

#583

COMMONWEALTH

VS. Appeal (Misdr.)

WELTY MINNICK

13 March

3/12/29 -

M. E. Hyger ✓ ✓
J. R. Libby ✓ ✓
S. W. Judd ✓
Geo. A. Bowen ✓
C. B. Hallar ✓

~~##~~
2 days

In the Name of the Commonwealth of Virginia:

To the Sheriff of Rockingham County, Greeting:

You are hereby commanded to summon

Emory Long,
Howard Higgs, Stuart Long,
Marie Long, Mrs. Nellie Long,
J. Robert Switzer, Dora Greese,
W. H. Greese, A. S. Reunion, Geo. B.
Keeyll, & C. R. Faulley, & A. M. Luman

to appear before the Judge of the Circuit Court of Rockingham County, at the Court House thereof, at 10 o'clock, a. m., on the *13th* day of *March* 19*29*, to testify and the truth to say in BEHALF OF THE COMMONWEALTH against

Nelly Munnick

who stands charged with and indicted for a felony misdemeanor.

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

Witness, J. ROBERT SWITZER, Clerk of our said Court, at the Court House, the *9th* day of *Mar* 19*29*, and in the *153d* year of the Commonwealth.

J. Robert Switzer, Clerk

Executed March 11th 1929 by delivering a true copy of the within summons in person to each J. Robert Switzer, Dora Freeze, W.H. Freeze, Geo B. Keezle, and C.R. Fawley. not finding Emry Long, Stewart Long and Marie Long at their usual place of abode, delivered a true copy of the within summons to Mrs Nellie Long being a member of the family over the age of 16 years.

S. J. Newman Dupty for
C. R. Fawley, S. R. C.

Camd.

no return to the court

Matty Minnick

*John H. S. for
C. R. Fawley S. R. C.*

1929

Mar. 13

Within Summons to Frank Clear, Chas. Boase,
and William Albore

Executed 11th of March 1929 by delivering a true Copy of the

1929

Within Summons to A. Brewer, A. Miller,
A. Sawyer, etc.

Executed March 11th 1929 by delivering a true Copy of the

1929

We the jurors find the prisoner at
the Bar guilty and fix his punishment
at six months in jail, and a fine of
\$50 ⁰⁰

M. C. Hyger (Foreman)

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36.50

Virginia, Rockingham County, to-wit:

Form 192--News-Record

Commonwealth vs.

Welty Minnick

STATEMENT OF COSTS

JUSTICE OF THE PEACE.....	Arrest Warrant	\$	1	00
	Search Warrant	\$		
	Trial	\$	2	00
	Bail	\$		
CONSTABLES, SHERIFF, SERGEANT.....	Arrest	\$	1	00
	Search Warrant	\$		
	Sum. Witnesses	\$	10	00
	Mileage	\$		
ATTORNEY FOR THE COMMONWEALTH	Other Fees	\$		
	J. P. Court	\$	5	00
	-----	\$		
	-----	\$		
CLERK OF THE COURT.....	Report of Fines, etc.	\$		
	Witness Certificates	\$		
	Trial	\$		
	Other Costs	\$		

Witnesses—Names	Days	Miles	Tolls	Amount
William Freeze	1	26	\$	\$ 1.80
Mrs. William Freeze	1	26	\$	\$ 1.80
Dora Freeze	1	26	\$	\$ 1.80
A. S. Runion	1	30	\$	\$ 2.00
Bud Areheart	1		\$	\$.50
---- Roads	1			.50

I hereby certify that the following additional witnesses were examined for the Commonwealth and were material witnesses:

Witnesses—Names	Days	Miles	Tolls	Amount
Samuel Eaton	1		\$	\$.50
Emory Long	1		\$	\$.50
Stuart Long	1		\$	\$.50
Marie Long	1		\$	\$.50
Lauree Long	1		\$	\$.50
Mrs. Stuart Long	1		\$	\$.50

I hereby certify that the foregoing is a correct statement of costs.

I hereby certify that the foregoing is a correct statement of costs:

Witnesses—Names	Days	Miles	Fees	Amount
James Bond	1		\$	20
John Bond	1		\$	20
John Bond	1		\$	20
John Bond	1		\$	20
James Bond	1		\$	20

and were material witnesses:

I hereby certify that the following additional witnesses were examined for the Com-

Witnesses—Names	Days	Miles	Fees	Amount
John Bond	1		\$	20
John Bond	1		\$	20
John Bond	1	30	\$	3.00
John Bond	1	30	\$	3.00
John Bond	1	30	\$	3.00

CLERK OF THE COURT

ATTORNEY FOR THE COMMONWEALTH

CONSTITABLES' SHERIFF'S DEPARTMENT

JUSTICE OF THE PEACE

Other Costs	\$	
Travel	\$	
Witness Expenses	\$	
Report of Sheriff etc	\$	
	\$	
J. B. Court	\$	2.00
Other Fees	\$	
Mileage	\$	
Other Witnesses	\$	10.00
Witness	\$	1.00
John	\$	
John	\$	3.00
Other Witnesses	\$	
Witness	\$	1.00

STATEMENT OF COSTS

Commonwealth vs.

John Bond

Virginia, Rockingham County, to-wit:

Virginia, Rockingham County, to-wit:

Commonwealth vs.

Welty Minnick

STATEMENT OF COSTS

JUSTICE OF THE PEACE.....	}	Arrest Warrant	\$	_____
		Search Warrant	\$	_____
		Trial	\$	_____
		Bail	\$	_____
CONSTABLES, SHERIFF, SERGEANT.....	}	Arrest	\$	_____
		Search Warrant	\$	_____
		Sum. Witnesses	\$	_____
		Mileage	\$	_____
ATTORNEY FOR THE COMMONWEALTH	}	Other Fees	\$	_____
		J. P. Court	\$	_____
		-----	\$	_____
		-----	\$	_____
CLERK OF THE COURT.....	}	Report of Fines, etc.	\$	_____
		Witness Certificates	\$	_____
		Trial	\$	_____
		Other Costs	\$	_____

Witnesses—Names	Days	Miles	Tolls	Amount
Howard Higgs	1	_____	\$ _____	\$.75
J. Robert Switzer	1	_____	\$ _____	\$.50
Sen. Geo B. Keezle	1	_____	\$ _____	\$.75
Howard Cline	1	_____	\$ _____	\$.50
Roy Cline	1	_____	\$ _____	\$.50
Jesse Moyers, Deputy Sheriff	1	_____	\$ _____	1.00

I hereby certify that the following additional witnesses were examined for the Commonwealth and were material witnesses:

Witnesses—Names	Days	Miles	Tolls	Amount
Chas R. Fawley	1	_____	\$ _____	\$.50
S. F. Newman	1	_____	\$ _____	\$.50
_____	_____	_____	\$ _____	\$ _____
_____	_____	_____	\$ _____	\$ _____
_____	_____	_____	\$ _____	\$ _____

I hereby certify that the foregoing is a correct statement of costs.

W. L. Minnick

Virginia Rockingham County, to-wit:

Commonwealth vs.

Wesly Minnick

STATEMENT OF COSTS

Arrest Warrant	Justice of the Peace
Search Warrant	Justice of the Peace
Trial	Justice of the Peace
Hall	Justice of the Peace
Arrest	Justice of the Peace
Search Warrant	Justice of the Peace
Sum. Witnesses	Constables, Sheriff, Sergeant
Mileage	Constables, Sheriff, Sergeant
Other Fees	Constables, Sheriff, Sergeant
J. P. Court	Attorney for the Commonwealth
Report of fines, etc.	Attorney for the Commonwealth
Witness Certificates	Attorney for the Commonwealth
Trial	Clerk of the Court
Other Costs	Clerk of the Court

Witnesses—Names	Days	Miles	Tolls	Amount
Howard Higgs	1		\$.75
J. Robert Switzer	1		\$.50
Gen. Geo. E. Keeble	1		\$.75
Howard Gline	1		\$.50
Roy Gline	1		\$.50
Lease Meyers, Deputy Sheriff	1		\$	1.00

I hereby certify that the following additional witnesses were examined for the Commonwealth and were material witnesses:

Witnesses—Names	Days	Miles	Tolls	Amount
Chas. R. Fawley	1		\$.50
S. F. Newman	1		\$.50
			\$	
			\$	
			\$	
			\$	

I hereby certify that the foregoing is a correct statement of costs.

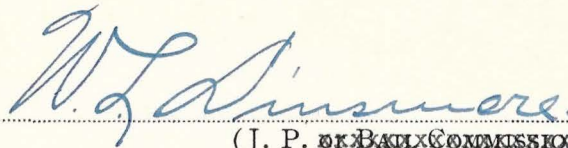
[Handwritten signature]

Commonwealth of Virginia,
Rockingham County, To-Wit:

BE IT REMEMBERED, that on the 25th day of January, 1929,
Welty Minnick, principal and S. F. Minnick
surety, who justified to his sufficiency, came before me, W. L. Dinsmore
Justice of the Peace
(J. P. or Bail Commissioner), of the said County of Rockingham,
and acknowledged themselves to be indebted to the Commonwealth of Virginia each in the sum of
Five Hundred Dollars, (\$500),
to be levied of their respective goods and chattels, lands and tenements, for the use of the Common-
wealth of Virginia rendered, and they each severally waived their homestead exemption to their re-
cognizance; yet upon this condition:

That if the said Welty Minnick shall personally appear before
the Circuit Court of Rockingham County, at the Courthouse of said County, on the 1st day of the
February Term thereof, being the 18th day of February,
1929, and at such other time or times to which the proceedings may be continued or further
heard, and before any court or judge hereafter having or holding any proceedings in connection with
the said charge, and then and there answer the Commonwealth of Virginia concerning a certain
Misdemeanor whereof the said Welty Minnick stands
charged, and be bound under said recognizance until the charge is finally disposed of or until it is
declared void by order of a competent court, then the above recognizance shall be null and void; other-
wise to remain in full force and effect.

IN WITNESS WHEREOF, I hereunto affix my signature this 25th day of
January, 1929.


W. L. Dinsmore

(J. P. or ~~BAIL~~ COMMISSIONER)

Г. П. КУЗНЕЦОВ

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State of Virginia,
County of Rockingham,

To-wit:

To the Sheriff or any Police Officer or Constable of the said County:

WHEREAS, D. W. Toman, Commonwealth's Attorney of the said County, has this day made complaint and information before me, J. M. Perret, a Justice of the Peace of the said County, that Wetty Minnie Witty in the said County, did on the 4 day of January, 1929: take, steal and carry away the sum of \$30.00 of the property of Rockingham County, Virginia, the said Minnie having obtained that amount of money from said County by means of 30 Weasel receipts.

THESE ARE, THEREFORE, To command you, in the name of the Commonwealth, to apprehend and bring before me, or some other Justice of the said County, the body of the said

Wetty Minnie to answer the said complaint and to be further

dealt with according to law. And you are also directed to summon

Ernest Long, Street Long, Marie Long, Larn Long, and J. R. Switzer
A. S. Remion and Wm. Freeze, C. R. Farley,
as witnesses.

Given under my hand and seal, this 5th day of January, 1929.

J. M. Perret, J. P. [SEAL]

STATE OF VIRGINIA—COUNTY OF ROCKINGHAM, TO-WIT:

I, _____, a Justice of the Peace in and for the County of Rockingham, Virginia, do hereby certify that _____ and _____ as his surety, _____ have this day acknowledged themselves indebted to the Commonwealth of Virginia in the sum of _____ Dollars (\$ _____), to be made and levied of their goods and chattels, upon this condition: That the said _____ shall appear before the undersigned or the Circuit Court of Rockingham County, on the _____ day of _____, 192____, and not leave hence without leave of the said Court, to answer the charge in this warrant, or to await the action of the Grand Jury of the said County upon the within charge.

Given under my hand this, the _____ day of _____, 192____, J.P.

VIRGINIA,
Rockingham County, to-wit:

On motion of defendants counsel, an appeal is hereby granted to the Circuit Court of Rockingham County, from my decision herein, and bond in the sum of \$500, has been executed by defendant in connection with said appeal with S. F. Minnick as his surety; the said bond being herewith appended.

Given under my hand this the 25th day of January, 1929.

W. L. Dimmore J.P.

COSTS

Justice,	\$ 3.00
Fine,	\$ 10.00
Clerk,	\$
Arrest,	\$ 1.00
Witness Attendance,	\$ 16.40
Summoning Witnesses,	\$ 10.00
Commonwealth,	\$ 5.00
Total,	\$ 45.40

COMMONWEALTH

WARRANT OF ARREST.

vs. Willy Minnick

Executed this, the 5th day of January, 1929,

Chas R Fawley
Sheriff Constable.

Upon the examination of the within charge, I find the accused guilty of the larceny of \$30 from the County of Rockingham and hereby assess a fine of \$10 and the costs of \$29.40 against him and further sentence him to serve a term of eight (8) months at hard labor on the State Convict Road Force.

Given under my hand this the 25th day of January, 1929.

W. L. Dimmore J.P.

We the jury find the defendant Willy Minnick guilty as charged in the warrant and give him punishment at six months in jail and a fine of fifty dollars

M. P. Kyger
foreman

The court instructs the jury that a reasonable doubt is such a doubt as may be honestly and reasonably entertained as *to any substantial and material fact essential to prove the offence* charged. Reasonable doubt must be based upon the evidence, ~~any substantial and material fact essential to prove the offence~~ or that is suggested by the evidence, or grows out of the evidence *or from the lack of evidence.* itself. It must not be arbitrary doubt without evidence to sustain it. It must be serious and substantial in order to warrant an acquittal. It must be a doubt of material fact or facts necessary for the jury to believe to find a verdict of conviction, and not of immaterial and non-essential circumstances.

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The court instructs the jury that a reasonable doubt

is such a doubt as may be honestly and reasonably entertained as to the guilt of the accused. Reasonable doubt must be based upon the evidence, and not upon mere conjecture or speculation.

It is not a doubt which is based upon mere possibility or mere

conjecture, or that is suggested by the evidence, or grows out of the evidence

itself. It must be a doubt which is based upon the evidence, and not upon mere

conjecture or speculation. It must be a doubt which is based upon the evidence,

and not upon mere possibility or mere conjecture. It must be a doubt which is

based upon the evidence, and not upon mere possibility or mere conjecture.

and not of immaterial and non-essential circumstances.

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In the Name of the Commonwealth of Virginia: *Augusta*

To the Sheriff of ~~Rockingham~~ County, Greeting:

You are hereby commanded to summon.....

Frank Stump

to appear before the Judge of the Circuit Court of Rockingham County, at the Court House thereof, at 10 o'clock, a. m., on the *13th* day of *March* 19*29*, to testify and the truth to say in behalf of the Defendant in the prosecution of the Commonwealth, plaintiff, against

Melty Minnick

who stands charged with and indicted for a ~~felony~~ misdemeanor.

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

Witness, J. ROBERT SWITZER, Clerk of our said Court, at the Court House, the *6th* day of *Mar*. 19*29*, and in the *153rd* year of the Commonwealth.

J. Robert Switzer, Clerk.

EXECUTED McCh J 19 29
as to Mark Stamp

by delivering a copy of the within Summons
to Wm J Leines in person
For W. B. Wilson Dept. S.A.C.

Kelty Minnick

at
Com.

Augusta County

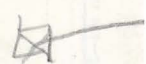
C. A. Hammer
p.d.

1928

B/3/7/29 Leines

Am - vs Munnick

W.E. Kyger 1.30
2.50
J.R. Lusk 2.70
C.W. Judd 3.05
~~Vergil Houser 2.50~~
Geo A. Bauer 4.50
C.B. Haller 3.80
~~Martin Schert 2.50~~



In the Circuit Court of Rockingham County,

..... Term 190.....,

..... this day presented in Court an account against the Court
of Rockingham for the sum of \$....., for Service.....
.....
.....

which being sworn to, was examined and approved by the Court, and ordered to be certified to the Treasurer of
this county for payment.

..... Clerk.



Virginia :

In the Supreme Court of Appeals, held at the Court House of Wythe County,
in the Town of Wytheville, on WEDNESDAY
the 5th day of JUNE 1929 :

The petition of Welty Minnick for a writ of error and superse-
deas to a judgment of the circuit court of Rockingham County,
rendered on the 14th day of March, 1929, in a prosecution therein
by the Commonwealth of Virginia against Welty Minnick whereby he
was found guilty of larceny and sentenced to serve six months in
jail and pay a fine of fifty dollars, having been maturely consid-
ered and a transcript of the record of the judgment aforesaid seen
and inspected, the court being of opinion that said judgment is
plainly right, doth reject said petition and refuse said writ of
error and supersedeas, the effect of which is to affirm the judg-
ment of the said circuit court.

A COPY

TESTE: J. M. Kelly CLERK.

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506
Enter
28th June

Virginia

In the Supreme Court of Appeals, held at the Court House of Wythe County,
in the Town of Wytheville, on _____
the 27th day of _____ 1882.

The petition of _____ for a writ of habeas corpus
has been brought to the attention of the Honorable Court of Wythe County,
held on the 14th day of _____, 1882, in a proceeding therein

_____ and _____, who were in custody in
the County Jail at _____, having been lawfully committed
and a transcript of the record of the judgment, arrears and
and inspection, the court being of opinion that said judgment is
final and correct, and that said petition and return said writ of
error and suggestion, are without merit and that it is to return the writ
and the said writ shall be denied.

WITNESSED my hand and seal of office
this _____ day of _____ 1882.

Clerk of the Court

Original

Certificate No. 1 -

Evidence

Commonwealth of Virginia

v {
Willy Winick

Judgment for a Resurrection,

Carleton Dr.

Carleton Dr.

Carleton Dr.

Carleton Dr.

Evidence taken in the
 Circuit Court of Rockingham County, Virginia,
 March 13, 1929,
 in the case of
 Commonwealth vs. Welty Minnick.

Testimony of

Mr. Emery Long,	on behalf of Commonwealth,	Pages 3--7; 28-29;
Mr. Stuart Long,	" " " " "	" 7--10;
Mr. Howard Higgs,	" " " " "	" 11--15;
Mrs. Stuart Long,	" " " " "	" 15--17;
Mr. J. Robert Switzer,	" " " " "	" 17--28;
Miss Marie Long,	" " " " "	" 29--30;
Mr. C. R. Fawley,	" " " " "	" 30--35;
Mr. A. M. Turner,	" " " " "	" 35--37;
Mr. A. S. Bunion,	" " " " "	" 37--43; and 68;
Mr. Frances W. Pingley,	" " " " "	" 43--50;
Mr. W. H. Frieze,	" " " " "	" 50--52;
Mr. J. H. Tingler, (?)	" " " " "	" 52--55;
Mr. George McDonaldson,	" " " " "	" 55--56;
Mr. Charles Hamber,	" " " " "	" 56--61;
Mr. W. H. Foley,	" " " " "	" 61--63;
W. N. Tibbens,	" " " " "	" 63--64;
	" " " " "	" ----65;
Mr. J. W. Hall,	" " " " "	" ----,
Mr. Frank Stump,	" " " " "	" 65--67; and) 68--71.)

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Exhibits taken in the
District Court of Henning County, Virginia,
March 12, 1915,
in the case of
Commonwealth vs. Jeff Kinison.

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IN THE CIRCUIT COURT OF ROCKINGHAM COUNTY, VIRGINIA.

P 3

Commonwealth of Virginia

vs.

Upon a Warrant for a Misdemeanor.

Welty Minnick.

The following evidence on behalf of the Commonwealth and of the defendant, respectively, as hereinafter set forth is all of the evidence that was introduced on the trial of this case.

Testimony for the Commonwealth:

Mr. Emery Long, being first duly sworn, examined by Mr. Eberman, testified:

- Q. You are Emery Long? A. Yes, sir.
- Q. How do you spell your name? A. E-m-e-r-y.
- Q. How old are you? A. Twenty-one.
- Q. Where do you live? A. Up on Kelly Street, You go out North Main and then up to Federal Alley and then turn up, and then turn up the next street; back of the new reservoir.
- Q. About how far from Main Street up to your home?
- A. About a quarter of a mile.
- Q. Pretty rough street?
- A. Not until you start up in the field, then it's rough.
- Q. You go through a field part of the way?
- Q. Do you know Welty Minnick?
- A. I know him by going with my sister, that's all.
- Q. He has been visiting your home for how long?
- A. I don't know exactly how long; about eight months, I guess.
- Q. Did you sell any weasel hides for him?
- A. Yes sir.

THE STATE OF TEXAS, COUNTY OF DALLAS, this 1st day of January, 1901.

JOHN W. [Name], of the County of Dallas, State of Texas, do hereby certify that the following is a true and correct copy of the [document] as the same appears on file in the office of the [official] at Dallas, Texas, to-wit:

[Faint, illegible text, likely the beginning of a list or document description]

[Faint, illegible text]

[Faint, illegible text]

[Faint, illegible text]

[Faint, illegible text]

[Faint, illegible text]

[Faint, illegible text]

[Faint, illegible text]

Q How many?

A Thirty.

Q Thirty? A Yes sir.

Q Do you remember when that was? A Yes sir.

Q When? A On January 4, Friday.

Q Just state to the jury how it happened that you sold these weasel pelts.

A I was leaving home on Friday morning, and I was going down through the colored graveyard, and I heard some one hollering. And Mr. Minnick told me to go over there. He said, "I have got some hides; will you take them down and sell them?" He said, "Mr. Switzer will ask you if they were killed in Rockingham County," and he said I should say Yes, because they were. Mr. Switzer asked me if they was killed in Rockingham County, and I said Yes, because Mr. Minnick told me that they were, and Mr. Switzer gave me \$30.00 for them. I taken the money back home, and gave it to Mr. Minnick. Mr. Minnick gave me \$5.00.

Q What was the \$5.00 for? A For bringing them down, I reckon; that is all I know.

Q Did he tell you before you brought them down how much he would give you for bringing them down? A No sir.

Q What did he tell you to do with the furs when you had gotten the money on them?

A He said bring them back to him.

Q What did he say he was going to do with them?

A He didn't say. He never told me what he was going to do with them or nothing.

Q Did he say anything about telling the Clerk where these things came from? A He said I was to tell him they were killed in Rockingham County.

Q Did you bring any more down here for Minnick?

Objection; overruled; exception.

1 The party
 2 thirty.
 3 thirty A few days
 4 Do you remember when that party A few days
 5 went - I on January 4, Friday.
 6 that party to the party how it happened that you were there
 7 early?

8 I was invited to the party by the party, and I was
 9 that party the party was invited, and I was invited
 10 and the party was invited to the party, and I was invited
 11 and the party was invited to the party, and I was invited
 12 and the party was invited to the party, and I was invited
 13 and the party was invited to the party, and I was invited
 14 and the party was invited to the party, and I was invited
 15 and the party was invited to the party, and I was invited
 16 and the party was invited to the party, and I was invited
 17 and the party was invited to the party, and I was invited
 18 and the party was invited to the party, and I was invited
 19 and the party was invited to the party, and I was invited
 20 and the party was invited to the party, and I was invited

21 that was the \$2.00 party a few days that party
 22 and that is all I know
 23 and the party was invited to the party, and I was invited
 24 and the party was invited to the party, and I was invited
 25 and the party was invited to the party, and I was invited
 26 and the party was invited to the party, and I was invited
 27 and the party was invited to the party, and I was invited
 28 and the party was invited to the party, and I was invited
 29 and the party was invited to the party, and I was invited
 30 and the party was invited to the party, and I was invited

31 and the party was invited to the party, and I was invited
 32 and the party was invited to the party, and I was invited
 33 and the party was invited to the party, and I was invited
 34 and the party was invited to the party, and I was invited
 35 and the party was invited to the party, and I was invited
 36 and the party was invited to the party, and I was invited
 37 and the party was invited to the party, and I was invited
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 45 and the party was invited to the party, and I was invited
 46 and the party was invited to the party, and I was invited
 47 and the party was invited to the party, and I was invited
 48 and the party was invited to the party, and I was invited
 49 and the party was invited to the party, and I was invited
 50 and the party was invited to the party, and I was invited

A I brought thirty-one down on Saturday morning, but I didn't sell them.

Q You tried to, did you? A No sir.

Mr. Hammer: If that is the case, I move that you strike that out.

The Court: What did you do with them?

Memo.: Witness started to answer.

Mr. Hammer: Objection to Your Honor's question.

The Court: In other words, you didn't take them to the Clerk? Witness: No sir.

Mr. Hammer: I ask that all reference to that be stricken out.

The Court to Mr. Hammer: You, of course, except to the Court's question. That will be understood.

The Court to the witness: Minnick gave you these thirty-one and told you to bring them down and sell them?

Witness: Yes sir.

The Court: Why didn't you?

Witness: Mr. Fawley jumped me about bringing those down on Friday.

The Court: I ~~will~~ overrule the objection.

Mr. Hammer: I except and save the point as to the questions asked by the Court and by Mr. Earman with reference to the second transaction.

The Court: I understood that that was on Saturday following the Friday?

Witness: Yes sir.

Q And your father, Mr. Stuart Long, did he have any at that time that Minnick had given him?

Objection by Mr. Hammer; overruled;

Q Stuart Long was with you? A Yes.

1 I thought thirty-one days on Saturday morning, but I didn't
well then.

2 The trial is, it's just a 20 day.
Mr. Bennett: It was in the case, I have that you state
that out.

The Court: What did you do with that
Hunt: Witness stated to answer.

Mr. Bennett: Objected to your Honor's question.
The Court: I've asked you, you might like them to the
court witness to sit.

Mr. Bennett: I ask that all witnesses to that be recalled
out.

The Court to Mr. Bennett: Yes, at once, enough to the
court's question, that will be understood.

The Court to the witness: Witness, you were there thirty-
one and told you to bring them back and well then
witness, the sit.

The Court: Will that be your
Witness: Mr. Bennett, I asked on about bringing those back
in witness.

The Court: I am not sure of the objection.
The witness, I am not sure of the point as to the
court, I am not sure of the point and Mr. Bennett
will be the witness's objection.

The Court: I understand that was on Saturday following
the witness.
Witness: The sit.

2 and your Honor, Mr. Bennett, did he have any of that
time that he had not given him
objection by Mr. Bennett, witness's

3 That's how you will put a Yes.

Q And he had thirty? A Yes.

Q And you had thirty-one?

Mr. Hammer: Objection to all of those questions; over-ruled; exception.

Q You got your thirty-one from whom? A From Minnick.

Q Where did your father get his? A From Minnick him.

Q Did you see ^{Nulty} Lurty Minnick give those to your father?

A He said there they were in a bunch.

Q ^{Howard} Lurty Higgs brought you down here in an automobile?

A Yes sir.

Q And then you and your father came in the Court House and Mr. Fawley intercepted you right out here in front of his office? A Yes sir.

Q While you were on your way to the Clerk's Office?

A No, they come in first.

Q How far behind were you?

A I waited out there about five minutes, I guess.

Q What were you to get for selling these?

A He never said.

Q Do you know what your father was to get? A No sir.

Q Did you any time before that, on any other occasion, say within a month or six weeks, sell any hides for Welty Minnick?

Mr. Hammer: I object to that.

Q Howard Higgs, - you know Howard Higgs, do you not?

A Yes sir.

Q He has been coming to see one of your sisters, too, hasn't he? A Yes sir.

Q Did he and Lurty Minnick come up to your home frequently, or not?

A Once in a while.

Q

Q And he had thirty? A Yes.

Q And you had thirty-one?

Mr. Conway: Objection to all of those questions over-
 ruled; irrelevant.

Q You got your thirty-one from what? A From thirty.

Q Where did your father get his? A From thirty.

Q Did you see thirty minutes after three in your father's
 car? A Yes, I saw it in a house.

Q Was it there when you saw it? A Yes, it was.

Q The car.

Q And then you saw your father come in the front house and
 Mr. Farley interrogated you right out here in front of his
 attorney? A Yes sir.

Q Well you were in your way to the city's office?

Q Yes, that was it.

Q How far would you say?

Q I walked out there every day, I guess.

Q That was you to get the walking there?

Q He never said.

Q So you know that your father was in with a car.

Q Did you see this before that, was your father there, was
 there a car in the house, but not there for your father?

Q Yes, I don't know.

Q How far would you say?

Q He has been coming to see me at your place, too, hasn't
 he?

Q Yes sir.

Q Did he and your father come up to your car frequently?

Q Yes.

Q How far is it?

Q Did you see Welty Minnick give him any hides to sell?
Objection by Mr. Hammer.

A Didn't see any.
Witness dismissed.

Mr. Stuart Long, another witness introduced on the same behalf, being first duly sworn, testified.

- Examined by Mr. Earman.-

Q You are Stuart Long? A Yes sir.

Q How old are you? A I will be forty-five this coming August, the 22d.

Q Where did you live on January 4 of this year?

A Up on Kelly Street, in Mr. John Grey Paul's house.

Q That is up on top of the hill there?

A It is the last little bungalow up on top of the hill.

Q That is some little distance from North Main Street?

A I suppose it is a quarter of a mile, anyhow.

Q Do you know Welty Minnick? A Yes sir.

Q How long have you known him? A Well, I don't know. To know him, I have been knowing him for about a year.

Q Had he been coming up to your house to see your daughter?

A Yes sir, for about eight or nine months.

Q And Howard Higgs had been coming up there also? A Yes.

Q On some occasions they came together? A Yes sir.

Q Did you sell any, or try to sell any, weasel pelts for Welty Minnick, and if so, when?

Mr. Hammer: I object.

The Court: Overruled.

Mr. Hammer: Exception.

The Court: I have the objection running to all of these questions.

Q Did you see Kelly's picture give him any ideas as well?
 A Question by Mr. Warner.
 Q Didn't see any.
 A Witness dismissed.

Mr. Warner long, another witness introduced on the stand
 called, John Peter John Brown, testified.
 A Question by Mr. Warner.
 Q You are about that, A Yes sir.
 Q How did you find it? I will be forty-five this coming August,
 the 15th.
 Q Where did you live on January 1 of this year?
 A Up on Kelly Street, in the town near Kelly's house.
 Q What is up on top of the hill there?
 A It is the John Peter Brown house, it is on top of the
 hill.
 Q That is some little distance from Kelly's house?
 A I suppose it is a corner of a mile, anyhow.
 Q Do you know Kelly's number? A Yes sir.
 Q How long have you known him? A Well, I don't know, he has
 not, I have been watching him for about a year.
 Q How he been watching you to your house as you just suggested?
 A Yes sir, I have seen him at some times.
 Q How often? A He has been coming up there about a year.
 Q On some occasions they came together? A Yes sir.
 Q How far will you go to Kelly's house? A Well, Kelly's house is
 about a mile and a half, about
 Mr. Warner: I object.
 The Court: Sustained.
 Mr. Warner: Excuse me.
 The Court: I have the objection running to all of these
 questions.

- A I brought down thirty on Saturday.
- Q Do you remember what day that was?
- A Just about, it must have been around close to dinner-time.
- Q Do you know whether your son Emery brought any down?
- A Yes sir.
- Q On January 4, were you home on that occasion? A No sir.
- Q How long before?
- A That was on Thursday or Friday he brought them down, and on Saturday we brought the others down.
- Q How many did you have? A There were sixty-one.
- Q You two had sixty-one? A Yes sir.
- Q You don't know whether you had thirty or thirty-one?
- A No sir.
- Q How did you happen to get these hides?
- A We was all sick up there, and it was bad weather, and the boy come up home, and I said something to him one day, I said if he had any I would sell them. And he brought up a bunch of hides, and I brought them down but didn't sell them.
- Q How much were you to get for them?
- A I suppose he would have given me \$5.00.
- Q That was what you figured on selling them for?
- A Well, of course I couldn't make no charge. He would have given it to me.
- Q Were they wrapped up? A They were in a newspaper.
- Q Did he have any more than the sixty-one?
- A No, I didn't see any more.
- Q Did he tell you where he had gotten them?
- A No, I supposed he had brought them from his home.
- Q Did he tell you to tell the Clerk that he had gotten them from around Mayland?
- Objection; overruled; point saved.
- Q Did he tell you, or not, where he had gotten the things?

I thought I had better say that
 in your presence that day that
 was about, it was about a year
 or two ago, your name was
 Mr. A.
 On January 4, was your name
 not long before?
 I think you were in the
 in the year of 1914 or 1915.
 The name of the house was
 you had sixty-one, I think.
 You had a house which was
 in the
 the old house to get the
 we was all time in there,
 by some up here, and I
 had say I would sell them.
 I thought that was all
 the name was to get the
 I suppose he would have
 one and what you thought
 said it would be a house
 given to me.
 the day which was a
 the name was the
 he didn't use any more.
 the he will you were in
 for I thought he had
 the he will you to sell the
 from around
 objection, eventually
 did he tell you, or not, where he had

A He told me he had trapped them down there, and in the summer-time he had moved some lumber, and his father and brothers would help him. And he had been killing them since harvest.

Q Who brought you down to the Clerk's Office?

A Howard Higgs.

Q Howard Higgs comes to visit your daughter? A Yes.

Q Where did you and your son get out of the car?

A In front of Fletcher's place of business. I come in, and then he come in, and he got to talking to Mr. Fawley there.

Q You saw Mr. Fawley before you saw the Clerk? A Yes.

Q And then you didn't get your money?

A I didn't try to sell them.

Q What did you come down here for? What were you sent down here for?

A I brought the hides down, I thought I could sell them. A bunch of us had all been sick. Dr. Canter had been up there to see some of us.

The Court: Do you mean: sell the hides, or collect the bounty?
Q Did you bring those things down here to ^{the hides,} sell/or collect the bounty?

A I brought them down to sell the ^{head}hide part.

Q In other words, you were going to cut the snouts off the hides, and take them back to Minnick, and get a dollar for each scalp? A Yes sir.

Q Now then, had Welty Minnick said anything to you before this about selling the weasel scalps and collecting bounties on them?

A Before I brought them down?

Q Yes.

Q Well, we was talking up there one day about the hides before he brought them up. I told him I would sell a bunch for them, we had all been sick, if he would bring them up. The first bunch he brought up I didn't see them; that is the bunch my boy brought.

1 He said as he had trapped them down there, and in the summer-
 2 time he had never seen them, and his father and his mother would
 3 help him, and he had been killing them since winter.
 4 The stranger you said to the girl's father
 5 toward him.
 6 He said they come to visit your daughter, I see.
 7 He said you and your son and all of the rest
 8 he thought of the stranger's name is William. I come in, and
 9 how he was in, and he was in the house in the winter.
 10 The stranger, he said he was in the house in the winter.
 11 And then the stranger's name is William.
 12 I didn't try to help them.
 13 What did you come down here for? What were you doing
 14 here?
 15 I thought the girl was, I thought I would see a
 16 woman in the house, and I thought she was in
 17 the house in the winter.
 18 The stranger, he said he was in the house in the winter.
 19 Did you bring those things down here to sell or collect the
 20 money?
 21 I brought them down to sell the money.
 22 I think you are a man, and I think you are a man.
 23 I think you are a man, and I think you are a man.
 24 I think you are a man, and I think you are a man.
 25 I think you are a man, and I think you are a man.
 26 I think you are a man, and I think you are a man.
 27 I think you are a man, and I think you are a man.
 28 I think you are a man, and I think you are a man.
 29 I think you are a man, and I think you are a man.
 30 I think you are a man, and I think you are a man.

Q Are these the only weasel pelts that you saw him have?

A No, I seen him have a bunch up there that Howard Higgs had sold.

Q How long was that before this?

A Oh, I don't know, a couple weeks, anyway.

Q You were to sell that bunch for him, weren't you?

Mr. Hammer: Objection.

Mr. Earman: I will withdraw the question.

Q On this particular occasion, when you and your son had sixty-one that you brought down to the Clerk's Office, sixty-one pelts, did Howard Higgs and Welty Minnick come to your house together on that day, or not?

A Well, Mr. Earman, I can't tell you that. The car was setting in front of the house, and Welty was in the house. When Welty come through the room where we was at he said something about taking the hides. It was raining, and I said, "I can't go, because it's wet. The doctor said I shouldn't go out." Howard Higgs was in the car, eating his dinner. And he brought us down.

Mr. Earman: Take the witness, Mr. Hammer.

Witness cross-examined by Mr. Hammer.

XQ You know that Minnick is a trapper and a hunter? A Yes sir.

XQ Have you ever been at his home?

A I come past there one time.

XQ Did you ever see any hides there? A No.

XQ You had been sick, you had had a great deal of sickness in your family, and this boy in the kindness of his heart just simply gave you \$5.00?

A That was what he was going to do.

XQ He was a sweetheart of your girl? You had two girls there, and Howard went with the other girl, didn't he? A Yes sir.

The Court: Through with the witness?

Mr. Hammer: Yes sir.

Witness dismissed.

Q Now those are the only reasons that you can give
A No, I want him have a month up there that Howard likes
has said.

Q How long was that before that?
A Oh, I don't know, a couple weeks, anyway.
Q You were to sell that house for him, weren't you?
A Yes, that's correct.

Q Now, I want to ask you a question.
A Yes, I will answer the question.
Q On this particular occasion, when you and your son
left the house, did you know where the Howard's were, didn't you?
A Yes, I know where they were, but I don't know where they were
going to go.

Q Well, Mr. Howard, I can't tell you that. The car was sitting
in front of the house, and when you and your son
came through the door there was a car sitting there.
Q Yes, I know that. I was sitting, and I didn't know where
it was. I don't know where it was. I don't know where it was.
Q Yes, I know that. I don't know where it was. I don't know where it was.
A Yes, I know that. I don't know where it was. I don't know where it was.

Q Now, I want to ask you a question.
A Yes, I will answer the question.
Q On this particular occasion, when you and your son
left the house, did you know where the Howard's were, didn't you?
A Yes, I know where they were, but I don't know where they were
going to go.

Q Well, Mr. Howard, I can't tell you that. The car was sitting
in front of the house, and when you and your son
came through the door there was a car sitting there.
Q Yes, I know that. I was sitting, and I didn't know where
it was. I don't know where it was. I don't know where it was.

Q Now, I want to ask you a question.
A Yes, I will answer the question.
Q On this particular occasion, when you and your son
left the house, did you know where the Howard's were, didn't you?
A Yes, I know where they were, but I don't know where they were
going to go.

Mr. Howard Higgs, another witness introduced on the same behalf, being first duly sworn, testified.

- Examined by Mr. Earman.

Mr. Hammer. Your Honor, please, from the tendency of the evidence introduced so far I think this witness ought to be apprised of his rights, though I am not representing him.

The Court to the witness: You are advised that you need not answer any question propounded to you that would tend to incriminate you.

- Q You are Mr. Howard Higgs? A Yes sir.
Q Where do you live? A Down near Linville.
Q How old are you? A Twenty-three.
Q Do you know Welty Minnick? A Yes sir.
Q Where does he live? A Down near Mayland.

Mr. Hammer: May I ask just at that point - I want to ask him this. Howard, you were arrested and put in jail charged with violation of this fur business?

Witness: No, I wasn't put in jail.

Mr. Hammer: You were arrested?

Witness: Yes sir:

Mr. Hammer to the Court: If he is under arrest, anything that might tend to incriminate him --

The Court: Well, the Court has instructed the witness.

I think that is a full statement of the case.

The Court to the witness: You are not required to answer any question - you can't be compelled to answer any question that would tend to incriminate you or connect you with the ~~conviction~~ ^{Commission} of a crime.

Mr. Earman resuming his examination:

- Q You say you are twenty-three years old and live down near

Mr. Howard Wiley, another witness introduced on the same
 behalf, being first duly sworn, testified.
 - Examined by Mr. [Name].
 Mr. Howard, your Honor, please, from the testimony of the
 evidence introduced so far I think this witness ought to be ap-
 peared at his trial, should I am not representing him.
 The Court to the witness, you are advised that you need
 not answer any question pertinent to your case which you do in-
 terest in.

Q For me Mr. Howard Wiley - Yes sir.
 Q What is your first name and last name?
 A Howard Wiley.
 Q How old are you?
 A - [Age].
 Q How long have you lived in [Location]?
 A - [Duration].

Mr. Howard, you are now at that point - I want to
 ask you this, Howard, you were arrested and put in
 jail charged with violation of this law, is that
 correct? No, I wasn't put in jail.
 Mr. Howard, you were arrested
 [Location] [Date].

Mr. Howard, in the trial, it is under arrest, whether
 you think you are innocent or not.
 Mr. Howard, will you please answer the question.
 I think that is a fair statement of the case.

The Court to the witness, you are not required to answer
 any question - you can't be compelled to answer any question
 that would tend to incriminate you in a crime, but you
 can answer any question that is pertinent to your case.
 The witness to the witness:
 The witness to the witness.

For say you are twenty-three years old and live near [Location].

Linville? A Yes sir.

Q You are unmarried? A Yes sir.

Q You have been visiting at the home of Mr. Stuart Long? He has a couple daughters, I believe. Do you and Welty Minnick meet up there sometimes? A Yes sir.

Q Did Welty Minnick on January 2 of this year give you thirty weasel hides to sell, or not?

Objection; overruled; exception.

A Yes sir.

Q Where were you at that time?

A Down in town at the bowling alley.

Q Where is that? A It is down here under the theatre.

Q Back of the Arcade, at the Virginia Theatre, isn't it?

A Yes sir.

Q What were you doing there? A I was standing there, I think I was bowling some.

Q And Welty Minnick came in there, didn't he? A Yes sir.

Q What did he say to you? A He asked me to take some hides to the Court House and sell them for him.

Q What did he say he would give you? A \$5.00.

Q Did he ask you first, if you wanted to make \$5.00?

A And I said, Yes.

Q And then what did he do?

A He told me to bring them up here and sell them for him.

Q Did you bring them over here? A Yes sir.

Q What did you do with them?

A I brought them to Mr. Switzer.

Q Did you sell the hides, or just the scalps?

A Just the scalps.

Q And you left the scalps with him? A Yes sir.

Q How many did you have? A Thirty.

Q How much did you get for them? A \$5.00.

- Q How much did you get for the thirty?
- A \$5.00.
- Q How much money did Mr. Switzer turn over to you?
- A \$30.00.
- Q What did you do with it? A Turned it back to Welty Minnick.
- Q And you got the \$5.00 for bringing them over here from the bowling-alley? A Yes sir.
- Q How far is it from the bowling alley over here?
- A I don't know.
- Q How was he carrying these things, Mr. Higgs, when he came in there?
- A Had them wrapped up in a paper.
- Q Did you ask him why he didn't bring them over here?
- A I believe I did, as well as I remember.
- Q What did he say? A I believe he said he was kind of afraid to bring them over here, something like that.
- Q Did he tell you where he had gotten these things? A No sir.
- Q Did you bring any other weasel hides over here, or scalps, for Larty Minnick? A Yes, I brought thirty more.
- Objection; overruled; point saved.
- Q When was that?
- A Which do you mean, the second one or the first?
- Q Where were you when you brought the first lot over; was that the bowling-alley lot, the first lot that you brought?
- A I believe I was down in the bowling-room the first time.
- Mr. Hammer: What day of the month was that?
- Witness: I don't know. I don't remember. The 28th, wasn't it?
- Q How far apart did you bring these two lots? A week or two weeks? A About a week, I suppose.

1 How much did you pay for the whisky?
 2 \$6.00.
 3 How much money did Mr. Jackson have over in your
 4 \$10.00.
 5 How did you do with it? A. I turned it back to Kelly
 6 Minsky.
 7 How did you get the \$10.00 for whisky? How over your time
 8 the whisky-seller? A. Yes sir.
 9 How was it? How the whisky-seller after every business
 10 I paid him.
 11 How was he carrying these things, Mr. Minsky, when he came
 12 in there?
 13 Was that wrapped up in a paper?
 14 Yes, yes, was the way he always brings them over here?
 15 I believe I did, as well as I remember.
 16 How did he carry it? I believe he would be very kind of afraid
 17 to bring them over here, something like that.
 18 Did he tell you where he had gotten these things? A. He did.
 19 He had been with some other business since over here, or maybe,
 20 for many things? A. Yes, I brought whisky over.
 21 He brought whisky over, didn't he?
 22 Yes, sir.
 23 When he got home, the second time or the third?
 24 There were two times you brought the things over; was that
 25 the second time or the third time you brought it?
 26 I believe I was seen in the building from the first time.
 27 Mr. Minsky; what day of the month was that?
 28 I don't know, I don't remember. The 10th, wasn't it?
 29 Yes.
 30 How did you get the things there for later? A. Well, on the
 31 morning I about a week, I remember.

Q How many did you bring on the other occasion?

A Thirty.

Q You brought thirty on each occasion? A Yes sir.

Q What did you get for selling them the next time? A Gasoline.
Memo.: The Court then instructed Mr. Earman that he must not say "sell" hides.

The Court: Did you sell any hides, or does your evidence all relate to taking hides to the Clerk's Office to collect the bounty?

Witness: I sold them to him.

The Court: You didn't sell the hides, did you?

Witness: No sir, just the scalp.

Q (Mr. Earman resuming his examination): Where were you the second time when Minnick came to you with these pelts?

A Up at Mr. Long's, I guess.

Q Well, how did it happen that he gave them to you on that occasion?

A Just like the other time, I suppose. He gave them to me and told me to sell them.

Q Were you in the house?

A I don't remember whether I was in the house, out or in, or on the porch.

Q Did he tell you where he had gotten them? A No sir.

Q You brought Stuart Long and Emery down here that time in your car, didn't you? A Yes sir.

Mr. Hammer: I object to that.

Cross-examination by Mr. Hammer:

1 XQ Did he give you those hides inside the bowling-alley, or out on the street?

A Inside, as well as I remember.

XQ Mr. Earman asked you about another bunch of hides, and said something about being up at Mr. Long's. Whatever hides you got were ^{out} up at Mr. Minnick's home, weren't they?

Q Now what did you think of the other evidence?
 A Right.
 Q You thought that he was speaking a lot like
 that did you get the feeling that the man that I described
 to you? The man that I described to you, James that he
 said that he "well" liked.
 A The man that I saw only one time, or less your evidence
 all points to being that is the man that I saw to believe
 the man that
 Q Now, I think you are right.
 A The man that I didn't see the man, and that
 situation in the, just the way.
 Q Mr. James, regarding his examination, that was the
 second time when James was to get with these people
 to get Mr. James, I believe.
 Q Yes, and he is saying that he felt that he was in the
 situation.
 A That was the other time, I believe, he felt that he was
 and said so to all of them.
 Q Were you in the house?
 A I wasn't, because when I was in the house, and he was in, it
 was the same.
 Q All right, and when he was there about a 10 day.
 A The man that I saw and they were there, that was in
 your car, that's what I saw.
 A James, I believe to that.

Witness examined by Mr. James:

Q Did he give you these other things the handwriting, or
 out on the street?
 A James, as well as I remember.
 Q Mr. James, did you know whether James had a car, and
 did anything about being up at Mr. James' house, James also
 the fact that at Mr. James' house, several things

A No, I don't think so. If I did, I don't remember anything about it.

Q (Mr. Earman again): Did you ever catch a weasel in your life?

A No sir, except these.

Q Well, did you catch these? A No sir.

The Court: The Court wants to instruct the jury that this evidence is not admitted as evidence of fact that the accused committed any crime other than he did, but simply as evidence of the intent and purpose. Whether he committed an offence on any other day hasn't anything to do with it except to show the intent and purpose of this particular transaction.

Exception by Mr. Hammer.

Cross-examination by Mr. Hammer resumed:

XQ You said on one trip you got gasoline. Minnick and you were both traveling in that car, and whatever you got you filled up with gas? He was going up to see his girl, and you were going up to see yours? When you were sending the old man and the boy away, you were there talking to your sweethearts, weren't you? You didn't want the old man and the boy around, did you?

Witness dismissed.

Mrs. Stuart Long, another witness introduced on the same behalf, after being first duly affirmed, testified.

-Examined by Mr. Earman.-

Q You are Mrs. Stuart Long? A Yes sir.

Q You know Welty Minnick, do you? A Yes sir.

Q. I don't think so. It is a... I don't remember anything about it.

A. Yes, I don't think so. It is a... I don't remember anything about it.

Q. Yes, I don't think so. It is a... I don't remember anything about it.

A. Yes, I don't think so. It is a... I don't remember anything about it.

Q. I don't think so. It is a... I don't remember anything about it.

A. Yes, I don't think so. It is a... I don't remember anything about it.

Q. I don't think so. It is a... I don't remember anything about it.

A. Yes, I don't think so. It is a... I don't remember anything about it.

Q. I don't think so. It is a... I don't remember anything about it.

A. Yes, I don't think so. It is a... I don't remember anything about it.

Q. I don't think so. It is a... I don't remember anything about it.

A. Yes, I don't think so. It is a... I don't remember anything about it.

Q. I don't think so. It is a... I don't remember anything about it.

Q Were you home, or not, on the occasion that he gave some weasel hides to your son?

A I was there on Saturday when he brought them down here and didn't sell them.

Q I can't hear you.

A On Saturday when Emery brought them down here and couldn't sell them was the only time I was there. The first time I wasn't
Mr. Hammer: Objection; overruled; exception.

Q Where was your son on that occasion? A He was in bed.

Q What happened then? What did Minnick say?

A He just come in and asked where Emery was, and he said, "Wake him up, I want to see him pretty quick, I want him to go down town for me."

Q Did you see these weasel hides?

A I certainly did.

Q Where were they? A In a paper.

Q Do you know how many he had? A Thirty in one bunch, and thirty-one in another.

Q Did you see them when they were being counted out? A Yes sir.

Q Did he say what he would give your son and your husband?

A No sir.

Q Why did he do it?

A Just to help us out, I suppose. Stuart asked him to let him sell them, we needed some money.

Q Did he tell your husband and your son where he had gotten these things? A Down there at Mayland, that is all I know.

Q Did he say he had gotten them at Mayland? A Yes sir.

Q Did you see him there on any other occasion with weasel hides about that time, at your home?

A No, I don't remember whether I did, or not.

Q You don't remember? A No sir.

Q You all are good friends, aren't you? A Yes sir.

Q He still comes up to your house, doesn't he?

A Yes, he comes there.

Q What was said after the trip down to the Court House by your husband and your son when the hides were brought back there that evening?

A Well, I believe I heard them say that

The Court: That is not admissible.

Mr. Hammer: I object.

Witness dismissed.

Mr. J. Robert Switzer, another witness introduced on the same behalf, being first duly sworn, testified.

-Examined by Mr. Earman.-

Q You are Mr. J. Robert Switzer, Clerk of the Circuit Court of Rockingham County? A Yes sir.

Q How long have you been Clerk of this court?

A Over a year. Since January 1, 1928.

Q As Clerk of the Court, you pay bounties on weasel scalps that were killed in Rockingham County, provided the man who brings them in swears that they were killed in this County?

A As County Clerk, I do.

Q How do you pay these people for the scalps, -by check, warrant, or cash, or how?

A By warrant on the County Treasurer.

Q Will you kindly look at your warrant book and state whether or not on January 4 you paid to Emery Long the sum of \$30.00? A Yes sir, I did.

Q What was that for, Mr. Switzer?

A Thirty weasel scalps.

Q Your office is in the County Court House in Rockingham County, Virginia? A Yes sir.

Q Just state to the jury, Mr. Switzer, the circumstances under which that money was paid?

A Well, this young man came in with these weasels.

Q Which young man? A Emery Long. I don't know whether I had ever seen him before. I may have. I didn't recognize him if I did. He said he had some weasels, and I had him affirm that these thirty weasels were killed in Rockingham County.

Q That was on January 4, 1929? A Yes sir. If I mistake not, I called the sheriff in at the time, and we talked to him about where he had obtained the weasels.

Q What is your custom with reference -- what part of the weasel, if any, do you keep in the office?

A The head.

Q What do you do with the rest of the weasel?

A Turn them back to those that brought them in.

Q Is that what you did in this case? A Yes sir.

Q He simply collected the bounty then on these scalps that he turned over to you? A Yes sir.

Q Did Long tell you where he had gotten them?

Objection by Mr. Hammer.

Mr. Earman: Well, I will withdraw the question.

Q Well, Mr. Switzer, on the following day, state whether or not you saw Long with some more weasels; I mean, Emery Long and his father, with a lot more weasels.

Objection by Mr. Hammer: overruled; exception.

A No sir.

Q I wish you would look at your book and state whether or not on December 28 Howard Higgs brought to your office a lot of weasel scalps for the purpose of collecting bounties on these.

Objection by Mr. Hammer: overruled; exception.

A He did.

Q State whether or not Howard Higgs on January 2 brought to

Q Well, this young man was in with these women,
 I think young man, a young lady, I don't know whether
 I had ever seen him before, I don't know. I didn't recognize him
 if I did, he said he had some business, and I had no other
 that these three ladies were killed in Hookingham County.
 Q That was on January 4, 1917? A Yes sir. If I might
 say, I believe the number in the files, and he called to me
 that day he was standing in the street.
 Q And he was talking with you?
 A Yes, he was in the street.
 Q The next day.
 Q That he was with the rest of the women?
 A Yes, that was in Hookingham County.
 Q Is that what you did in this case? A Yes sir.
 Q He didn't recognize the young man in Hookingham County?
 A Yes sir.
 Q The day after you were in Hookingham County?
 A Yes, sir.
 Q Question by Mr. Kerner.
 A Yes, sir. I will answer the question.
 Q Well, Mr. Kerner, on the following day, what was the
 day you were with some other women, I don't know, but the
 day, with the other women.
 Q Question by Mr. Kerner, answered, yes.
 A Yes sir.
 Q I wish you would just at your best and state whether or not
 on December 28, 1917, you thought in your office a lot of women
 might be the purpose of collecting business on that.
 Q Question by Mr. Kerner, answered, yes.
 A Yes sir.
 Q State whether or not Edward Blinn on January 2 brought to

your office an additional number, thirty weasel scalps, for the purpose of obtaining bounties on the scalps.

Objection by Mr. Hammer: overruled; exception.

A He did.

Q And you paid him, did you not? A Yes sir.

Q Did Welty Minnick, himself, on December 22, 1928, also bring to your office thirty weasel pelts for the purpose of collecting the bounty on the scalps of said weasels?

Objection by Mr. Hammer: overruled; exception.

A He did, yes sir.

The Court: How many?

Witness: Thirty.

Cross-examination by Mr. Hammer:

XQ Mr. Switzer, can you tell me how many weasel bounties have been paid since the first day of September up to the present?

Objection by Mr. Earman: overruled.

Mr. Earman: I don't object to it. I would like for him to state to whom.

A From the first of September to the first day of March, 897.

XQ There have not been as many produced since the publicity of this case?

A No, or before seasons.

XQ And the 897 have been ~~made~~ produced from all parts of the County, haven't they?

A Some of it, yes sir.

XQ Some from about Keezletown, and some from out here around Mole Hill. And there is no question that the thirty hides for which you paid that thirty dollars were weasel hides?

A To the best of my knowledge and belief they were.

your office on additional number, thirty second street, for the
purpose of obtaining permission on the subject.

Objection by Mr. Bennett (continued); objection.

1 He did.

2 And you said you did not want a Ten up.

3 The only reason, I think, for wanting it, is that you
to come down into the street and see the person who is collecting the
money on the street and all that.

Objection by Mr. Bennett (continued); objection.

4 He did, you see.

5 The only way you can

6 Without doing.

Objection by Mr. Bennett.

7 Mr. Bennett, you will see that we have no objection here
just half a dozen and that is all that is necessary up to the present.

Objection by Mr. Bennett (continued).

8 Mr. Bennett, I don't object to it. I would like to see
it done in time.

9 You are going to be satisfied so far as the Ten up is concerned, is
that all you want to see? Is that all you want to see?

10 Yes, yes.

11 And you have been told that all parts of the
County, haven't they?

12 Some of it, you see.

13 Some from about Hamilton, and some from out here about
Main Hill, and there is no question that we have seen the whole
you said that thirty dollars was what you wanted.

14 In the past it is knowledge and belief that you want.

XQ And there is no question that the heads had not been cut off until you cut them off? A No sir.

Mr. Earman: As a matter of fact, 595 of them came from Mayland, from the Minnick family, did they not?

Mr. Hammer: I object to that statement.

The Court: I sustain the objection in that respect.

Mr. Hammer: I could present enough weasels from Keezletown to change the name of the town to Weasel town.

Mr. Earman: Your Honor, please, Mr. Switzer has testified that from September 1, 1928, to March 1, 1929, there were brought to his office 897 weasel scalps.

Mr. Earman to the witness: Who brought those 897 weasel scalps?

Mr. Hammer: I don't think that is permissible.

The Court: I think it is, after your question.

XQ Does the record that you referred to a while ago present all the weasel scalps -- how many bounties were paid to Mr. Minnick?

A I don't know that I know that off hand. I would say about three different times.

XQ About twenty-five or thirty at a time?

A I don't know without looking at it.

XQ/ He brought twenty-seven once and thirty once, and I have reason to believe that he brought thirty-five once, but I am not prepared to swear that.

Mr. Earman's re-direct examination:

Q What name did he give when he brought those?

Objection by Mr. Hammer:

A What do you mean by that?

and there is no question that the house had been built
and built you are then only a house.

Mr. Brown, as a matter of fact, did not come from
England, from the British family, did they not?

Mr. Brown: I object to that statement.

The Court: I should like to know in what respect

Mr. Brown: I would object to your saying that the

is against the fact of the fact of the fact.

Mr. Brown: Your Honor, please, Mr. Justice has been

since that time, in 1850, in 1850, in 1850, in 1850,

there were people in his office who were not

Mr. Brown: In the history, the weight of the fact

is that

Mr. Brown: I don't think that is possible.

Mr. Justice: I think it is, after your question.

11. Now the record that you referred to a while ago covers all

the actual weight -- how many houses were built in Mr. Justice's

12. I don't know what I know about it, but I would like to

know what you think.

13. I don't know what you think about it, but I

14. I don't know what you think about it, but I

15. It is a matter of fact, however, that in 1850, and I have

16. reasons to believe that he brought thirty-five more, but I am not per-

mitted to say that.

Mr. Brown's position is that

17. that you did not live when he brought thirty

18. (Continued by Mr. Brown)

19. that is your case by that

Mr. Hammer: I object. There is another name that appears on the books, a name similar, Walter Minnick. This boy denies the other thirty-five. Who the Walter Minnick is, I don't know. It strikes me as immaterial.

Mr. Earman: Whether he got it under the name of Walter Minnick or Tom Jones, if he got the money --

The Court: Objection sustained, unless it can be shown that it is the same person.

Q (Mr. Earman resuming): You stated a few moments ago that from September 1, 1928, up to March 1, 1929, that 897 weasel pelts had been presented to you, and you had paid bounties on these weasel pelts during that period. Will you kindly state to the jury to whom this money was paid, and how it was paid.

Objection by Mr. Hammer: overruled; exception.

A In September, there were thirteen paid; in October, there were six paid.

Q I would like to know to whom they were paid. Will you get your warrant books and just read it out?

A (Witness reading): On September 3, J.B. Dean, one weasel.

Mr. Hammer: From what section of the County? Do you know that?

A No. On September 4, Newton Neff, two; came from near Cootes Store, I would say. On September 8, B.R. May, one.

Mr. Hammer: Where from?

A I couldn't tell you, sir. On September 13, C.H. Spitzer, one, and M.L. Eppard on September 12, 5. September 13, Wilbert Minnick, one; Mayland, to the best of my belief. - I don't guarantee these things. It is an estimate on my part. September 21, ~~Mr. McDaniel~~ C.H. McDaniel, one; I imagine Keezletown or East Rockingham, that general direction. September 29, E.L. Davis, one; October 2, Dabney Foley, near Frieden's Church, one. October 5, S.T. Gardner, one; that is

from the Goods Mill neighborhood, I would say. October 5, Lawson Souder, one. October 5, E.L.Shifflett, one. October 12, M.L.Eppard, East Rockingham, two. October 31, George Michael, one. November 3, W.C.Shifflett, one; Swift Run. On November 10, J.W. Gaither, near Keezletown, one. November 14, M.B.Hansbrough, one; near Elkton, I reckon. November 16, C.S.McDaniel, two. On November 19, A.H.Burgess, North River, one. November 19, A.F.Click, one. November 19, F.C.Meadows, two. On November 19, William Steele, one; I imagine that is near Harrisonburg. On November 23, Wesly Emerson, two. November 26, Virgil Hummel, one; up about Briery Branch somewhere. November 27, H.L.Lam, one; I don't know where he is from. On November 28, Harold (?) Myers, 11; near Edom. November 30, Ashby Gentry, one; I don't know where he is from. December 1, J.W.Davis, one; I imagine that is near Keezletown or Friedens Church, I am not sure. On December 1, Charles Evers, one. On December 1, Edward H. Kennedy, one, and A.J.Zigler, one; I think Mr. Kennedy is in the Cross Keys neighborhood, but I am not sure. On December 3, C.S. Estep, one; I imagine that is Cootes Store. On December 5, H.R.Atkins, one; Cross Keys. On December 7, Elmer Kaylor, one; that would be the Valley Pike. On December 8, F.Baker, one; I don't know where that is. On December 10, H.C.Showalter, one; that is up towards Rockland Mills somewhere. On December 10, M.L.Eppard, two; East Rockingham. On December 10, William Steele, one; that is near Harrisonburg. On December 10, J.H.Knicely, one; I don't know where that is. On December 10, C.L.Wardy, - that is near Keezletown, - two. On December 10, Camilla Dovel, one; I don't know where that is. On December 11, D.H.Huffman, one; I imagine that is near Linville. On December 13, C.E.Rodeffer, three. On December 16, Rodney Miller, five; that is below Timberville. On December 14, Joe Whitmire, one. Also on the 14th, S.F.Minnick, as I said before, thirty-four. On the same date, J.W.Carl, 34, and W.L.Minnick, 27.

The Court: Where are they from?

Witness: Mayland.

Witness (still reading): Same date, Harris Turner, 35; Mayland.
Same date, J.G.Turner, 40; Mayland.

Mr. Earman: Do you know whether Harris Turner, J.G.Turner,
and J.H. Carl & S.F. Minnick all live together?

Objection by Mr. Hammer; sustained.

Mr. Earman: Is S.F.Minnick an uncle of Lurty Minnick. They
all live together.

Mr. Hammer: I object to that statement that all of
these live together.

A I don't know.

The Court: The statement of the Commonwealth should be dis-
regarded.

A (continued: witness still referring to his warrant books
in making his replies). December 15, R.W.Driver, one; I
don't know where he lives. On December 15, Warren Cooley, Jr., one;
lives down the Valley Pike. December 15, Charles E. Beall, one.
December 15, John Hoy, one; Harrisonburg. On December 17, Wil-
bert Minnick, 31; Mayland. On December 17, S.H.Gray, one, and
Raymond Wilsted, one. On December 17, T.W.McDonaldson, six; Kee-
zletown or Penn Laird. On December 17, Talmadge Ettinger, two;
that is either Massanetta Springs or Daphna. December 17, O.L.
Good, one; I don't know where he lives. December 17, Wiley
Ewing, one; near Harrisonburg. December 17, A.S.Houff, one; Edom.
December 17, W.L.Armstrong, four; Port Republic. December 17,
C.C.Arehart, near Timberville, four. December 17, I have Walter
Minnick, 35.

Mr. Earman: Are you able to say whether Walter Minnick
is the same man as Welty Minnick, or not?

A Not absolutely, no sir. I believe, though, the thirty-
five came from Mayland. On December 17, M.S.Diehl, four; I don't

know where that is. December 17, W.C.Derrow, one; that is Melrose. December 17, C.L.Ward (?) one; Frieden's Church. December 17, H.L. Driver, one. Also on the 17th, J.W.Clayton, two; Rushville. December 17, E.B.Huffman, Harrisonburg, three. December 17, John McDonaldson, six; near Keezletown. December 17, L.G.Lam, one; I don't know where that is. And Arvin Coleman, one, December 17; I don't know where that is. On December 17, Woodrow Clayton, one. December 17, J.H.Supinger, two; Mount Crawford. On December 17, Paul Rhodes, two; Dayton. December 18, E.B.Huffman, 23; Harrisonburg. December 18, J.H.Kisling, five; I imagine that is East Rockingham. On December 19, L.H.Huffman, Harrisonburg, 35. December 19, W.L.Flory, one; I don't know where that is. December 19, Tommy Davis, one. December 20, L.W.Shifflett, eleven. December 21, F.R. Hilbert, one; Bridgewater, I imagine, or Dayton. December 22, Weltie Minnick, 30; Mayland. December 22, S.F.Minnick, 48; Mayland. December 22, John R. Carl, 40; Mayland. December 22, E.B.Huffman, Harrisonburg, four. December 22, Woodrow Clayton, three; Rushville. December 22, C.J.Carrier, two; I don't know where that is. December 24, Harris Turner, 60; Mayland. December 24, Wilbert Minnick, 30; Mayland. December 24, Albert Ewing, one. December 24, J.H.Spittler, one. December 24, J.E.Hoy, two. December 26, W.S.Miller, one. December 27, Lester Webster, seven; Harrisonburg. December 28, John Gilkerson, one; that would be Fort Republic. December 28, H.W.Higgs, 30; Linville. December 28, L.E.Freis, one. December 29, C.W.Morris, 21; Palos. December 31, James Knight, one; Mount Clinton, I imagine. December 31, E.R.Layman, one; Melrose. December 31, J.H.Turner, one. January 2, H.W.Higgs, the same man we had a while ago, 30. January 3, J.D.Bowman, one. January 4, Emery Long, 30, Harrisonburg. January 4, J.E.Hoy, three; Harrisonburg. January 5, John W. Gaither, Keezletown, 21. January 7, J.D.Bowman, three; Pleasant Valley. January 7, John Michael, one; I don't know where that is, January 9, Wesley

Tutwiler, two; near Harrisonburg. January 9, J.H.Spitler, one; Spring Creek. January 10, John McDonaldson, one; Penn Laird. January 10, R.E.Rodgers, one; I don't know whether that is Singers Glen or Elkton. January 10, Joe L. Whitmire, one; near Harrisonburg. January 10, John Thacker, one. January 10, Wiley Ewing, one; near Harrisonburg. January 10, W.R.Fleming, Three; Rushville. January 12, Robert Davis, one. January 12, Pleasant Smith, two; that is down near Green Hill, somewhere, near Singers Glen, in that vicinity. January 12, Harold Sharpes, one; near Harrisonburg. January 12, J.H.Smith, one. January 12, Clarence Hinkle, two. I imagine that is near Edom or Singers Glen. January 14, Alden Whitmore, one; I don't know that is. On the 17, another, Alden Whitmer^{??}. January 19, C.C.Arehard, six; Timberville. The same date, E.A.Layman, one; Melrose. Same date, T.J.Burgess, North River, one. Same date, L.F.Fries, one; Melrose. January 21, A.S.Houff, one. January 21, Everett R. Lam, one. January 21, G.W.McDonaldson, one; Keezletown. January 21, A.S.Runion, one; Cootes Store. January 21, J. F. Davis, one. 21st again, Perry Good, one. 21st again, C.D.Meyerhoeffer, one; Keezletown Road. January 21, W.L.Armstrong, one; Port Republic. January 21, W.G.Zigler, one; somewhat in the neighborhood of Mayland, I reckon, not so close, though. January 21, W.M. Summers, one; that is Linville. January 21, Melvin Higgs, three; I don't know where that is. January 21, O.B.Wine, three; Timberville. January 21, John Shehan, one; near Harrisonburg. January 21, G.M. Knight, one; Mount Clinton. January 21, J.W.Clayton, Rushville, ten. January 21, Charles F. Bare, two; that would be Cootes Store or Palos, - I don't know, that general direction. January 23, H.L.Life, one; Rockingham. January 25, W.R.Fleming, three; Rushville. January 26, J.R.Martz, one; Tenth Legion. January 26, J.E.Carickhoff, one. Same date, Marshall Lindamood, one. Same date, Claude Higgs, one. January 28, Z.H.Roadcap, one; and Wesly Tutwiler, one; near Harrisonburg. January 30, J.D.Zigler, two, and Howard Raines, one. February 4, W.H.Frieze, two, and J.W.Clayton, Rushville, one. Feb-

ruary 8, J.T.Rodgers, one. February 9, Russell Rodgers, one.
February 14, John F. Higgs, one. February 15, Chester C. Click, one.
February 18, J.W.Neff, one. February 18, Wade Pawly, one; Ctooes
Store. Thomas Raynes, one on the eighteenth, and J.O.Reedy, one on
the eighteenth. On the eighteenth, Newton Neff, three; Cootes
Store. February 21, J.W.Armentrout, one. February 21, Chester C.
Click, one. February 23, A.M.Faught, one. February 23, I.H.Salyards,
two. February 25, John Dovel, one. February 25, M.L.Eppard, five;
East Rockingham. That is all until March first.

Mr. Hammer: Do you know how many of those men you have
mentioned are professional trappers, that follow that
as a business through the fall, if any of them?

Witness: I know Mr. Armstrong does, and I know Mr.
Clayton does.

Mr. Hammer: Did you know that this boy did the same
thing?

Witness: No sir, I had never seen this boy before.

Mr. Hammer: As your record shows, the furs that have been
brought here represent in the neighborhood of a hundred
different persons, and they have come from practically
every section of the County?

Witness: Yes sir, to some extent.

Q By Mr. Earman, resuming his examination: And 595 of the
897 came from Maryland, didn't they? A I never counted them. I
imagine that is about right.

Q Mr. Switzer, the thirty weasel pelts that were brought into
your office on January 4, 1929, by Emery Long, were given back to

On the 15th of February, 1942, I was present at the
 trial of the case of the State vs. the defendant,
 and I saw the defendant, who was wearing a dark
 suit and a white shirt, and I saw the witness,
 who was wearing a dark suit and a white shirt,
 and I saw the judge, who was wearing a dark
 suit and a white shirt, and I saw the jury,
 who were wearing dark suits and white shirts,
 and I saw the courtroom, which was a large
 room with a high ceiling and a wooden floor.

The witness, who was wearing a dark suit and a
 white shirt, testified that he saw the defendant
 on the 15th of February, 1942, and that he saw
 the defendant, who was wearing a dark suit and
 a white shirt, and that he saw the witness,
 who was wearing a dark suit and a white shirt,
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 shirts, and that he saw the courtroom, which
 was a large room with a high ceiling and a
 wooden floor.

Long with the exception of the snouts which you clipped off and paid the bounties on, weren't they? A Yes sir.

Q On the following day, Mr. Fawley turned over to you, or showed you, this big batch of weasel pelts?

Objection by Mr. Hammer.

Q The snouts were on the pelts when they were brought to your office? A Yes sir.

Mr. Hammer: I object.

The Court: Were these brought to your office?

A Not inside the office, no sir. They were never presented to me.

A Have you examined these pelts here which were shown you by Mr. Fawley the following day after you paid Emery Long \$30.00, and are these identical with the pelts for which you paid \$30.00?

Objection by Mr. Hammer; overruled.

Q Before you paid Emery Long, did you examine these pelts very carefully, or not? A Yes sir, I examined them and talked to him as to where he had gotten them.

Q Did you have any special occasion to do that? A Yes sir, and had had for some time, and I called the sheriff in, as was my custom when he was in the office.

Q It was an unusually large number? A Yes.

Q You clipped the snouts off? A I don't know whether I did, or not. But I examined them.

Q And these were just like the other pelts?

Objection; overruled; point saved.

Q Well, all I can say, gentlemen, is that from the general appearance I believe them to be the same bunch of hides.

Mr. Hammer: You don't mean the same bunch of hides for which you paid? A No, I mean; like that. In fact, I know more about weasels since this thing started than I did before.

Mr. Hammer: You wouldn't have known them on the road before, would you?

A Yes sir, I would have known them. I saw a few on the farm when I was a kid.

Mr. Hammer: Mr. Switzer, I understood you to say that Mr. Fawley was in the office? A I called him over. He was formerly Supervisor of the Game Wardens.
Witness dismissed.

Adjournment for lunch.

Mr. Emery Long recalled to the witness stand at the beginning of the afternoon session; examined by Mr. Earman.

Q Emery, were you present on one occasion when your sister, Miss Marie Long, asked Welty Minnick where he got all these weasel hides? A Yes sir.

Q What did Minnick say? A He didn't say where he was getting them.

Q What did he say he was going to do with the pelts when they were turned back to him by the Clerk? A He said he was saving them for a man.

Q Did he tell you, or not, whether he had killed these things, these weasels? A No sir.

Q What did he say, if anything, about their being plentiful down there? A He said they wasn't very plentiful.

Q Did you have a conversation with him about going down there and helping him to kill them? A I had a conversation with him at home one day about going down there to kill some, and he said, Don't put yourself to no trouble, because they wasn't very plentiful down there.

(In answer to a question of Mr. Earman's): A He said he wasn't killing them.

Dr. [Name], [Address] [City] [State] [Zip]
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 Dr. [Name], [Address] [City] [State] [Zip]
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--Cross-examination by Mr. Charles A. Hammer.--

XQ When was it and where was it that that conversation occurred? A Up in the house.

XQ Who has talked with you since you were on the stand before dinner? A Who has talked with me?

XQ Yes, about this particular feature of the case.

A Hasn't nobody asked me any questions.

XQ How did you happen to come back on the stand?

A Mr. Earman put me on is all I know.

XQ Had you told him this, before that? You and Mr. Fawley and Mr. Earman all had a talk since you were on the stand, - at dinner-time?

A I was talking to him before I went out.

XQ What this boy left you under the impression was that after this bounty had been paid he was going to take them back and sell them to a dealer, wasn't it?

A He told my sister later on that ~~evening~~ evening.

XQ Were you present when he told your sister? A Yes sir.

XQ You knew the furs were worth something? A I didn't know whether they was, or not. I never caught one in my life.

Witness dismissed.

Miss Marie Long, another witness introduced on the same behalf, being first duly sworn, testified.

-Examination by Mr. Earman.-

Q You are Miss Marie Long? A Yes sir.

Q How old are you? A Eighteen.

Q You are the daughter of Mr. Stuart Long, I believe? A Yes sir.

Q You know Welty Minnick, do you, Miss Long? Did he have a conversation with you in your home about these wassel hides? A No sir.

---Continuation of Mr. [Name] & [Name]---

1. This was the first time we had ever been to the [Location] and it was very interesting to see the [Location] from the [Location].

2. The [Location] was very beautiful and we had a very good time. We saw many [Location] and [Location] and it was very interesting to see them.

3. We had a very good time and we had a very good [Location]. We had a very good [Location] and we had a very good [Location].

4. We had a very good time and we had a very good [Location]. We had a very good [Location] and we had a very good [Location].

5. We had a very good time and we had a very good [Location]. We had a very good [Location] and we had a very good [Location].

6. We had a very good time and we had a very good [Location]. We had a very good [Location] and we had a very good [Location].

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17. We had a very good time and we had a very good [Location]. We had a very good [Location] and we had a very good [Location].

18. We had a very good time and we had a very good [Location]. We had a very good [Location] and we had a very good [Location].

19. We had a very good time and we had a very good [Location]. We had a very good [Location] and we had a very good [Location].

20. We had a very good time and we had a very good [Location]. We had a very good [Location] and we had a very good [Location].

Q Well, did he have it in your presence, -- were you present when he was talking with anybody?

Objection; overruled; exception.

Q What did Welty Minnick, if anything, say to you about saving these hides for a man? A That is all I ever heard him say, that he was saving them for a man.

Q Didn't he say who? A No sir.

Q How did he happen to tell you that? A Well, he was just sitting in the house talking to my brother and us.

Q Did you ask him the question? A No sir.

Q You and Welty are friends, aren't you? A Yes sir.

Q He has been going to see you for some time? He just said a man? He didn't mention the man's name? A No sir.

Cross-examination by Mr. Hammer.

IQ Miss Long, you have been down at Mr. Minnick's house?

A Yes sir, I have been down, but never was in.

XQ Did you ever see any furs down there? Many or not many?

A I have seen half a dozen or more. They were weasel hides, and one possum hide.

Mr. Sarman: Where did you see these? A In a building, in a shed.

Mr. Sarman: About half a dozen weasel hides and one possum hide? A Well, there was worse than half a dozen weasel hides. I don't know how many. I didn't count them.

Mr. Sarman: Well, about how many?

Mr. Hammer: Can't you give him an estimate of how many?

A Well, I told him half a dozen or more.

Witness dismissed.

Mr. C.R.Fawley, another witness introduced on the same behalf, being first duly sworn, testified.

-Examination by Mr. Sarman.-

- Q You are Mr. C.R.Fawley, Sheriff of Rockingham County?
- A I am.
- Q You have been Sheriff, I believe, since January 1, 1928?
- A I have.
- Q Prior to your induction into office, you were Game Warden for the Seventh Congressional District of this State, were you not?
- A I was.
- Q For how long were you Game Warden? A Four years.
- Q Before you were Game Warden, did you hunt often? A Quite often.
- Q What part of the County did you live in? A I lived in the north-western part.
- Q And did quite a good deal of hunting? A Yes sir.
- Q Are there many weasels in this County? A Very scarce, in that section of the County at least. I killed one in my life-time, and possibly saw as many as five or six, all told.
- Q When you were Game Warden, did you come in contact, often, or not, with furs?
- Objection; overruled.
- A Well, not so much, not with furs, of course all of the predatory animals, that bounties were paid on, I inquired into. It was my duty to do that, as to predatory animals and predatory birds.
- Q What knowledge have you of weasels? A I never saw but very few of them.
- Q Were you, or not, in the Clerk's Office when Emery Long brought thirty weasel hides into the Clerk's Office on January 4 of this year? A I was.
- Q How did you happen to be there? A Mr. Switzer called me.
- Q Mr. J. Robert Switzer? A Yes sir, the Clerk.
- Q Did you examine the weasel pelts when they were brought there by Emery Long on that occasion? A Yes sir.
- Q What kind of examination did you make of them? A I made

1 That kind of connection with the case of that A I find
 2 there is every fact on that point and I find
 3 the fact remains the same but they were brought
 4 by the report which is the fact, the check
 5 the did not happen to be there? A No, but it is
 6 at this point I find
 7 brought they were taken into the bank's office on January 4
 8 you say, in fact, to the bank's office when they were
 9 the fact
 10 that connection with the fact of evidence I find that fact
 11 of fact is in fact, as to evidence, it is not
 12 very certain, but evidence was taken on a check fact, it was
 13 will, but as fact, not also fact, as shown all of the fact
 14 objection overruled.
 15 do not, it is fact
 16 that you were some witness, did you ever in court, other
 17 the fact, the fact as live to fact, with fact
 18 that point of the fact of fact. I find that as to fact, the
 19 the fact was brought in this court? A Yes, because, the
 20 and it gives a good deal of evidence? A Yes, sir.
 21 objection overruled.
 22 that fact of the fact, did you ever in fact I find in the
 23 witness you say, that fact, did you ever in fact
 24 for the fact, did you ever in fact? A Yes, sir.
 25 for the fact, did you ever in fact? A Yes, sir.
 26 for the fact, did you ever in fact? A Yes, sir.
 27 for the fact, did you ever in fact? A Yes, sir.
 28 for the fact, did you ever in fact? A Yes, sir.
 29 for the fact, did you ever in fact? A Yes, sir.
 30 for the fact, did you ever in fact? A Yes, sir.

a very careful examination of them.

Q How did those hides compare with this bunch here?

Objection; overruled; point saved.

Q They looked to me like they were identical with that kind of hide. They were old worn-looking hides.

Q Have you any pelts of weasels killed in Rockingham County?

A Yes sir.

Q Well, just let me see them, please.

A They were represented to me that they were killed here.

Objection; sustained.

Q Where did you get this batch down here? A I got them up at Mr. Long's.

Q Stuart Long's and Emery Long's? A Yes sir.

Q Are there sixty-one? A Supposed to be. I haven't counted them lately.

Q In your opinion, are these Rockingham County pelts, or not?

Mr. Hammer: I object to the question, because the witness is not qualified as an expert, and it is calling for mere opinion, evidently.

The Court: What do you base your opinion on?

Witness: They are larger than our native weasel, they are very thin fur, and all about the same grade of hide.

The Court: What knowledge have you?

Witness: I never saw very many of them. I said I had saw five or six weasels, but I have saw more hides than that.

The Court: I think I will overrule the ~~objection~~, objection.

Mr. Hammer: Point saved.

Q Now, what did you say was the difference between these pelts and our local weasel pelts?

Objection.

The Court: This witness can give his opinion, if it is

based on observation.

Q What is the difference between these pelts here and our weasel pelts? A Well, as I said, they are considerably larger than our weasels, and they are dark in color.

Q How about the fur? A They are thinly furred, and the fur is shorter than it is on our native weasels. On two or three other occasions, I happened to be in the Clerk's Office when weasel hides were brought in there, and in my judgment they were just such hides as these, old dark hides.

Objection by Mr. Hammer.

The Court: You will disregard that statement, gentleman of the jury.

Q You were present, I understood you to say, Mr. Fawley, when Emery Long brought the thirty into the Clerk's Office on January 4? A Yes sir.

Q Those pelts were identical with those on the floor, and not these four on the table? A No sir, these are the ones I had reference to.

Q Did you see them that morning in the Court House? A Yes sir, it wasn't morning, it was about twelve o'clock. They were to remain here until I went over to dinner and back. And while I went to dinner they had taken the weasel hides back and put them in the car, and when I returned from dinner they had taken them and gone.

Mr. Hammer: Objection; overruled; exception.

-Cross-examination by Mr. Hammer.-

XQ Mr. Fawley, how long were you Game Warden? A Four years.

XQ Can you give me any estimate of the number of weasel bounties that were paid yearly during the four years you were in?

A No sir.

XQ It wasn't your duty to look after the hides at all, was it?

A No sir.

XQ It was your duty to see whether people were fishing out of

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season and such things as that? Did you ever hunt weasels?

A No, not just weasels alone.

QX Did you ever trap any of the smaller game?

A Well, I trapped muskrats, skunks, and possums.

XQ Did you use the right bait? A I didn't use any.

XQ You didn't know anything about their habits? You knew they cut chickens' throats sometimes? But you never made any effort to trap the weasels? This record shows that many weasels from Palos and Cootes Store have been brought here within the last few months. You heard the list that Mr. Switzer gave here, - the names, this morning? A I did.

XQ Do you know anything about the weasel habits, how many broods they have during a season, and what the numbers are?

A No sir, I do not.

XQ You are not in a position to say what season of the year these weasels were killed or where they came from, of your own knowledge, are you? I mean, the bunch in question.

A I am satisfied of my own knowledge that they are Southern weasels.

XQ Did you ever see a Southern weasel? A No sir.

XQ What is the difference between a Southern weasel in the winter time and a weasel here in the summer time? ^A That varies according to the season of the year, doesn't it? Doesn't Nature take care of the fact that when winter comes the hide becomes thicker?

A All that I ever saw were of the same grade of hide.

XQ If they are summer hides, there is nothing strange about that, is there? A Of course, they shed in the summer time. Any animal does that.

XQ Can you tell how those were caught? A No sir.

XQ You are not experienced enough to tell how they were caught?

A I don't think anybody is experienced enough to tell that.

Q You think there is nothing to show?

A I haven't looked at those enough to know. I see some of them have a leg off, and some have a tail off. If it is in a trap a long time, it will tear all the flesh off.

Q Any wild animal will do that.

Direct examination by Mr. Earman resumed.

Q It is not the custom of trappers to trap fur-bearing animals in the summer time? A No sir. I never trapped anything then unless it was bothering my chickens.

Mr. Hammer: Suppose you saw one in the summer time, would you pass him by and let him go, or would you get that dollar for him?

Witness: I would try to get that dollar.

Witness dismissed.

Mr. A.M. Turner, another witness introduced on the same behalf, being first duly sworn, testified.

-Examined by Mr. Earman.-

Q You are Mr. A.M. Turner? A Yes sir.

Q Mr. Turner, where do you live? A I live in north-western Rockingham County.

Q In Plains District? A Yes sir.

Q How old are you? A I am sixty-nine years old.

Q What is your business at the present time? A I am lumbering in the mountain, principally, now, and on the farm.

Q You are quite a sportsman, too? A Well, I have hunted some.

Q And trapped some? A Yes sir.

Q How long have you been doing that? A Ever since I was twelve years old.

Q In this County? A Yes sir, and some in the eastern part of West Virginia.

1 The first thing I noticed when I stepped
 2 out of the car was a cold wind. It felt like
 3 I had been walking through a wall of ice.
 4 The snow was falling fast, and I had to
 5 hurry to get to the house before it
 6 became too deep to walk through.

7 I had never seen snow before, and I
 8 was very excited. I had heard that
 9 the winter was very cold, but I
 10 had never experienced it myself.
 11 The snow was so soft and white, and
 12 I had never seen anything like it
 13 before. I had never seen snow before,
 14 and I was very excited. I had heard
 15 that the winter was very cold, but I
 16 had never experienced it myself.

17 I had never seen snow before, and I
 18 was very excited. I had heard that
 19 the winter was very cold, but I
 20 had never experienced it myself.

21 I had never seen snow before, and I
 22 was very excited. I had heard that
 23 the winter was very cold, but I
 24 had never experienced it myself.

25 I had never seen snow before, and I
 26 was very excited. I had heard that
 27 the winter was very cold, but I
 28 had never experienced it myself.

Q What have you been trapping? A Bears, wild coons, wild-cats, and skunks and different animals.

Q How many bears have you killed in your time?

A 154 bears.

Q How many weasels? A Well, I killed two (2).

Q Are weasels plentiful in this County, Mr. Turner, or not?

Objection by Mr. Hammer.

A They are very scarce in the north-western part of Rockingham.

Q How about around Mayland, in that section?

A It seems like there has been a pretty good crop down there.

Mr. Hammer: I ^{submit} ~~rule~~, Your Honor, that the remark of the witness was gratuitous and should be stricken out.

The Court: Of course it is not evidence.

Q You live about how far from Mayland? A I live about eight miles, maybe not that far.

Q What knowledge have you of the weasel, Mr. Turner?

A Well sir, I haven't got very much knowledge of the weasel. He was so scarce, and I saw so very few hides, I haven't seen enough of them to get acquainted. Those hides there look like they belong to the weasel family.

Mr. Hammer: I object to the last part of that sentence, and ask that it be stricken out.

The Court: You can tell from what Mr. Turner says that it is based only on opinion and should not be regarded.

Q Did you ever see any, like these down here, in Rockingham County? A Well, some of them resemble some of those I have seen, and some of them don't. They have so much age on them, you can't tell much about them. They were either killed in the summer time or in some warm climate.

Q Are weasels easy to catch? A No sir, I don't think they are. Hard to get.

They have the same features as yours, all round, all-wise,

and mixed and different kinds.

The only thing you have killed in your hand

is the horse.

How many horses did you kill, I killed two of them.

and several hundred in the country, 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.

collected by the number.

and the only thing in the country is the horse.

and the only thing in the country is the horse.

It seems that there are many horses in the country.

and the only thing in the country is the horse.

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Cross-examination by Mr. Charles A. Hammer.-

- IQ You say you never did follow up the weasel trapping?
- A Well, whenever one come in my way and I thought it was going to bother me I done the best I could to get rid of them.
- IQ He lives on other animals and fowls? A I never knew him to eat anything else.
- IQ And when you find one, you usually find a bunch of them?
- IQ Usually two stay together.
- IQ And the offspring would be in that immediate neighborhood?
- A Well, of course they would all be together.
- IQ Do they usually produce two broods in the summer, and seven or eight at a time? A I don't know anything about that. That would be hard to get at unless you were to tame one.
- IQ They are almost the color of the straw of the ground, and very small, light, thin? A Yes sir.
- IQ And we have three different kinds in this section, don't we, the brown, and the gray back, and a white one? A I don't know about that.

Witness dismissed.

Mr. A.S. Runion, another witness introduced on the same behalf, being first duly sworn, testified.

-Examined by Mr. Earman.-

- Q Mr. Runion, what are you initials? A A.S.
- Q Where do you live? A I live near Coates Store in the north-western part of the County.
- Q What is your age? A Forty-seven.
- Q What is your business? A I am a constable - for the last few years, - and a mail carrier, buy furs during the winter.
- Q How long have you been buying furs, Mr. Runion?
- A I have bought furs, I guess, for twenty some years.

1 I have thought that I would like to write you some lines
 2 that I hope you will find interesting and I think it will
 3 be worth your while to read them. I have not time to
 4 say more at present but I will write again soon.
 5 I am, my dear friend,
 6 ever yours,
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Q To what extent have you been buying furs? A Well, I am not a large buyer, some two or three thousand dollars' worth in the season.

Q What kind of furs do you buy? A Coon, skunk, possum, rats, weasels.

Q You buy local furs? A Yes sir.

Q Do you buy them around Mayland, in that section? A No. I buy some around Broadway.

Q How far is Broadway from Mayland? A Four miles.

Q You buy some weasel hides, too, do you for pelts? A Yes sir.

Q How many did you buy last year? A ^(?) Three or four, not over five I am sure. Three or four, I judge, would catch it.

Q Are they plentiful in this County? A No sir, very scarce. I never killed but one in my life.

Q In addition to being a fur dealer, Mr. Runion, have you ever trapped any in this County? A Yes sir.

Q What experience have you had in this County? A I have had some experience, not so much. I have trapped the skunk, the _____, possum, and muskrats.

Q But you never caught but one weasel? What do you know about the weasel? A They are pretty scarce. They are pretty hard to catch, I know.

Q Mr. Hammer said something about catching them in a trap open at both ends. Did you ever hear of catching them that way?

A No sir. The one I caught I used bait for. Take some fowl; that's pretty good bait for them, - or a bird.

Q Have you examined these pelts here on the floor in front of you? A Yes sir.

Q Are they pelts of our local weasel, in your opinion, or not?

Objection; overruled; exception.

A They are not, in my opinion.

Q Tell the jury why you think they are not our weasel, Mr.

1. In what respect does your own writing differ from that of the other writers?
 2. What kind of work do you do? A good amount of time is spent in the laboratory.
 3. How do you spend your spare time?
 4. Do you have any hobbies?
 5. How do you feel about your work?
 6. How do you feel about your future?
 7. How do you feel about your present?
 8. How do you feel about your past?
 9. How do you feel about your life?
 10. How do you feel about your death?

Runion.

Same objection by Mr. Hammer.

A Well, they don't have any fur. Very thin, what fur they have, or rather hair. It is very coarse, very worthless.

Q These pelts, you say, are worthless? A Yes sir, I wouldn't value them.

Q This pelt here, Mr. Runion, did you bring that up here, or not? A Yes sir.

Q Is that one of our local weasel pelts? A Yes sir.

Q Did you kill that or buy it from some one, or what?

A I bought it.

Objection by Mr. Hammer.

Mr. Hammer: I move to strike out his statement.

The Court: How do you know it is a local weasel?

Witness: Well sir, Mr. Fawley asked me to get him a few weasels, and I got this one from Mr. Milton Halterman's son. He said his boy caught it.

Objection sustained.

Mr. Sarman: He can testify from his expert knowledge, anyhow.

Objection; overruled.

Q Is that a Rockingham County weasel in your opinion, or not?

Objection; overruled; exception.

A Yes sir.

Q What is the value of the pelt you hold in your hand? A I paid \$1.25 for it. They run from \$.75 to \$1.25.

Q What is the difference between that pelt that you have there, which you say in your opinion is a Rockingham County pelt, and the pelts on the floor here? A Well, there is quite a difference in fur quality.

Q How about size? A Well, the size of those runs much larger,

English.

Some objection to Mr. Bennett.

A Well, they don't have any law. They like that the law
 have, to make laws. It is very serious, very serious.
 Q These things, you say, are not in England, A Yes sir, I wouldn't
 refer them.
 Q Then that's your, Mr. Bennett, the law makes that you have to
 have a law.
 Q In that case of the local council, what is the matter.
 A All the time that it is not a law, it is not a law.
 I couldn't say.

Objection by Mr. Bennett.

Mr. Bennett: I have to make out his statement.
 The Council: How do you know it is a local council?
 Bennett: Well sir, the Council makes a law, and it is the
 Council, and I don't know the Council, I don't know.
 Yes, the law is not made by
 the Council.
 Mr. Bennett: He has really learned his expert knowledge, answer.
 Bennett: Excuse me.

In that case of the Council, what is your answer, Mr. Bennett?

Objection by Mr. Bennett.

Q Yes sir.
 Q There is the Council of the Council, and it is not a law, I will
 say for it. They can't say it is a law.
 Q What is the difference between that law that you have said,
 when you say it is your opinion is a suggestion, Council, and the
 law on the other side, I will, that is quite a difference in
 the Council.
 Q Now about that, A Well, the law is not a law, it is not a law.

as you see, than our native weasel.

Q Have these any value here, these pelts on the floor?

A No sir.

Q Is that a large Rockingham County weasel pelt, or not?

A Yes sir. It is a little above the average. It is a little extra large. They run a good deal smaller than this, lots of them. It is above the average size.

Q In your twenty years' experience as a fur dealer in Rockingham County, about how many weasel pelts would you say you had bought in Rockingham County during that period? A Well, I have never bought very many. It was only during the last few years that they were of any value, that the bounty was on them. Back about five or six years ago, there was no market for them. Maybe it has not been quite that long, or maybe a little longer that the bounty has been on them.

Q Do you get four to six a year? A I got four this year.

Mr. Hammer: Whom did you get those from, can you recall?

A Yes sir.

Q Who are they? A Mr. Walter Neff is one, Mr. Milton Halterman's son is the other one.

Mr. Hammer: That is the one you have got there? A Yes sir.

Q Has the bounty been paid on that, has it been clipped?

A No sir, no bounty has been paid on this one. Mr. Joe Turner's son, I think, is one of the others. I think I got one from him. I never kept any record.

-Cross-examination by Mr. Hammer.-

XQ Now, Mr. Runion, do I understand you to say that up to four or five or six years ago there was no value on the weasel hides?

A I am not positive. It may have been a little longer.

XQ Well, the fur was as good in the winter six or seven or eight years ago as it is to-day with a bounty on it? A Well, I suppose it

became one of the leading styles.

XQ That is due to the scarcity of the fur-bearing animals?

A The fox is just as plentiful now as it was several years ago, but now it seems to be a leading style.

XQ There is a value that they didn't possess a few years ago? Isn't that true? You said that those hides were thin and no fur upon them. Now, what difference would there be if a weasel is killed in the summer-time? Has it any fur on it then?

A No sir, it is thin in the summer. Our native weasel doesn't run that large.

XQ Does not the size depend in large measure upon the way it is stretched? You have seen some fellow make a rabbit hide larger by stretching. Now, I want you to tell the jury what is that fur (handing something to the witness), and when was that killed? Is it a Western or a Southern one, or what is it?

A That's summer caught, and mighty bad fur.

XQ Now, what is the difference between that and one of these down here (picking up a hide from the floor)? A They look to be about the same.

XQ Do you see any difference between the one I handed you and those? A This is a little better, of course.

XQ Well, which is native hide, and which is foreign hide?

A Well, if this is native, it is early caught.

XQ Summer caught? A Yes sir. These hides here are worse yet than that one.

XQ And there is a certain time in the summer when the fur is not as good as at other times? A Sure, when they are caught in the season, they are .

XQ You know that is a fact, that the young ones are more plentiful, and those are the ones you have to catch in the summer time?

A Yes sir, and they are thinner.

XQ Can you tell what this one is, where it is from? (handing witness another). I am going to hand you a batch of hides right here, and give me some idea as to whether they are native weasels and about what time they were caught.

A I can tell you whether they have any value, or not.

XQ We are talking about bounties now. We are not talking about furs.

A Well, part of these are pretty good weasels, and part of them are not.

XQ Well, pick out the good ones, and pick out the bad ones.

A You mean, what I would want to invest money in?

XQ No sir. Pick them according to the season they were killed.

A I didn't say I could tell you anything like that.

XQ You are an expert, aren't you? A I am not an expert.

XQ That is what Mr. Barman put you on, for. I want you to make the most minute examination you can, and tell me what kind of weasels they are and where they came from and anything else.

A There are half a dozen that I would not be afraid to invest money in.

XQ You say that only half a dozen you have got in your hand you would invest money in? A Yes sir.

XQ You would say those were Rockingham County weasels? A Well, I couldn't say about that.

XQ Well, how about that other bunch you have got in your hand?

A Well, that is a lower grade.

XQ Of what? Of weasels? A Well, I suppose so. (After examining them further), No.

XQ Well, what is it? A Looks like a regular old barn rat.

XQ And you were passing that, and if I hadn't called your attention to it you would have passed right by it?

A I picked out what I would be willing to invest money in. And I don't think that is a fair test anyhow. We don't buy barn rats.

22 Can you tell what time she is, where is she living
 witness answers: I am aware of what she is doing right
 now, but give me some time as to whether they are really
 and about what they have done.

4 I can tell you whether they have any value, or not.

23 To see whether about whether not. To see the talking about
 this.

24 Yes, that is what she is doing, and whether, and that is the
 reason.

25 Well, that is the point, and whether she has done
 the work, and I might say as I have done it.

26 No sir, that then according to the manner they were killed.

27 I didn't say I would tell you anything like that.

28 You are in court, aren't you? I am not an expert.

29 That is what he means, that he is not. I don't know if
 with the most minute examination you can, and that is what that is
 because you are the man that says that you are not an expert.
 30 That is what I mean, that I would not be able to say
 anything.

31 The way that you say that you have got in your head
 you would never know that I would.

32 The way that you say that you would never know that I would
 I wouldn't say that.

33 Well, that is what you mean, that you are not an expert.
 34 Yes, that is what I mean, that you are not an expert.

35 Yes, that is what I mean, that you are not an expert.

36 Well, that is what you mean, that you are not an expert.

37 Yes, that is what I mean, that you are not an expert.

38 Well, that is what you mean, that you are not an expert.

39 Yes, that is what I mean, that you are not an expert.

40 Well, that is what you mean, that you are not an expert.

XQ Well, when you go on the stand as an expert you must know the difference. A I didn't come up here as an expert.

XQ You say that a weasel hide six years ago had no value as a fur purchase? A It might have been a little longer than that.

XQ And you say that you do use fowls or birds for bait? What do you catch musk rats with? A An apple is good.

XQ You have got to use something that will draw the weasel to the trap, haven't you? And if you take a box and put that bait between two small wires where the weasel can't get to it that would be sufficient to attract all the weasels in the neighborhood, wouldn't it?

The Court: Don't go into the question of trapping.

XQ You live right close to Palos? A No sir, right in the Gap, close to Coates Store.

XQ Well, you haven't mentioned a fellow named Morris, who seems to have sold twenty dollars' worth of bounties.

Objection by Mr. Earman; overruled.

XQ You have mentioned all you have bought?

A I have only bought three or four this winter, something like that.

Witness dismissed.

Mr. Frances W. Pingley, another witness introduced on the same behalf, being first duly sworn, testified.

-Examined by Mr. Earman.-

Q Where do you live? A Near Winchester; about four and one-half miles from Winchester.

Q What is your age? A Forty-seven in April.

Q What is your business? County Game Warden at this time, sir.

10 Tell, when you go in the street as an expert you must know
 the difference. I don't know of none of the others.
 11 The way that a woman might see her face and hair as a
 the difference. I don't know of none of the others.
 12 And you see that you do not know of the difference between
 the way that a woman might see her face and hair as a
 the difference. I don't know of none of the others.
 13 The way that a woman might see her face and hair as a
 the difference. I don't know of none of the others.
 14 The way that a woman might see her face and hair as a
 the difference. I don't know of none of the others.

15 The way that a woman might see her face and hair as a
 the difference. I don't know of none of the others.
 16 The way that a woman might see her face and hair as a
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 the difference. I don't know of none of the others.

21 The way that a woman might see her face and hair as a
 the difference. I don't know of none of the others.
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 the difference. I don't know of none of the others.
 23 The way that a woman might see her face and hair as a
 the difference. I don't know of none of the others.
 24 The way that a woman might see her face and hair as a
 the difference. I don't know of none of the others.
 25 The way that a woman might see her face and hair as a
 the difference. I don't know of none of the others.

Q How long have you been County Game Warden?

A Since January 15, 1921, and I was out from September to August during the year 1925--6; was re-appointed in 1926.

Q You were Supervisor of Game Wardens, once, too, were you?

A Yes sir.

Q Do you have any knowledge of furs? A Yes sir.

Q Have you recently taken an examination given by the United States Government on that subject? A I took the Civil Service examination for United States Game Wardens.

Q When did you take that examination? A February, 1925.

Q What grade did you get? A On the whole thing, 83.45, but on the mammals I got 98.

Q What is a mammal? A Any animal that nurses at its mother's breast.

Q You were also a Federal Game Warden? A Yes sir.

Q How long did you hold that office? A Six months, sir.

Q Do you know anything about our local weasel? What knowledge have you of our weasel?

A I am fairly well acquainted with him, sir. I know him very well. I never killed but a few. I have been hunting for forty years. I have never killed a dozen in that time.

Q Are they plentiful, or not, in this country, or are they rare? A I have spent a great deal of my time out-doors as Game Warden, and all the time I had to spare I was out doors, and I don't know that I ever missed a chance to kill one, and I have never killed a dozen in my life, and I have also trapped.

Q Will you kindly examine this -- you have examined, I believe, this batch of weasel pelts here exhibited on the floor in front of you -- state whether or not, in your opinion, those are our local weasel pelts.

Objection by Mr. Hammer.

The first part of the book is devoted to a
 description of the life of the author, and is
 written in a very simple and unassuming style.
 The second part is a collection of papers
 written by the author, and is arranged in
 chronological order. The third part is a
 collection of papers written by other authors,
 and is arranged in chronological order.
 The fourth part is a collection of papers
 written by the author, and is arranged in
 chronological order. The fifth part is a
 collection of papers written by other authors,
 and is arranged in chronological order.
 The sixth part is a collection of papers
 written by the author, and is arranged in
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 collection of papers written by other authors,
 and is arranged in chronological order.
 The fourteenth part is a collection of papers
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 chronological order. The fifteenth part is a
 collection of papers written by other authors,
 and is arranged in chronological order.
 The sixteenth part is a collection of papers
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 The eighteenth part is a collection of papers
 written by the author, and is arranged in
 chronological order. The nineteenth part is a
 collection of papers written by other authors,
 and is arranged in chronological order.
 The twentieth part is a collection of papers
 written by the author, and is arranged in
 chronological order.

The Court: What knowledge have you of fur?

A I have trapped quite a lot. I have bought some fur. I have prosecuted some parties for boot-legging, and I have

Objection overruled; point saved.

Q What do you mean by boot-legging?

Objection by Mr. Hammer to the statement.

The Court: That is not evidence in this particular case.

Q State whether or not, in your opinion, these are our local weasel pelts, or not.

Objection by Mr. Hammer; overruled; point saved.

A I would say more than fifty per cent. of them, I would say, are not. To the best of my judgment, I would say more than fifty per cent. of them were not native weasels.

Q Are they all weasel hides, or not?

A I didn't make a thorough examination of them to tell you whether they were all weasels, or not. That is not a weasel; it is a brown ferret. (Picking up another): I am unable to say whether that one is a weasel, or not. Two of those have their tails broken off. If they are weasels, I never saw any weasels like them. There is no young weasel here.

Q What is the difference between our local weasel and the pelts here which you see, fifty per cent. of them, or more?

A Most of these are larger than our native weasel.

Q How about the quality of the fur? A It is practically all brush. There are a good many prime pelts here, with practically no fur. They have practically no fur on them. The fur is fully developed. When the hair is in its growth, it is just like a pin feather. Here's one, and here's another; summer caught. When you go to dress those, it will become all woolly.

Q Where did those pelts come from? A I couldn't say, sir.

Objection by Mr. Hammer; overruled; point saved.

A It is not a case of taken in the summer-time here when the

The Court: What messages have you of late?
A: I have brought quite a lot. I have brought some for
I have presented some questions for consideration, and I have

Objective evidence, please advise.

That is your own by best testimony

submitted by Mr. Brown in the statement.

The Court: That is not evidence in this proceeding.

That is not in fact, in fact it is, there are the facts

which are the facts.

Statement by Mr. Brown: Objective evidence, please advise.

A: I would say more than fifty per cent of them, I would
say, the rest, in the part of my statement, I would say, some seven
fifty per cent, of them with my best testimony.

I am not all around them, in fact

I think you are a strongly committed to them in fact, but
nothing that you all submit, to me, that is not a witness, it

is a strong statement, showing up numbers, I am unable to say

another that you is a witness, or not, but of those that they

have shown me, it has not been, I have not any witness

and that, that is the only witness that

is in the statement, in fact, the facts are not and I

will not say that with my best testimony, in fact, in fact

I have not been, in fact, that is my best testimony.

The Court: The quality of the fact, it is not, it is

not, there are a good many facts that are presented

to me, that have presented to me in fact, the fact is that

developed, when the fact is in fact, it is just like a fact

fact, that is not, and that is not, that is not, that is not

to even them, it will become all whole.

I have not been, in fact, that is my best testimony, in fact,

Objective evidence, please advise.

It is not a case of fact, in the statement, that is not

hair was short.

Q They came then from some warm country?

Objection by Mr. Hammer; overruled; point saved.

Q How about this pelt here? Where do you think that came from? Is that a prime pelt? A Yes sir. It is entirely different from these.

Q Now, get a prime pelt from some of these you think came from a warm country.

A Here's a prime one.

Memo.: The pelts were then exhibited to the jury.

A (continued): ~~Here's a prime one~~ The pelt is clear, the roots of the hair showing. I wish, if you gentlemen don't mind, you would take hold of this and feel it. The roots of the hairs show through.

Q This is what you say is a prime local weasel pelt?

A Yes sir, and this I might say is an extra large one, too.

Q Well, what is this, then? A That is a long primed skin.

Q Is that one of our local weasels? A I can't answer that.

Q Is this a prime weasel pelt? Is that a local weasel pelt, or not? A No sir, I wouldn't say so.

Q It is a fact, is it not, that the further North you go the more fur the fur-bearing animals have, the thicker it is, and the more plentiful it is?

A Yes, it brings a better price.

Q And the further South you go, the less fur? A Yes sir, it is short.

Cross-examination by Mr. Hammer:

XQ The different types are just the same in the North that they are in the South except --

A I beg your pardon.

hair are short.

They have thin lips and small eyes.

Opposition to Mr. Bennett's testimony.

See about this point below. There is no doubt that

there is a point below. A few days. It is entirely

correct from there.

Yes, and a point below. There is no doubt that

there is a point below.

There is a point below.

There is a point below. There is no doubt that

there is a point below. There is no doubt that

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there is a point below.

There is a point below. There is no doubt that

there is a point below. There is no doubt that

It is short.

Cross-examined by Mr. Bennett

The witness says the hair on the head is the same as they

are in the hair on the head.

I got your point.

XQ The weasels in the South and in the North are just the same kind, aren't they, ~~except~~ .Where did you take your Civil Service examination?

A In Winchester, before Mr. Potts, Mr. Ben Potts.

XQ Have you got the questions that were written out? You had submitted to you a list of questions that were written out? A Yes sir.

XQ You had to prepare for that, didn't you? Didn't they send you out an advance proposition when you were going to take that examination? A No sir.

XQ Didn't they send you down a lot of furs from the various sections of the country for you to compare? A No sir.

XQ Well, where did you get your knowledge, then? A I answered the questions, sir.

XQ Did you read up on the animals? A No sir.

XQ Did you ever deal in furs? To what extent?

A Not very much, sir.

XQ And you have been hunting for forty years? A Yes sir, I began when I was five years old. I killed my first wild turkey when I was nine years old.

XQ And you have been for many years Game Warden? A Yes sir.

XQ And you weren't examining furs then? How many bears have you killed? A

XQ How many weasels? A Less than a dozen.

XQ Is that a general proposition through Virginia? A Yes sir, getting to be.

XQ Do you have an idea of the extent of the weasel bounties that have been paid throughout the State of Virginia? A Just a rough idea.

XQ What scope of the country does your work extend over?

A Over Frederick County.

XQ How many weasel bounties have been paid for in Frederick County through the last six months? A About a hundred, I would say. I haven't checked it up.

XQ Here's a hide,-- is it a hide that has come from Virginia, from some part of this County or some other part of the State, and when was it killed? A This is mighty good fur, and it is a weasel hide, and it is a mighty large one, and it's a prime pelt.

XQ Don't you know, Mr. Pingley, that the weasel in September has practically no fur at all? What do you say about that one?

A Long prime.

XQ Any fur on it? A Almost as large again.

XQ Isn't that dependent on the age of the weasel? A Not always.

XQ Can you tell whether that is a Virginia hide?

A No sir, I cannot.

XQ What difference is there in weasels from one part of Virginia to another part? A In the Southern part, the weasel would be thinner because the climate is different.

XQ How much difference in the climate is there?

A The snow sometimes lays here for weeks.

XQ Don't you know, as a matter of fact, this winter there has been as much snow there as here? I am talking about this winter. I want to know whether this is a weasel from this County or from the Southern part of the State. A I don't know, sir. It wasn't killed in the summer-time.

XQ Suppose I would produce the man who killed it, and he would tell you the very date upon which he killed it, what would you say then? Would you say you might be mistaken about this matter? A Any one can be mistaken, sir.

XQ You say fifty per cent. or more of these hides are not local hides? A I said to the best of my judgment.

XQ You said this, that the condition of the fur is dependent on the climate? A Yes sir.

XQ And the condition of the pelt depends upon how long it has been since it was killed? A No sir, it depends on the con-

10 There's a kind of a... in the...
 11 from some part of the...
 12 and there was...
 13 a... and it...
 14 found you...
 15 has...
 16...
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dition of the fur when it was killed.

XQ Would salt have any effect upon it? A It would have a tendency to bleach the pelt.

XQ You have never killed a bear; you have seen about a dozen weasels; and when you took the Civil Service examination you never made a test as to the furs? A No sir. I think it was fifteen per cent. on birds and mammals.

XQ Do you remember how many sub-divisions there were in that examination? A I think there were five.

XQ The furs and animals would be one of the smallest?

A Fifteen per cent., sir.

XQ Do you know in what particular Counties in the State it is shown that weasels are the most plentiful? A

XQ Is there a bounty on weasels in North Carolina?

A Not to my knowledge.

XQ Do you know there isn't? A Yes sir.

XQ Where did you get your information? A From the game laws of North Carolina.

XQ How about West Virginia? A No sir. I know, because I have prosecuted so many bootleggers.

XQ Whom did you prosecute, and what was the last prosecution?
Objection by Mr. Earman.

XQ When was your last one? A In 1927. I might say this. There are many weasels coming through, and I have every reason to believe they are being bootlegged, but they are getting clever about it.

XQ Can you tell us who is doing this bootlegging? I have heard of bootlegging liquor down there. A Yes sir, we have that, and this bootlegging, too.

XQ You don't know how many bounties have been paid?

A During the fiscal year, I think about 195 or 200, something like that.

XQ You don't know anything about it since July? A Yes sir.

1. The first thing I noticed when I stepped
 2. out of the car was the heat. It was a
 3. relief, a warm blanket that I had been
 4. craving for so long. The sun was
 5. shining brightly, and the air was
 6. thick with the scent of flowers and
 7. the distant sound of a church bell.
 8. I had never felt so alive before.
 9. The world around me was a blur of
 10. colors and sounds, a beautiful chaos
 11. that I had never experienced before.
 12. I had been told that the weather was
 13. perfect, and now I knew why. It was
 14. just what I needed. I had been
 15. so lonely, so alone, and now I was
 16. here, in the heart of it all. I
 17. had found a new home, a new family,
 18. and a new life. I was no longer
 19. a stranger, I was a part of it. I
 20. was home.

I would say about a hundred have been paid for in Frederick County, so far.

XQ That ferret you picked out there -- that's a branch of the weasel family, isn't it? A Yes sir.

Witness dismissed.

Mr. W.H.Frieze, another witness introduced on the same behalf, being first duly sworn, testified.

-Examined by Mr. Barman.-

Q What is your name? A W.H.Frieze.

Q Where do you live, Mr. Frieze? A Timberville.

Q How old are you? A Fifty-three.

Q What is your business? A Junk dealer, fur dealing, together.

Q How long have you been buying fur? A About twenty-five years; catching and buying them together.

Q To what extent have you been catching and buying fur during the past twenty-five years? A Part of the time to a tolerably large extent; the last few years it has not been so large.

Q What kind of trapping do you do? A Musk-rats, skunks, possums.

Q What knowledge have you of our local weasel? A I never caught any of them, myself. Handled a few of them.

Q Are they plentiful in this County? A Not so plentiful.

Q How many have you bought during the past year? A During the past season?

Q Yes sir. A Seven.

Q How many did you buy from Rockingham County? A Four of them. Three from West Virginia.

Q When does the fur season usually come in? A About the first of December.

Q When do trappers usually begin to trap? A They used to

I would not want a woman who was not an excellent dancer.

to her.

It is not that I am not a good dancer -- I am a good dancer.

But I am not a good dancer.

It is not that.

It is not that I am not a good dancer.

It is not that I am not a good dancer.

It is not that I am not a good dancer.

It is not that I am not a good dancer.

It is not that I am not a good dancer.

It is not that I am not a good dancer.

It is not that I am not a good dancer.

It is not that.

It is not that I am not a good dancer.

It is not that I am not a good dancer.

It is not that I am not a good dancer.

It is not that I am not a good dancer.

It is not that I am not a good dancer.

It is not that.

It is not that I am not a good dancer.

It is not that.

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begin the 15th of November. The law is changed now; they don't begin until the first of December.

Q Have you examined this batch of weasel pelts here on the floor? A I have looked over them.

Q Very carefully, or not? A Yes sir.

Q State whether or not, in your opinion, they are our local weasel?

Objection by Mr. Hammer; overruled; point saved.

Q Are they our local weasel, any of them, or not?

A What I looked at wasn't.

Q Why do you think so? A Simply because they have no fur; they are larger. I have different reasons to believe they are not our local weasel. I never run across any like them except some that was offered me down here on Water Street a couple years ago.

Mr. Hammer: What was that last thing you said?

Witness: I said I bought some down here on Water Street like that a couple years ago.

Q What is a local pelt worth? A \$1.25 to \$1.50.

Cross-examination by Mr. Hammer:

XQ Mr. Frieze, what did you pay for those that you bought on Water Street? A Fifty cents apiece.

XQ Well, how in the world did you, an expert fur man, get picked up on a thing like that? A I don't claim to be an expert. They were mixed up with some other weasels.

XQ How many did you buy? A Four or five.

XQ And you didn't look at them? You don't just look at the inside? You want to see that the fur is on them?

A That was the first of the Southern weasels I had come in contact with.

XQ Don't you know that the summer weasel in Rockingham County

is like the Southern weasel? A No sir.

XQ Don't you know that some were exhibited to you, and you didn't know the difference? ~~between~~ ? Didn't we have in that batch one of these big-eyed field mice or rats, and you didn't know it?

A You said to me, "You mean to say that is a weasel?" And I said, "No, I haven't named it yet."

XQ But the one you did, you passed it up, and you didn't detect the flying squirrel until your attention was called to it?

A I said I thought one was a guinea pig.

XQ You know Miss Pearl Bamber? A Yes sir.

XQ You had a talk with Miss Pearl Bamber out here in the hall?

A No sir, never spoke to her since then.

XQ Who did you get those seven weasels from? A I don't remember his name. I have an idea it is the same bunch.

XQ I was asking you about the seven you got down at Timberville.

A Three of them come from West Virginia, and the others from local people.

XQ Where did you make the purchase? A There at my home.

XQ How do you know some came from West Virginia? A I bought two from a fellow who come in from West Virginia on a truck. Lee(?) Shipe brought him in.

XQ Had the snouts been cut off of those? A No sir.

XQ Who is L.E. Frieze? A I don't know him.

Witness dismissed.

Mr. J.E. Tingler (?), another witness introduced on the same behalf, being first duly sworn, testified.

-Examined by Mr. Earman.-

Q Where do you live? A In ^{Roanoke} Rockridge County, Salem.

Q What is your business? A I trap five months out of the year, and farm the rest of the year. Have been, since the new law

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was passed.

Q How long have you been trapping? A I commenced trapping twenty-eight years ago.

Q What do you trap for? I mean, who do you trap for?

A I trapped for the State this winter. I trapped on the State Camp Farm below Richmond. Then I went from there to Camp Lee, and stayed until the 31st of January, and then went to Salem, and have been trapping up there.

Q How many traps do you use? A Well, I used 114 on the State Camp Farm, and when I went to Camp Lee I used 72 over there, I think. I have used 105 over the mountains, over in Craig.

Q You are a native of Craig County? A Yes sir.

Q Where is the State Camp Farm? A About twenty-six miles below Richmond, going towards Yorktown.

Mr. Hammer: It is down in the swamp section?

Witness: Kind of getting down in the edge of the swamp section.

Q How many at Camp Lee? A Seventy-two, I think.

Q How many weasels did you catch in that trapping during that period? A Well, I caught five weasels this winter. That is more than I expected to catch.

Q How many did you use in the mountain ^{Section} ~~sanctuary~~? A About 105.

Q What were you trying to catch? A All kinds of game except rabbits and squirrels. Those are the orders I had.

Q What do you catch these things for? A Well, they were eating the birds up.

Q So you only caught five weasels with all those traps?

A Yes sir.

Q Do you know anything about the weasel? A Yes sir, supposed to know.

The first thing I noticed when I stepped
 out of the plane was the fresh air. It felt like I had
 been in a cocoon for weeks. The sun was shining brightly,
 and the birds were chirping. I had never felt so alive
 before. I had been in the city for so long, and I had
 never seen anything like this. The trees were tall and
 green, and the water was clear. I had never seen
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 like this. The trees were tall and green, and the water
 was clear. I had never seen anything like this before.

Q Well, do you know? A Yes sir.

Q Are there many in this State, or not? A No sir, very scarce. Back in the mountains here, they are very scarce; down in Louisa, Georgia, and in ~~the~~ Mexico, there are a lot of them down there.

Mr. Hammer: You are getting a long way from home.

-Cross-examination by Mr. Hammer.-

XQ When you say Louisa, did you mean Louisa County? Have you ever been to Georgia, trapping? A No sir.

XQ Well, who do you know from down in Mexico? A Well, I know some people here in the mountains that were raised down there.

XQ Well, who told you about Louisa? A I get reports from New York.

XQ You go to New York for reports on Virginia conditions, and you base your statement as to the quantity of them from what you have heard from Louisa, Georgia, and Mexico?

A I don't go to New York for them.

XQ You spoke of Yorktown. That is down in the swamp section, isn't it? A Not much swamp.

XQ What kind of traps do you use? A Steel traps. We call them snap traps.

XQ You say your idea was to save the birds and the turkeys?

The Court: Oh, let's not go into details.

XQ What were you trying to catch? Foxes? Wild cats?

A No wild cats down there.

XQ What were you after? A Coons, possums, musk-rats, and foxes.

XQ What kind of bait were you using? A Well, I used fox bait.

XQ What was it? You have got a patent on it? What about skunks? A None down there.

XQ What about the coon?

The Court: Ask a direct question.

XQ How old are you? A Soon will be forty years old.

XQ You started young, too? A Yes sir.

XQ Now, I want you to tell these jurors if you can, - if you can, - what is the difference between a weasel that is caught in Charlotte County or in Salem and a weasel caught in this section.

Objection by Mr. Barman.

XQ You don't mean to say those weasels were not caught in this County?

The Court: If you want to ask him about that, make him your own witness.

Mr. Hammer: Well, I don't want that, sir. That witness can stand aside as far as I am concerned.

Witness dismissed.

Commonwealth rests.

.....
Testimony taken on behalf of the defendant.

Mr. George McDonaldson, a witness introduced on behalf of the defendant, being first duly sworn, testified.

-Examined by Mr. Charles A. Hammer.-

Q Your name is George McDonaldson? A Yes sir.

Q Where do you live? A Over across the river, at Charlie Burke's place.

Q Near Island Ford? A Yes sir.

Q How long have you lived there? A Since the 15th of August.

Q Where did you live before that? A At my own place, Rocky Bar.

11 That about the county
 12 The next, let a brief question.
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 15 Yes, I want you to tell those things if you want - if you
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Bar.

Q Do you know anything about weasels? A Well, I don't know so much about them.

Q I am going to hand you one here.

A After we moved to the Burke place, one killed twenty-three chickens for me, and that looks like the hide.

Q Whom did you give the hide to? A To Lester Webster.

Q How long after that did you say the chickens were killed?

A Well, the second night after I moved there.

Mr. Earman: When?

Witness: I set a trap there and caught him the second day.

Mr. Earman: Did you ear-mark the hide you gave to Mr. Webster?

Witness: No sir, I cut the hide open to get it off the board:

Mr. Earman: So all you know about it is that it looks like the one you killed?

Witness: It is cut open like it. There could be two alike. I give Lester Webster the one I killed.

Mr. Earman: When did you give it to him?

Witness: At January court. He asked me what I would take for it, and I said it wasn't no good.

Q You did get the bounty on it? A Yes sir.

Q When was it you gave it to him? A At January court.

Witness dismissed.

Mr. Charles Bamber, another witness introduced on behalf of the defendant, being first duly sworn, testified.

-Examined by Mr. Hammer.-

Q Your name is Mr. Charles Bamber? A Yes sir.

Q Where do you live, Mr. Bamber? A About a mile west of

1931

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Shenandoah Caverns, between Quicksburg and Mount Jackson.

Q What is your business? A I buy furs.

Q How long have you been engaged in that business?

A A life-time.

Q In what section of Virginia do you buy furs? A From Staunton to Winchester.

Q I believe you keep a closed car and have some one with you all the time? A Yes sir.

Q To what extent do you handle them? A I have handled \$48,000.00 worth this year.

Q About how many weasel hides have you handled this year?

A About 1,400.

Q Have you an idea how many weasel hides you have handled from the County of Rockingham? A No sir, I haven't.

Q Where were those 1,400 purchased? A In the Valley.

Q What Counties would you say you made the purchases in?

A Well, Rockingham and Frederick, and some in Page County.

Q Do you recall whether during this season you have made any purchases from the Minnicks, from Welty? A Yes sir.

Q Do you know how many you bought from him? A No sir.

Q From your handling of furs, could you tell whether these were local weasels or foreign weasels, or what would you have to say about it? (handing the witness some pelts from the floor).

A They are a flat weasel; they are a low grade.

Q But I mean are they such weasels as are caught in this country? A Yes.

Q One of the gentlemen, - experts, - introduced on the other side, has referred to the fact that they are black, that this indicates that they are not prime, that they are not complete. What effect does that have on the inside of the pelt? Does that cause that discoloration, or not? A Sure, it is not prime.

Q Now, I want to ask you this: about what time of year do our

Theodore Baines, between February and March 1900.

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3 & business.

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fur-bearing animals, such as weasels, minx, and wild cats in this country begin to take on fur? A Well, along in September, October, when we have our frost.

Q About what time do they shed in the spring? A They start to shed the latter part of February.

Q About how long does that shedding continue? A I have never experienced that, but I suppose it continues to fall.

Q During the summer, what is the nature of the hide? Is it hair? A Yes, it is hair; more flat; something like these.

Q Do you know anything about the habits of the weasel, how many young are usually brought forth at a time? A No, I don't.

Q Do you know anything about the habits? A Well, I know they belong to the cat family. I don't know much about the habits.

Q You do know, though, a winter fur from a summer fur?

A Yes sir.

Q And you say those hides are just such as you would find in this County? A Yes sir, we would find those in this County and also in the adjoining County.

-Cross-examination by Mr. Harman.-

XQ Where did this one come from? You never saw anything like that in this County, did you? A Well, it looks like the ones that are killed around here. I think it was killed in the summer-time.

XQ You can't judge about any of them, can you? Have you ever seen the weasels from the Southern States, Louisiana and Alabama?

A Well, I may have seen them. I don't know any difference in the weasels.

XQ There is a good deal of difference between the one I am handing you and the one you have? A Yes sir. That is a better weasel; it is the same breed.

XQ You don't mean to say that those are our local weasel?

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-Cross-examination by Mr. ...-

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A The same kind we always buy.

XQ What are they worth apiece? A I would say ten cents to a quarter.

XQ Would you give a quarter for them? A Some.

XQ What would you give for this one? A That one is worth \$1.25.

XQ You say in the Valley here you have bought 1,400 this season? And when does the season begin? A Began in November.

XQ What is this thing? A A weasel, isn't it?

XQ I don't know anything about it. I want you to tell me. What kind of weasel? A Brown weasel.

XQ Any difference between that weasel and those others down here? A The only difference in that weasel and these others is that this is a carried over weasel.

XQ What is the difference between that and a brown ferret?

A A brown ferret is larger.

XQ Don't you know that is a brown ferret you have in your hand? A Well, if that is a brown ferret, I have never seen a weasel.

Mr. Hammer: Have you ever seen a brown ferret?

Witness: I have seen different ferrets alive.

XQ What do you say it is? A I can't say it is a ferret.

XQ Well, what do you say it is? A It resembles a weasel.

XQ Whom did you buy this 1,400 from? A From different people. I don't know whom.

XQ Have you any books showing whom you bought them from?

A No sir.

XQ You say you have done a \$48,000.00 ^{business.} Don't you keep any books showing that? A No sir.

XQ Where did you buy these weasels? How many did you buy in Rockingham County? A I don't know.

XQ How many did you buy in Frederick? A I don't know. I don't

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know how many I bought in each County.

XQ How many Counties did you buy this 1,400 in? A I don't know that, either.

XQ Where did you get the 1,400? A Between Staunton and Winchester.

XQ You mean to say you bought 1,400? In what Counties?

A Well, I don't know the names of the Counties. Between Staunton and Winchester. You can figure out the Counties.

XQ Did you write that number down anywhere? A No sir; I didn't swear it was exactly that number.

XQ You don't know how many you bought in Rockingham, do you?

A No sir.

XQ Could you tell us whether it was three hundred or four hundred or five hundred? A No sir.

XQ How many did you buy in Augusta? A I don't know.

XQ How many in Frederick? A I don't know.

XQ How many did you sell here in this County? A Well, I don't know as I sold -- I don't remember selling any in this County.

XQ How many did you sell the Minnicks, Welty Minnick, the Minnick family? A I didn't sell the Minnick family none.

XQ Did you sell anybody in this County any? A Not that I remember of.

XQ Did you buy any weasels from West Virginia? A No, I didn't. My son did.

XQ Well, were the ones he bought in West Virginia included in the 1,400.00? A Yes sir.

XQ Well, how many did he buy in West Virginia? A I don't know.

XQ Well, you don't know much about anything. Where do you sell all your hides, Mr. Bamber? A I sell them through Mr. Frank Stump.

XQ Are you working for Stump? A No sir, working for myself.

XQ How many weasel pelts did you buy from Welty Minnick there?

A I don't know.

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XQ Well, give us some idea whether it was one or a hundred.

A Well, the whole season it would run over a hundred.

XQ Did they have the snouts cut off, the ones you bought?

A Well, I don't remember.

Mr. Hammer: Is your son here?

Witness: No sir.

Mr. Hammer: Is Mr. Foley here?

Witness: Yes sir.

Witness dismissed.

Mr. W.H.Foley, another witness introduced on behalf of the defendant, being first duly sworn, testified.

-Examined by Mr. Hammer.-

Q Where do you live? A Between Quicksburg and Mount Jackson.

Q What do you do? A In the summer-time, I work in the orchard.

Q What do you do in the winter-time? A I buy some furs in the winter-time.

Q What is the extent of the business you do? A This year I didn't do so well, because I didn't go out so often. This year, I did about fifteen hundred.

Q What section? A Between the Massanutten Mountain and the Page Mountain.

Q I want to ask you in the dealing you had of ~~ix~~ fifteen hundred, about how many weasels you bought? A I suppose about thirty-five.

Q Do you know anything about the habits of the weasel, whether there are many down in that section, or not? A I have seen as many as five in the orchard during the day, not every day. I often see two, or one.

Q. Now, give me some idea whether it was one of a number.
 A. Well, one would expect it might be one of a number.
 Q. And may have the number of it, the name of the person?
 A. Well, I don't remember.

Q. Now, in your mind, is there any possibility
 of a connection between the two?
 A. I don't know. I don't know.
 Q. Now, in your mind, is there any possibility
 of a connection between the two?
 A. I don't know. I don't know.

Q. Now, in your mind, is there any possibility
 of a connection between the two?
 A. I don't know. I don't know.

-Continued by Mr. Hamner-

Q. Now, in your mind, is there any possibility
 of a connection between the two?
 A. I don't know. I don't know.

Q. Now, in your mind, is there any possibility
 of a connection between the two?
 A. I don't know. I don't know.

Q. Now, in your mind, is there any possibility
 of a connection between the two?
 A. I don't know. I don't know.

Q. Now, in your mind, is there any possibility
 of a connection between the two?
 A. I don't know. I don't know.

Q. Now, in your mind, is there any possibility
 of a connection between the two?
 A. I don't know. I don't know.

Q. Now, in your mind, is there any possibility
 of a connection between the two?
 A. I don't know. I don't know.

Q What are they doing in the orchard? A They are after the ground mice.

Q The ground mice are working on the trees in the orchard, and the weasels are working on them? A Yes sir.

Q How many do you see in a season? A I don't know. They will go in and destroy young squirrels. They will destroy a squirrel. They will go in a hole after rabbits.

Q Do you know anything about trapping them? A Well, I have trapped some a'ready.

Q Have you bought any weasels this year in the neighborhood of Mayland, or down in that section? A No sir, I haven't bought any in that section this year.

-Cross-examination by Mr. Earman.-

XQ How many have you trapped this year? A To be honest with you, I couldn't tell you. A couple years ago, they wasn't worth much. I wouldn't skin them when I caught them.

XQ How many do you suppose you have caught in your life-time?

A Oh, I don't know. About thirty-five.

XQ Whom did you get these thirty-five from?

The Court: That is immaterial.

Witness dismissed.

Mr. P.N. Tibbens, another witness introduced on behalf of the defendant, being first duly sworn, testified.

-Examined by Mr. Hammer.-

Q Where do you live? A Near Keezletown.

Q Do you know anything about the prevalence of weasels here? Have you seen any around here? A About three years ago, I set a stump on fire, and about fifteen ran out of that.

Q That was what happened in the woods? A Yes sir that
 was the ground there.
 Q The ground was the cutting on the trees in the woods,
 and the woods was cutting in about a few six.
 Q How many is that in a season? A I don't know, they
 will be in and between young saplings, they will destroy a
 number, they will be in a little while.
 Q How many saplings are there in the woods?
 A I don't know, but in that season, I don't know, but
 they are that season this year.

-Cross-examination by Mr. Barker-

Q The only place you traced this party to, to be honest
 with you, I don't think you did, a couple years ago, that party
 with you, I don't think you did when I was there.
 Q How many is the number you were talking in your statement
 A Oh, I don't know, about thirty.
 Q How did you get those thirty-five trees
 The Doctor, that is material.
 Witness advised.

Q Now, I think, section of trees indicated in Exhibit A
 are identical, why don't you identify them?

-Direct examination by Mr. Barker-

Q What is the name of the party?
 A I don't know anything about the prevalence of malaria here?
 Have you been up there lately? A About three years ago, I got a
 camp on five, and about fifteen and six.

That is the only place you have seen, the number of trees
 which are in the woods.

Q Have you seen them at other times? A One time I saw a bunch at Cedar Grove Schoolhouse.

Q How do they travel? A They generally go one right behind the other.

Q How many young ones do you usually see with an old one?

A I can't tell you that.

-Cross-examination by Mr. Earman.-

XQ Were those fifteen that you saw big ones or little ones?

A They all looked to me about alike.

XQ They all looked about the same size? A Yes sir.

Witness dismissed.

Mr. Lester Webster, another witness introduced on behalf of the defendant, being first duly sworn, testified.

-Examined by Mr. Hammer.-

Q Mr. Webster, you live here in Harrisonburg? A No sir, I live out in the County.

Q Do you know George McDonaldson? A Yes sir.

Q I hand you here a weasel hide, which you handed to me, and I will ask you to tell me where you got that hide. A

Mr. Earman: Did he give it to you, or did you buy it?

Witness: He gave it to me.

Witness dismissed.

Mr. Tom McDonaldson, another witness introduced on the same behalf, being first duly sworn, testified.

-Examined by Mr. Hammer.-

Q Where do you live? A About Penn Laird.

Q Do you ever do any trapping? A Yes sir.

1. The first part of the report is devoted to a general survey of the situation in the country at the present time. It is found that the country is in a state of general depression, and that the people are suffering from want and distress.

2. The second part of the report deals with the causes of the present state of affairs. It is shown that the principal causes are the failure of the Government to take any effective measures to improve the country's condition, and the mismanagement of the country's resources.

3. The third part of the report contains a list of the principal causes of the country's distress, and a list of the principal remedies which are suggested for their removal. It is suggested that the Government should take the following measures: (a) to improve the country's administration; (b) to improve the country's finances; (c) to improve the country's education; (d) to improve the country's health; (e) to improve the country's agriculture; (f) to improve the country's commerce; (g) to improve the country's industry; (h) to improve the country's social conditions.

4. The fourth part of the report contains a list of the principal causes of the country's distress, and a list of the principal remedies which are suggested for their removal. It is suggested that the Government should take the following measures: (a) to improve the country's administration; (b) to improve the country's finances; (c) to improve the country's education; (d) to improve the country's health; (e) to improve the country's agriculture; (f) to improve the country's commerce; (g) to improve the country's industry; (h) to improve the country's social conditions.

5. The fifth part of the report contains a list of the principal causes of the country's distress, and a list of the principal remedies which are suggested for their removal. It is suggested that the Government should take the following measures: (a) to improve the country's administration; (b) to improve the country's finances; (c) to improve the country's education; (d) to improve the country's health; (e) to improve the country's agriculture; (f) to improve the country's commerce; (g) to improve the country's industry; (h) to improve the country's social conditions.

6. The sixth part of the report contains a list of the principal causes of the country's distress, and a list of the principal remedies which are suggested for their removal. It is suggested that the Government should take the following measures: (a) to improve the country's administration; (b) to improve the country's finances; (c) to improve the country's education; (d) to improve the country's health; (e) to improve the country's agriculture; (f) to improve the country's commerce; (g) to improve the country's industry; (h) to improve the country's social conditions.

7. The seventh part of the report contains a list of the principal causes of the country's distress, and a list of the principal remedies which are suggested for their removal. It is suggested that the Government should take the following measures: (a) to improve the country's administration; (b) to improve the country's finances; (c) to improve the country's education; (d) to improve the country's health; (e) to improve the country's agriculture; (f) to improve the country's commerce; (g) to improve the country's industry; (h) to improve the country's social conditions.

8. The eighth part of the report contains a list of the principal causes of the country's distress, and a list of the principal remedies which are suggested for their removal. It is suggested that the Government should take the following measures: (a) to improve the country's administration; (b) to improve the country's finances; (c) to improve the country's education; (d) to improve the country's health; (e) to improve the country's agriculture; (f) to improve the country's commerce; (g) to improve the country's industry; (h) to improve the country's social conditions.

Q How many weasels have you caught or seen the last few months? A I caught six this year.

Q What do you know about the habits of weasels? A Well, I know they stay under rock piles and in stumps of trees.

Q Is John McDonaldson your brother? A No sir, he is my son.

Q Do you know anything about John McDonaldson catching any?

A I think he caught a few on Keckley's Hill and about Rue-bushes.

Objection by Mr. Sarman.

Witness dismissed.

Mr. J.W.Hall, another witness introduced on the same behalf, being first duly sworn, testified.

-Examined by Mr. Hammer.-

Q Your name is J.W.Hall? A Yes sir.

Q Where do you live? A Three miles east of Harrisonburg.

Q Do you have any weasels in your neighborhood? A Yes sir.

Q How many have you killed? A The most I ever killed at one time was eight.

Q Where were they? A On my farm. I saw these eight at one time, and I saw three at one time coming out of a straw rick.

Q Is there anything unusual about seeing them? A No sir.

Q Do you know anything about how many there are in a litter?

A No sir. I only know I see him around the place sometimes and get rid of them as quickly as I can. One killed forty chickens there one night.

Witness dismissed.

Mr. Frank Stamp, another witness introduced on behalf of defendant, being first duly sworn, testified.

-Examined by Mr. Hammer.-

Q Where do you live? A In Augusta County, near Waynesboro.

1 I have been thinking about you for some time now
 2 and I would like to see you.
 3 I would like to see you about the matter of your
 4 law that you have made and in which I have
 5 to have some business with you about a few
 6 in the matter of your business and I would like
 7 to have some business with you about a few
 8 in the matter of your business and I would like

Witnessed by Mr. Jones

Witnessed by Mr. Jones

9 I have been thinking about you for some time now
 10 and I would like to see you.
 11 I would like to see you about the matter of your
 12 law that you have made and in which I have
 13 to have some business with you about a few
 14 in the matter of your business and I would like
 15 to have some business with you about a few
 16 in the matter of your business and I would like

Witnessed by Mr. Jones

17 I have been thinking about you for some time now
 18 and I would like to see you.
 19 I would like to see you about the matter of your
 20 law that you have made and in which I have
 21 to have some business with you about a few
 22 in the matter of your business and I would like
 23 to have some business with you about a few
 24 in the matter of your business and I would like
 25 to have some business with you about a few
 26 in the matter of your business and I would like
 27 to have some business with you about a few
 28 in the matter of your business and I would like
 29 to have some business with you about a few
 30 in the matter of your business and I would like

Witnessed by Mr. Jones

31 I have been thinking about you for some time now
 32 and I would like to see you.
 33 I would like to see you about the matter of your
 34 law that you have made and in which I have
 35 to have some business with you about a few
 36 in the matter of your business and I would like
 37 to have some business with you about a few
 38 in the matter of your business and I would like
 39 to have some business with you about a few
 40 in the matter of your business and I would like

Witnessed by Mr. Jones

41 I have been thinking about you for some time now
 42 and I would like to see you.
 43 I would like to see you about the matter of your
 44 law that you have made and in which I have
 45 to have some business with you about a few
 46 in the matter of your business and I would like
 47 to have some business with you about a few
 48 in the matter of your business and I would like
 49 to have some business with you about a few
 50 in the matter of your business and I would like

Q What is your business? A I buy raw furs.

Q How long have you been in the business? A About thirty or thirty-one years.

Q What is the extent of your business? A Well, I buy right many furs. I suppose I buy more furs than the rest of the dealers around in this country.

Q About what does it amount to? A I have bought over \$200,000.00 worth of furs this season.

Q How many weasels have you bought in this County? A Well, really, I couldn't tell. I work on down to Bristol, Asheville, and on down to North Carolina, through Richmond that way. The weasels accumulate quite a few.

Q Did you ever buy any in Rockingham?

A Yes sir, I have bought some weasels in Rockingham here on Court Days.

Q About how many would you say you have bought in Rockingham this season?

A Not having any record, that would be hard to say. The last I got in this section are from Bamber and Sager (?). And the next lot of weasels I get is from Staunton. We pick up weasels here on Court Day, maybe as many as ten, maybe thirty or forty.

Q In this particular section, Rockingham and the adjoining Counties of Augusta, Shenandoah, and Warren, how many, all told, weasels, would you say you had gotten this season? About how many?

A Well, I tried in a trial here to check those up. We got through one book, and I didn't check any more. The weasels seem to run about even one week with another.

Q Could you give us any estimate? A Well, it would be just a matter of guess.

Q Well, are they few or many? A I would say quite a few.

Witness dismissed.

Q That is your statement? A I say yes, yes.
 Q How long have you been in the business? A About thirty
 or thirty-one years.

Q Just in the extent of your business? A Well, I say right
 away there. I suppose I say more than the rest of the business
 around in this country.

Q About what time do you get up? A I have always been
 up at 5 o'clock.

Q How do you spend your time in the evening? A Well,
 I usually go to bed at 10 o'clock. I usually read the
 paper and go to bed. I usually go to bed at 10 o'clock.
 I usually go to bed at 10 o'clock.

Q Did you ever try to collect?
 A Yes sir, I have always been collecting in
 every way.

Q How long have you been in the business?
 A About thirty years.

Q You having any record, that you are not to say. The fact
 I put in this evening the two books and eight (7). The fact
 that he collects I put in from 1860. The fact of business
 about 1860, which is now in the year 1860.

Q In this business, what are the principal
 articles of property, investments, and other, all that
 would you say you had taken into account. I have
 about 100,000 dollars in real estate. I have
 about 100,000 dollars in real estate. I have
 about 100,000 dollars in real estate.

Q How about your own real estate?
 A I would not give an estimate. A Well, I would be
 just a matter of course.

Q Well, are they low or high? A I would not give a
 price.

Witness dismissed.

-Cross-examination by Mr. Earman.-

XQ How many would you say you would buy in Rockingham County?

A I have bought some from Mr. Hoy and Mr. Webster here, not Court Days. On Court Days, people come from all over the County. Sometimes you buy one or two from a man; sometimes three or four. I would say the weasels in Rockingham would run from ten to forty on Court Day.

XQ How many have you bought during this season? A Well, I could conscientiously say I had bought over a hundred in Rockingham County. Is New Market in Rockingham County?

XQ No sir. Where did you buy the ones that you bought in Rockingham?

A In Harrisonburg.

XQ From whom? A I think I bought some from Mr. Eddy Hoy, and possibly some from Mr. Webster, and then on Court Days from any one at all.

XQ How many did you buy from Eddy Hoy and Webster? A They would be in little collections, maybe eight or ten, six, four, or three. Sometimes they would have right nice little collection of weasels; other times they wouldn't be so many.

XQ Did you buy any from Minnick at Mayland? A No sir.

XQ Did you, years ago? A I didn't recall this man Minnick here. He said he had sold me goods.

XQ I believe you testified on the last trial that you didn't know Mr. Minnick. A I would have had to testify that.

XQ And what do you say about that, now? A Mr. Minnick says he remembers me, but I see so many people I didn't recall him.

Mr. Hammer: Which Mr. Minnick do you refer to? Do you know this boy here?

Witness: I think I saw Mr. Minnick in your office. I heard of this weasel deal coming out of Richmond one evening,

and I thought I knew the Minnick. But when I met Mr. Minnick in the office it wasn't the same Minnick I knew. A gentleman on the train told me about the weasel trouble, and I asked him where they were from, and he said New Market, and I told him I knew them. But when I met him, I found out it wasn't.

Mr. Hammer: Do you know who the gentleman was you were talking to?

Witness: No sir.

XQ Who was the Minnick you were speaking of? A He lives just outside of New Market. He has a crippled foot. His name is Mark Minnick.

Witness dismissed.

Mr. Hammer: We rest. I believe I will ask Mr. Runion another question.

Memo.: Mr. A.S. Runion was re-called to the stand.

-Cross-examined again by Mr. Hammer.-

XQ Mr. Runion, I hand you here a bunch of weasel hides which Mr. Minnick has handed me, and ask you to tell me upon which weasels the bounty has ^{not} been paid. I will ask you to tell me whether those are local hides.

Mr. Hammer: (after objection by the Court). I will have to get that in, another way. Stand aside.

Mr. Hammer: I want Mr. Stump on the stand, - a question I omitted.

Mr. Frank Stump re-called; -examined again by Mr. Hammer.-

Q Mr. Stump, you said you had been in the fur business a number of years. I forgot to ask you about these hides. I wish you would examine these hides down here and tell me whether that

and I thought I had the answer. But when I saw
him in the office it wasn't the same thing.
There, a gentleman in the coat told me about the
new project, and I said the same thing that I
said on the phone, and I said the same thing that
I said on the phone. I found out it wasn't.

Mr. [Name] in the office was very kind and
helpful. He showed me the [Name] and the [Name].

Kind regards,
Mr. [Name] in the office. I hope I will see you
again soon.

Very sincerely yours,
Mr. [Name] in the office. I hope you have a
good time. I will see you in the office
soon.

Mr. [Name] in the office. I hope you
will see me soon.

Very truly yours,
Mr. [Name] in the office. I hope you
will see me soon.

is the same kind of weasel that we have in this section.

Memo.: Witness examined weasels.

A I don't think these have increased any in value.

Q What do you say about that? A I saw they are just a bunch of flat summer weasels.

Q Is there anything in there such as you would call a brown ferret?

A A brown ferret? Could I get to the light with this?

A (continued) after a window shade was drawn up: No sir, I wouldn't call it a ferret.

Q What would you call it? A Call him a weasel. I would call him a weasel and a large one.

Q What would you say about that being the character of weasel caught in this country? A Under my opinion, they are same class of any ~~of~~ summer weasels. They look to me like a bunch of badly-handled summer weasels.

Q Is there much difference between a summer weasel and a winter weasel? A Both of the houses I work for allow me to pay the same price in North Carolina and South Carolina and Georgia that they do here.

Q So there is no difference?

A Neither one of my houses has cared this year to pay over a dime to forty cents.

Mr. Earman: Will you show me your quotation on them?

Witness: On the weasels?

Mr. Earman: Yes.

Witness: I don't know whether I can. I may be able to.

Mr. Earman: They are not worth as much in West Virginia, are they? A

Mr. Hamner: Just read that out.

A This is what I was going to show him. He asked me to show him

In the first part of the report...

...the following...

The first part of the report...

The second part of the report...

The third part of the report...

The fourth part of the report...

The fifth part of the report...

The sixth part of the report...

the quotation on the weasel.

Mr. Earman: Let me see Georgia and North Carolina.

Witness: Well, there was the price of weasels, right down here.

Mr. Earman: That doesn't show what section of the country it is.

Witness: In a few minutes, Mr. Earman, possibly I can bring you a list. The weasel has only been on the market for about two years. These two years since they have agreed to pay \$1.60 for weasels, they are willing to buy them from any of the sections I told you at the same price.

Mr. Earman: You wouldn't pay the same price for Louisiana weasels that you would for Vermont weasels, would you?

Witness: I couldn't say that I had ever seen a Louisiana weasel, but in Northern Georgia those weasels -- we have been giving the same price for those weasels. That is, the tops, you understand. I don't think they pay any more for the brown weasels up there than they do for our weasels.

Mr. Earman: Where is this one from?

Witness: I would be unable to tell you. It is a flat summer skin. I couldn't say.

Mr. Earman: Do you think they were captured in this section of the country?

Witness: I can't see any difference in them from any of the low grade weasels.

Mr. Earman: What is this thing?

Witness: That's a weasel that has been split open.

Mr. Earman: That's a cotton weasel, isn't it?

Witness: I have heard of many weasels, but I have never heard of cotton weasels.

Mr. Earman: And you think these things here are local weasels?

the position in the world.

Mr. [Name]: I am the [Name] and [Name] [Name].

Witness: [Name], who was the [Name] of [Name], [Name]

down here.

Mr. [Name]: That doesn't show what position of the [Name]

it is.

Witness: In a [Name], [Name], [Name], [Name] I was

[Name] a [Name]. The [Name] was [Name] on the [Name]

[Name] [Name] [Name]. [Name] [Name] [Name] [Name]

[Name] [Name] [Name] [Name] [Name] [Name] [Name]

of [Name] [Name] of the [Name] I [Name] [Name] [Name]

[Name].

Mr. [Name]: You wouldn't get the same [Name] for [Name]

because that you would for [Name] [Name], would you?

Witness: I wouldn't say that I was ever [Name] a [Name]

[Name], but in [Name] [Name] [Name] [Name] -- [Name] [Name] [Name]

and the [Name] [Name] [Name] [Name]. [Name] [Name] [Name] [Name]

[Name]. I don't think that [Name] [Name] [Name] [Name] [Name]

there that they do for our [Name].

Mr. [Name]: There is also [Name] [Name]

Witness: I would be [Name] to tell you. It is a [Name]

[Name] [Name]. I wouldn't say.

Mr. [Name]: [Name] [Name] [Name] [Name] [Name] [Name]

[Name] of the [Name]

Witness: I don't see any [Name] [Name] [Name] [Name] [Name]

[Name] [Name].

Mr. [Name]: [Name] [Name] [Name]

Witness: That's a [Name] [Name] [Name] [Name] [Name]

Mr. [Name]: That's a [Name] [Name] [Name] [Name]

Witness: I have heard of [Name] [Name], but I have never

heard of [Name] [Name].

Mr. [Name]: And you think these [Name] [Name] [Name]

Witness:

Witness: I couldn't say they were local, but I would say they were the same class of any summer weasel.

Mr. Earman: Did you ever sell any weasels in Rockingham?

Witness: No sir.

Mr. Earman: Didn't you sell the Minnick some furs?

Witness: No sir.

Mr. Earman: Lester Webster, - didn't you sell him some?

Didn't you leave a bag of furs down here at Dean's restaurant for him?

Witness: Some time in January I left a bag of furs down there for Mr. Webster. They were his own skins.

Witness dismissed.

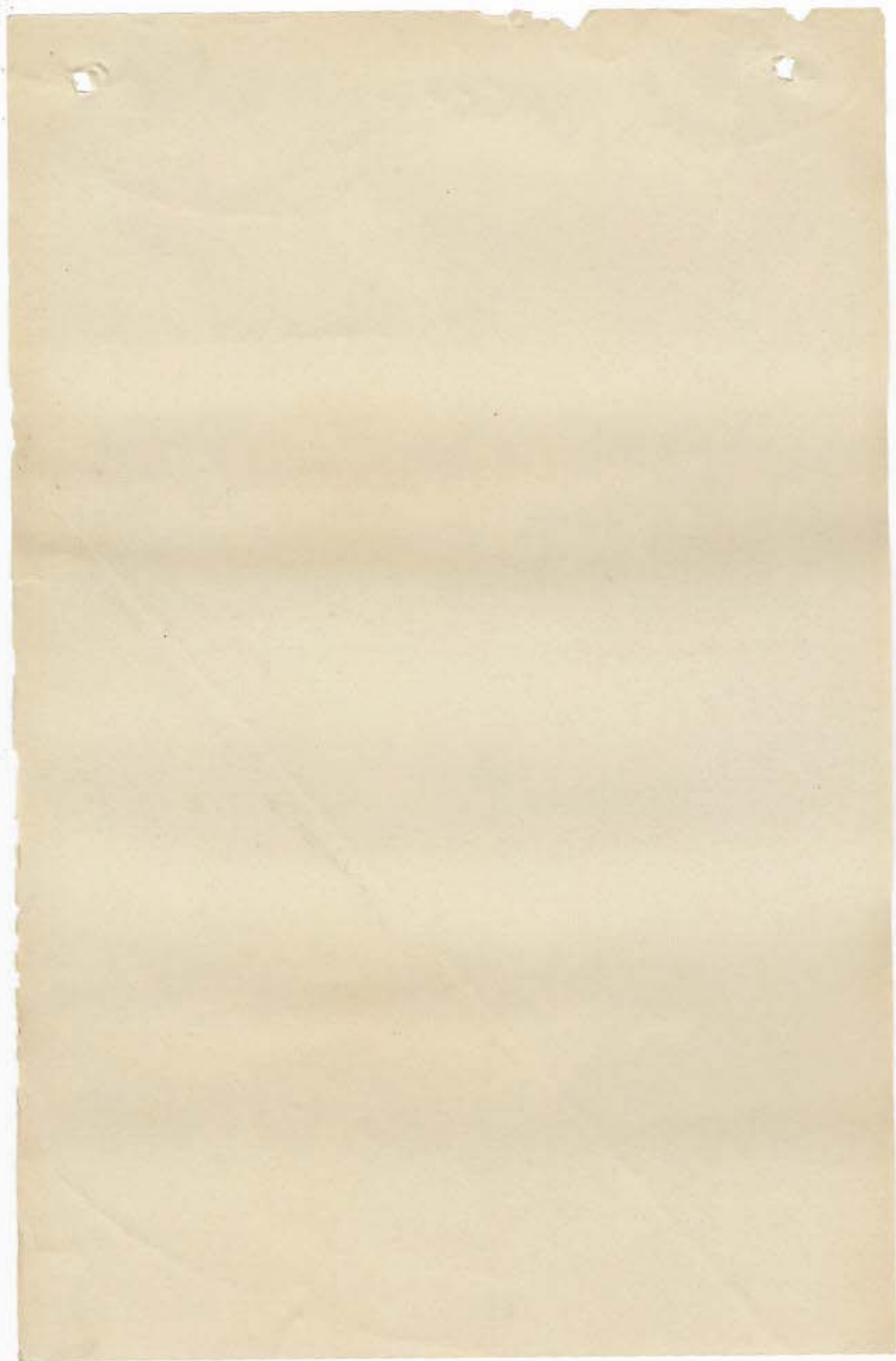
Mr. Hammer: Defendant recs.

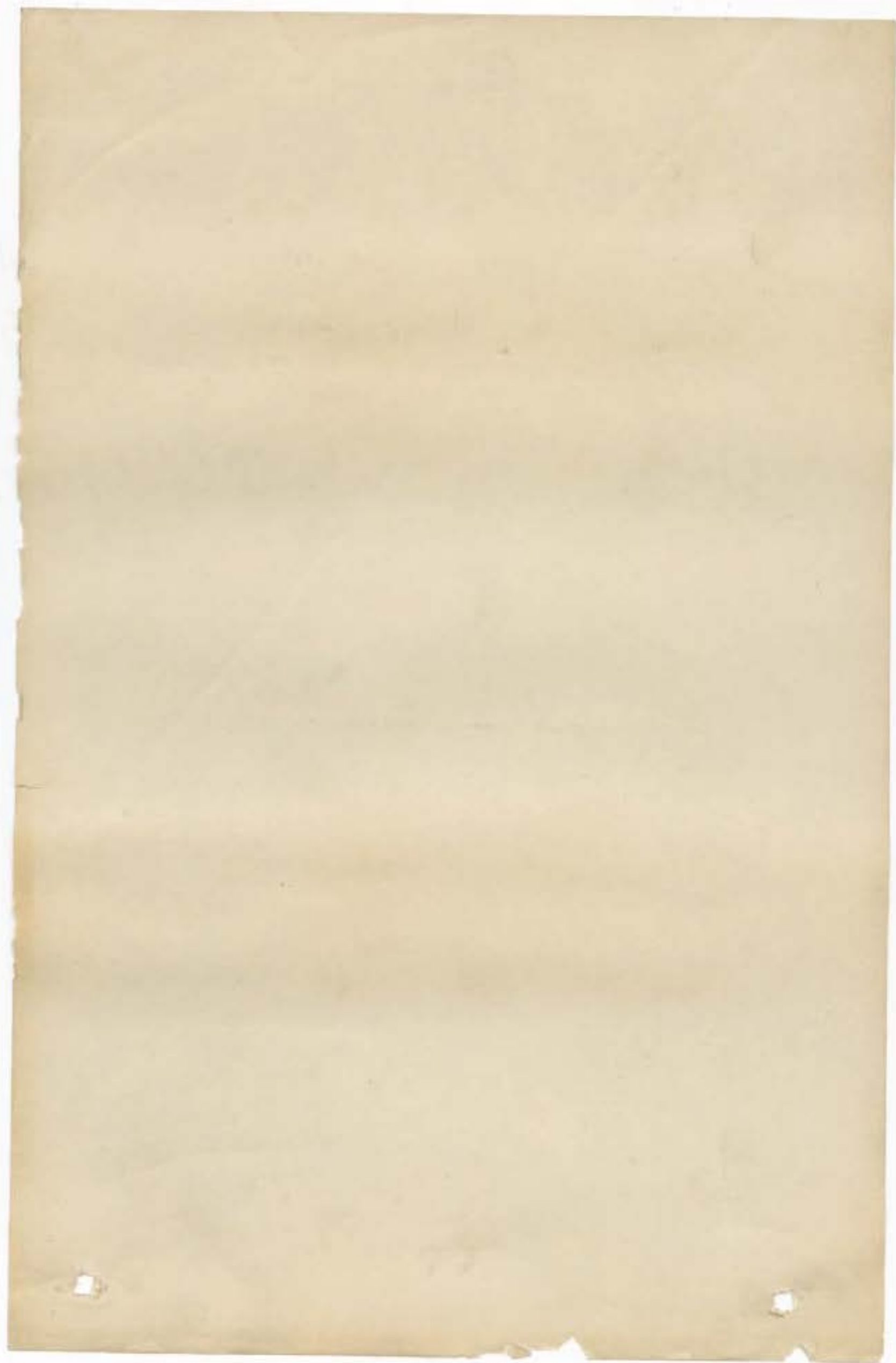
Lester April 27th 1929 *W. W. Bestham*

Judge

Witness: I don't know who they were, but I would
 say that they were the same as the other witness.
 Mr. [Name]: Did you ever call any witness in connection
 with this case?
 Witness: No sir.
 Mr. [Name]: Now, you will see that the witness was there
 Witness: No sir.
 Mr. [Name]: Is that correct, witness? - didn't you call him there?
 Witness: Yes, I did call him there at [Name]'s house.
 Mr. [Name]: Now, you will see that I did call him there
 Witness: Yes, I did call him there at [Name]'s house.

Witness: I don't know who they were, but I would
 say that they were the same as the other witness.
 Mr. [Name]: Did you ever call any witness in connection
 with this case?
 Witness: No sir.
 Mr. [Name]: Now, you will see that the witness was there
 Witness: No sir.
 Mr. [Name]: Is that correct, witness? - didn't you call him there?
 Witness: Yes, I did call him there at [Name]'s house.
 Mr. [Name]: Now, you will see that I did call him there
 Witness: Yes, I did call him there at [Name]'s house.





CERTIFICATE NO. 2.

IN THE CIRCUIT COURT OF ROCKINGHAM COUNTY, VIRGINIA.

COMMONWEALTH OF VIRGINIA

v. Upon trial of a warrant charging a misdemeanor.

WELTY MINNICK.

Before the taking of any evidence referred to in Certificate No. 1 which is here referred to and made a part hereof, Mr. Earman, the Commonwealth's Attorney in making his opening statement said:

Within a very short time, within a period of two or three weeks, this particular defendant here, on some two or three different occasions obtained from Rockingham County by means of these weasel scalps-obtained a large sum of money.

The evidence will show that weasels are scarce in this county and are hard to catch. This warrant charges this young man with having obtained from Rockingham County \$30.00. It seems that he had about this time a sweetheart, Miss Long. On this particular occasion, he came to see Miss Long, a daughter of Mr. Stuart Long, and her brother, Emory Long. It was about ten o'clock in the morning. He lived down about Mayland and had come to town. He came in and said, "Where's Emory?" They said, he is asleep. He said, "I want to see him pretty quick. I have important business to transact. This was on Kelly Street, some distance off Main Street, and yet, although this boy was asleep he had come some distance out of to find, he called him out of bed and told him he would give him

IN THE MATTER OF THE ESTATE OF JAMES W. HARRIS

DECEASED

Final Report of the Executor

1875

I have the honor to acknowledge the receipt of your letter of the 15th inst. in relation to the above estate, and in reply to inform you that the same has been forwarded to the proper authorities for their consideration.

The following is a list of the assets of the estate as they appear on the books of the executor:

1. Cash on hand, \$10,000.00

2. Bonds of the U.S. Government, \$5,000.00

3. Stocks of the U.S. Bank, \$2,500.00

4. Real estate, \$10,000.00

5. Personal property, \$5,000.00

6. Debts due to the estate, \$1,000.00

7. Debts due by the estate, \$500.00

8. Other assets, \$1,000.00

Total, \$35,000.00

The above is a true and correct statement of the assets of the estate as they appear on the books of the executor.

I am, Sir, very respectfully,
Your obedient servant,
James W. Harris, Executor

\$5.00 if he would bring these thirty scalps down to the Clerks Office and get the money off of them. He said, "Why don't you take them?" He said, "I have been down there so often, and Mr. Switzer, the Clerk, has asked me so many questions I don't want to go back". He said, "You take them down and get the \$30.00 and I will give you \$5.00." Emory brought them down and said they were killed in Rockingham County and Mr. Switzer, after some consideration, finally paid him \$30.00. He takes the money on back to Minnick. He got \$30.00 for these hides which were turned over to him by Minnick. He expect to prove that within two or three weeks before that this same defendant obtained similar amounts from Rockingham by means of pelts of this sort.

On January 2nd he obtained \$30.00, just two days before this by sending Howard Higgs down here with thirty scalps, and on December 28th he likewise obtained \$30.00 by sending Howard Higgs. And Stuart Lond and Emory Long, -one of them had thirty and one of them twenty five. If you believe from the evidence that these weasels were not killed in Rockingham and that he obtained from Rockingham County the amount of money mentioned in the warrant, \$30.00, the Court will tell you he is guilty of larceny which is punishable'

To which remarks of the attorney for the Commonwealth the defendant by counsel objected and requested the Court to direct the jury to disregard all statements of the Commonwealth's Attorney in his opening statement in which he referred to any other person handling a lot of weasel hides, which by any means could be inferred that the defendant was implicated therein and second, any reference made to the sale or collection of bounties at any other time than that charged in the warrant which motion the Court overruled, and to which action of the Court the defendant by counsel excepted.

Teste this 22th day of April, 1929.

H. W. McShann
JUDGE.



The first part of the report is devoted to a general
 description of the country and its resources. It
 is followed by a detailed account of the
 various industries and occupations of the
 people. The third part of the report
 contains a list of the principal towns and
 villages of the country. The fourth part
 contains a list of the principal rivers and
 streams of the country. The fifth part
 contains a list of the principal mountains and
 hills of the country. The sixth part
 contains a list of the principal lakes and
 ponds of the country. The seventh part
 contains a list of the principal forests of
 the country. The eighth part contains a
 list of the principal minerals of the
 country. The ninth part contains a list
 of the principal animals of the country.
 The tenth part contains a list of the
 principal plants of the country. The
 eleventh part contains a list of the
 principal birds of the country. The
 twelfth part contains a list of the
 principal insects of the country. The
 thirteenth part contains a list of the
 principal fishes of the country. The
 fourteenth part contains a list of the
 principal reptiles of the country. The
 fifteenth part contains a list of the
 principal amphibians of the country. The
 sixteenth part contains a list of the
 principal mollusks of the country. The
 seventeenth part contains a list of the
 principal crustaceans of the country. The
 eighteenth part contains a list of the
 principal sponges of the country. The
 nineteenth part contains a list of the
 principal fungi of the country. The
 twentieth part contains a list of the
 principal lichens of the country. The
 twenty-first part contains a list of the
 principal algae of the country. The
 twenty-second part contains a list of the
 principal bacteria of the country. The
 twenty-third part contains a list of the
 principal viruses of the country. The
 twenty-fourth part contains a list of the
 principal protozoans of the country. The
 twenty-fifth part contains a list of the
 principal plants of the country. The
 twenty-sixth part contains a list of the
 principal animals of the country. The
 twenty-seventh part contains a list of the
 principal birds of the country. The
 twenty-eighth part contains a list of the
 principal insects of the country. The
 twenty-ninth part contains a list of the
 principal fishes of the country. The
 thirtieth part contains a list of the
 principal reptiles of the country. The
 thirty-first part contains a list of the
 principal amphibians of the country. The
 thirty-second part contains a list of the
 principal mollusks of the country. The
 thirty-third part contains a list of the
 principal crustaceans of the country. The
 thirty-fourth part contains a list of the
 principal sponges of the country. The
 thirty-fifth part contains a list of the
 principal fungi of the country. The
 thirty-sixth part contains a list of the
 principal lichens of the country. The
 thirty-seventh part contains a list of the
 principal algae of the country. The
 thirty-eighth part contains a list of the
 principal bacteria of the country. The
 thirty-ninth part contains a list of the
 principal viruses of the country. The
 fortieth part contains a list of the
 principal protozoans of the country.

The following table shows the population of the
 various districts of the country in the year
 1850. The population of the country in
 1850 was 1,000,000. The population of
 the country in 1860 was 1,200,000. The
 population of the country in 1870 was
 1,400,000. The population of the
 country in 1880 was 1,600,000. The
 population of the country in 1890 was
 1,800,000. The population of the
 country in 1900 was 2,000,000. The
 population of the country in 1910 was
 2,200,000. The population of the
 country in 1920 was 2,400,000. The
 population of the country in 1930 was
 2,600,000. The population of the
 country in 1940 was 2,800,000. The
 population of the country in 1950 was
 3,000,000. The population of the
 country in 1960 was 3,200,000. The
 population of the country in 1970 was
 3,400,000. The population of the
 country in 1980 was 3,600,000. The
 population of the country in 1990 was
 3,800,000. The population of the
 country in 2000 was 4,000,000. The
 population of the country in 2010 was
 4,200,000. The population of the
 country in 2020 was 4,400,000. The
 population of the country in 2030 was
 4,600,000. The population of the
 country in 2040 was 4,800,000. The
 population of the country in 2050 was
 5,000,000. The population of the
 country in 2060 was 5,200,000. The
 population of the country in 2070 was
 5,400,000. The population of the
 country in 2080 was 5,600,000. The
 population of the country in 2090 was
 5,800,000. The population of the
 country in 2100 was 6,000,000.

CERTIFICATE NO. 3.

In the Circuit Court of Rockingham County, Virginia:

Commonwealth of Virginia.

v.

Walty Minnick.

During the taking of the testimony set forth in certificate No. 1 which is here referred to and made part hereof, Emory Long, after telling that he had brought the 30 hides to the Clerk, collected the bounty of \$30.00 and received the \$5.00 for his services, was asked by the Commonwealth's attorney:

"Did you bring any more down here for Minnick.", to which question the defendant by counsel objected, which objection was overruled and the defendant excepted, thereupon the witness answered, "I brought 31 down on Saturday morning but I didn't sell them." Whereupon the following colloquy occurred between counsel and Court.

Mr. Barman: You tried to, did you? No, sir.

Mr. Hammer: If that is the case I move you strike that out.

The Court: What did you do with them?

Mr. Hammer: I object to Your Honor's question.

The Court: In other words, you didn't take them to the Clerk.

Witness: No, sir.

Mr. Hammer: I ask that all reference to that be stricken out.

The Court to Mr. Hammer: That will be understood.

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The Court to Witness: Minnick gave you these things
told you to bring them down
then?

Witness: Yes, sir.

The Court: Why didn't you?

Witness: Mr. Pawley jumped me about bringing
these down on Friday.

The Court: I will overrule the objection.

Mr. Hammer: I will except and save the point as to
the question asked by the Court and by
Mr. Barman as to the second transaction.

The Court: I understood that that was on Saturday
following the Friday."

Witness: Yes, sir.

And your father, Stuart Long, did he have any at that time that
Minnick had given him?

Stuart Long was with you? Yes.

And you had thirty one--

Mr. Hammer: I object to all those questions which
objection the Court overruled and the defendant by counsel excepted.

Teste. April 22th 1929.


Judge.

Commonwealth of Virginia

vs.

Walter Minnick.

CERTIFICATE NO. 4.

The following instructions given at the request of the plaintiff and defendant, and by the Court of its own motion, as hereinafter denoted are all the instructions that were granted in the trial of this case.

At the request of ^{defendant} ~~Minnick~~.

(1)

The Court instructs the jury that the failure of the accused to testify creates no presumption against him, and in considering his guilt or innocence, his failure to testify is not a circumstance which the jury is entitled to consider. 1139.

At the request of the ^{defendant} ~~Minnick~~.

(2)

The Court instructs the jury that in this case, as in all criminal cases, the accused's plea of not guilty raises a presumption of innocence in his favor and puts on the Commonwealth the burden of proving his guilt beyond a reasonable doubt. If,

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1871

1872

1873

The following is a list of the names of the
persons who were present at the meeting held
on the 15th day of July 1873 at the residence of
the said persons and the names of the persons
who were present at the meeting held on the
15th day of July 1873 at the residence of
the said persons.

(2)

The following is a list of the names of the
persons who were present at the meeting held
on the 15th day of July 1873 at the residence of
the said persons and the names of the persons
who were present at the meeting held on the
15th day of July 1873 at the residence of
the said persons.

(3)

The following is a list of the names of the
persons who were present at the meeting held
on the 15th day of July 1873 at the residence of
the said persons and the names of the persons
who were present at the meeting held on the
15th day of July 1873 at the residence of
the said persons.

therefore, upon a consideration of the whole case, the testimony of the witnesses and the circumstances shown in evidence, there exists in the minds of the jury a reasonable doubt as to the guilt of the accused, they should find him not guilty.

At the request of the *defendant* ~~plaintiff~~.

(3)

The Court instructs the jury that if they believe from the evidence that Melty Minnick in person or through his agent produced to the Clerk of this Court the hides of thirty weasels, and that he or his agent affirmed that the said weasels were killed in Rockingham County, then the County owed to the said defendant the \$30.00 bounty due thereon, and it was the duty of the said Clerk to pay to the said Minnick the \$30.00 in bounties.

And the Court tells the jury that before the Commonwealth can convict the accused the Commonwealth must prove beyond a reasonable doubt that the sworn statement to the effect that the weasels were killed in Rockingham County was untrue and that they were not killed in said County and unless the Commonwealth has shown beyond a reasonable doubt that the weasels were not killed in said County they must acquit him.

At the request of the *defenda* ~~plaintiff~~.

(4)

The Court instructs the jury that where the Commonwealth relies upon circumstantial evidence alone for a conviction, the Court tells the jury that they must scan the evidence with the

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greatest caution; and they will not be warranted in finding a verdict of guilt unless the circumstances proved are of such a character as to produce in fair and unprejudiced minds a moral conviction of the guilt of the defendant beyond all reasonable doubt.

At the request of the ^{defendant.} ~~plaintiff.~~

(5)

The Court instructs the jury that the law presumes the accused to be innocent, until he is proven guilty, beyond all reasonable doubt, and if there is upon the minds of the jury any reasonable doubt of the guilt of the accused, the law makes it their duty to acquit him. His guilt is not to be inferred, although the facts proven may be consistent with his guilt, but in order to convict him, they must be inconsistent with his innocence.

Here suspicion or probability of his guilt, however strong, is not sufficient to convict, nor is it sufficient if the greater weight or preponderance of the evidence supports the charge in the warrant, but to warrant his conviction, his guilt must be proven so clearly that there is no reasonable theory consistent with the evidence upon which he can be innoc

By the Court of its own motion

(1)

The Court instructs the jury that the evidence permitted by the Court to be introduced on behalf of the Commonwealth, of the collection and/or attempted collection of bounties on weasel scalps by the accused, Walty Minnick, other than on the 4th day of January, 1929, as charged in the warrant, can be considered by them only in

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1871

The first part of the book is devoted to a history of the
country from the earliest times to the present day. It is
written in a simple and interesting style, and is well
adapted for the use of schools and libraries.

1872

The second part of the book is devoted to a description of the
country, and is written in a more detailed and scientific
style. It contains many valuable facts and statistics,
and is well illustrated with maps and diagrams.

The third part of the book is devoted to a description of the
people and their customs, and is written in a more
popular and interesting style. It contains many valuable
facts and statistics, and is well illustrated with
maps and diagrams.

1873

The fourth part of the book is devoted to a description of the
climate and the natural resources of the country. It
contains many valuable facts and statistics, and is
well illustrated with maps and diagrams.

connected with and explanatory of the intent of the accused
the offence charged in the warrant, and not as proof that he
had committed other offences not charged in the warrant.

At the request of the Com. ~~Law~~.

(3)

The court in ~~the case of~~ a reasonable doubt is
such a doubt as may be honestly and reasonably entertained as to
any substantial and material fact essential to prove the offence
charged. Reasonable doubt must be based upon the evidence, or that
is suggested by the evidence, or grows out of the evidence itself
from the lack of evidence. It must not be arbitrary doubt with-
out evidence to sustain it. It must be serious and substantial in
order to warrant an acquittal. It must be a doubt as to material fact
or facts necessary for the jury to believe to find a verdict of
conviction, and not of immaterial and non-essential circumstances.

Teste, this 22 day of April, 1929.

H. W. Peterson - Judge

Fragment of a document with faint, illegible text. The paper is heavily damaged, showing significant tearing and discoloration. The text is mostly obscured by the physical damage to the document.

TO:

MR. D. W. HARRIS,
ATTORNEY FOR THE COMMONWEALTH OF
ROCKINGHAM COUNTY.

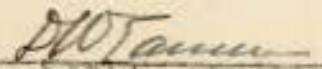
DEAR SIR:

You are hereby notified that on Monday the 22nd day of April, 1929, I will apply to the Clerk of the Circuit Court of Rockingham County, Virginia, for a copy of the record in the case of Commonwealth vs. Welty Minnick, which was tried at our last term of Court.

Very truly yours,


D. W. Harris
Atty. for Welty Minnick.

Legal and timely service excepted of the above notice.


Commonwealth's Attorney for
Rockingham County, Virginia.

1870

Dear Sir,
I have the honor to acknowledge the receipt of your letter of the 10th inst. in relation to the above named matter. I have the pleasure to inform you that the same has been forwarded to the proper authorities for their consideration.

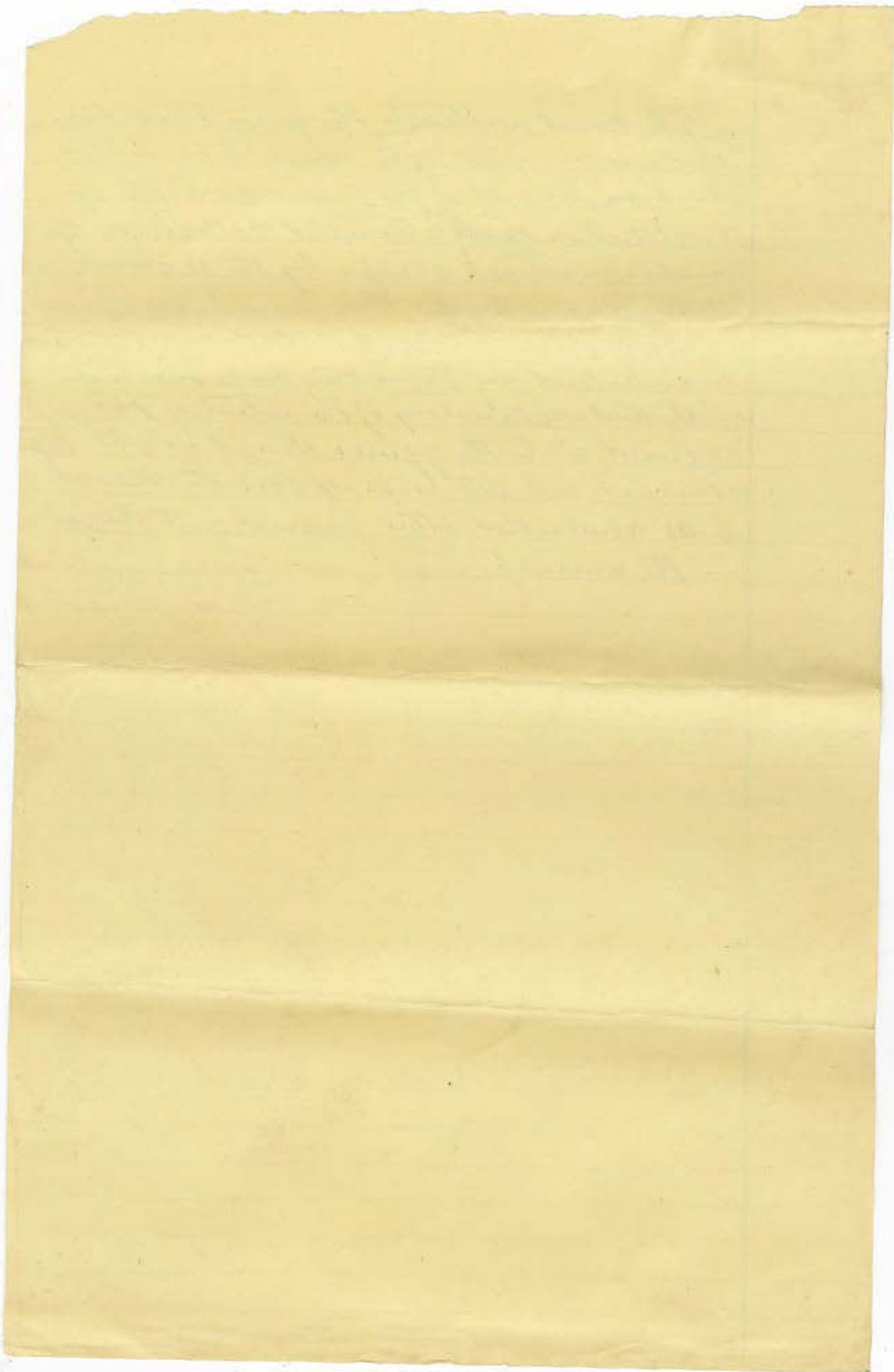
Very respectfully,
Your obedient servant,

Wm. H. [Name]

Wm. H. [Name]

Wm. H. [Name]

6/ The Court instructs the jury that the evidence permitted by the court to be introduced on behalf of the Commonwealth of the collection and/or attempted collection of bounties on wolver scalps by the accused, Welty Micinich, other than on 4th day of January 1929 as charged in the warrant, can be considered by them only in connection with and explanatory of the intent of the accused as to the offence charged in the warrant, and not as proof that the accused had committed other offences not charged in the warrant.



5
INSTRUCTION NO. _____

The Court instructs the jury that the law presumes the accused to be innocent, until he is proven guilty, beyond all reasonable doubt, and if there is upon the minds of the jury any reasonable doubt of the guilt of the accused, the law makes it their duty to acquit him. His guilt is not to be inferred, although the facts proven may be consistent with his guilt, but in order to convict him, they must be inconsistent with his innocence.

Mere suspicion or probability of his guilt, however strong, is not sufficient to convict, nor is it sufficient if the greater weight or preponderance of the evidence supports the charge in the indictment, but to warrant his conviction, his guilt must be proven so clearly that there is no reasonable theory consistent with the evidence upon which he can be innocent.

MEMORANDUM

The following information was obtained from the records of the Department of the Interior, Bureau of Land Management, on the subject of the land owned by the United States in the State of California, and is being furnished to you for your information.

The land owned by the United States in the State of California is divided into three classes, to-wit: (1) land reserved for the use of the United States, (2) land reserved for the use of the States, and (3) land reserved for the use of the people.

The land reserved for the use of the United States is divided into three classes, to-wit: (1) land reserved for the use of the United States, (2) land reserved for the use of the States, and (3) land reserved for the use of the people.

The land reserved for the use of the States is divided into three classes, to-wit: (1) land reserved for the use of the States, (2) land reserved for the use of the people, and (3) land reserved for the use of the United States.

The land reserved for the use of the people is divided into three classes, to-wit: (1) land reserved for the use of the people, (2) land reserved for the use of the States, and (3) land reserved for the use of the United States.

The Court instructs the jury that where the Commonwealth relies upon circumstantial evidence alone for a conviction, the Court tells the jury that they must scan the evidence with the greatest caution; and they will not be warranted in finding a verdict of guilt unless the circumstances proved are of such a character as to produce in fair and unprejudiced minds a moral conviction of the guilt of the defendant beyond all reasonable doubt.

3

The Court instructs the jury that if they believe from the evidence that Walty Minnick in person or through his agent produced to the Clerk of this Court the hides of thirty weasels, and that he or his agent affirmed that the said weasels were killed in Rockingham County, then the County owed to the said defendant the \$30.00 bounty due thereon, and it was the duty of the said Clerk to pay to the said Minnick the \$30.00 in bounties.

And the Court tells the jury that before the Commonwealth can convict the accused the Commonwealth must prove beyond a reasonable doubt that the sworn statement to the effect that the weasels were killed in Rockingham County was untrue and that they were not killed in said County and unless the Commonwealth has shown beyond a reasonable doubt that the weasels were not killed in said County they must acquit him.

Case of Walter Minnick

The Court instructs the jury that in this case, as in all criminal cases, the accused's plea of not guilty raises a presumption of innocence in his favor and puts on the Commonwealth the burden of proving his guilt beyond a reasonable doubt. If, therefore, upon a consideration of the whole case, the testimony of the witnesses and the circumstances shown in evidence, there exists in the minds of the jury a reasonable doubt as to the guilt of the accused, they should find him not guilty.

1870

The first instance of the fact that in this case, in 1870, the court held that the contract was not validly entered into by the defendant in his own name, but that he was acting as an agent for the plaintiff, and that the plaintiff was bound to pay the amount of the contract.

The court further held that the contract was not validly entered into by the defendant in his own name, but that he was acting as an agent for the plaintiff, and that the plaintiff was bound to pay the amount of the contract. The court also held that the contract was not validly entered into by the defendant in his own name, but that he was acting as an agent for the plaintiff, and that the plaintiff was bound to pay the amount of the contract.

Com. vs Walter Minnick

The Court instructs the jury that the failure of the accused to testify creates no presumption against him, and in considering his guilt or innocence, his failure to testify is not a circumstance which the jury is entitled to consider.

1139.

The world is full of people who are not
interested in life by themselves, but
a great deal with the things in which
they are interested.