#51

W. Rosson

APR 1929

Rosa Rosson
Lucy Rosson
Bettie Gooden
~~Isaac Gooden~~
~~James Ralston~~
~~Schuyler Ralston~~
William Ralston
Russell Ralston
Samuel Ralston
Jesse Ralston

Indictment for a

ads

Misdemeanor

COMMONWEALTH

Sheriff Costs See other Side

October Term, 1923

Sheriff Costs

Cts to Isaac Gooden

Fine 6 months
$500 fine

Arrest	$1.50
Pon Fee	1.00
Col Tickle	.00
Summ Jury	1.00
Tickle Cost	.50
Execution Fee	$2.00 $14.00

Jail Fee from 2 August to 17 Oct at 75 Cents 77 Days S. Cred - $58.25

O. M. Wise 1.50
H. A. Crane 2.60
G. R. Carey 1.70
C. T. Bibrey 2.80
C. V. Smith 1.50

Sheriff Costs

Arrest	1.50	Ruey Ralston
" "	1.50	Lucy " "
" "	1.50	Bettie Gordon
Prem Fee on	$30.00	
3 Search warrants	3.00	
3 Stills " " " "		$15.000
		39.00
3 cert Call Tiles	1.50	$189.00
Grand Jury	2.50	
Inquiry Jury "	1.50	
Arrest	1.50	Russel Ralston
" "	1.50	Salem " "
" "	1.50	Jessie " "
Prem Fee	30.00	
3 Stills $ " " "		$15.000
Call Tiles	1.50	
Full Cite	3.50	43.50
		$193.50
Cert Copies Arrest	1.50	Stralen Ralst
Prem Fee	10.00	
Sheriff Costs " " "		$11.50

James Ralston
William Ralston

STATE OF VIRGINIA,

COUNTY OF ROCKINGHAM, to-wit:

In the Circuit Court of said County:

The grand jurors in and for the body of said County of Rockingham and now attending said Court at its October term, 1923, upon their oaths, do present that Rosa Rosson, Lucy Rosson, Bettie Gooden, Isaac Gooden, James Ralston, Schuyler Ralston, William Ralston, Russel Ralston, Samuel Ralston, and Jesse Ralston within one year next prior to the finding of this indictment, in the said County of Rockingham, did unlawfully manufacture, sell, offer, keep, store and expose for sale, give away, transport, dispense, solicit, advertise and receive orders for ardent spirits, against the peace and dignity of the Commonwealth of Virginia.

The jurors aforesaid upon their oaths aforesaid do further present that Rosa Rosson, Lucy Rosson, Bettie Gooden, Isaac Gooden, James Ralston, Schuyler Ralston, William Ralston, Russel Ralston, Samuel Ralston, and Jesse Ralston within one year next prior to the finding of this indictment in the said County of Rockingham did unlawfully have in their possession a still, still cap, worm, tub, fermenter, and other appliances connected with and used in the operation of a still, without having the same registered as required by law, against the peace and dignity of the Commonwealth of Virginia.

This indictment is found on the testimony of J. L. Birting, A. A. May, S. F. Newman, E. J. Dillard, and W. T. Rexrode, witnesses sworn in Court and sent before the grand jury to give evidence.

W L Dillard

Viol. Pro. Act.

COMMONWEALTH

v.

ROSA ROSSON
LUCY ROSSON
BETTIE GOODEN
ISAAC GOODEN
JAMES RALSTON
SCHUYLER RALSTON
WILLIAM RALSTON
RUSSEL RALSTON
SAMUEL RALSTON
JESSE RALSTON

A MISDEMEANOR

A TRUE BILL

E. R. Smithson

FOREMAN

Set for Nov. 28/23

D. W. EARMAN,
COMMONWEALTH'S ATTORNEY

We the jury find the defendants, Lucy Rosson, Rosa Rosson, Bettie Gooden, Schuyler Ralston, Russel Ralston, Samuel Ralston, Jesse Ralston, William Ralston, guilty as charged in this indictment and fix the punishment of the first seven named at a fine of $200.00 each and fix the punishment of the last three named at a fine of $50.00 each in jail and a fine of $200.00 and fix the punishment of Isaac Gooden at four months in jail and fix the punishment of Bettie Gooden at two months in jail and fix the fine of $100.00 and a fine of $200 and fix the punishment of Rosa Rosson at four months in jail and a fine of $200 and fix the punishment of Lucy Rosson at four months in jail and a fine of $50.00 and a fine of $1800.00

E. R. Smithson, Foreman

Commonwealth

vs.

Samuel Rossen et. als,

Be it remembered that during the trial of this cause the commonwealth to maintain the issue on her part introduced sundry witnesses whose testimony is set forth in bill of exceptions containing the judgment of the Court in this action which is here referred to and made part hereof and introduced one Luther Roadcap, who was asked by the Attorney for the Commonwealth, as to whether he had ever within the past year seen Schuyler Rossen, one of the defendants in the indictment, have in his possession ardent spirits, and said witness replied, that he had,-and thereupon said Roadcap, in answer to the further question when he had seen him, replied that it was on the 4th of July, 1923, near Grottoes, which is several miles from the home of the said Rossen, whereupon the defendant Schuyler Rossen objected to the reception of the evidence and moved the Court to direct the jury to disregard it because it was a place and time wholly different from that covered by the indictment, which objection and motion the Court overruled, and permitted said evidence to go before the jury to which action of the Court in overruling said objection and motion the defendant Schuyler Rossen by counsel excepted and prays that this his second bill of exceptions may be signed, sealed and enrolled and made a part of the record which is accordingly done this 7th day of January 1924, and within sixty days from the rendition of the judgment complained of.

J. R. Haas (SEAL)
Judge.

30 yards from her house, with a well worn path going from the house to where the liquor was. Also well defined paths leading from all three houses to the stills, the path from the Gooden house having steps cut in it, being steep.

IN THE CIRCUIT COURT OF ROCKINGHAM COUNTY

COMMONWEALTH OF VIRGINIA

vs.

Rosa Rossen &c

SAMUEL ROSSEN, et als.

Be it remembered that upon the trial of this cause the Commonwealth to maintain the issue upon its part introduced W. L. Dillard, who being first duly sworn, testified that he is sheriff of Rockingham county; that in company with his deputies, F. S. Newman, C. R. Fulk, W. T. Rexrode, and E. J. Dillard, and Federal Revenue Agents J. L. Dirting and May, he proceeded to the Rossen neighborhood in Brown's Cove, near the top of the Blue Ridge Mountain in Rockingham County; that there were three houses situated in a semi-circle, one of which was occupied by Lucy Rossen, another by ~~Samuel~~ Emma Rossen, and the other by Isaac Gooden, the Lucy Rossen house being the central one. ~~that the two houses occupied by the two Rossens were close together, but that the Gooden house was some three or four hundred yards distant, that they found 14 barrels of mash and three stills, two of which were within 150 yards of the houses occupied by the Rossens, and one five hundred yards down a hollow from Gooden's house; that one still was being operated by Lucy Rossen at the time of their arrival, and that Bettie Rossen was picking up some wood or sticks at the time; that when the officers made their appearance at the Rossen home, Mrs. Gooden ran toward the still and set up an alarm;~~ The officers divided, Dillard & Dirting going up the hollow and the other officers going by another route to the Gooden house. Dillard & Dirting came upon three stills - one some distance down the hollow and two within 100 yards of the Lucy Rossen home, and 150 yards of the Emma Rossen home, about 100 yards of the Gooden house. Lucy Rossen and Rosa Rossen were at the still when the officers came. ~~that about that time~~ while Dillard & Dirting were at the still site, several shots were fired from over in the direction of the house occupied by ~~the~~ Emma Rossen; that in witness' opinion the shots were fired at him and Federal Revenue Agent Dirting who was with him; the bullets rattled in the trees overhead, also shots were fired by the officers at the Gooden house. ~~that there were numerous~~ paths leading to the stills around the Rossen home, ~~and a path or two leading out to the Brown's Gap road;~~ there were other paths going off in other directions; ~~that numerous cans contain~~ ed liquor were found sitting around the Rossen homes; and that

Lucy Rossen and Rosa Rossen were crying out "The revenues are coming; the revenues are coming;" a half gallon of liquor was thrown from the still while the officers were there. At this place, the officers found about 3½ gallons of finished moonshine whiskey and a number of barrels of mash. Other barrels of mash were found in the creek. Another lot of moonshine whiskey was found in the creek, and other whiskey was found under stumps or at other places about 25 or 30 gallons. Two lots of mash was found about 50 yds from Emma Rossen's house, and 6½ gallons of finished product in a chestnut stump about

Well they were and after the shots were fired out from the ~~[illegible]~~ woods behind the Emma while there Sam Rossen came ~~in as though he was coming from the~~ Rossen home. Emma Rossen ~~[illegible]~~ was his mother; ~~Brown's Gap Road~~, and that the stills and liquor exhibited were the stills and the liquor obtained in the ~~search of the Rossen homes~~ said; that the officers had search warrants for all three houses.

J. L. Dirting, another witness introduced in the same behalf, being first duly sworn, testified that he ~~is~~ was a United States ~~Revenue~~ prohibition Agent; that he ~~in company with~~ and W. L. Dillard, concealed themselves as they approached the Rossen homes + Gooden and their presence was not known until a shot was fired, and that such shot in the opinion of witness was not fired at himself & Dillard, but was a signal or ~~a~~ warning shot; that Lucy Rossen was operatting the still, and ~~Bettie~~ Rosa Rossen was getting wood and fixing the fire; that they arrested Lucy Rossen, Rosie Rossen and Mrs. Isaac Gooden; that some shots fired to the right were undoubtedly fired by the other officers; that some firing came from the direction of the house of ~~Jenis~~ Emma Rossen, at which they found Russel Rossen, Jesse Rossen and ~~[illegible]~~ Rossen; that the still was ~~45~~ 100 or 125 yards from the ~~Jenis~~ Emma Rossen house; that the mash found at the two different places was set at different times; that Lucy Rossen said only one barrel, the ~~liquor~~ mash was hers, ~~but~~ that she would not take the blame for all of it; that they found 3½ gallons of liquor approximately 75 yards from Lucy Rossens and about 30 yards from the ~~Jenis~~ Emma Rossen house; that there were well defined paths from all of the houses to the still sites; that they found three stills and numerous places where stills had been.

W. T. Rexrode, another witness introduced in the same behalf, being first duly sworn, testified that he went with W. L. Dillard ~~and~~ the other officers, but that he, upon reaching the Rossen neighborhood, went to the home of Isaac Gooden, at which place he found Isaac Gooden, Bettie Gooden, wife of Isaac Gooden, and Russel Rossen, Willie Rossen and Manus Rossen, and that inside the Gooden house they found about one pint of whisky, and about a pint in an outhouse outside; that Mrs. Gooden ran around the corner of the house and down the path towards the still where Lucy Rosen and Rosie were ~~out towards Lucy Rossen's~~; that ~~there were ten~~ Willie Rosen broke and ran away, and to frighten and stop him, he did stop and fire a few shots and ~~[illegible]~~ or twelve shots were fired by ~~[illegible]~~ the other officers ~~that Isaac Gooden, who lived at that house, was arrested, and has since~~ ~~was taken to that home at the time [illegible]~~ It was shown that Isaac Gooden, who was indicted along with the others and was tried and sentenced separately, plead guilty to operating a still; that ~~Lucy~~ Bettie Gooden's excuse when she left the house was that she heard a hen cackle, but that she crying "the revenues are coming" gave the alarm; that the still was 150 or 200 yards from the Gooden

house; that the still operated by Lucy Rossen was closer to her house than that, and that the other still was about 125 yards from the home of ~~Jenie~~ Emma Rossen, that Jesse Rossen was found at the home of his mother Emma Rossen, which is his home, and he appeared to have been hiding. ~~home~~

E. J. Dillard, another witness introduced in the same behalf, being first duly sworn, testified that he in company with Rexrode, arrested ~~Isaac Gooden,~~ Russel Rossen and Willie Rossen; that they were in the Gooden house; ~~that he heard someone hollow; that Will (W. L. Dillard) ran up towards the Rossen home;~~ that several shots were fired at the far (~~Jenie~~ Emma Rossen) house; that Willie Rossen ran away and several shots were fired by officers ~~Rexrode was firing;~~ ~~that he saw a man and woman and heard them hollow, and then saw them throw up their hands; and~~ that the liquor and still exhibited before the jury were the liquor and still obtained in this raid, that there were well trodden paths from all the houses to the stills, the one from the Gooden house having steps cut in it. That a pint of liquor was found in the Gooden house and another pint in an outhouse. Isaac Gooden, his wife, and ~~Jesse Rossen~~ were not found to be at home, but were overtaken by the officers and Jesse Rossen was found at his home on the way to make the raid, Schuyler Rossen was not found at the time, travelling towards his home.

S. F. Newman, another witness, being duly sworn, testified that he is a deputy sheriff; that he found Russell Rossen, ~~Isaac Gooden~~ and Willie Rossen in the home of Isaac Gooden; ~~and found Jesse Rossen there also;~~ that there were a good many paths up and down the hollow and around the stills; and that eight or ten shots were fired. He also identified the liquor and stills.

Luther Roadcap, being duly sworn, testified that in July of last year at a point near Grottoes, he saw Schuyler Rossen have a jar of whisky in a buggy and that Rossen gave him a drink of it - Rossen afterwards ~~then beat and~~ struck ~~the~~ witness and beat him up. ~~and that he got away.~~

And this being all the evidenced introduced onbehalf of the Commonwealth, the defendants to maintain the issue upon their part, introduced Samuel Rossen who testified that he had not been at home; that he had nothing to do with the stills, that he lived in Albemarle County and was working for _____ Claytor at a saw mill, and that he was on his way to Harrisonburg ~~Harrisonburg~~ on the day the raid was made; that he came by his mother's home, for that was a near way; and that he had nothing whatever to do and never did have anything to do with the operation of the still.

_____ Claytor, another witness introduced in the same behalf, being first duly sworn, testified that Samuel

Rossen had been working for him at his saw mill; that a while back he was taken ill with the measles and was at home for a considerable time; that he visited him at his home when he was ill; but that about a week before the raid was made there Rossen returned to his camp in Albemarle County, and that he was unable to say whether it was the same day or the day prior to the arrest that he left the camp, saying he was going across the mountain; and that the mill was not in operation just at that time.

Lucy Rossen, another witness, a forlorn old woman, being sworn, testified that she was the owner of two stills and was operating them, but that "there was no one running them stills but me", that she had never seen the still found below the Gooden home and did not know who it belonged to, and that the other defendants had nothing whatever to do with the operation of the still. Cross examined as to how she got that 14 bbls. of mash up there & as to other matters, she answered "I don't know, I told you I didn't know, I told you no — I didn't know, I made this answer many times & refused to make another.

Rosie Rossen, another witness introduced in the same behalf, being first duly sworn, testified that she was at the still when the officers arrived but that she did not have anything to do with the operation thereof.

Mrs. Bettie Gooden, another witness introduced in the same behalf, being duly sworn, testified that she had nothing to do with the operation of the stills, but that when she saw the Revenue men there she became frightened and did run from the house, but that she was so badly frightened she does not know what she said or what she did; that Willie Rossen and Manus Rossen were all at the house when the alarm was sounded, but that she had nothing to do with the operation of the still.

Schuyler Rossen testified that he was not at home when the officers arrived; that he was at Tom McDonaldson's on that date, some four or five miles distant; that he had nothing to do with the operation of the stills, knew nothing of them; that he did not have liquor at Grottoes in July as testified to by Roadcap.

Russell Rossen testified that he had nothing to do with the operation of the stills, knew nothing of them and had nothing to do with them, that he was a son of Emma Rossen as were also Jesse, William, Sam & Schuyler. All of these Rossen witnesses, as well as Bettie Gooden, testified that they had never seen the father leading from the branch to the liquor concealed in the brush; that they had never seen the branch or which they were located, or the spring near their homes or which was the source of the branch, and had never been to the hollow where the stills were found.

Cossen had been working for him at his saw mill: that a white man
he saw taken ill with the measles and saw at home for a consider-
able time: that he visited him at his home when he was ill: but
that about a week before the last said saw came there Cossen returned
to work at the Alphamerle Country. and that he saw nothing of Wm
Mcintyre. it was the same day or the day prior to the attack that
he left the camp. Saylor he saw ~~Q~~ June across the mountain: and
that the mill saw was not in operation ~~that is that time~~.

Cornwyler Cossen testified that he saw not the home when the
officers arrived: that he saw at Tom McDonald's on that date.
some time in July the plaintiff: that he had nothing to do with
the operation of the mill. knew nothing to them: that he did not
have finger in controlling in July as testified by Kosdeep.
Kassell Cossen testified that he had nothing to do with the
operation of the mill. knew nothing to them and had nothing of
go with them. [illegible]

Wm. Beattie Cooden another witness introduced in the same
behalf. being duly sworn. testified that she had nothing to do with
the operation of the mill. but that when she was the Keyesville
there she became triphthonged and did not know that she said to
she saw so badly triphthonged she does not know what she said
that Willie Cossen and Emma Cossen were all at the
house when the alarm was sounded. but that she had nothing to do
with the operation of the mill.

Cornwyler Cossen testified that he saw not the home when the
officers arrived: that he saw at Tom McDonald's on that date.
some time in July the plaintiff: that he had nothing to do with
the operation of the mill. knew nothing to them: that he did not
know who it belonged to. and that the other defendants had
the mill. [illegible]

Lucy Cossen. another witness. being sworn. testified that
the mill saw was in operation and saw operating them. but that
she had never seen the mill turned below the cooden home and did
not know who it belonged to. and that the other defendants had
nothing whatever to do with the operation of the mill.

Rosie Cossen. another witness introduced in the same be-
half. being duly sworn. testified that she saw the mill

Jesse Rossen, another witness introduced in the same behalf, being duly sworn, testified that he had no interest in the distilleries, knew nothing of them, and that neither the liquor nor still belonged to him.

Tom McDonaldson testified that on the day the raid was made that Schuyler Rossen was at his place and not in the Rossen neighborhood.

This being all the evidence introduced on behalf of the Commonwealth and defense, or either of them, the case was submitted to the jury which subsequently returned the following verdict:

(Here insert verdict)

Where upon the defendants, ~~Samuel Rossen~~, Rosie Rossen, Bettie Gooden, Schuyler Rossen, and Russell Rossen, and Jesse Rossen moved the Court to set aside the verdict as contrary to the law and evidence, which motion the Court overruled, to which action of the Court in overruling said motion the defendants by counsel excepted and pray that their bill of exception may be signed sealed and enrolled and made a part of the record, which is accordingly done this 28th day of December, 1923, and within 60 days from the date of conviction of said defendants.

J. N. Haas

Judge.

Com.
vs —
Samuel Rosson &c

Manus Rosson?

Today 31/23 - 18 Sept 27

124.00

Hardy Ruby	69.50
Ramby Newman	25.00
W.C. Stinson	23.50
R.H. Armstrong	6.00
Entire Leave	

04.00

7000

90

1.2

1.20

1.50

20

5.00

1.5

1.50

490.00

55.00

.55

103.55

5.15

38

We the Jury find the accused -

Lucy Rosson
Rosa Rosson
Bettie Gordon
Schuyler Ralstan
Russel " "
Samuel " "
Jessie " "

guilty as charge in the indictment and fix their punishment as follows -

Lucy Rosson -	4 Mo.	& $200	00
Rosa. " "	1 "	& $60	00
Bettie Gordon	4 "	+ $200	00
Schuyler - Ralstan	2 "	+ $100	00
Russel " "	4 "	+ $250	00
Samuel. " "	1 "	+ $50	00
Jessie " "	4 "	+ $100	00

G. P. Amy Foreman

Arrest Warrant

COMMONWEALTH OF VIRGINIA,
ROCKINGHAM COUNTY, } TO WIT:

To The Sheriff or, a Constable of said County:

Whereas, W. L. Dillard Sheriff of the said County, has this day made complaint and information on oath before me, N. F. J. Angenbright a Justice of the said County, that Isaac Gordon of the said County, on the 2nd day of August 1923, in the said County, did Unlawfully have in possession a quantity of Ardent Spirits for Sale and aiding in the Operation of two Stills on the premises occupied by the said Isaac Gordon and Others.

These are therefore, in the name of the Commonwealth of Virginia, to command you forthwith to apprehend and bring before me, or some other Justice of the said County, the body of the said Isaac Gordon to answer the said complaint and to be further dealt with according to law. And you are required to summon S. F. Newman J. L. Dirling A. A. May E. J. Dillard W. T. Repsrods W. L. Dillard C. D. Funk to appear and give evidence in behalf of the Commonwealth, on the examination touching the said offence.

Given under my hand and seal this 4th day of August, in the year 1923.

N. F. J. Angenbright J. P. (Seal)

No. 38

NEWS-RECORD CO., HARRISONBURG, VA.

Rockingham County State of Virginia,
The accused was brought before me and was sworn to the Grand
Jury. Having no Grand Jury the accused is kept Committed
to the Jail of this County.

Given under my hand this the 4th day of August 1923

H. J. Argenbright J.P.

Commonwealth

vs. } Arrest Warrant

Isaac Gooden

Executed the within warrant by arresting and delivering the body of

Isaac Gooden

before H. J. Argenbright a Justice of Rockingham County, and by summoning the within named witnesses in person, this 4 day of August 1923

W L Dillard SRC

Constable of Rockingham County.

Arrest	1.50
Justice fee	3.00
Jail fee	2.75
Commonwealth att	5.00
Witness E J Dillard C D Hulk attended	1.50
	$13.75

In the Name of the Commonwealth of Virginia:

To the Sheriff of Rockingham County, Greeting:

You are hereby commanded to summon

J. L. Dinting, S. F. Newman, W. T. Repode, A. A. May, W. L. Dillard, E. J. Dillard, C. D. Fulk.

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 23 *day of* Nov. *19*23, *to testify and the truth to say in behalf of the Commonwealth against*

Rosa Ramsonac

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. F. BLACKBURN, Clerk of our said Court, at the Court House, the 16 *day of* Nov., *19*23, *and in the 148th year of the Commonwealth.*

J. F. Blackburn, *Clerk.*

News-Record, Harrisonburg, Va.

Commonwealth

vs.

Romano

Sheriff's Fee 350

Nov. 23 1923.

In the Name of the Commonwealth of Virginia:

To the Sheriff of Rockingham County, Greeting:

You are hereby commanded to summon

John Morris

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 23rd *day of* Nov. 1923 *to testify and the truth to say in behalf of the Commonwealth against*

Parsons

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. F. BLACKBURN, Clerk of our said Court, at the Court House, the 22 *day of* Nov., *19*23 *and in the 14*8*th year of the Commonwealth.*

J. F. Blackburn, *Clerk.*

News-Record, Harrisonburg, Va.

John Morris

In the Name of the Commonwealth of Virginia:

To the Sheriff of Rockingham County, Greeting:

You are hereby commanded to summon

John Mace 3rd.

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 23rd *day of* Nov. *19*23*, to testify and the truth to say in behalf of the Commonwealth against*

Parrons

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. F. BLACKBURN, Clerk of our said Court, at the Court House, the 22 *day of* Nov., *19*23 *and in the* 148*th year of the Commonwealth.*

J. F. Blackburn, *Clerk.*

News-Record, Harrisonburg, Va.

John Mace
3rd.

SHERIFF FEE $

In the Name of the Commonwealth of Virginia:

To the Sheriff of Rockingham County, Greeting:

You are hereby commanded to summon

John Mace 3rd, Tom McDonaldson,
John Morris Luther Roadcap.

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 23rd *day of* Nov. *19*23
to testify and the truth to say in behalf of the Commonwealth against

Parsons

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. F. BLACKBURN, Clerk of our said Court, at the Court House, the 22 *day of* Nov., *19*23 *and in the* 148*th year of the Commonwealth.*

J. F. Blackburn, *Clerk.*

News-Record, Harrisonburg, Va.

Commonwealth
vs
Parsons.

SHERIFF FEE $ 2.00

Nov. 23, 1923

Executed on to Tom McDonald and further Roadcap 13 delivery a true copy of within summons on to John Brown, & John Breec. with the my Bailiwick. this the 23 day of Nov 1923.

J. J. Newman D.S.
for W. L. Gillard S.P.C.

News-Record,
Harrisonburg, Va.

In the Name of the Commonwealth of Virginia:

To the Sheriff of Rockingham County, Greeting:

You are hereby commanded to summon J. L. Dirting, A. A. May, S. F. Newman, E. J. Dillard, & W. T. Repsade

to appear before the Judge of the Circuit Court of Rockingham County, at the Court House, at 10 o'clock, a.m., on the 15th *day of* Oct. 1923 *to testify and the truth to say in behalf of he Commonwealth before the Grand Jury*

vs.

Rosa Rasson &c

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

Witness, J. F. BLACKBURN, Clerk of our said Court, at the Court House, the 9th *day of* Oct., 1923 *and in the* 148 *year of the Commonwealth.*

J. F. Blackburn, *Clerk.*

Com.

vs.

Rosa Rosson &c

Executed on all of the within named Parsons Oct 11 – 1923

W D Dillard SRC

WLD.

SHERIFF FEE $ 2.50

THE COMMONWEALTH OF VIRGINIA.

TO THE SHERIFF OF ROCKINGHAM COUNTY, GREETINGS:

We command you, that you take Schuyler Ralston if he be found within your bailiwick, and him safely keep, so that you have his body forthwith before the Circuit Court of Rockingham County, at the Court House thereof ~~on~~ ---------- to answer us of a certain Misdemeanor whereof he stands indicted.

And have then and there this Writ. Witness J. F. Blackburn, Clerk of our said Court at the Court House the 15th day of October 1923, in the 148 year of the Commonwealth.

J. F. Blackburn Clerk.

COMMONWEALTH

vs.

Schuyler Rossow

Sheriff Fee 15.0

Executed By conveying Sheriff's Coroners
and delivering his Bodies to the Jailor
of the Jailor of Northampton Co.,
This Feb 17 day 1923.

W. C. Freeman Sheriff
For N. Hollibaugh Sheriff.

Arrest Warrant

COMMONWEALTH OF VIRGINIA, ROCKINGHAM COUNTY, } TO WIT:

To The Sheriff or _____, a Constable of said County:

Whereas, W. L. Dillard Sheriff of the said County, has this day made complaint and information on oath before me, _____ a Justice of the said County, that Rosa. Rolston. Lucy Rolston, & Bettie Groden Elis: Bettie Rolston of the said County, on the 2nd day of August 1923, in the said County, did Unlawfully Operate two stills for the Manufacture of Ardent Spirits, and have in their possession a quanty of Ardent Spirits against the Prohibition laws of the Commonwealth of Virginia

These are therefore, in the name of the Commonwealth of Virginia, to command you forthwith to apprehend and bring before me, or some other Justice of the said County, the body of the said Rosa. Rolston Lucy Rolston Bettie Groden Elias Bettie Rolston to answer the said complaint and to be further dealt with according to law. And you are required to summon S. F. Newman J. L. Durling A. A. May. E. J. Dillard. W. T. Reprods. W. L. Dillard & C. D. Fulk to appear and give evidence in behalf of the Commonwealth, on the examination touching the said offence.

Given under my hand and seal this 4th day of August, in the year 1923.

H. J. Engebright J. P. (Seal)

No. 38

NEWS-RECORD CO., HARRISONBURG, VA.

Rockingham County State of Virginia

The defendants named in within warrant were brought before me and Rosa Ralston (colored) Bettie Ralston (colored) Bettie Ralston was recognized in the sum of $750.00 each and Rosa Ralston was recognized in the sum of $750.00 with Annie Chelin as surety for their appearance at the Circuit Court of Rockingham County on the 2nd day of August 1923 at the October term and not depart thereon without leave of the Court

Given under my hand this the 4th day of August 1923

O. F. J. Argenbright J.P.

Commonwealth

vs. } Arrest Warrant

Rosa Ralston, Inez Ralston

Bettie Gooden, Elias Bettie Ralston

Executed the within warrant by arresting and delivering the body of

Rosa Ralston Inez Ralston

Bettie Gooden Elias Bettie Ralston

before O. F. J. Argenbright

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

this 4th day of August 1923

W L Dillard SRC

Constable of Rockingham County.

Costs	
Sheriff fee	4.50
Justice fee	3.00
Jail fee Rosa Ralston	2.75
Inez Ralston	2.75
Jail fee Bettie Ralston	2.75
3 witness attendance	1.50
	$17.25

1.50
2.50
3.50
3.00
10.50 ✓ wit
80.50 ✓
150.00 ✓
241.00
1.50
242.50

Arrest Warrant

COMMONWEALTH OF VIRGINIA,
ROCKINGHAM COUNTY, } TO WIT:

To The Sheriff or _____, a Constable of said County:

Whereas, W. L. Dillard Sheriff of the said County, has this day made complaint and information on oath before me, _____ a Justice of the said County, that Samuel Rolston. Russel Rolston. Jesse. Rolston & Willie Rolston of the said County, on the 2nd day of August 1923, in the said County, did Unlawfully. have in their possession a quanty of Ardent Spirits for sale Also. in the operation of two Stills and having another still in Their Possession against the Prohibition laws of the Commonwealth of Virginia

These are therefore, in the name of the Commonwealth of Virginia, to command you forthwith to apprehend and bring before me, or some other Justice of the said County, the body of the said Samuel Rolston. Russel Rolston Jesse Rolston & Willie Rolston to answer the said complaint and to be further dealt with according to law. And you are required to summon S. F. Newman. J. L. Dirling A. A. May. E. J. Dillard W. T. Kerwade W. L. Kibbard & C. D. Fulk. to appear and give evidence in behalf of the Commonwealth, on the examination touching the said offence.

Given under my hand and seal this 4 day of August, in the year 1923.

F. J. Argenbright J. P. (Seal)

No. 38

NEWS-RECORD CO., HARRISONBURG, VA.

Rockingham County State of Virginia,
Jesse Rolston who brought before me by his duty Robert Rolston
and was recognized again for his appearance before the Circuit
Court Circuit 20th 1923 for 10 Clock A.M. Robert Rolston
was recognized in the sum One Hundred dollars as surety for
the appearance of Jesse Rolston as aforesaid Said
Court and forfeit with this Court $100.00 in currency.

Given under my hand this the 8th day of August 1923

O.H.J. Argenbright J.P.

Commonwealth

vs. } Arrest Warrant

Samuel Rolston Russell Rolston

Jesse Rolston & Willie Rolston

Executed the within warrant by arresting

and delivering the body of

Samuel Rolston, Russell Rolston

Jessie Rolston to

before O.H.J. Argenbright

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

this 4 day of August 1923

W L Dellard SRC

Constable of Rockingham County.

Costs	
Sheriff fee	$ 4.50
Justice fee	3.00
Fees for Sam Rolston	2.75
" " Russell Rolston	2.75
" " Jesse Rolston	2.75
attendance of 3 wit	1.50
	$ 17.25

Commonwealth of Virginia, Rockingham County
Samuel Rolston & Russell Rolston who sued on to the Grand Jury.
and Jesse Rolston was recognized in the sum of $10.00 with
Affiant over before the Circuit Court of said County, on Circuit Court
1923 at ten O'Clock A.M. with Robert Rolston as his Surety
said Robert Rolston put up Collateral in the sum of One Hundred
dollars for the Appearance of said Jesse Rolston

Given under my hand this the 4th day of August 1923

O.H.J. Argenbright J.P.

Commonwealth of Virginia---City, County of, Rockingham to-wit

WHEREAS, J. L. Dirting, a Federal Agent of the said County ~~City~~
(Here insert name of affiant or affiants)

has this day made complaint and information on oath before me, O. L. Burtner J. P.
Name of Magistrate. Title.

of the said County City that he verily believes for the reasons hereinafter stated in the said County City and State:

(a) Ardent spirits are being unlawfully manufactured, sold, kept, stored, possessed, held, used, and concealed, in a certain dwelling house & outbuildings
(Here insert description of the place, house, room, or boat, as the case may be)

by one Jim Ralston, located on Big Survey.
(Give name, or say, "Whose name is to the informant unknown")

(b) A still, still cap, worm, tubs, fermenters and other appliances with such still and used, and mash and other substances, capable of being used, in the manufacture of Ardent Spirits, are unlawfully in the possession of, and unlawfully used by one Jim Ralston.
(Give name, or say, "Whose name is to the informant unknown")

in a certain dwelling house & outbuildings
(Here describe the place, house, room or boat, as the case may be)

(c) Ardent Spirits are being unlawfully kept, held, stored, concealed, used, sold, and unlawfully transported in certain baggage or a certain vehicle, to-wit: a certain
(Here describe vehicle, auto, motor boat, package or baggage, or what not)

by one
(Give name, or say, "Whose name is to the informant unknown")

And there being reasonable and probable cause for such belief, on account of the following facts stated by the affiant and others, to-wit: that informer unknown

This is to certify that I have this day issued a search warrant to search the said dwelling house
(Here say place house, room, boat,

and outbuildings
auto or baggage, or as the case may be)

for the said still and ardent spirits
(Here state what is to be searched for as, "Ardent Spirits," still, still cap, mash or what not)

Given under my hand this 1st day of Aug. 192 3.

O. L. Burtner J. P.
Title of Magistrate.

AFFIDAVIT FOR A WARRANT TO SEARCH

FOR ARDENT SPIRITS, ETC.

Commonwealth of Virginia

vs.

.....

.....

Filed in the Clerk's Office of the.....

Court of the.....of..... Va.
County or City Name

Court of the .....

Virginia, this.....day of....., 192.....

.....
Clerk.

By..... D. C.

Commonwealth of Virginia, }
Rockingham County, } To-wit:

BE IT REMEMBERED that on the 16 day of August 1923 Russell Rosson, Wm F. Morris Cordelia Raines, Chas A. Hammer came before me H W Berkeley Bail. Commissioner of the said county of Rockingham, and severally and respectively acknowledged themselves to be indebted to the Commonwealth of Virginia, in manner and form following, that is to say: the said Wm F. Morris, Cordelia Raines & Chas. A. Hammer each in the sum of Two Hundred and fifty dollars as sureties ~~Dollars~~ good and lawful money of the United States, and the said Russell Rosson in the sum of Five hundred Dollars of like good and lawful money, to be respectively made and levied of their several goods and chattels, lands and tenements, and they severally waived the benefit of their Homestead Exemption as to this obligation, and also waived any claim or right to discharge any liability to the Commonwealth arising under this recognizance with coupons detached from the bonds of this State, to the use of the Commonwealth of Virginia if the said Russell Rosson shall make default in the performance of the conditions underwritten.

The condition of the above recognizance is such that if the above bound Russell Rosson do and shall personally appear before the Circuit Court of Rockingham on the 1st day of the ~~August~~ October Term next thereof, being the 15 day of ~~August~~ October 1923, at the Court-house thereof, and then and there answer the Commonwealth of Virginia concerning a certain misdemeanor whereof the said Russell Rosson stands charged, and shall not depart thence without the leave of said Court, then the above recognizance shall be void and of no effect, otherwise to remain in full force and virtue.

Taken and acknowledged before me, the day and year first above written.

H W Berkeley B.C.

Certified to Chas. Circuit Court

Case
vs
Russell Rebecca
Bond

Commonwealth of Virginia—City, County of, Rockingham to-wit:

To the Prohibition Inspectors, Sheriffs, Sergeants, and all Police Officers and Constables of the State of Virginia—Greeting:

WHEREAS J. L. Dirting a Federal Agent of the said City County has this day made complaint and information on oath before me, O. L. Burtner J. P. (Name of Magistrate, Title) of the said City County that he verily believes, that in the said City County and State:

(a) That Ardent Spirits are being unlawfully manufactured, sold, kept, stored, possessed, held, used and concealed in a certain dwelling house & out buildings (Here describe the place, house, room or boat, as the case may be) by one Lula Ralson, located near Big Survey. (Give name, if name unknown, say, "Whose name is to the informant unknown")

(b) A still, still cap, worm, tubs, fermenters and other appliances connected with such still and used, and mash and other substances, capable of being used, in the manufacture of Ardent Spirits, are unlawfully in the possession of, and unlawfully used by one Lula Ralson (Give name; if name unknown, say, "Whose name is to the information unknown") in a certain dwelling house & out buildings (Here describe place as in (a) above)

(c) Ardent Spirits are being unlawfully kept, held, stored, concealed, used, sold, and unlawfully transported in certain baggage or a certain vehicle, to-wit: a certain _____ (Here describe vehicle, auto, wagon, carriage, buggy, boat, baggage or what not) by one _____ (Here give name, or describe as in (a) above)

And there being reasonable cause for such belief:

THESE ARE, THEREFORE, IN THE NAME OF THE COMMONWEALTH OF VIRGINIA, to command you, with all necessary and proper speed and assistance, to search the house, place, baggage, boat or vehicle herein designated, either in day or night, and seize such ardent spirits and their containers and other things apparently possessed or used in violation of law, and bring the same and the person or persons, in whose possession they are found, and also any person resisting, impeding, obstructing, or in any manner hindering or delaying you in the execution of this warrant before me, or some other officer having jurisdiction of the case, to be disposed of and dealt with according to law; and make return of this warrant showing all acts and things done thereunder, with a particular statement and sufficient description of the things seized and the name of the person in whose possession found, if any, and if not found in the possession of any one, so state in your return, and post a true copy of this warrant and the return thereof, as required by law.

Given under my hand and seal this 1st. day of Aug. 192 3.

_____ (SEAL)

O. L. Burtner J. P.
Title of Magistrate.

DIRECTIONS

1. If only Ardent Spirits and containers be seized, the Magistrate shall **fix a time not less than** 10 nor more than 30 days from the date of return, for the hearing of said return. If no claimant appear, the Ardent Spirits and articles are to be forfeited to Commonwealth. Any person claiming any of same must file a **written claim** stating particularly the character and extent of his interest therein, whereupon the Magistrate shall certify the warrant, **written claim** and articles claimed, to the Circuit or Corporation Court, as the case may be, for determination, and declare the unclaimed articles forfeited.

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2. If still, still cap. worm, tubs, heater, fermenters, or any appliance connected with a still and used, or mash or other substance capable of being used, in the manufacture of Ardent Spirits, be seized, the mash (after taking a sample) shall be destroyed, and the facts and articles seized reported to the Prohibition Commissioner and Commonwealth's Attorney. (A copy of this warrant and proper return will be a sufficient notice and report.) Ardent Spirits and containers disposed of as in No. 1 above.

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3. If Ardent Spirits are being transported in an automobile, boat, wagon. buggy, or other vehicle, the Ardent Spirits and containers shall be preserved and the vehicle shall be delivered to the Sergeant of the City, the facts reported to the Prohibition Commissioner and Commonwealth's Attorney and Ardent Spirits and containers disposed of as provided in No. 1 above. (A copy of this warrant and proper return will be a sufficent report.)

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4. A copy of this warrant and the return thereon must be posted at the front door of the house, or on the door of the room, or on the premises at the place the Ardent Spirits may be found.

See Sections 21 1-2, 22, 23, 23 1-2, 57 and 57 1-2. Acts of Assembly, 1918, Page 578.

WARRANT TO SEARCH FOR ARDENT SPIRITS, ETC.

Commonwealth of Virginia

vs. Laura Ralston & Isaac Gooden

Executed the within warrant this 2nd day of August, 1923, by searching the within stated House & out building

(Here state house, room, place,

and by seizing the following described Ardent Spirits and other things therein found (and arresting the above named person found in possession thereof) and by posting a true copy of this warrant and the return hereon on the .....

(Here say place, house, room, boat,

auto or baggage, or as case may be)

as front door of house, door of room or premises)

Description of Ardent Spirits and other things seized 1-pint of ardent spirits in house & 1 qt bottle 2/3 full in out building captured 2 stills & 3½ gal ardent spirits about 150 yds from house, stills in operation also still about 500 yds from house, arrested Isaac Gooden at house Bettie Gooden Rosie Ralston Lucy Ralston arrested at stills. also-about 10 bbs mash destroyed

Given under my hand this 2nd day of August, 1923.

Albert A. May

Federal agent

Title

The following named officers and persons assisted me in the execution of this warrant: W. T. Redpath C. D. Fulk E. J. Dillard J. L. Dishing S. F. Newman W. L. Dillard

Other than above stated the following are witnesses:

.....

This matter set for hearing on the.....day of ..... 192....

No claim of ownership or interest in any of the said things seized having been filed herein in compliance with the law, the same are hereby adjudged and declared confiscated and forfeited to the Commonwealth.

Given under my hand this.....day of....., 192....

Title of Magistrate.

Written claim of ownership or interest having been filed to certain of the said things herein seized. this warrant, the said claim and the things in the claim particularly described, are hereby certified to the ..... Court of this.....for determination' and the said things unclaimed are hereby adjudged and declared confiscated and forfeited to the Commonwealth.

Given under my hand this.....day of ....., 192....

Title of Magistrate.

NOTE.—Unless warrant issued for Ardent Spirits being transported in vehicle, boat or baggage. it is to be returned to the jurisdiction from which issued. If issued for Ardent Spirits so transported, it can be executed in any part of the State, and returned to any justice in any county or city through which they were carried.

Commonwealth of Virginia—City, County of, Rockingham to-wit:

To the Prohibition Inspectors, Sheriffs, Sergeants, and all Police Officers and Constables of the State of Virginia—Greeting:

WHEREAS J. L. Dirting, a federal Agent of the said City County has this day made complaint and information on oath before me, D. L. Burtner, (Name of Magistrate.) _____ (Title.) of the said City County that he verily believes, that in the said City County and State:

(a) That Ardent Spirits are being unlawfully manufactured, sold, kept, stored, possessed, held, used and concealed in a certain dwelling house & outbuildings (Here describe the place, house, room or boat, as the case may be) by one Jim Ralston, located on Big Swamp. (Give name, if name unknown, say, "Whose name is to the informant unknown")

(b) A still, still cap, worm, tubs, fermenters and other appliances connected with such still and used, and mash and other substances, capable of being used, in the manufacture of Ardent Spirits, are unlawfully in the possession of, and unlawfully used by one Jim Ralston (Give name; if name unknown, say, "Whose name is to the information unknown") in a certain dwelling house and outbuildings (Here describe place as in (a) above)

(c) Ardent Spirits are being unlawfully kept, held, stored, concealed, used, sold, and unlawfully transported in certain baggage or a certain vehicle, to-wit: a certain _____ (Here describe vehicle, auto, wagon, carriage, buggy, boat, baggage or what not) by one _____ (Here give name, or describe as in (a) above)

And there being reasonable cause for such belief:

THESE ARE, THEREFORE, IN THE NAME OF THE COMMONWEALTH OF VIRGINIA, to command you, with all necessary and proper speed and assistance, to search the house, place, baggage, boat or vehicle herein designated, either in day or night, and seize such ardent spirits and their containers and other things apparently possessed or used in violation of law, and bring the same and the person or persons, in whose possession they are found, and also any person resisting, impeding, obstructing, or in any manner hindering or delaying you in the execution of this warrant before me, or some other officer having jurisdiction of the case, to be disposed of and dealt with according to law; and make return of this warrant showing all acts and things done thereunder, with a particular statement and sufficient description of the things seized and the name of the person in whose possession found, if any, and if not found in the possession of any one, so state in your return, and post a true copy of this warrant and the return thereof, as required by law.

Given under my hand and seal this 1st. day of Aug 1923.

_____ (SEAL)

D. L. Burtner J.P.

Title of Magistrate.

DIRECTIONS

1. If only Ardent Spirits and containers be seized, the Magistrate shall **fix a time not less than 10** nor more than 30 days from the date of return, for the hearing of said return. If no claimant appear, the Ardent Spirits and articles are to be forfeited to Commonwealth. Any person claiming any of same must file a **written claim** stating particularly the character and extent of his interest therein, whereupon the Magistrate shall certify the warrant, **written claim** and articles claimed, to the Circuit or Corporation Court, as the case may be for determination, and declare the unclaimed articles forfeited.

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2. If still, still cap. worm, tubs, heater, fermenters, or any appliance connected with a still and used, or mash or other substance capable of being used, in the manufacture of Ardent Spirits, be seized, the mash (after taking a sample) shall be destroyed, and the facts and articles seized reported to the Prohibition Commissioner and Commonwealth's Attorney. (A copy of this warrant and proper return will be a sufficient notice and report.) Ardent Spirits and containers disposed of as in No. 1 above.

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3. If Ardent Spirits are being transported in an automobile, boat, wagon, buggy, or other vehicle, the Ardent Spirits and containers shall be preserved and the vehicle shall be delivered to the Sergeant of the City, the facts reported to the Prohibition Commissioner and Commonwealth's Attorney and Ardent Spirits and containers disposed of as provided in No. 1 above. (A copy of this warrant and proper return will be a sufficent report.)

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4. A copy of this warrant and the return thereon must be posted at the front door of the house, or on the door of the room, or on the premises at the place the Ardent Spirits may be found.

See Sections 21 1-2, 22, 23, 23 1-2, 57 and 57 1-2. Acts of Assembly, 1918, Page 578.

WARRANT TO SEARCH FOR ARDENT SPIRITS, ETC.

Commonwealth of Virginia

vs.

Jim Ralston.

Executed the within warrant this 2nd day of August, 1923, by searching the within stated House & premises

(Here state house, room, place,

and by seizing the following described Ardent Spirits and other things therein found (and arresting the above named person found in possession thereof) and by posting a true copy of this warrant and the return hereon on the .....

(Here say place, house, room, boat, auto or baggage, or as case may be)

as front door of house, door of room or premises)

Description of Ardent Spirits and other things seized 2 stills about 100 yds. from house, in operation also still about 600 yds from house, arrested Bettie Goodwin, Rosie Ralston & Lucy Ralston operating stills

Given under my hand this 2nd day of August, 1923.

Albert A. May

Federal agent.

Title

The following named officers and persons assisted me in the execution of this warrant:

.....

Other than above stated the following are witnesses:

.....

This matter set for hearing on the.....day of ..... 192....

No claim of ownership or interest in any of the said things seized having been filed herein in compliance with the law, the same are hereby adjudged and declared confiscated and forfeited to the Commonwealth.

Given under my hand this.....day of....., 192....

Title of Magistrate.

Written claim of ownership or interest having been filed to certain of the said things herein seized, this warrant, the said claim and the things in the claim particularly described, are hereby certified to the ..... Court of this.....for determination' and the said things unclaimed are hereby adjudged and declared confiscated and forfeited to the Commonwealth.

Given under my hand this.....day of ....., 192--..

Title of Magistrate.

NOTE.—Unless warrant issued for Ardent Spirits being transported in vehicle, boat or baggage, it is to be returned to the jurisdiction from which issued. If issued for Ardent Spirits so transported, it can be executed in any part of the State, and returned to any justice in any county or city through which they were carried.

Commonwealth of Virginia—City, County of, Rockingham to-wit:

To the Prohibition Inspectors, Sheriffs, Sergeants, and all Police Officers and Constables of the State of Virginia—Greeting:

WHEREAS J. L. Dirting, A Federal Agent of the said ~~City~~ County has this day made complaint and information on oath before me, O. L. Burtner, (Name of Magistrate.) J. P. (Title.) of the said ~~City~~ County that he verily believes, that in the said ~~City~~ County and State:

(a) That Ardent Spirits are being unlawfully manufactured, sold, kept, stored, possessed, held, used and concealed in a certain dwelling house & outbuildings. (Here describe the place, house, room or boat, as the case may be) by one Emma Ralson, located on Big Survey. (Give name, if name unknown, say, "Whose name is to the informant unknown")

(b) A still, still cap, worm, tubs, fermenters and other appliances connected with such still and used, and mash and other substances, capable of being used, in the manufacture of Ardent Spirits, are unlawfully in the possession of, and unlawfully used by one Emma Ralson. (Give name; if name unknown, say, "Whose name is to the information unknown") in a certain dwelling house & outbuildings (Here describe place as in (a) above)

(c) Ardent Spirits are being unlawfully kept, held, stored, concealed, used, sold, and unlawfully transported in certain baggage or a certain vehicle, to-wit: a certain _____ (Here describe vehicle, auto, wagon, carriage, buggy, boat, baggage or what not) by one _____ (Here give name, or describe as in (a) above)

And there being reasonable cause for such belief:

THESE ARE, THEREFORE, IN THE NAME OF THE COMMONWEALTH OF VIRGINIA, to command you, with all necessary and proper speed and assistance, to search the house, place, baggage, boat or vehicle herein designated, either in day or night, and seize such ardent spirits and their containers and other things apparently possessed or used in violation of law, and bring the same and the person or persons, in whose possession they are found, and also any person resisting, impeding, obstructing, or in any manner hindering or delaying you in the execution of this warrant before me, or some other officer having jurisdiction of the case, to be disposed of and dealt with according to law; and make return of this warrant showing all acts and things done thereunder, with a particular statement and sufficient description of the things seized and the name of the person in whose possession found, if any, and if not found in the possession of any one, so state in your return, and post a true copy of this warrant and the return thereof, as required by law.

Given under my hand and seal this 1st. day of Aug. 1923.

O. L. Burtner (SEAL)

O. L. Burtner J. P.
Title of Magistrate.

DIRECTIONS

1. If only Ardent Spirits and containers be seized, the Magistrate shall **fix a time not less than** 10 nor more than 30 days from the date of return, for the hearing of said return. If no claimant appear, the Ardent Spirits and articles are to be forfeited to Commonwealth. Any person claiming any of same must file a **written claim** stating particularly the character and extent of his interest therein, whereupon the Magistrate shall certify the warrant, **written claim** and articles claimed, to the Circuit or Corporation Court, as the case may be, for determination, and declare the unclaimed articles forfeited.

2. If still, still cap. worm, tubs, heater, fermenters, or any appliance connected with a still and used, or mash or other substance capable of being used, in the manufacture of Ardent Spirits, be seized, the mash (after taking a sample) shall be destroyed, and the facts and articles seized reported to the Prohibition Commissioner and Commonwealth's Attorney. (A copy of this warrant and proper return will be a sufficient notice and report.) Ardent Spirits and containers disposed of as in No. 1 above.

3. If Ardent Spirits are being transported in an automobile, boat, wagon. buggy, or other vehicle, the Ardent Spirits and containers shall be preserved and the vehicle shall be delivered to the Sergeant of the City, the facts reported to the Prohibition Commissioner and Commonwealth's Attorney and Ardent Spirits and containers disposed of as provided in No. 1 above. (A copy of this warrant and proper return will be a sufficent report.)

4. A copy of this warrant and the return thereon must be posted at the front door of the house, or on the door of the room, or on the premises at the place the Ardent Spirits may be found.

See Sections 21 1-2, 22, 23, 23 1-2, 57 and 57 1-2. Acts of Assembly, 1918, Page 578.

WARRANT TO SEARCH FOR ARDENT SPIRITS, ETC.

Commonwealth of Virginia

vs.

Emma Ralston

Executed the within warrant this 2nd day of August, 1923, by searching the within stated House & premises

(Here state house, room, place,

and by seizing the following described Ardent Spirits and other things therein found (and arresting the above named person found in possession thereof) and by posting a true copy of this warrant and the return hereon on the

(Here say place, house, room, boat,

auto or baggage, or as case may be)

as front door of house, door of room or premises)

Description of Ardent Spirits and other things seized 3½ gal. ardent spirits found 39 yards from house 3 shot guns, one used to fire signals - Captured 2 stills about 125 yds from house in operation also still 530 yds from house, destroyed number of bottles - arrested Bland Ralston & Jessie Ralston Russel Ralston

Given under my hand this 2nd day of August, 1923

Albert A. May.

Title Federal agent

The following named officers and persons assisted me in the execution of this warrant:

W. T. Reynolds, C. D. Folk
E. J. Dillard, J. L. Dilling
A. F. Newman, W. L. Dillard

Other than above stated the following are witnesses:

This matter set for hearing on the.....day of ..... 192....

No claim of ownership or interest in any of the said things seized having been filed herein in compliance with the law, the same are hereby adjudged and declared confiscated and forfeited to the Commonwealth.

Given under my hand this.....day of....., 192....

Title of Magistrate.

Written claim of ownership or interest having been filed to certain of the said things herein seized. this warrant, the said claim and the things in the claim particularly described, are hereby certified to the ..... Court of this.....for determination' and the said things unclaimed are hereby adjudged and declared confiscated and forfeited to the Commonwealth.

Given under my hand this.....day of ....., 192....

Title of Magistrate.

NOTE.—Unless warrant issued for Ardent Spirits being transported in vehicle, boat or baggage. it is to be returned to the jurisdiction from which issued. If issued for Ardent Spirits so transported, it can be executed in any part of the State, and returned to any justice in any county or city through which they were carried.