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 February term, 1926, upon their oaths do present that Charles Eaton, 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 Charles Eaton, within one year next prior to the finding of this indictment, in the said county of Rockingham, did unlawfully have in his possession ardent spirits, against the peace and dignity of the Commonwealth of Virginia.

The jurors aforesaid upon their oaths aforesaid do further present that Charles Eaton, 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 R.M. Burke, George Lawson, L. A. Burke, Tom. Morris, Linda Eaton, Pearl Shifflett, and William Shifflett, witnesses sworn in court and sent before the grand jury to give evidence.

We the jury find the accused Charles Eaton not guilty -

F. L. Scott Foreman

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 February term, 1925 upon their oaths do present that Charles Eaton, within one year next prior to the finding of this indictment, in the said county of Rockingham, did unlawfully manufacture, sell, offer, keep before 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 Charles Eaton, within one year next prior to the finding of this indictment, in the said county of Rockingham, did unlawfully have in his possession ardent spirits, against the peace and dignity of the Commonwealth of Virginia.

The jurors aforesaid upon their oaths aforesaid do further present that Charles Eaton, 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 R.M. Burke, George Lawson, L. A. Burke, Tom. Morris, Linda Eaton, Pearl Shifflett, and William Shifflett, witnesses sworn in court and sent before the grand jury to give evidence.

Viol. Pro. Act - B.I.

Commonwealth

v) Indictment

Charles Eaton

Misc

February term, 1925

A True Bill:

Geo. L. Kurtz

Foreman

D. W. Earman

Commonwealth's Attorney

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

Be it Remembered that on the 11 day of Dec 1875, Chas Eaton & Arius Sheffett came before me S. H. Bowman 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 Arius Sheffett in the sum of One Thousand 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 Chas Eaton shall make default in the performance of the conditions underwritten.

The condition of the above recognizance is such that if the above bound Chas Eaton do and shall personally appear before the County Court of Rockingham on the 1st day of the Feb Term next thereof, being the 15 day of Feb 1876, at the Court-house thereof, and then and there answer a bill of indictment to be preferred to the Grand Jury in and for said County against him the said Chas Eaton for a Felony by him committed, for unlawfully and feloniously did have in his possession about 7/8 of a half gal of alcohol Spirits

whereof the said Chas Eaton 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.

S. H. Bowman J.P.

Com. vs. Chas. Eaton

3

L. H. BRUCE
JUSTICE OF THE PEACE
ELKTON, VA.

Com -
vs
Chas Eanton
Judgment that Chas Eanton Send
on to the Grand Jury of Rockingham Co
for further investigation with the
following Costs.

Search warrant	1,50
Arrest	15,00
Justice	3,60
Summons	3,00
Witness Attendance	3,00
	$26,10

L H Bruce JP
Dec 21 25

Jan 15
Schreiber

Image 3 of 4

L. H. BRUCE
JUSTICE OF THE PEACE
ELKTON, VA.

To the Clerk of Circuit Court of Rockingham Co. I Certify that I have this day sent Grant Easton - to appear before Grand jury being on 1st day of Feb Term being on the 15th day of Feb 1926 with the warrant and bond herein enclosed

L H Bruce JP,
Feb 6 1926

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

BE IT REMEMBERED that on the 18 day of February 1926, Charles Eaton, H. A. Shiflett came before me H W Beckham 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 Charles Eaton shall make default in the performance of the conditions underwritten.

The condition of the above recognizance is such that if the above bound Charles Eaton do and shall personally appear before the Circuit Court of Rockingham on the 16 day of ~~the~~ March 1926 ~~Term~~ next thereof, being the ____ day of ____ 192 , at the Court-house thereof, and then and there answer the Commonwealth of Virginia concerning a certain misdemanor whereof the said Charles Eaton 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 Beckham B.C.

Charles Edna

Commonwealth of Virginia---City, County of **to-wit:**

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

WHEREAS Geo A Lawson of the said City or County

has this day made complaint and information on oath before me, L H Bruce Name of Magistrate Title

of the said Co City or County that he verily believes, that in the said Co City or County and State:

(a) That Ardent Spirits are being unlawfully manufactured, sold, kept, stored, possessed, held, used and concealed in a certain Dwelling & Out Building Here describe the place, house, room or boat, as the case may be

by one Grant Eaton 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 ..... Give name; if name unknown say "Whose name is to the informant unknown."

in a certain ..... 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 23 day of Jan 1926

L H Bruce (SEAL)

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, heather, 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 Director and Commonwealth's Attorney. (A copy of this warrant and proper return will be sufficient notice and report). Ardent Spirits and containers disposed of as in No. 1 above.

3.—If Ardent Spirits are being transported in an uatomobile, boat, wagon, buggy, or other vehicle, the Ardent Spirits and containers shall be preserved and the vehicle shall be deliered to the Sergeant of the City, the facts reported to the Prohibition Director 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 sufficient 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 21½, 22, 23, 23½, 57 and 57½, Acts of Assembly, 1918, Page 578.

WARRANT TO SEARCH FOR ARDENT SPIRITS, ETC.

Commonwealth of Virginia

Grant Eaton

Executed the within warrant this 23 day of Jan 1926, by searching the within stated Dudley Hume
Here state house, room, place
and by seizing the following described Ardent Spirits and other things therein found (and raresting the above named person found in possession thereof) and by posting a true copy of this warrant and the return hereon on the Dudley Hume
Here say place, house, room, boat, auto or baggage, or as the case may be
the House of Grant Eaton
as front door of house, door of room or premises

Description of Ardent Spirits and other things seized one pint of ardent Spirits

Given under my hand this 23 day of Jan 1926.
G A Lawson D S
Title

for C W Lane
S R C

The following named officers and persons assisted me in the execution of this warrant:
Geo. A Lawson
General Sheffett

Other than above stated the following are witnesses:
Elmer Lawson

This matter set for hearing on the 6 day of Feb 1926

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 2-3 day of Jan 1926
C W Bruce
Title of Magistrate

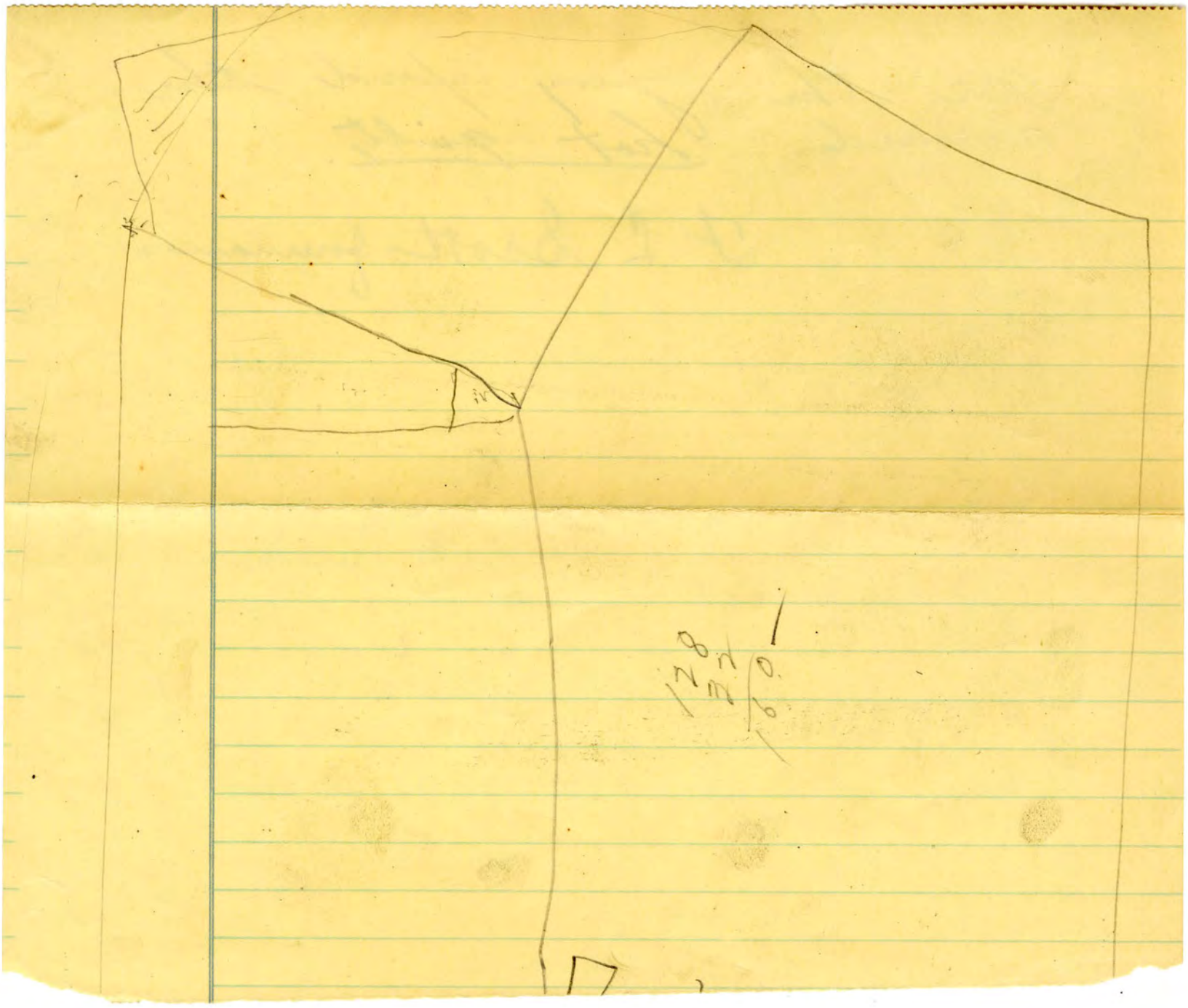
Written claim of ownership or interest having been filed to certain of the said things herein seized, this warrant, the said claim and the things in the claim particularly described, are hereby certified to the Circuit Court of this Co for determination and the said things unclaimed are hereby adjudged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

Given under my hand this 6 day of Feb 1926
C W Bruce
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.

We the jury find the accused not guilty.

F. L. Scott foreman



W. H. Homan
F. K. Hilbert
J. C. Armstrong
W. H. Kuzell
F. L. Scott

#283

CHAS. EATON

ADS.

COMMONWEALTH

Set for Feb 16th
Verdict - not guilty

Bushnell

QUALITY WORKMANSHIP

20-4446