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Handwritten signature or name.

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 June term, 1923, upon their oaths do present that Michael Scott, Myrtle Scott, and Silas Nicholas 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.

This indictment is found on the testimony of C.D. Fulk, S. F. Newman, and E. J. Dillard, witnesses sworn in Court and sent before the grand jury to give evidence.

Vertical stamp: Vol. 100, No. 100

Vertical stamp: COMMONWEALTH

Vertical stamp: MICHAEL SCOTT

Vertical stamp: COMMONWEALTH OF VIRGINIA

We the jury find the defendants Silas Nicholas and Myrtle Scott not guilty and find the defendant Michael Scott, guilty as charged in this indictment and fix the punishment at one month in jail and a fine of \$50.00

Edwin Foreman.

COMMONWEALTH OF VIRGINIA,
COUNTY OF ROCKINGHAM, Jo-wit:

Viol. Pro. Act

COMMONWEALTH

v.
MICHAEL SCOTT,
MYRTLE SCOTT, and
SILAS NICHOLAS

A Misdemeanor

A True Bill

J.C. Staples
Foreman

*Cont to Jury Term
1923*

In the Circuit Court of said County:

D.W. Earman,
Commonwealth's Attorney.

and receive orders for urgent supplies, against the peace and dignity of the Commonwealth of Virginia.

This indictment is found on the testimony of C.D. Turk,

E. H. Newman, and E. J. Dillard, witnesses sworn in Court and sent before the Grand Jury to give evidence.

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

BE IT REMEMBERED that on the 29 day of May 1923,

Mr. G. Scott and E. C. Harris

came before me H. W. Bertram 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

each in the sum of Five hundred Dollars

~~good and lawful money of the United States, and the said~~

~~in the sum of _____ 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

Mr. G. Scott shall make default in the performance of the conditions underwritten.

The condition of the above recognizance is such that if the above bound Mr. G.

Scott do and shall personally appear before the ~~Circuit~~ F. J. Rigenbriht ~~justice of the peace~~ justice of the peace ~~in the County of Rockingham~~ in the County of Rockingham Court of Rockingham on the 4 day of the June 1923 at ~~Term next~~ eleven o'clock on the evening of said day in Harrisonburg Va thereof, being the _____ day of _____ 192_____, at the Court-house ~~thereof~~,

and then and there answer the Commonwealth of Virginia concerning a certain _____ where-

of the said Mr. G. Scott 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. Bertram Bail
Comm.

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

1923
The Respondent that on the 27 day of May
1923
at the County of Rockingham, and severally and respectively acknowledged themselves to be in-
debted to the Commonwealth of Virginia, in manner and form following, that is to say: the said
in the sum of
Dollars

in the sum of Dollars
The Respondent that on the 27 day of May
1923
at the County of Rockingham, and severally and respectively acknowledged themselves to be in-
debted to the Commonwealth of Virginia, in manner and form following, that is to say: the said
in the sum of
Dollars

conditions underwritten.
The condition of the above recognizance is such that if the above bound
do and shall personally appear before the Court
of Rockingham on the day of the
month of _____ 1923, at the Court house therein,
and then and there answer the Commonwealth of Virginia concerning a certain
of the said
stands charged, and shall not
depart therefrom 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.

Subscribed and acknowledged before me, the day and year first above written
1923

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

BE IT REMEMBERED that on the 29 day of May 1923,

Myrtle Scott and M. A. Scott

came before me H. W. Besterman 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

each in the sum of Five hundred Dollars

good and lawful money of the United States, and the said ~~in the sum of~~ 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 Myrtle Scott shall make default in the performance of the conditions underwritten.

The condition of the above recognizance is such that if the above bound Myrtle Scott

do and shall personally appear before the Circuit Court of Rockingham on the 21 day of the June 1923 Term next thereof, being the day of 1923, at the Court-house thereof,

and then and there answer the Commonwealth of Virginia concerning a certain ~~murder~~ whereof the said Myrtle Scott 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. Besterman B. C.

F. J. Argenti is a Justice of the Peace

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

That I, William B. Scott, do hereby certify that on the 17th day of May, 1902,
I was before me, Wm. B. Scott, Clerk of the County of Rockingham, and severally and respectively acknowledged themselves to be in-
debted to the Commonwealth of Virginia, in manner and form following, that is to say: the said
in the sum of
Dollars

of 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
shall make default in the performance of the

conditions and covenants therein contained.
The condition of the above recognizance is such that if the above bounden do and shall personally appear before the Court
at the County of Rockingham on the 17th day of the month of May, 1902,
at the Court-house thereof,

and then and there answer the Commonwealth of Virginia concerning a certain where
of the said stands charged, and shall not
depart therefrom 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.

Given and acknowledged before me, the day and year first above written.
Wm. B. Scott
Clerk

Ref

The Court instructs the jury that in cases where two or more persons had the same opportunity to commit the crime charged and if upon the whole evidence in the case there remains a reasonable doubt as to which of them, if either, committed it, then neither of them can be convicted.

Ref

The Court instructs the jury that in cases where two
or more persons had the same opportunity to commit the crime
charged and if upon the whole evidence in the case there remains
a reasonable doubt as to which of them, if either, committed it,
then neither of them can be convicted.

Case

Muchins

vs

for Release

Prisoner

John White

The court instructed the jury that the law presumes every person charged with crime to be innocent until his guilt is established by the Commonwealth beyond a reasonable doubt, and this presumption of innocence goes with the accused through the entire case, and applies at every stage thereof; and it, after having heard all the evidence in this case the jury have a reasonable doubt of the guilt of the accused upon the whole case, or as to any fact essential to prove the charge made against them in the indictment, it is their duty to give the prisoner the benefit of the doubt, and find them not guilty.

Commonwealth

vs

Michael Scott

in the custody of the Sheriff

This day came again, the said Michael Scott ~~who was admitted to bail at a former day of the Court until the 30th ultimo~~ ~~in the custody of the Sheriff,~~

who was admitted to bail at a former day of the Court until the 30th ultimo, and it appearing to the Court that on the said 30th ultimo (on which day there was no session of the Court) the said Michael Scott surrendered himself to the Sheriff and was by him ~~committed~~ ^{confined} in jail, and no cause being ^{now} shown ~~that~~ ~~said Scott should not be committed to jail~~ for further suspending the execution of the sentence of the Court imposed upon the said Scott at a former day of the Court, it is considered and ordered by the Court that the said Michael Scott be committed to ^{the} jail of Rockingham County until he can be delivered into the custody of the Superintendent of the State ~~Penitentiary~~ ^{Penitentiary force} in accordance with the said former judgment and order of the Court.

But the said Scott shall have a credit ~~of two~~ ^{of two} ~~on the term~~ ^{on the term} of ~~two~~ ^{two} days for which he was

sentenced as aforesaid, for the two days he has been confined in jail since his surrender as aforesaid.

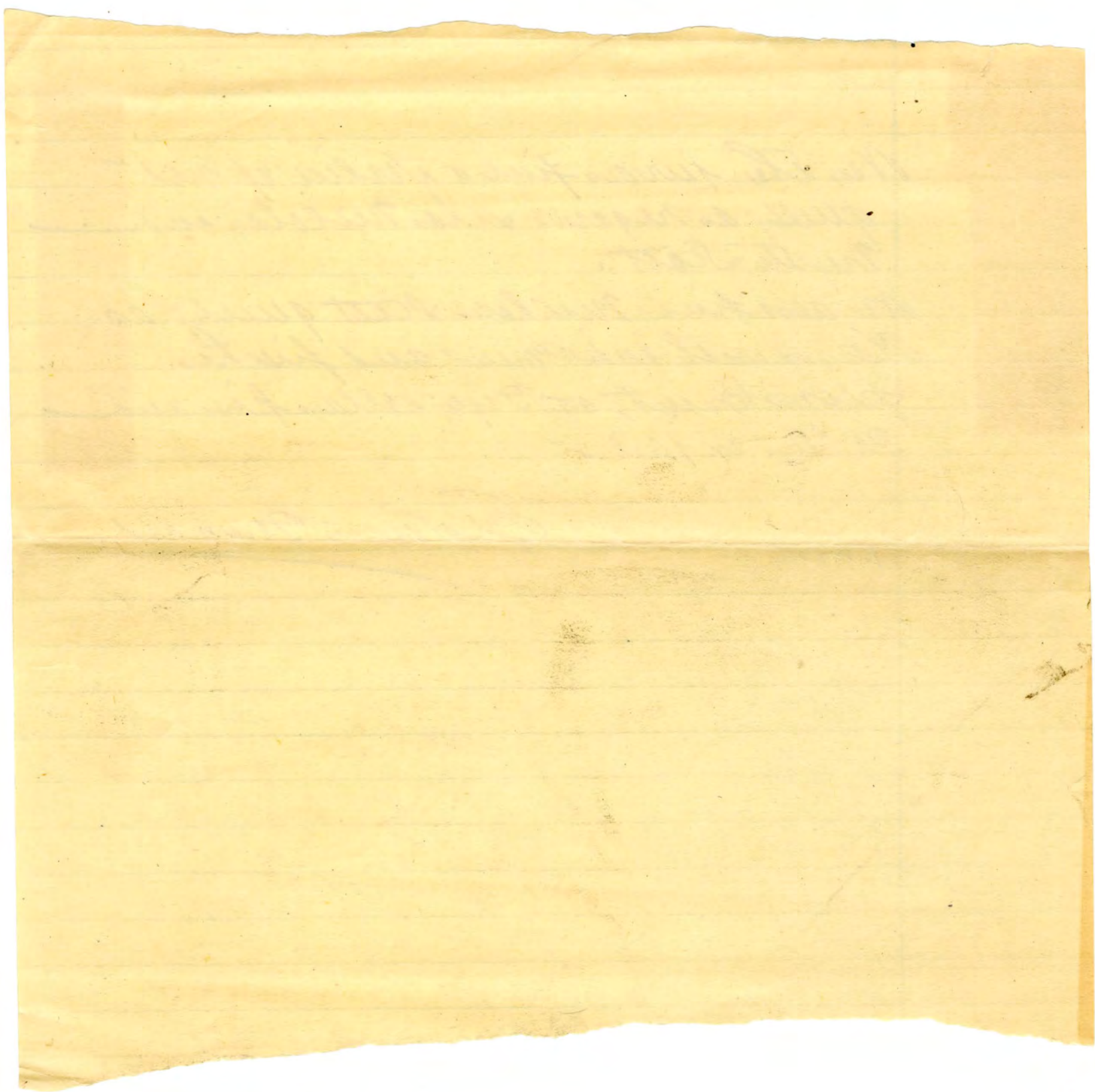
11/11/23
3/3/23

We, the jurors find a verdict of not
guilty as regards Mrs. Nicholas and
Myrtle Scott.

We also find Michael Scott guilty as
charged in the indictment and fix his
punishment, at Fifty dollars fine and
30 days on jail.

Edwin Freeman

1 mrs



THE COMMONWEALTH OF VIRGINIA.

TO THE SHERIFF OF ROCKINGHAM COUNTY, GREETINGS:

We command you, that you take *Silas Nicholas* 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~~ *7* -----
----- 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 *12th* day of *Sept 1923* , in the *148* year of the Commonwealth.

 J. F. Blackburn Clerk.

COMMONWEALTH

vs.

Silas Nicholas

Arrest Warrant

COMMONWEALTH OF VIRGINIA, } TO WIT:
ROCKINGHAM COUNTY, }

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

Whereas, E. J. Dillard of the said County, has this day made complaint and information on oath before me, D. J. Augenbight a Justice of the said County, that Michael Scott and Myrtle Scott & Silas Nicholas of the said County, on the 27th day of May, 1923, in the said County, did unlawfully transport liquor from one point in the State to another point in the State according to the laws of this State.

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 Michael Scott, Myrtle Scott and Silas Nicholas to answer the said complaint and to be further dealt with according to law. And you are required to summon S. F. Newman and Chas. 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 28th day of May, in the year 1923.

D. J. Augenbight J. P. (Seal)

Commonwealth

vs.

Arrest Warrant

Michael Scott Myrtle
Scott & Silas Nicholas

Executed the within warrant by arresting

and delivering the body of

Michael Scott Myrtle
Scott & Silas Nicholas

before

F. J. Argubright

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

this 28 day of May 1923

E. J. Hillard Deput

Constable of Rockingham County.

E. J. Hillard
SAC

Rockingham County, State of Virginia,
Subpoena is that the accused named in within warrant
be sent on to Grand Jury for further examination
The following were recognized by Court for their appearance before
the next term of the Circuit, of the Rockingham County, June 18-1923
At 10 o'clock A.M. Michael Scott in the sum of \$75.00 for
Myrtle Scott, S. A. Harris in the sum of \$75.00 for Michael Scott
and F. S. Nicholas in the sum of \$75.00 for Silas Nicholas.
Given under my hand this 28 day of June 1923
F. J. Argubright J.P.

In the Name of the Commonwealth of Virginia:

To the Sheriff of Rockingham County, Greeting:

You are hereby commanded to summon.....

C. D. Furr, S. F. Newman,
C. J. Dillard

to appear before the Judge of the Circuit Court of Rockingham County, at the Court
House, at 10 o'clock, a.m., on the 18 day of June 1923
to testify and the truth to say in behalf of the Commonwealth before the Grand Jury

Michael Scott &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
13 day of June, 1923, and in the 14th year of the Commonwealth.

J. F. Blackburn, Clerk.

Commonwealth

vs

Michael Scott

Grand Jury

RECORDED FOR \$ 650

Executed a copy of a summons
on all of the articles in named
June 15th 1923

W. F. Killa & Co

In the Name of the Commonwealth of Virginia:

To the Sheriff of Rockingham County, Greeting:

You are hereby commanded to summon

C. D. Fulk S. F. Neumann,
E. J. Dillard, W. L. Scott, John Harvey Smith,
Thomas Munday.

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 22 day of Oct. 1923, to testify and the truth to say in behalf of the Commonwealth against

Michael Scott &c
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 11 day of Oct., 1923, and in the 14⁸th year of the Commonwealth.

J. F. Blackburn, Clerk.

Executed as to W. L. Scott, By delivering
a true Copy in Person. as to John
Henry Smith By delivering a true Copy
to Mrs John Henry Smith as to Samuel
Morelay By delivering a true Copy
to Mrs More Monday. This the 20th day
of Oct: 1923.
W. L. Newman Deputy.
for W. L. Willard Sr. Pro.

Commonwealth
of Virginia
Michael Scott.

2 Newma 100

3.00

Oct. 22, 1923

In the Name of the Commonwealth of Virginia:

To the Sheriff of Rockingham County, Greeting:

You are hereby commanded to summon

A. D. Lusk, S. F. Newman,
E. J. Dillard, W. L. Scott, John Henry
Smith, Thos. Munday

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 12th day of Sept. 1923,
to testify and the truth to say in behalf of the Commonwealth against

Michael Scott &c
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
01 day of Aug, 1923, and in the 14th year of the Commonwealth.

J. F. Blackburn, Clerk.

Executed as to CD Firth
SA Newman T & J Dillard
August 31 - 1923
WJ Dillard SRS.

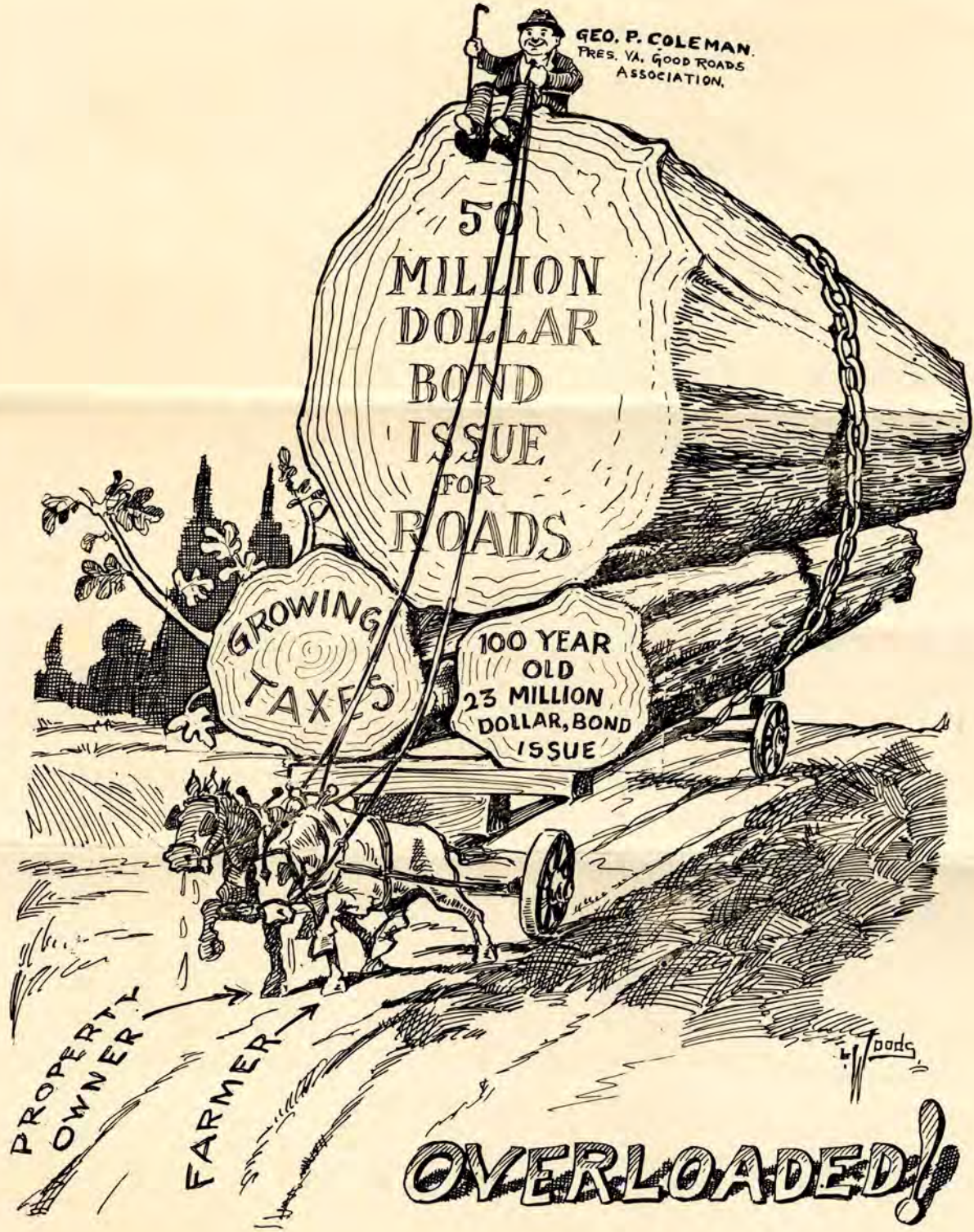
Commonwealth
Michael Scott
40

3 mil
W.D. 3
3 mil 879.3

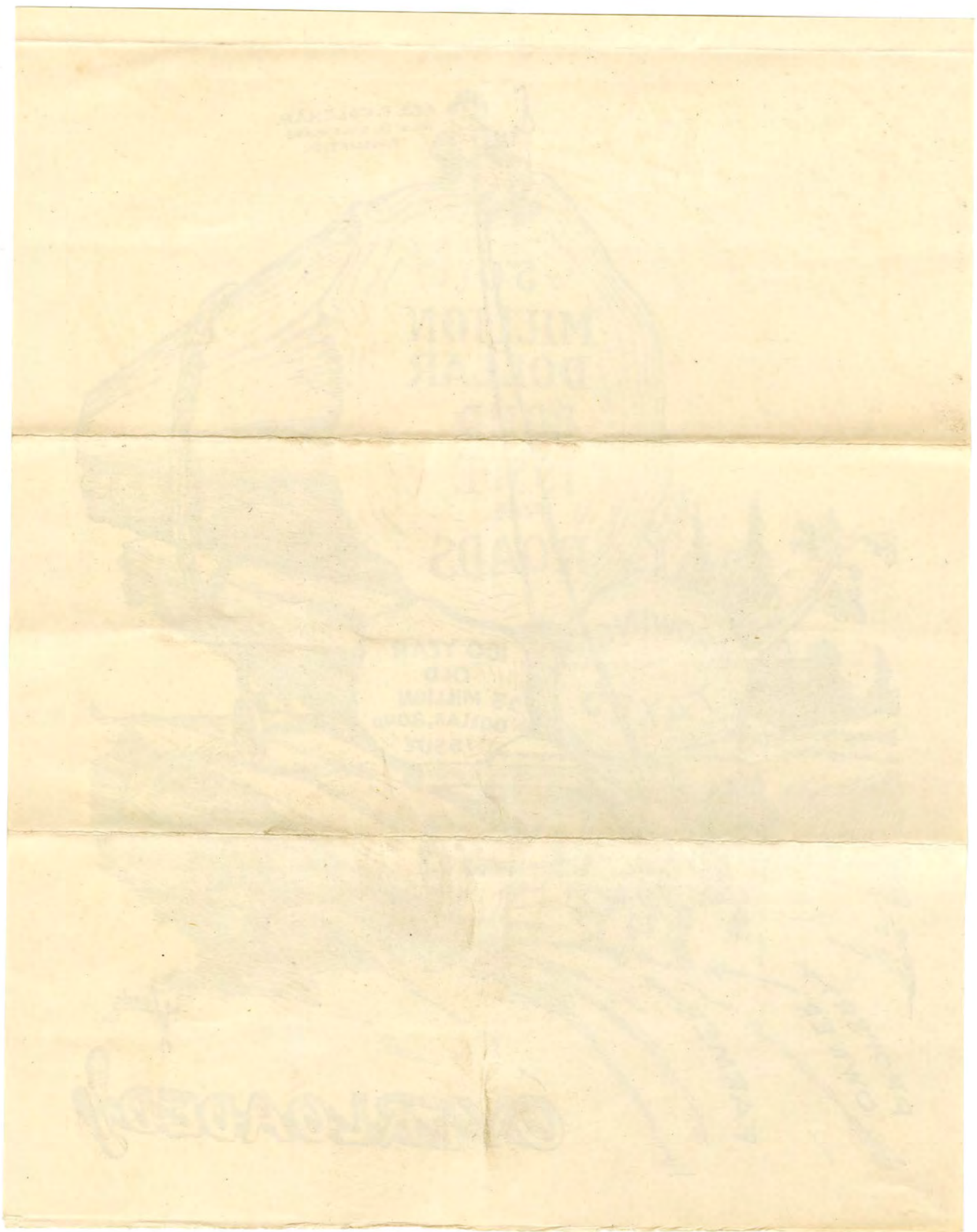
~~300~~
Sept. 12th, 1923.

Executed as to WJ Scott, John Henry
Smith and Thomas Monday By
delivered a true copy of which same
is herewith, this the 3rd day of Aug. 1923
A. J. Newman del. by for
WJ Dillard. SRS.

GEO. P. COLEMAN.
PRES. VA. GOOD ROADS
ASSOCIATION.



OVERLOADED!



S.A. Skutter	3.20
M. H. Quong	3.50
Claude Early	2.20
Sumner Wilton	1.50
A.C. Skies	2.40
E.L. X	2.60
Stinson	2.10

1/2 by - John Louisa

17.50
8.75

October Term 1923
 Michael Scott
 Myrtle Scott
 Silas Micholas
 ad vs Misdeemeanor
 Commonwealth

Sheriff Costs

3 = Arrest.	4.50	1.50
Pam Fee "	\$30.00	10.00
Grand Jury	1.50	1.50
Sen Sgt	3.00	3.00
Act 22. Sen	3.00	3.00
Exante Fee. 200	\$42.00	19.00
Digging for	1.50	1.50
	\$43.50	

