

Handwritten notes at top of page, including "No one found..."

COMMONWEALTH 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, 1924, upon their oaths do present that Saylor Crist and William Hinegardner, 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 Saylor Crist and William Hinegardner, within one year next prior to the finding of this indictment, in the said county of Rockingham, did unlawfully have in their possession ardent spirits, against the peace and dignity of the Commonwealth of Virginia.

And the jurors aforesaid upon their oaths aforesaid do further present that Saylor Crist and William Hinegardner, within one year next prior to the finding of this indictment, in the said county of Rockingham, did unlawfully receive ardent spirits, against the peace and dignity of the Commonwealth of Virginia.

This indictment is found on the testimony of L. L. Evans, Rena Hawse, and Virginia Grandle, witnesses sworn in court and sent before the grand jury to give evidence.

Viol Pro Act

Commonwealth
v) Indictment
Saylor Crist and
William Hinegardner

Misdemeanor

A True Bill

Cyrus H. Plume
Foreman

D. W. Barman
Commonwealth's Attorney

In the Circuit Court of said County:

COMMONWEALTH OF VIRGINIA

COUNTY OF ROCKINGHAM, to-wit:

sent before the Grand Jury to give evidence.

Rene Hawse, and Virginia Grandle, witnesses sworn in court and

This indictment is found on the testimony of L. J. Evans,

Virginia.

spirits, against the peace and dignity of the Commonwealth of

in the said county of Rockingham, did unlawfully receive spirit

within one year next prior to the finding of this indictment,

do further present that Saylor Crist and William Hinegardner,

And the jurors aforesaid upon their oaths aforesaid
Commonwealth of Virginia.

possession spirit spirits, against the peace and dignity of the

in the said county of Rockingham, did unlawfully have in their

within one year next prior to the finding of this indictment,

together present that Saylor Crist and William Hinegardner,

Commonwealth of Virginia.

orders for spirit spirits, against the peace and dignity of the

five days, transport, dispense, sell, offer, advertise and receive

Commonwealth of Virginia.

together present that Saylor Crist and William Hinegardner,

within one year next prior to the finding of this indictment,

together present that Saylor Crist and William Hinegardner,

the Grand Jurors in and for the body of said county

Not Guilty
C. E. Sweeney
Foreman

*We the jury find the defendants,
Saylor Crist and William Hinegardner
not guilty.*
C. E. Sweeney
Foreman

Circuit Court of Rockingham County, Term, 191.....

ORDERED, That.....*pay unto*

.....*a witness for*.....*in suit at law of*

.....*vs.*.....

.....*Dollars and*.....*cents for*.....

days' attendance and traveling.....*miles and*.....

Cents Toll.

Atteste:

\$.....

.....*Clerk*

Don

Sayer Childers

Wm. Bertram

W. S. Bertram

~~S. P. Linscott~~

J. C. Bertram

W. S. Bertram

~~J. H. Zwick~~

~~W. H. Linscott~~

Clerk

Form 70

Arrest Warrant

COMMONWEALTH OF VIRGINIA,
ROCKINGHAM COUNTY,

} TO WIT:

City of Harrisonburg
Shunk

To

C W Dove

, a Constable of said County:

Whereas,

J L Evans

of the said County, has this day made

complaint and information on oath before me,

J A Fables

a Justice of the said County,

City

that

W R Hinegardner

of the said County, on the

24⁵¹

day of

June

1924,

in the said County,

City

Unlawfully transported and have in his
possession Ardent Spirits in violation
of the laws of the Commonwealth of Va

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

to answer the said complaint and to be further dealt with according to law. And you are required to summon

Rena Howard & Virginia Granda

C W Dove & J W Shunk

to appear and give evidence in behalf of the Commonwealth, on the examination touching the said offence.

Given under my hand and seal this

24

day of

June

, in the year 1924.

J A Fables

J. P. (Seal)

June 23/24 Commitment to jail for want of Security
 June 24/24 W L Miller appeared and was ready
 to pay Security in the sum of Five hundred
 Dollars for the appearance of said W R Hine -
 Gardner took my Office on July 4/24 at 9 a.m.
 and by consent of said Hine Gardner to extend
 his term for trial
 which under my hand
 J. C. Stables J.P.

Commonwealth
 vs. } Arrest Warrant

W R Hinegardner

Executed the within warrant by arresting
 and delivering the body of

W R Hinegardner

before J. C. Stables
 a Justice of Rockingham County, and by sum-
 moning the within named witnesses in person,

this 20 day of June 1924
 C. M. Dore
 Sheriff of Rockingham County.

Commonwealth
 W R Hinegardner

This case came to be heard this 4th day of
 July 1924 and upon the evidence of C. M. Dore
 and several others the defendant
 W R Hinegardner is sent out to the prison
 for the next 30 days. The next term of
 the Circuit Court of Rockingham County for
 November, 1924. W L Miller was recognized as
 surety in the sum of Five hundred Dollars
 the appearance of said Hinegardner as shown
 under my hand this 4th day of July 1924
 J. C. Stables J.P.

Arrest Warrant

COMMONWEALTH OF VIRGINIA,
ROCKINGHAM COUNTY,

} TO WIT: *City of Harrisonburg*

To *A. H. Dood*, a ~~Constable~~ ^{Sheriff} of said County:

Whereas, *L. L. Ewans* of the said County, has this day made

complaint and information on oath before me, *J. A. Graves* a Justice of the said County, *city*

that *Gayden Crick* of the said County, on the *21st* day of *June* 192*4*, in the said County, *city* did

Unlawfully transport and have in his possession and control of intoxicating liquors in violation of the 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

to answer the said complaint and to be further dealt with according to law. And you are required to summon *Rena Hawes and Virginia Grand*

to appear and give evidence in behalf of the Commonwealth, on the examination touching the said offence.

Given under my hand and seal this *24* day of *June*, in the year 19*24*

J. A. Graves J. P. (Seal)

Commonwealth

vs.
Gaylor Crist

Commonwealth

vs.

Arrest Warrant

Gaylor Crist

Executed the within warrant by arresting
and delivering the body of

Gaylor Crist

before

J. J. Fraples

a Justice of Rockingham County, and by sum-
moning the within named witnesses in person,

this 23 day of June 1924

B. W. Dove

Constable of Rockingham County.

G. H. Crist recognized in the
sum of \$500.00 for scow
appeared July 4/24 at
9 am

This case came to be heard this 4th day of
July 1924 and upon the evidence of C. M. Bird
and Rens Sturme the defendant herein
is sent on to the Grand Jury to the first
day of the next term of Circuit Court of
Rockingham County for further investigation
As of Crist was recognized in the
sum of \$500.00 for scow for the appearance
of Gaylor Crist as appeared on July 1924
known under any name
J. J. Fraples
J. J.

CONDITIONAL SALES CONTRACT

THIS AGREEMENT made this 24th. day of May, 1924 between Miller & Co., Ltd., of the one part, of the town of Broadway, State of Virginia, and G. Saylor Crist., of the other part, of theof Timberville, State of Virginia,

WITNESSETH: that the said Miller & Co. Ltd., for the consideration of Two Hundred Sixty. Dollars (\$260.00) of which Sixty Dollars (\$60.00) is paid, cash in hand, the receipt whereof is hereby acknowledged, and the residue of Two Hundred..... Dollars (\$200.00) to be paid as follows: Fifteen Dollars (\$15.00) part thereof, to be paid June 24th. 1924. from the date thereof, with interest from date until paid; Fifteen Dollars (\$15.00) another part thereof, to be paid July 24th. 1924. from date hereof, with interest from date until paid; Fifteen Dollars (\$15.00) another part thereof to be paid Aug. 24th. 1924. from the date hereof, with interest from date until paid; Fifteen Dollars (\$15.00) to be paid Sept. 24th. 1924. from the date hereof, with interest from date until paid; Fifteen Dollars (\$15.00) to be paid Oct. 24th. 1924. from the date hereof, with interest from date until paid; \$ 15.00 To be paid Nov. 24th. 1924. \$ 15.00 To be paid May 24th. 1925. \$ 15.00 " " " Dec. 24th. 1924. \$ 20.00 " " " June 24th. 1925. \$ 15.00 " " " Jan. 24th. 1925. \$ 15.00 " " " Feb. 24th. 1925. \$ 15.00 " " " Mch. 24th. 1925. \$ 15.00 " " " Apr. 24th. 1925.

all of the said deferred payments being evidenced by the notes of the said vendee..., maturing as aforesaid, the said Miller & Co. Ltd., do bargain, sell and deliver unto the said G. Saylor Crist. with reservations and upon the conditions herein mentioned, the following goods and chattels:
One used Ford Touring car Motor #6848930-1923 Model.

But it is expressly understood and agreed between the parties hereto that title to the said goods and chattels are reserved by and in favor of the said vendor until the same have been fully paid for by the said vendee, as above stipulated; that if default be made as to either of said deferred payments the whole debt shall, at the option of the said vendor, become due and enforceable; that if the said vendee shall sell, or attempt to sell any of said goods and chattels, or shall remove or attempt to remove the said goods and chattels out of the said county of Rockingham., in which said vendee now resides, without the consent in writing of said vendor as to such sale, or such removal, or if the said vendee shall fail to take ordinary and reasonable care of said goods and chattels, then the whole of the debt due thereon may at the option of said vendor be treated as due and in default and the said vendor may take peaceable possession of said property and institute all proper proceedings for enforcement of the lien thereon.

Witness the following signatures and seals.

G. Saylor Crist. (SEAL)
Miller & Co. Ltd. (SEAL)

CONDITIONAL SALES CONTRACT.

MILLER & CO., Ltd.

Vendor.

G. Saylor Crist

Vendee.

Harrisonburg, Va., June 6 1924

Memorandum filed and docketed
in Conditional Sales Book

No. 6 Page 208 M.

J. F. Blackburn
County Clerk

Memorandum filed and docketed on the

..... day of, 19.....

at K M

.....
Clerk.

CONDITIONAL SALES CONTRACT

To the
HON. T. N. HAAS, JUDGE OF THE CIRCUIT COURT OF ROCKINGHAM COUNTY,
VIRGINIA:

I, D. W. Earman, Commonwealth's Attorney for the County
aforesaid, respectfully represent unto your Honor:

That on June 21, 1924, C. W. Dove, Sheriff of Rocking-
ham County, and John S. Funk, General Federal Prohibition Agent,
did, in the County of Rockingham, seize a five passenger Ford tour-
ing car, model 1923, motor number 6848930, bearing Virginia license
tag number 197268 for the year 1924, said automobile at
the time of seizure being occupied by one Saylor Crist and William
Hinegardner, who had in their possession at the time in said auto-
mobile, about one-half gallon of ardent spirits.

That under Section 57 of the Prohibition Act as amended,
the said automobile is forfeited to the Commonwealth.

That your informant prays that the said automobile be
condemned and sold and the proceeds disposed of according to law,
and that Saylor Crist and William Hinegardner, and all other
persons concerned in interest be cited to appear and show cause
why the said property should not be condemned and sold to enforce
the forfeiture.

D. W. Earman
Commonwealth's Attorney

Subscribed and sworn to
before me this 26th day of
June, 1924.

Pauline Moubrey
Notary Public.

6/26/24

Filed

Robert M. ...
NOTARY PUBLIC.

June, 1934.
before me this 30th day of
Subscribed and sworn to

[Signature]
Commonwealth's Attorney

the forfeiture.

why the said property should not be condemned and sold to enforce persons concerned in interest be cited to appear and show cause and that Saylor Crist and William Hinegardner, and all other condemned and sold and the proceeds disposed of according to law. That your informant prays that the said automobile be the said automobile is forfeited to the Commonwealth.

That under Section 57 of the Prohibition Act as amended mobile, about one-half gallon of argent spirit.

Hinegardner, who had in their possession at the time in said auto- the time of seizure being occupied by one Saylor Crist and William for the year 1934, said automobile at for the year 1934, motor number 6848330, bearing Virginia license for the year 1934, in the County of Rockingham, seize a five passenger Ford four- for the year 1934, and John S. Funk, General Federal Prohibition Agent, for the year 1934, Sheriff of Rocking- that on June 21, 1934, C. W. Dove, Sheriff of Rocking- for the year 1934, respectfully represent unto your Honor:

D. W. Earman
Commonwealth's Attorney

I, D. W. Earman, Commonwealth's Attorney for the County

Information

Commonwealth

Saylor Crist and
William Hinegardner

VIRGINIA:

HON. T. M. HAAS, JUDGE OF THE CIRCUIT COURT OF ROCKINGHAM COUNTY,
To the

*Specified Aug 11, 1924 by delivering a true copy of this
Notice to Saylor Crist and William Hinegardner in
person, also of having a copy of this notice published in
the High Times News a paper published each week day
in Rockingham, Co., Va. also of posting and leaving posted
there a copy of this notice at the front door of the Court
House*

VIRGINIA:

ROCKINGHAM COUNTY to-wit:

Whereas D.W.Earman, Commonwealth's Attorney for Rockingham County has
filed in the Clerk's Office of said County an information against a
certain five-passenger Ford Touring Car, model 1923, Motor # 6848930,
Virginia License tag # 197268 for the year 1924.

The said information having for its object the condemnation and sale
of the automobile aforesaid, as forfeited to the Common-
wealth and alleges that at the time of seizure by the officer there
was found in said automobile about one-half-gallon of
ardent spirits contrary to law.

Said car at time of seizure being occupied by Saylor Crist and
William Hinegardner

THEREFORE Saylor Crist, William Hinegardner

and all other persons concerned in interest are notified to appear
before the Circuit Court of Rockingham County on the first
day of the next Term of said Court, ~~being~~
to show cause, if any they can, why the prayer of the said information
for the condemnation and sale of said automobile should
not be granted and said property sold in accordance with the statute
law of Virginia.

Witness, J.F. Blackburn, Clerk of the Circuit Court of Rockingham County,
at the Court House thereof on the 26th day of June
19 24, and in the 148th year of the Commonwealth.

J. F. Blackburn Clerk.

Executed Aug 11, 1924 by delivering a true copy of this notice to Saylor Crist and William Hindgardner in person, also by having a copy of this notice published in the Daily News Record a paper published each week day in Rockingham, Co. Va. also by posting and leaving posted there, a copy of this notice at the front door of the Court House.

C. W. Dore, S. R. Co.

Whereas the Clerk of the Circuit Court of Rockingham County, Virginia, has filed in the Clerk's Office of said County an information against a certain five passenger Ford Touring Car, model 1923, Motor # 6848230, which is licensed for the year 1924, and also the information having for its object the condemnation and sale of the automobile stored, as aforesaid, to the Commonwealth and alleges that at the time of seizure by the officer there was found in said automobile about one-half gallon of
 said car at time of seizure being occupied by Saylor Crist and William Hindgardner
 and all other persons concerned in interest are notified to appear before the Circuit Court of Rockingham County on the first day of the next term of said Court, being _____ to show cause, if any they can, why the prayer of the said information for the condemnation and sale of said automobile should not be granted and said property sold in accordance with the statute law of Virginia.
 Witness, J. F. Blackburn, Clerk of the Circuit Court of Rockingham County, at the Court House thereof on the _____ day of June 1924, and in the _____ year of the Commonwealth.

Shirley H. ...

Saylor Crist
William Hindgardner
6848230
Ford Touring Car

Clerk _____

Commonwealth

vs.

Ford Touring Car 6848930.

Upon an information by the attorney for the Commonwealth this day came the Attorney for the Commonwealth, and Saylor Crist and William Hinegardner came by their attorney, *and Miller & Company Limited came by its att only,* and it appearing to the Court that notice of this information has been posted and published as required by law, and the Court having heard the evidence and being of the opinion that said automobile was not being used to transport ardent spirits illegally at the time of ~~his~~ ^{its} seizure as averred in the information, and it further appearing to the Court that Miller & Company, Limited have filed an answer in this cause in which they claim title to the aforesaid automobile under a certain memorandum or contract of date the 6th day of June, 1924; and it further appearing to the Court that said Miller & Company, Limited, entered into a bond as provided by the Prohibition Act of this State in the penalty of Five Hundred Dollars, and took the aforesaid automobile into its possession upon the condition that it would have the automobile forthcoming at such day and place as may be hereafter lawfully appointed and in compliance with any order of the Court having jurisdiction, etc.; it is considered and ordered by the Court that said Saylor Crist, William Hinegardner and Miller & Company, Limited be relieved from the forfeiture of the said automobile to the Commonwealth, ~~and that said automobile be surrendered to the said Saylor Crist and Miller & Company, Limited, upon the payment of the cost of the~~

~~this process~~ and The bond given in this cause by Miller & Company Limited is hereby cancelled.

Ford Touring Car 6648280.

Upon an information by the attorney for the

and Taylor Crist and William Hingardner came by their attorney
and it appearing to the Court that notice of this information has
been posted and published as required by law, and the Court having
heard the evidence and being of the opinion that said automobile
was not being used to transport ardent spirits illegally at the
time of the seizure as averred in the information, and it further
appearing to the Court that Miller & Company, Limited have filed
an answer in this cause in which they claim title to the aforesaid
automobile under a certain memorandum or contract of date the

said Miller & Company, Limited, entered into a bond as provided by
the prohibition act of this State in the penalty of five hundred
dollars, and took the aforesaid automobile into its possession
upon the condition that it would have the automobile working
at such day and place as may be hereafter lawfully appointed and
in compliance with any order of the Court in relation, etc.;
it is considered and ordered by the Court that said Taylor Crist,
William Hingardner and Miller & Company, Limited be relieved from
the forfeiture of the said automobile to the Commonwealth.

4/3/0
11/7/25
Enter
James D. [Signature]

Miller & Company, Limited, Massachusetts, assignors of Ford Touring Car No. 6648280, and the Ford Touring Car in the cause of Taylor Crist and William Hingardner vs. Miller & Company, Limited, is hereby overruled.

KNOW ALL MEN BY THESE PRESENTS that we, Miller & Co. Ltd. , and J. P. Harpine , hereby waiving the homestead exemption as to this obligation and also any claim or right to discharge any liability to the Commonwealth arising under the same // with coupons detached from the bonds of this State ,are held and firmly bound unto the Commonwealth of Virginia in the just and full sum of Five Hundred & No/100 - - - - - Dollars , to the payment whereof we bind our selves, heirs ,executors ,administrators or assigns ,jointly and severally by these presents .
Witness our hands and seals this 3rd. day of July, 1924 .

The condition of the above obligation is such that whereas one G. Saylor Crist has been arrested upon a warrant charging him with violation of the prohibition act of this State , and a certain automobile , the same being a Ford touring car , whose motor number is: 6848930 - 1923 model - License No. _____ , was seized by the Sheriff of Rockingham county , and WHEREAS the title to the above described automobile is claimed by the above bound Miller & Co. ,Ltd. , and

WHEREAS the said Miller & Co. ,Ltd. ,is desirous of keeping the said automobile in its possession until the same may be released , or until the day of sale thereof , hath tendered the above bound J. P. Harpine as security for the forthcoming and delivery thereof on the day and at the place of sale the Court having jurisdiction may order ;

Now therefore if the said automobile shall be forthcoming at such day and place as may be hereafter lawfully appointed ,in compliance with any order of the court having jurisdiction , and if the costs and fees incident to the seizure of the said automobile are paid then the above obligation to be void ; otherwise to remain in full virtue .

Miller & Co. Ltd. (SEAL)
J. P. Harpine (SEAL)

OK
H. W. ...
Com. Atty.

KNOW ALL MEN BY THESE PRESENTS that we, Miller & Co., Ltd., and
 J. P. Harpignie, hereby waiving the homestead ex-
 emption as to this obligation and also any claim or right to dis-
 charge any liability to the Commonwealth arising under the same
 with coupons detached from the bonds of this State, are held and
 firmly bound unto the Commonwealth of Virginia in the just and
 full sum of Five Hundred & No/100 - - - - - Dollars, to the
 payment whereof we bind our selves, heirs, executors, administra-
 tors or assigns, jointly and severally by these presents.
 Witness our hands and seals this 7th day of July, 1934.

The condition of the above obligation is such that whereas
 one G. Saylor Crist has been arrested upon a warrant charging
 him with violation of the prohibition act of this State, and
 a certain automobile, the same being a Ford touring car, whose
 motor number is 2848330 - 1928 model - license No. _____
 was seized by the Sheriff of Rockingham county, and
 whereas the title to the above described automobile is claimed
 by the above bond Miller & Co., Ltd., and

WHEREAS the said Miller & Co., Ltd., is desirous of keeping the
 said automobile in its possession until the same may be released,
 on or until the day of sale thereof, hath tendered the above bond
 and delivery thereof on the day and at the place of sale, the Court
 having jurisdiction may order;

Now therefore if the said automobile shall be forthcoming at such
 day and place as may be hereafter lawfully appointed, in compliance
 with any order of the court having jurisdiction, and if the costs
 and fees incident to the seizure of the said automobile are paid
 then the above obligation to be void; otherwise to remain in full
 virtue.

 (SEAL)

 (SEAL)

Crist Bond

OK
Mc...

Handwritten mark

INSTRUCTION NO. _____.

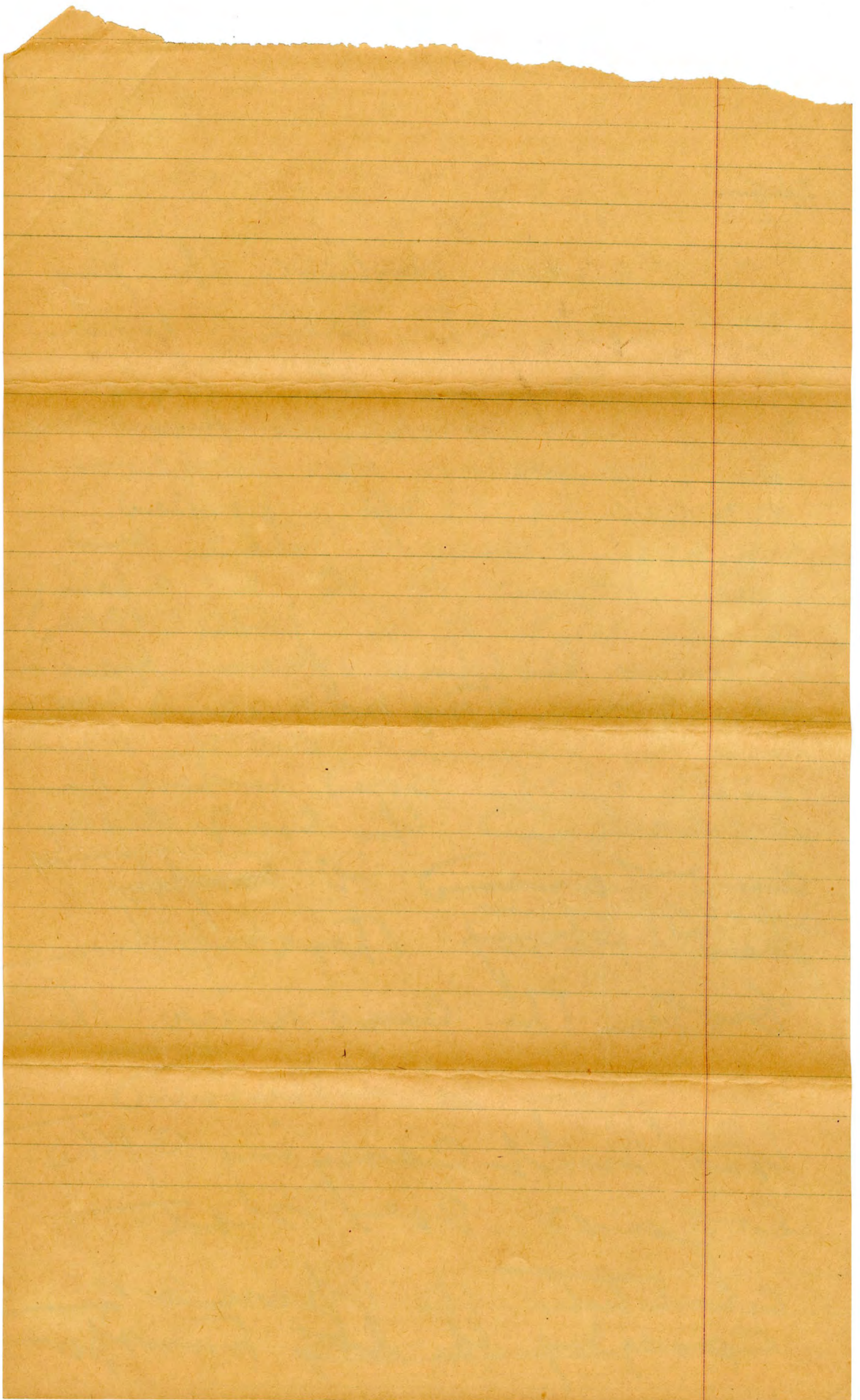
The Court instructs the jury that they cannot convict the prisoner in this case unless all the facts proved by the evidence are not only consistent with his guilt, but are inconsistent with any other hypothesis. For it is not enough that the evidence goes to show his guilt but it must be inconsistent with the reasonable supposition of his innocence. The burden of proof is upon the Commonwealth to prove beyond a reasonable doubt all the material facts alleged in the indictment or the prisoner must be acquitted.

INSTRUCTION NO. _____

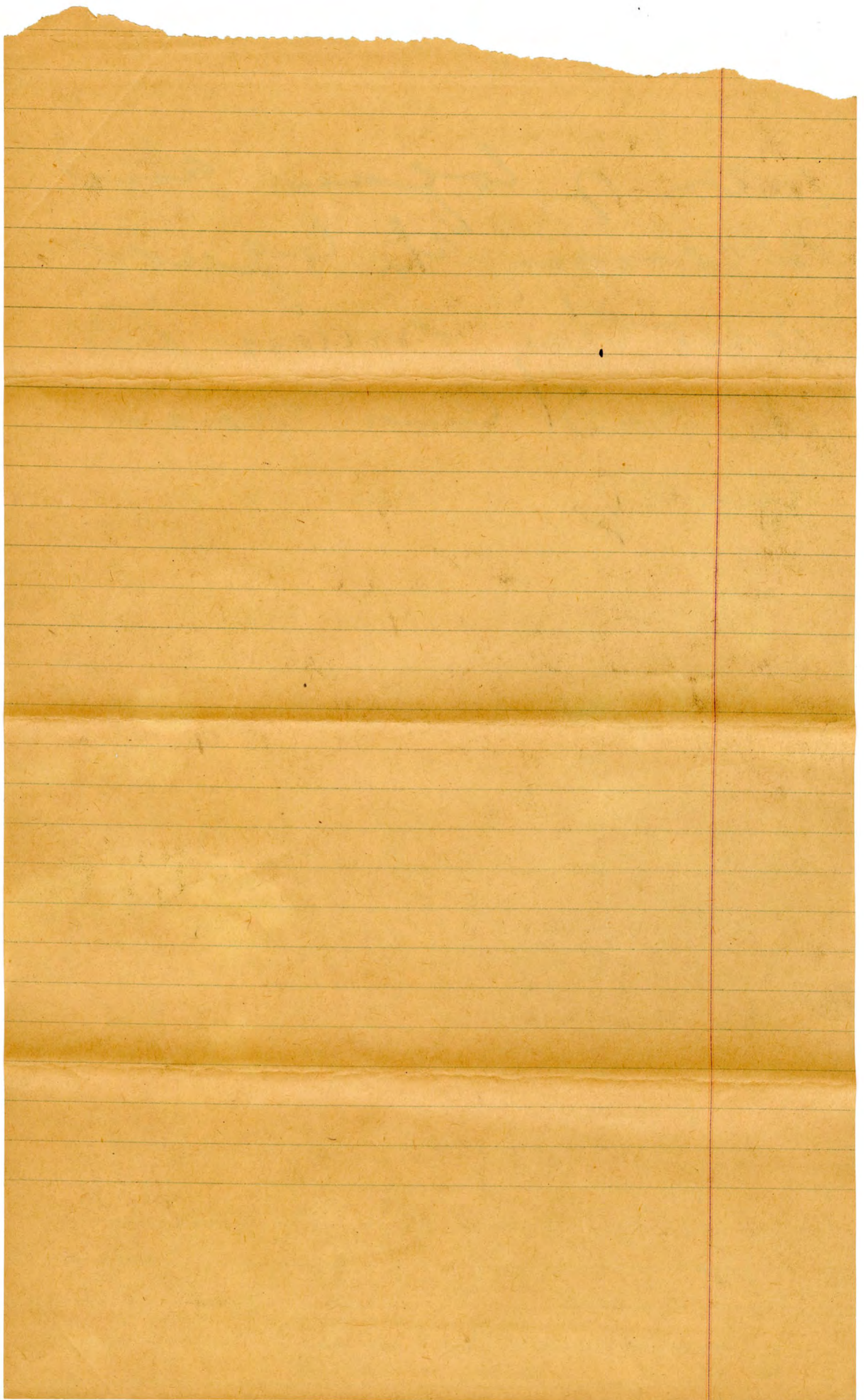
The Court instructs the jury that they cannot
convict the prisoner in this case unless all the facts proved
by the evidence are not only consistent with his guilt, but are
inconsistent with any other hypothesis. For it is not enough
that the evidence goes to show his guilt but it must be inconsistent
with the reasonable supposition of his innocence. The burden of
proof is upon the Government to prove beyond a reasonable doubt
all the material facts alleged in the indictment or the prisoner
must be acquitted.

~~78~~

The Court instructed the jury that acts they believe from the evidence that Taylor, Levin and William Hindgen ~~not~~ on the night of June 21, 1924, picked up a container which contained liquor in it on a farm on the side of the public road a short distance from Ham-
maring, Virginia and car-ried the same to the other side of the road where he examined the container and found it ^{contained only} ~~empty~~ ^{a few drops of liquor} and thereupon broke the container, then the jury is instructed that such carrying of the liquor does not constitute the offense of carrying the liquor



later of logue and
receiving the logue
and they must find
the said Cur was
guilty.



The court instructs the jury
that it is a matter of common
knowledge that moonshine liquor is
intoxicating.

The bank must be
that it is a matter of
concern to the members
of the bank.

COMMONWEALTH of

VIRGINIA,

vs.) on an
) INFORMATION

Ford Touring Car ,

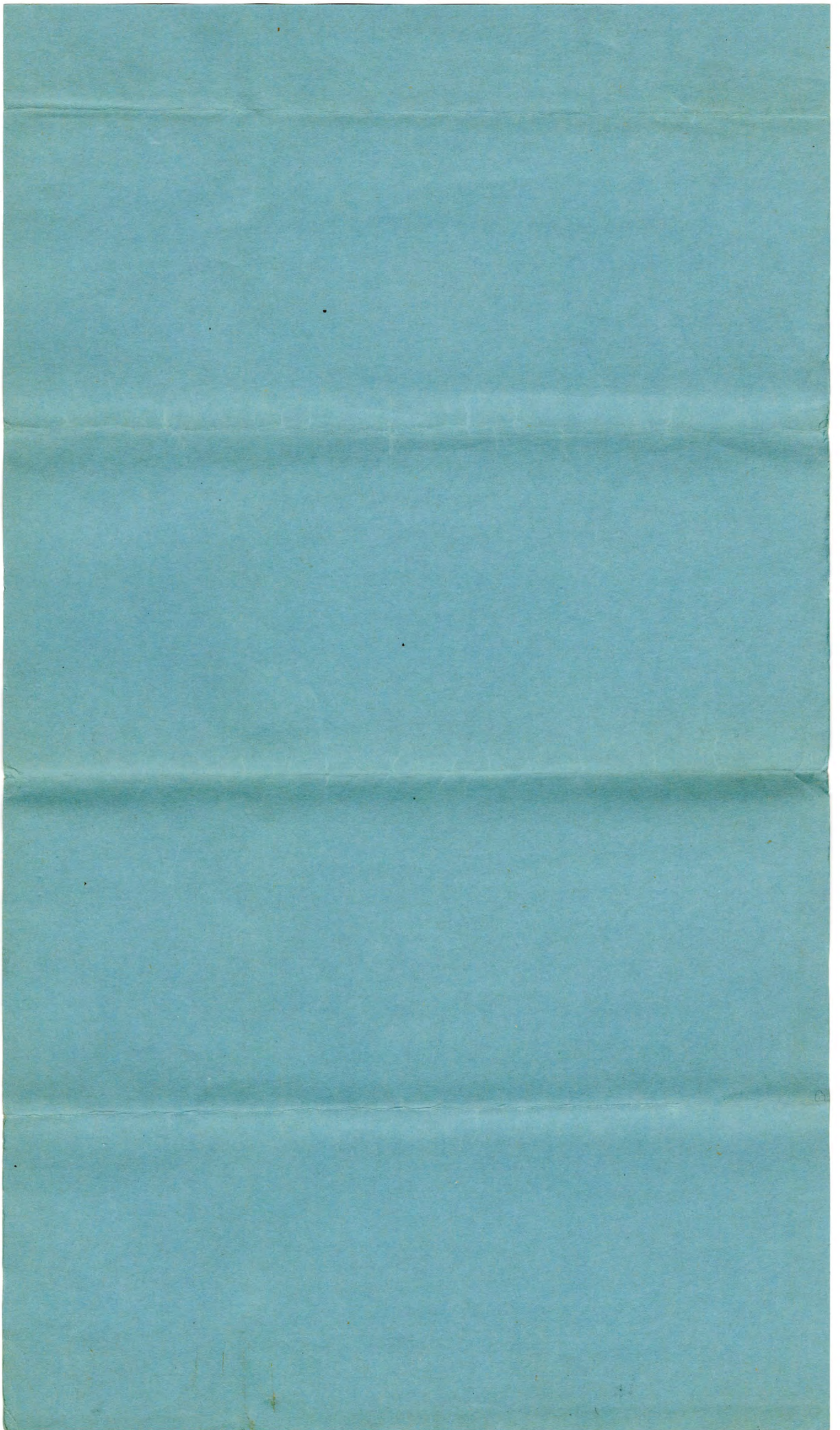
Model No.6848930 -

1923 Model .

Answer of

Miller & Co. Ltd.

C.R.W.



Tom Young Co

6848930

lot } Information

Commonwealth

Div. of Justice

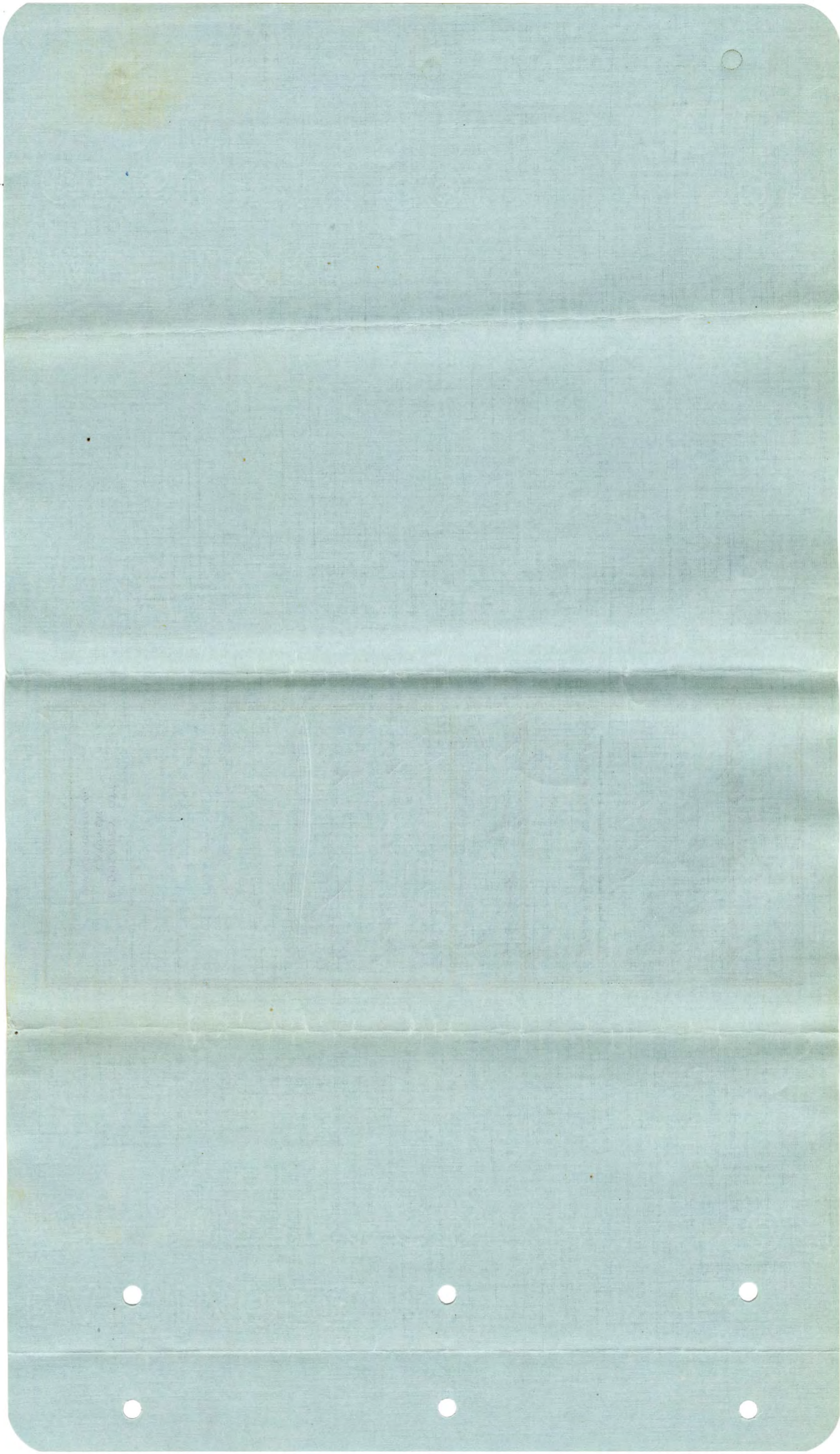
and

William Hind-

Gardner to

Information

E. DULANEY OTT
LAWYER
HARRISONBURG, VA.



C. W. Bowman
C. S. Braun
~~E. R. Lincoln~~
J. C. Braun
C. E. Fenary
~~D. H. Fitch~~
C. H. Fitch

160
Dec. Term 1924 (Pres.)

Saylor Court +
W. J. Winegardner
ads Indictment
for a ~~in~~ under
Commonwealth

cont to next Term





20-4446

Dec. 12th 1924
Ford Touring Car

6848930

add information
Commonwealth

(cust car)

Issued 6/26/24

Copies Recd = 8/6/24

1/7/25



IN THE CIRCUIT COURT FOR ROCKINGHAM COUNTY , ON AN INFORMATION
IN BEHALF OF THE COMMONWEALTH OF VIRGINIA

VS.

ONE FORD TOURING CAR , MOTOR NO. 6848930 - 1923 MODEL

The answer of Miller & Co. to the above information
(in which information it is sought to subject to forfeiture
a certain automobile seized on the _____ day of June ,1924 , in
the possession of one G. Saylor Crist , and alleged to have been
then in use in the unlawful transportation of ardent spirits .

For answer to the said information respondents
answering say :

That respondents are a limited partnership
Association, engaged in a mercantile business, at Broadway ,Va.;

That part of the business of respondents is the
sale of automobiles for which they carry dealers license ;

That the automobile charged in said information
with grounds for forfeiture ,as aforesaid , is a Ford Touring
Car , Motor No. 6848930 - 1923 Model ;

That said car was on the 24th.day of May ,1924,
owned by respondents and was on that day sold by them to the
said ^{G.}Saylor Crist ;

That such sale was at the price of Two Hundred
Sixty Dollars (\$ 260.) Sixty Dollars (\$ 60.) thereof in
cash , One Hundred Eighty Dollars (\$ 180.) therof to be paid
in twelve monthly installments of Fifteen Dollars each , pay-
able ,respectively , June 24, 1924 ; July 24,1924; Aug. 24,1924 ;
Sept. 24,1924, Oct. 24,1924 ; Nov. 24,1924 , Decr. 24, 1924 ;
Jany .24,1925 ; Feby. 24,1925 ; Mar. 24,1925 ; Apr. 24 ,1925 ;

IN THE CIRCUIT COURT FOR ROCKINGHAM COUNTY, ON AN INFORMATION
IN BEHALF OF THE COMMONWEALTH OF VIRGINIA

VS.

ONE FORD TOURING CAR, MOTOR NO. 884838 - 1933 MODEL

The answer of Miller & Co. to the above information
(in which information it is sought to subject to forfeiture
a certain automobile seized on the _____ day of June, 1934, in
the possession of one G. Saylor Crist, and alleged to have been
then in use in the unlawful transportation of ardent spirits.

For answer to the said information respondents
answering say:

That respondents are a limited partnership
Association, engaged in a mercantile business, at Broadway, Va.;
That part of the business of respondents is the

sale of automobiles for which they carry dealers license;
That the automobile charged in said information
was grounds for forfeiture, as aforesaid, is a Ford Touring
Car, Motor No. 884838 - 1933 Model;

That said car was on the 24th day of May, 1934,
owned by respondents and was on that day sold by them to the
said G. Saylor Crist;

That such sale was at the price of two hundred
Sixty Dollars (\$ 260.) Sixty Dollars (\$ 60.) interest in
cash, One Hundred Eighty Dollars (\$ 180.) cash to be paid

in five monthly installments of fifteen Dollars each, pay-
able, respectively; June 24, 1934; July 24, 1934; Aug. 24, 1934;
Sept. 24, 1934; Oct. 24, 1934; Nov. 24, 1934; Dec. 24, 1934;
Jan. 24, 1935; Feb. 24, 1935; Mar. 24, 1935; Apr. 24, 1935;

May 24, 1925 , and one installment of Twenty Dollars (\$ 20.)
to be paid June 24, 1925 , with interest on all of said deferred
installments ;

That said sale was made by respondents to the said
G.Saylor Crist on a written conditional sales contract , signed
by vendor and vendee , by the terms of which contract the title
to said car remained in the vendor until full payment should be
made ;

That a memorandum of said contract was on the 6th.
day of June, 1924, duly filed and docketed in the office of the
clerk of Rockingham county , such docketing being in Conditional
Sales Book No. 6 page 208 ;

That at the time of the seizure of the said car as
aforesaid there remained due to respondents (and still remains
due to them) from the said G.Saylor Crist all of the thirteen
deferred payments above mentioned , for which they hold a recor-
ded lien , as above set forth , which lien and the notes evidenci-
ing such indebtedness are filed herewith as exhibits .

Respondents therefore pray that all further proceed-
ings looking to the forfeiture of said car may be abated , and
that the said car may be released and delivered to them , as by
law provided . And having fully answered they pray to be hence
dismissed ~~wccc~~ &c.

C. R. Winfield
of counsel

MILLER & CO., Ltd. , Ltd.

By *A. J. Neff* , Mgr.

County of Rockingham, to-wit:

I, a Notary Public in and for the county aforesaid, in the State
of Virginia, do certify that A.J. Neff this day personally appear-
ed before me in my said county and made oath that he is General
Manager of the Limited Partnership Association of Miller & Co.,
doing business at Broadway, Va., and that the statements of fact
in the above answer contained are true. My commission expires on
the 8th day of June, 1924. Given under my hand this 30th
day of June, 1924. *J. Perry Baker* N.P.

May 24, 1925, and one installment of Twenty Dollars (\$ 20.)
to be paid June 24, 1925, with interest on all of said deferred
instalments;

That said sale was made by respondents to the said
G. Saylor Crist on a written conditional sales contract, signed
by vendor and vendee, by the terms of which contract the title
to said car remained in the vendor until full payment should be
made;

That a memorandum of said contract was on the 6th
day of June, 1924, duly filed and docketed in the office of the
clerk of Rockingham county, such docketing being in Conditional
Sales Book No. 6 page 208;

That at the time of the seizure of the said car as
aforesaid there remained due to respondents (and still remains
due to them) from the said G. Saylor Crist all of the thirteen
deferred payments above mentioned, for which they hold a power
of sale, as above set forth, which lien and the notes evidencing
the same indebtedness are filed herewith as exhibits.

Respondents therefore pray that all further proceed-
ings looking to the forfeiture of said car may be stayed, and
that the said car may be released and delivered to them, as by
law provided. And having fully answered they pray to be hence
dismissed with costs.

MILLER & CO. LTD.,
BY [Signature] , Mgr.

[Signature]

County of Rockingham, to-wit:
I, a Notary Public in and for the county aforesaid, in the State
of Virginia, do hereby certify that G. Saylor Crist is a General
manager of the United Partnership Association of Miller & Co.,
doing business at Broadway, Va., and that the statements of fact
in the above answer contained are true. My commission expires on
the 1st day of June, 1925. Given under my hand this 7th
day of June, 1924.
H.P.

TO THE HONORABLE T. N. HAAS,

JUDGE OF THE CIRCUIT COURT OF ROCKINGHAM COUNTY, VIRGINIA

The Answer of Saylor Crist and William Hinegardner to an information filed against them by D. W. Earman, Commonwealth's Attorney for the County of Rockingham, State of Virginia:

These respondents answering the said information, answering, say, that it is true that on or about the 21st day of June, 1924, C. W. Dove, Sheriff of Rockingham County, Virginia and John S. Funk, General Prohibition Agent, died in the County of Rockingham, Virginia, seize a five passenger Ford Touring car, Model 1923, Motor Number 6848930, bearing Virginia License Number 197628 for the year 1924, in which said automobile your respondents had been riding; that your respondents emphatically deny that they had in their possession in said automobile about one-half gallon of ardent spirits, or in fact any ardent spirits at all.

Your respondents deny that the said automobile is forfeited to the Commonwealth, and ask that the said automobile be returned unto ~~them~~ ^(Saylor Crist, the owner thereof), as it should of right be.

And now having fully answered, these respondents ask to be hence dismissed with the costs on their behalf expended.

J. V. Hill
Counsel

Saylor Crist
William Hinegardner
Counsel.

State of Virginia,

City of Harrisonburg, to-wit:

*Saylor Crist
William Hinegardner*

This day personally appeared before me the undersigned Notary Public in and for the City aforesaid Saylor Crist and William Hinegardner, who make oath that the matters stated in the foregoing Answer are true to the best of their knowledge and belief.

Given under my hand this 20 day of October, 1924.

[Signature] N.P.

