ROCKINGHAM COUNTY CIRCUIT COURT
HARRISONBURG, VA

MINUTE BOOK 6 1878-1880

At a County Court held in and for the County of Rockingham at the Court-House thereof. on Monday July 15th 1878.

Present. Hon. Chas. T. O'Ferrall. presiding.

The Clerk of this Court this day presented in Court a List of Deeds &c. received and admitted to record in the Clerk's Office of this Court, at and Since the last June Term thereof. which List being Seen and inspected by the Court is ordered to be Spread upon the minutes. and is as follows. Viz:-

Bargain & Sale	Wm. G. Thompson	to Daniel Zigler. & others Trustees.
" "	Reuben Sellers & wife & Eliz Rogers	Michael H. Grandle.
" "	Michael Brock.	" James M. Mesick.
Trust Deed.	E. S. Kemper.	" Robert B. Magan. trustee.
Art. of Agreement.	B. R. Speck	" J. B. McKeever.
Trust Deed.	Abraham Pickering & Geo. Rinker	" John Beam.
Same.	Same.	" Wm Shands trustee
Same & furnished by Lien Note for Certificate	Julia A. Washington	" Watton. Wham & Co
Bargain & Sale	M. B. Harrison.	" Sallie H. Effinger. wife of John G. Effinger
" "	John Huffman & wife	Elizabeth Berry.
" "	Saml. White Assignee of Shaddens Skeggs	I. Luther Spencer.
" "	John E. Roller. Commr.	G. W. Shockey.
" "	G. N. Liggett Commr. & others.	A. H. Wilson
" "	Annie M. E. Strayer & Sister	Jennie S. Conrad.
" "	John E. Roller. Commr.	George Kline.
Bill of Sale.	N. J. Gray.	" D. M. Rolston.
Bargain & Sale.	John E. Roller Commr.	" Mary M. Sellers.
Trust Deed.	Mary M. Sellers.	" Oliver B. Roller Trustee.
Bargain & Sale.	John E. Roller. Commr.	" Aaron Shutters.
Bill of Sale.	Alfred N. Hammer	" E. L. Sanford.
Bargain & Sale.	B. G. Patterson Commr.	" George W. Showalter.
" "	N. Jonette Gray.	" Isaac M. Brown.
" "	John A. Lowder. Commr.	" John E. Roller.
" "	John E. Roller & B. S. Roller & wife	" George W. Showalter.
Bill of Sale &c.	Maggie J. Mauzy	" Geo. W. Mauzy.
Bargain & Sale.	John Meyers & wife.	" John Miller.
" "	John D. Arey & J. S. Hansberger	" A. H. Wilson & John W. Rolston of D.
Deed of Homestead.	Gideon Miller.	Relain of Homestead.
Bargain & Sale	John E. Roller Commr.	" George W. Howe.
" "	G. S. Hansberger Commr.	" Noah Click
Trust Deed	Noah Click	B. H. Partlow Trustee.
Bargain & Sale	G. N. Liggett Commr.	" James Kenney Trustee for Barbara A. Kyle
" "	Elijah Minnick & others	Joseph K. Long.
Mechanics Lien.	Peter Guyer.	Robert M. Gentry.

The following Appraisement & Sale Bills were this day presented in Court, and no exceptions being taken thereto. the Same are are ordered to be recorded. Viz:

Appraisement Bill of the Personal Estate of Jacob Bear dec'd.
Appraisement & Sale Bill of the " " of Margaret Bonds dec'd.

The following Settlements were this day presented in Court and having been filed in the Clerk's Office, the time prescribed by Law and no exceptions being taken thereto, the Same are confirmed & and ordered to be recorded Viz:-

Settlement of the Account of Levi S. Byrd Admr. d.b.n. of Isaac Burner dec'd.
" " " " " " Same " " Same dec'd.
" " " " " John Zigler Admr. of Anna Bowman dec'd.
" " " " " B. S. Garber " " Harrison Brenner dec'd.
" " " " " James P. Rotstein & R. Texas Such Admr. John Harman Sr. dec'd.
" " " " " John S. Long Guardian for Anna Kyger
" " " " " Philip Layman Executor of Malinda Layman dec'd.
" " " " " David Layman " " Barbara Layman dec'd.
" " " " " John K. Bowman Admr. " Elizabeth Miltenberger dec'd.
" " " " " Noah M. Beery Guardian for Mary M. Rhodes & others.
" " " " " David H. Rotstein " " Lillie Ann Reed.
" " " " " John S. Kunes " " Joseph L. Kunes.
" " " " " R. M. Grubb Exor. of Moses Domer dec'd.
" " " " " Harvey Wise Admr. of Peter Wise, dec'd.
" " " " " D. L. Williamson & D. S. Henkel Exors. of J. D. Williamson Jr. dec'd.
" " " " " John Stampfler Exor of John Stampfler dec'd.

M. V. B. McInturff
J. R. Homan Admr. gar. of Wm D. Homan. } Suggestion / William Minnick } Upon an Attachment
B. S. Garner

William Minnick } Upon an Attachment. / D. B. Kline } Upon an Attachments.
B. S. Garner. / J. N. Baldwin

Ordered, that the four foregoing Causes be placed upon the Court Docket.

The writing purporting to be the last will and testament of Ezra Armentrout dec'd was this day presented in Court, and being proven by the oaths of S. R. Allebaugh and Michael Armentrout the Subscribing witnesses thereto, was admitted to probate and ordered to be recorded.
And thereupon Rebecca Armentrout the Executrix therein named, who made oath thereto according to law, appeared in Court and entered into and acknowledged a bond, in the penalty of $3000.00 conditioned according to law, waiving the benefit of her Homestead exemption as to this obligation (said will providing that no Security be required of said Executrix) A certificate is granted her for obtaining a probat of the will of said Ezra Armentrout dec'd in due form.

The writing purporting to be the last will and testament of John Kline dec'd was this day presented in Court and being proven by the oaths of Michael B. E. Kline & Jonathan Stampfler two of the Subscribing witnesses thereto, was admitted to probate, and ordered to be recorded.
And thereupon Abraham Kline & Frederick K. Kline the Executors therein named, who made oath thereto according to law, appeared in Court, and together with E. M. Hoover their Surety (who justified as to his Sufficiency) entered into and acknowledged a bond in the penalty of $1200.00 conditioned according to law (each waiving the benefit of their Homestead exemption as to this obligation) A certificate is granted them for obtaining a probat of the will of said John Kline dec'd in due form. And the Court

adm. for Exrs.

doth affront David Driver Sr. David Driver Jr. Jacob Crist & Daniel Flory to appraise the Estate of Said John Lelive dec'd. any three of whom may act after first being duly Sworn.

On the Application of James M. Saufley &c. for the establishment of a Public Road from the Port Republic Road near John Bowmans to the Friedens Church Road.

This day came Jno. Staffer. Jno. M. Saufley Frederick Lelyie Frederick Miller & Saml. Senger. and objected to the Report of the Comm's. as imperfect and not in accordance with the requirements of the law. and entered themselves defendants to the Said application.

Upon the Petition of Maggie J. Donovan alias Donivin to have the effects of Marietta Jr Donovan alias Donivin alias Donovan transfered from this State to the State of Indiana. It is ordered. the petitioner having Complied with the provisions of the Statute in Such cases made & provided. that John A. Donovan as guardian of Said Marietta J. Donovan do pay over & deliver to the Said petitioner all personal property & money in his hands belonging to his Said ward. and the Said petitioner is authorized to Sue for. recover. and receive all money or personal property which may belong to her said ward in like manner as if she were appointed a Guardian of Said ward in this State and to remove the Same to the State of Indiana.

Cop's d 17th Sept.

Commonwealth. }
George Magill } Upon an Indictment for breaking and entering any out-house with intent to Steale

This day the prisoner. George Magill late of the County of Rockingham who Stands indicted for a felony by him Committed, was again led to the bar of the Court in Custody of the Jailor of this County. and thereupon from the Venireman Summoned for the trial of felony Cases at this term of the Court. the following panel of Sixteen were called examined by the Court on their Voirdire and found to be duly qualified and free from exceptions. Viz:- R. A. Scott. D. M. C. Kogler. John Harman. Geo. M. Murray. Thomas G. Hopkins. A. D. Roleton Joseph Bowman. Joel Ruiter. Conrad Rodeffer. Cambyses C. White. A. S. Cooke. Geo. M. Keller. Mathew Ireland. Joel Garber. S. B. Good and Jacob M. Cool. and thereupon the prisoner was furnished a Copy thereof. and having Struck therefrom the names of four of the persons of Said panel Viz:- R. A. Scott. D. M. C. Kogler Cambyses C. White & Joel Ruiter. the remaining twelve of Said panel viz:- John Harman. Geo. M. Murray. Thomas G. Hopkins. A. D. Roleton Joseph Bowman. Conrad Rodeffer. A. S. Cooke Geo. M. Keller. Mathew Ireland. Joel Garber. S. B. Good & Jacob M. Cool thereby Constituting the jury who being thus elected tried and Sworn well and truly to try, and true deliverance make between the Commonwealth and the prisoner at the bar, and a true verdict render according to the evidence. and having fully heard the evidence and argument of Counsel retired to their room to Consider their verdict. and after Sometime returned into Court and upon their oaths do Say. We the jury find the prisoner not guilty Thomas G. Hopkins foreman

It is therefore Considered by the Court that the prisoner be discharged and go hence without day &c.

On motion of David Suter who made oath thereto according to law. he appeared in Court and together with Lewis Driver, Joseph Driver and Emanuel Suter his Sureties (who justified as to their Sufficiency) entered into and acknowledged a bond in the penalty of $1600.00 Conditioned according to law. each waiving the benefit of their Homestead exemptions as to this obligation, a certificate is granted him for obtaining letters of Administration in due form upon the estate of George M. M. Evers dec'd.
And the Court doth appoint Saml. Long. Jno. D. Roltston Jr. John May & John D. Shwatter to appraise the estate of said George M. M. Evers dec'd any three of whom may act after first being duly Sworn.

It appearing to the Court from a writing filed. that Mrs Ann Still relinquishes her right to qualify as Admx of the Estate of her deceased husband George Still. and on motion of Mrs A. Still who made oath thereto according to law he appeared in Court, and together with B. F. Myers & George Brunk his Sureties (who justified as to their Sufficiency) entered into and acknowledged a bond in the penalty of $800.00 Conditioned according to law. waiving the benefit of the Homestead exemption as to this obligation a Certificate is granted him for obtaining letters of Administration in due form upon the estate of George Still dec'd.
And the Court doth appoint Daniel Sigler. John M. Garber George Arehart Josiah Brayer & Wm M. Suteriff to appraise the Estate of said George Still dec'd any three of whom may act after first being duly Sworn.

Jacob L. Sibert Foreman. John Bishop. D. F. M. Sellers. Wm M. Kagan. Valentine Bolton. P. H. Snyder. Fred K. Speck. Chauncy G. Jennings. James Sterne. James M. Lineweaver. I. K. Fletcher. John Lineweaver. Strother J. Jones. Abraham Leick. John L. Thompson & George M. Skelton were impannelled and Sworn a Grand Jury in and for the body of the County of Rockingham and having received their charge from the Court. retired to their room to Consider of their presentments. and after Sometime returned into Court and made the following presentment Viz- An Indictment vs Peter Rader for Assault & battery a true bill J. L. Sibert. foreman, and having completed the business before them were discharged from further attendance upon this Court.

Ordered That Jacob L Sibert, John Bishop, D. F. M. Sellers. Wm M. Kagan. Valentine Bolton. P. H. Snyder. Fred K Speck, Chauncy G. Jennings. James Sterne. James M Lineweaver. I. K. Fletcher. John Lineweaver. Strother J. Jones. Abraham Leick. John L. Thomas. & George M. Skelton be each allowed the Sum of One Dollar for their Services at this term of the Court as Grand Jurors and that the Same be certified to the Treasurer of this County for payment.

Copied 2nd.

Commonwealth. }
vs } Upon an Indictment for Assault & battery.
Peter Rader. }

This day. Came as well the Attorney for the Commonwealth as the Defendant Peter Rader in person and by Counsel. and thereupon the Defendant waived Service of process and filed his plea of not guilty. and thereupon for reasons appearing to the Court the trial of this Cause is Continued until the next term of this Court.

William G. Maxwell
D. H. Roberts & L. & L. Co. } Notice. no. 1.

Same
& } Notice
Same } no. 2.

Ordered. that these causes be dismissed at the costs of the defendant.

Joseph A. Mann.
S. L. Calshan. } Upon an Att. +

Moses Strickler
S. L. Calshan } Upon an Att.

On Motion of the plaintiffs by their attorneys the two foregoing causes are dismissed.

Wm H. Meherd.
James J. Miller } Upon an Appeal.

A. R. Rhinehart
Pat. Cochran } Upon an Attachment.

Ordered. that these causes be placed upon the Clerks Docket.

On Motion of J. S. Harris Esqr. Oliver B. Roller a regularly licensed Attorney at Law appeared in Court, and qualified to practice Law in this Court, by taking the oaths prescribed by Law.

Ordered. that this Court be adjourned until tomorrow morning at 10. Oclock

Chas. T. O'Ferrall.

At a County Court continued and held in and for the County of Rockingham at the Court-House thereof on Tuesday July 16th 1878

Present. Hon. Chas. T. O'Ferrall, presiding

Cop'd. & d. to Hy. Shacklett.

P. M. Whitlock. Committee for Eliza J. Dickson, a person of unsound mind. this day presented in Court an account against the Commonwealth of Virginia amounting to the sum of $28.50 for the board and care of the said Eliza J. Dickson a Lunatic from March 25 1878 to June 25th 1878 (3 mos. @ $8.00 per month ($24.00) & 3 months clothing @ 1.50 per mo. ($4.50) which being sworn to was examined and allowed by the Court and ordered to be certified to the Auditor of Public Accounts for payment.

W. D. B. McInturff
J. R. Homan's Adm'r. gar of Wm D. Homan } upon a Suggestion

This day the parties by their Attorneys and on motion of Defendant with the assent of the Attorney for judgment Creditor leave is given him to file his answer to the Summons. which is accordingly done. and this cause is continued until the next term.

A. R. Rhinehart
Pat Cochran } Upon an Attachment.

This day came the parties by their Attorneys. and this cause having been submitted to the Court. and argument of Counsel having been heard the Court is of opinion. that this Court has no jurisdiction in this cause It

is therefore considered by the Court that the Attachment be quashed and that the Defendant recover of the plaintiff the said P. R. Rhinehart his costs by him in this behalf expended.

Commonwealth.

Henry Wilson alias Henry Johnson alias Joseph Waller } Upon an Indictment for Larceny of a horse

This day the prisoner Henry Wilson alias Henry Johnson alias Joseph Waller late of the County of Rockingham, who stands indicted for a felony by him committed was again led to the bar of the Court in custody of the Jailor of this County. and thereupon for reasons appearing to the Court his trial is continued until the 8th day of this term. being Tuesday July 23d 1878.

And thereupon the prisoner was remanded to Jail.

Commonwealth

Algernon Hollen } Upon an Indictment for attempt to ravish and carnally know a female by force against her will

This day the prisoner Algernon Hollen, late of the County of Rockingham who stands indicted for a felony by him committed was again led to the bar of the Court in custody of the Jailor of this County. and for reasons appearing to the Court his trial was continued until to-morrow the 3rd day of this term of the Court. and thereupon Catharine B. Shoemaker. R. M. Chappell Michael Eavey. David M. Price. Daniel Price. Harvey Evers. Wm L. Anderson. Daniel Cupp. David Kinsely. Henry Smallwood. Benjamin Miller witnesses in behalf of the Commonwealth and Campbell Sheffey Mary Hollen. & David Kinsely witnesses in behalf of the prisoner appeared in Court and acknowledged themselves to be indebted to the Commonwealth of Virginia in the Sum of $100.00 each to be levied of their respective goods & Chattels lands & tenements for the use of the said Commonwealth each waiving the benefit of their Homestead exemption. Yet upon this condition that they each do make their personal appearance before the Judge of this Court on to-morrow morning at 10 Oclock as witnesses as aforesaid and not depart thence without leave of the Court. And the Court doth award a Rule against Mrs Sally Hilbert wife of Wm. witness in behalf of the prisoner. returnable to the said 3d day of this July Term to show cause if any she can why she should not be fined and attached for her contempt to us offered in failing to attend at this July Term as a witness as aforesaid.

And the Court doth award an Attachments against Mrs Michael Eavey & Rebecca Newman. witnesses in behalf of the prisoner. directed to the Sheriff of this County commanding him that he have the bodies of the said Mrs Michael Eavey & Rebecca Newman before the Judge of this Court on the 3d day of this July Term being July 17th 1878 to do and receive what our said Court may then and there adjudge against them for their contempt in failing to appear at the present term as witnesses as aforesaid. And thereupon the prisoner was remanded to Jail.

Upon the Petition of J. D. Pennybacker & others for the Establishment of a Public Road from Edom leading down Linvilles Creek to the Road to the Road leading from Isaac Dekers to Conrads Station on the B & O R R.

It appearing to the Court that the order entered in this cause at the June term last of this Court was not executed upon the Commissioners therein

named and appointed. It is therefore considered by the Court that said order be set aside.

John M Jones Comm'r of the Revenue for Central District in this County this day returned to the Court a copy of his certificate as to the Sales of Illicit Alcoholic and Malt Liquors by all licensed Retail & Barroom Liquor dealers and Wholesale Liquor Dealers within his District for the month ending July 1st 1878 amounting to $199.23 as required by an act entitled "An act imposing a tax and prescribing the mode of collecting the same on the privilege of selling Illicit Ardent Spirits Malt Liquors &c. approved March 30th 1877 which is ordered to be filed.

Jno. M. Rhodes Comm'r of the Revenue for Ashby District in this County this day returned to the Court a copy of his certificate as to the Sales of Illicit Alcoholic and Malt Liquors by all licensed Retail & Barroom Liquor dealers and wholesale Liquor Dealers within his District for the month ending July 1st 1878 amounting to $1.58 as required by an act entitled "An act imposing a tax and prescribing the mode of collecting the same on the privilege of selling Illicit Ardent Spirits Malt Liquors &c. approved March 30th 1878 which is ordered to be filed.

Upon the Petition of J. D. Pennybacker & others for the Establishment of a Public Road from Edom leading down Linville's Creek to the Road leading from Isaac Kelly's to Cowgars Station on the B & O R R.

This day came again the parties by their Attorneys and the Summons heretofore awarded against the landowners along the line of the said proposed route requiring them to appear before this Court at its June Term last & Show Cause if any they have or can show why the proposed road should not be established according to the prayer of the Petitioners & upon the route designated by the viewers (S. H. Allebaugh, J. J. Kinnaird, & Charles J. Brock) in their report returned to the May Term 1878 of this Court which Summons appears to have been executed. And upon the motion of Isaac Wenger & D. C. Brenneman who announce themselves dissatisfied with the damages to their lands reported by the viewers which the Court in the absence of any evidence to the contrary offered by the said Wenger & Brenneman regards as just Compensation to them.

It is ordered that Jacob N. Cowan, Ulric S. Bowers, George J. Kisling Henry N. Beery & Jos. A. Mitchell disinterested freeholders of this County (any three of whom may act) be and they are hereby appointed Commissioners for the purpose of ascertaining a just Compensation to each of the land-owners Isaac Wenger and D. C. Brenneman for the land belonging to them to be used for such road. They shall meet on the lands of said Isaac Wenger & D. C. Brenneman through which the route of the proposed road passes in front of the barn of said Brenneman on Tuesday the 23d day of July 1878 at 10 o'clock A. M. and after having been duly sworn as required by Sec 9 of Chapter 56 of the Code of Va 1873 and after viewing the land & hearing such proper evidence as may be offered by either party they shall ascertain what will be a just Compensation to each of the said land-owners Wenger & Brenneman for the said land proposed to be taken, and for the damage to the residue of the tracts of each of the said owners - beyond the special benefit to be derived in respect to said residue should the road be opened as proposed and as located by the

report of the viewers aforesaid heretofore made to the Court and leave is hereby given to said Commissioners to withdraw from the papers of this cause the diagram marked "X" returned with the report of said viewers. in order that they may ascertain the courses & distances through the lands of each of said land-owners. & ascertain the damages with reference to the Exact Location of said proposed road. The said Commissioners are appointed under the provisions of Section 7 of an Act of the General Assembly of Va approved March 20. 1875. And in their action in executing this order they shall comply strictly in all respects with the provisions & requirements of Sections 9 & 10 of Chapter 56 of the Code of 1873 & make return forthwith of their report accompanied with the diagram "X" returned with the report of the viewers as aforesaid. and they shall accompany their said report with the certificate of the Justice or Justices before whom they qualified before proceeding to execute this order. any one or more of said Commissioners attending on the land aforesaid may adjourn from time to time till the business shall be finished

Ordered. that this Court be adjourned until tomorrow morning at 10 Oclock

Chas. T. O'Ferrall.

At a County Court continued and held in and for the County of Rockingham at the Court House thereof, on Wednesday July 17th 1878.

Present Hon. Chas. T. O'Ferrall presiding

Commonwealth.
vs. } Upon an Indictment for attempt to ravish and carnally
Algernon Mollen. } know a female by force against her will.

This day the prisoner Algernon Mollen late of the County of Rockingham. who stands indicted for a felony by him committed. was again led to the bar of the Court in custody of the Jailor of this County. And thereupon from the Venire[man] Summoned for the trial of felony cases at this term of the Court. the following panel of Sixteen were called examined by the Court on their Voir dire found to be duly qualified and free from exception Viz:- D. M. C. Kroegler. Joel Rinker, Joseph H. Coffman. Jacob H. Swank. A. L. Lindsay. R. A. Scott. Geo. M. Murray. Thomas G. Hopkins. A. D. Rolston. Joseph Hoover. A. S. Hooke. Fred K. Speck. Geo M. Keller. Joel Garber. S. B. Good. Jacob M. Cool and thereupon the prisoner was furnished a copy thereof. and having stricken therefrom the names of four of the persons of said panel Viz:- Joel Rinker. Jacob H. Swank Fred K Speck & S. B. Good. the remaining twelve of said panel viz:- D. M. C. Kroegler. Joseph H. Coffman. A. L. Lindsay. R. A. Scott. Geo. M. Murray Thomas G. Hopkins. A. D. Rolston. Joseph Hoover. A. S. Hooke Geo. M. Keller. Joel Garber & Jacob M. Cool. thereby constituting the jury, who being thus elected. tried and Sworn, well and truly to try, and true deliverance make between the Commonwealth and the prisoner at the bar and a true verdict render according to the evidence, and having fully heard the evidence and argument of Counsel retired to their room to consider their verdict. and after sometime returned into Court and upon their oaths do say. We the jury find the prisoner at the bar not guilty. A. L. Lindsay Foreman. It is therefore Considered by the Court that the prisoner be discharged. and go hence without day &c.

Joseph C Latterbuck
D. F. Kiteurow } Unlawful Detainer.

Ordered that this cause be placed upon the Courts Docket.

Ordered that this Court be adjourned until tomorrow morning at 10 o'clock.

Chas. J. O'Ferrall.

At a County Court continued and held in and for the County of Rockingham, at the Court House thereof on Thursday July 18. 1878.

Present. Hon Chas. J. O'Ferrall presiding.

On Motion of Miss Catharine Strie: the widow of J. D. Strie Jr. & others the heirs of Saml. Strie, dec'd. parties interested as legatees & devisees of Miss Elizabeth Strie dec'd. whose will was admitted to probate at the March Term. 1878 of this Court.

Set aside See page 15.

It is ordered that the Estate of the Said Elizabeth Strie be Committed to D. H. Kolstin J. R. Lee for administration with the will annexed. And John A. Herring Sen'r. J. S. Love. J. D Strie & Benjamin Huffman are appointed appraisers of the Estate of Said dec'd - any three of whom may act after first being duly Sworn. It appearing to the Court that the Said decedent has been dead for more than three months without administration upon her estate

Commonwealth. } Upon an Indictment for attempt to administer poison
Lewis Kitley } with intent to Kill & injure.

This day the prisoner Lewis Kitley late of the County of Rockingham who Stands indicted for a felony by him Committed was again led to the bar of the Court in Custody of the Jailor of this County. thereupon the Attorney for the Commonwealth with the assent of the Court entered a Nolle Prosequi. It is therefore Considered by the Court that the prisoner be discharged and go hence without day &c.

Commonwealth. No. 1. } Upon an Indictment, for Selling Mine Ardent Spirits &c
Meredith Knighten. } without a license

This day Came as well the Attorney for the Commonwealth as the Defendant Meredith Knighten in person and by Counsel. and on the motion of the Defendant by Counsel the Court doth endorse Wm. McDaniel as prosecutor in this Cause. and thereupon Came the following Jury to-wit: John Harman. Thomas G. Hopkins. A. D. Kolstin. Joseph Sowers. Joel Bunker. Emrod Rodeffer. Geo. M. Keller. Mathew Ireland Joel Garber Fred K. Speck. S. B. Good. & Jacob M. Cool. who being elected tried and Sworn well and truly to try the issue joined: and a true verdict render according to the evidence. and having fully heard the evidence and argument of Counsel retired to their room to Consider their verdict. and after Sometime returned into Court and upon their oaths do Say We the Jury find the Defendant not guilty. Fred K. Speck foreman. It is therefore Considered by the Court that the Defendant go hence without day &c. and that the Commonwealth of Virginia and the Defendant Meredith Knighten recover of Wm. McDaniel the prosecutor in this cause their Costs by them in this behalf expended.

Commonwealth. No 4.
vs. } Upon an Indictment for Selling Vinic Ardent Spirits &c.
Meredith Knighten } Without a License.

This day Came again as well the Attorney for the Commonwealth as the Defendant in person and by Counsel, and thereupon Came the following Jury to-wit:- John Harman, Thomas G. Hopkins. A. D. Rolston. Joseph Howser. Joel Rinker. Conrad Rodeffer. George M. Keller. Mathew Ireland. Joel Garber. Fred K. Speck S. B. Good & Jacob M. Cool. who being elected tried and Sworn well and truly to try the issue joined and a true verdict render according to the evidence and having fully heard the evidence, and argument of Counsel retired to their room to Consider their verdict, and after Sometime returned into Court and upon their oaths do say "We the jury find the Defendant not guilty Fred K. Speck foreman.
It is therefore Considered by the Court that the Defendant go hence without day &c.

Commonwealth. No 5
vs. } Upon an Indictment for Selling Vinic Ardent Spirits &c.
Meredith Knighten } Without a License.

This day Came again as well the Attorney for the Commonwealth as the Defendant in person and by Counsel, and thereupon Came the following Jury to-wit:- John Harman. Thomas G. Hopkins A. D. Rolston. Joseph Howser Joel Rinker. Conrad Rodeffer. George M. Keller. Mathew Ireland. Joel Garber. Fred K. Speck. S. B. Good. Jacob M. Cool. who being elected tried and Sworn well and truly to try the issue joined, and a true verdict render according to the evidence, and having fully heard the evidence and argument of Counsel retired to their room to Consider their verdict, and after Sometime returned into Court and upon their oaths do say "We the jury find the Defendant not guilty Fred K. Speck foreman. It is therefore Considered by the Court that the Defendant go hence without day &c.

Commonwealth No 6.
vs. } Upon an Indictment for Selling Vinic. Ardent Spirits &c.
Meredith Knighten } Without a License.

This day Came again as well the Attorney for the Commonwealth as the Defendant in person and by Counsel, and thereupon Came the following Jury to-wit:- John Harman. Thomas G. Hopkins A. D. Rolston. Joseph Howser Joel Rinker Conrad Rodeffer. George M. Keller. Mathew Ireland. Joel Garber. Fred K. Speck. S. B. Good. Jacob M. Cool. who being elected tried and Sworn well and truly to try the issue joined, and a true verdict render according to the evidence, and not having time fully to hear the evidence and argument of Counsel were adjourned until to-morrow morning at 10 Oclock.

Ordered. that this Court be adjourned until to-morrow morning at 10 Oclock.

Chas. P. O'Ferrall.

At a County Court continued and held in and for the County of Rockingham at the Court House thereof on Friday July 19th 1878.

Present Hon Chas. T. O'Ferrall presiding.

Commonwealth } Upon an Indictment for Selling Wine Ardent Spirits &c.
vs. } without a license
Meredith Knighton }

This day came again as well the Attorney for the Commonwealth as the Defendant in person and by Counsel, and thereupon came the Jury Sworn and impaneled on yesterday for the trial of this Cause, and having fully heard the evidence and argument of Counsel, retired to their room to consider their verdict and after sometime returned into Court, and upon their oaths do say We the jury find the Defendant not guilty Fred K. Speck Foreman. It is therefore considered by the Court that the Defendant go hence without day. &c.

Commonwealth } Upon an Indictment for Selling
vs. } Wine Ardent Spirits &c. without a license
Meredith Knighton }

Commonwealth } Upon an Indictment for Selling Wine Ardent
vs. } Spirits &c. without a license
Meredith Knighton }

Commonwealth } Upon an Indictment for Selling Wine Ardent Spirits &c. to a
vs. } minor. Knowing him to be a minor without the Consent of his parent or guardian
Meredith Knighton }

This day came again as well the Attorney for the Commonwealth as the Defendant in the three foregoing Causes in person and by Counsels and on motion of the Attorney for the Commonwealth and for reasons appearing to the Court the three foregoing Causes are continued until the first day of the August Term next of this Court. and thereupon Henry L. Morris. John M. Morris Jackson Lamb. & H. Shipp witnesses in behalf of the Commonwealth and Asher Agabright Jefferson Rogers. Henry Hammer. Judeson Hammer. John Lever. Newman Leave. James A. Shipp Henry Shipp Tyre Roach. Jennie Brainer. Catharine Knighton & Willie Shifflett witnesses in behalf of the Defendant. appeared in Court and acknowledged themselves to be indebted to the Commonwealth of Virginia in the Sum of $25.00 each to be levied of their respective goods and chattels lands and tenements for the use of the said Commonwealth, each waiving the benefit of their Homestead exemption, Yet upon this condition that they each do make their personal appearance before the Judge of this Court on the 1st day of the August Term next of this Court as witnesses as aforesaid and not depart thence without leave of the Court. And the Court doth award Rules against James Tenet. Rufus Shifflett Edward Kite. M. M. Jarman. A. L. Walker. Charles Harnsberger & W. H. Carpenter. witnesses in behalf of the Commonwealth returnable to said 1st day of the August Term of this Court. to show cause if any they can why they should not be fined & attached for their Contempt to us offered in failing to attend at this July term as witnesses as aforesaid. And the Court doth award Attachments against George Lawson Hastin Wilson or Williams & John Shifflett witnesses in behalf of the Commonwealth. directed to the Sheriff of this County Commanding him that he have the bodies of the said George Lawson Hastin Wilson or Williams & John Shifflett before the Judge of this Court on the 1st day of the August term next of this Court. to do and receive what our said Court may then and there adjudge against them for their Contempt in failing

to appear at the present term as witnesses as aforesaid.

Peter Koontz's Adm'r.
vs
George Saufley's Adm'r. } upon a Sci-fa

Ordered that this cause be placed upon the Cmts Docket.

Peter Koontz's Adm'r.
vs
George Saufley's Adm'r. } upon a Sci-fa.

This day came again the parties by their Attorneys and thereupon the Defendant Wm H. Saufley one of the Adm'r of George Saufley Dec'd filed his plea of payment. Statute of limitations and fully administered to which the Plaintiff replied generally. Process not having been served upon H. P. Swank the other Adm'r of Geo Saufley dec'd.

Ordered. that this Cmt be adjourned until tomorrow morning at 10 o'clock.

Chas. J. O'Ferrall.

At a County Court continued and held in and for the County of Rockingham, at the Court House thereof on Saturday July 20th 1878

Present Chas. J. O'Ferrall, presiding.

Joseph Clatterbuck
vs
D. F. Kiteman } unlawful Detainer

This day came the Plaintiff by his Attorney, the Defendant being Solemnly called failed to appear, and thereupon the decision of this cause was submitted to the Court and the Court having fully heard the same is of opinion that the Defendant unlawfully withholds from the possession of the Plaintiff the premises in the writ described to-wit- a House & Lot in the Loewenbach addition to the town of Harrisonburg and did so unlawfully withhold the same on the 11th day of July 1878.

writ of Possession issd

It is therefore Considered by the Court that the Plaintiff recover of the said Defendant possession of the said premises to-wit:- a House & Lot in the Loewenbach addition to the town of Harrisonburg and his costs by him in this behalf expended. And the Clerk of this Court is directed to issue a writ of possession to the Sheriff of this County directed, commanding him to place the said plaintiff in possession of the said premises forthwith. It appearing to the Court that immediate possession of said premises is proper under the circumstances of this case.

Ordered. that this Court be adjourned until Monday morning at 10. O'clock.

Chas. J. O'Ferrall.

At a County Court continued and held in and for the County of Rockingham at the Court House thereof on Monday July 22nd 1878.

Present Hon. Chas. S. O'Berrall presiding.

Commonwealth.

Thomas J. Keeran & Mary A. Kerson } Upon an Indictment for lewd & lascivious cohabitation.

This day came again as well the Attorney for the Commonwealth as the Defendants by Counsel and on the motion of the Defendants by Counsel, and for reasons appearing to the Court the trial of this cause is continued until the 9th day of this term of the Court being July 24. 1878. and thereupon Joseph A Kelley John S. Effinger & Lizzie Thurmond witnesses in behalf of the Commonwealth and Dr. Chas. O. Hill & Dr. J. H. Gordon witnesses in behalf of the Defendants appeared in Court in acknowledged themselves to be indebted to the Commonwealth of Virginia in the Sum of $25.00 each to be levied of their respective goods & chattels lands & tenements for the use of the said Commonwealth, each waiving the benefit of their Homestead exemption. Yet upon this Condition That they each do make their personal appearance before the Judge of this Court on the said 9th day of this July term, and not depart thence without leave of the Court.
And the Court doth award Rules against Jack Simms & Mary Simms witnesses in behalf of the Commonwealth returnable to the said 9th day of this July term. to Show Cause if any they can why they should not be fined and attached for their Contempt to us offered in failing to appear at this July term as witnesses as aforesaid.

D. H. Rolston. Sheriff & Jailor of this County this day presented in Court an
C of P. & d. account against the Commonwealth of Virginia. amounting to the Sum of $35.25/100 for Keeping & Supporting Wm Spitzer, a lunatic 30 days from June 16th to July 15. 1878 @ 40¢ per day & Clothing for Same 1 month $2.50. for Keeping & Supporting Emily Banks a lunatic 5 days from July 11 to July 15. 1878 @ 40¢ per day & for receiving Same. 25¢ & for Keeping & Supporting Elizabeth Seakford a lunatic 40 days from May 19th to June 22. 1878. @ 40¢ per day. & receiving & releasing Same. 50¢ Clothing for Same $2.00 which being Sworn to was examined and allowed by the Court, and ordered to be certified to the Auditor of Public Accounts for payment.

D. H. Rolston Sheriff & Jailor of this County, this day presented in Court an
C of P. & d. account against the Commonwealth of Virginia amounting to the Sum of $90.00 for Keeping & Supporting Sundry persons Covering a period from June 16th to July 15. 1878. which being Sworn to was examined and allowed by the Court. and ordered to be certified to the Auditor of Public Accounts for payment.

Rosanna Bligh, Committee for Susannah C. Eavy a Lunatic. this day presented
in Court an account against the Commonwealth of Virginia. amounting to the
Sum of $27.45 for Keeping & Supporting the said Susannah C. Eavy. a Lunatic.
C of P. & d. 61. days from May 16. to July 15th 1878. @ 45¢ per day. which being Sworn to was examined and allowed by the Court. and ordered to be certified to the Auditor of Public Accounts for payment.

Dr. J. B. Amiss this day presented in Court an account against the Commonwealth of Virginia, amounting to the sum of $15.00/100 for visits & examination of witnesses who were sick during the trial of Louisa Lawson charged with murder, under order of County Court of Rockingham 1 day & night & traveling 15 Miles. which being sworn to was examined and allowed by the Court and ordered to be certified to the Auditor of Public Accounts for payment. And the Court doth certify that during the trial of Louisa Lawson charged with murder, it appearing to the Court that certain witnesses who had been duly summoned were not present on account of reported serious illness. the Court directed said Dr. J. B. Amiss to visit the said witnesses and examine their Condition, and ascertain whether they could be brought to Court: that the visits and examinations were made, and the witnesses under the direction of the said physician were brought to Court and the the case thereby brought to a conclusion at that term. It is further certified that these witnesses were sick, and if their attendance had not been secured, the trial would have been suspended, and the Costs of another trial incurred by the Commonwealth.

Flick & Huffman, for &c.
H. H. Washington } Upon a Warrant.

This day came the plaintiffs by their Attorney and on their motion and for reasons appearing to the Court the trial of this Cause is continued until the next term of the Court at the Costs of the defendant.

Commonwealth.
Dewitt Glover alias Dewitt Ettinger alias De Glover } Upon an Indictment, for the Murder of John L. Thompson.

This day came the Attorney for the Commonwealth and with the assent of the Court entered a Nolle Prosequi in the foregoing Cause. It is therefore considered by the Court that the Defendant be discharged and go hence without day &c. as to this indictment.

Ordered, that this Court be adjourned until to-morrow morning at 10 o'clock.

Chas. E. Yancey.

At a County Court Continued and held in and for the County of Rockingham at the Court House thereof on Tuesday July 23rd 1878.

Present Hon. Chas E. O'Ferrall presiding.

Commonwealth.

Henry Wilson alias Henry Johnson alias Joseph Waller. } Upon an Indictment for Larceny of a horse.

This day the prisoner. Henry Wilson alias Henry Johnson alias Joseph Waller. late of the County of Rockingham. who stands indicted for a felony by him committed was again led to the bar of the Court in custody of the Jailor of this County. and upon motion of the prisoner by Counsel and for reasons appearing his trial is continued until the 2nd day of the August term next of this Court and thereupon Edward Harnill. Hiram Coffman. Hannah Bowman. Albert Francis. P. L. M. Thornton Thomas Long. D. Robert E. Baldwin. Noah Bowman. George Bowman. Richard Myers. & D. J. N. Gordon witnesses in behalf of the Commonwealth appeared in Court and acknowledged themselves to be indebted to the Commonwealth of Virginia in the Sum of $100.00 each to be levied of their respective goods & chattels lands & tenements for the use of the said Commonwealth. each waiving the benefit of their Homestead exemption as to this obligation. Yet upon this Condition that they each do make their personal appearance before the Judge of this Court on the 2nd day of the August term next being August 20th 1878. as witnesses as aforesaid. and not depart thence without leave of the Court.
And the Court doth award Rules against Geo. M. Stitcher & Page Pendleton witnesses in behalf of the Commonwealth & Luther Saunders witness in behalf of the prisoner. returnable to said 2nd day of the August term next to show cause if any they can why they should not fined and attached for their failure to attend at this present term as witnesses as aforesaid.
And thereupon the prisoner was remanded to Jail.

On motion of the President & Directors of the "New Rawley Springs Company" the Court doth appoint Benj R. Beery as a Policeman at the said Rawley Springs. a place of public resort in this County, whose powers shall be those of a Constable. except that he shall not have powers to execute Civil process. And said Policeman before entering upon the discharge of his duties shall take the oaths prescribed by law.

Cof. /

For reasons appearing to the Court. the order entered ~~at~~ the 4th day of this term of the Court. committing the Estate of Elizabeth Wise decd. to the Sheriff of this County. is Set aside.

On motion of L. C. Whitescarver. who made oath thereto according to law. he appeared in Court. and together with John E. Roller his Surety (who justified as to his sufficiency) entered into and acknowledged a bond in the penalty of $6000.00 Conditioned according to law. each waiving the benefit of their Homestead exemption as to this obligation. A certificate is granted him for obtaining letters of Administration in due form upon the estate of Elizabeth Wise. dec'd with the will annexed.
And the Court doth appoint John A. Herring Sen'r. J. S. Lowe. J. D. Wise & Benjamin Huffman to appraise the estate of said Elizabeth Wise dec'd. any three of whom may act after first being duly Sworn.

Cp. o.d. to C.A.G. atty

This day came M.G. Harman. Irick & others by their Attorney. who alleges that they are aggrieved by an entry. in the land book made by John R. Jones Commissioner of the Revenue for Central District in this County in the year 1877 whereby they are charged with $ taxes for the year 1877 on a lot of land described as lying on Sixth Main Street. Spotswood Hotel. Harrisonburg. And thereupon the Said Harman Irick & others moved the Court to exonerate them from the payment of part of the taxes so erroneously charged against them for Said year; which motion was defended by Geo. B. Grattan the Attorney for the Commonwealth for Said County. and the Said John R. Jones the Commissioner who made the assessment was examined as a witness touching the application.

And it appearing that Said book in which Said erroneous entry has been made was certified by the Clerk of this County Court of this County on the day of 1877. and that application for redress against the erroneous entry was made on this day for the first time; and it appearing that a portion of the Said original lot valued at $1500.00 has been Sold and transferred to Lucy M. Skinner and that Said amount of $1500.00 has not been deducted from the value of the Said lot so assessed to Harman. Irick & others.

All of which the Court certifies as facts proven upon the application. On consideration whereof and from Such facts So proven the Court is Satisfied that the Said Harman. Irick & others are erroneously charged on Said books with taxes amounting to $12.15 whereupon It is ordered that the Said Harman Irick & others be exonerated from the payment of $12.15 taxes So erroneously charged if not already paid. and if paid that it be refunded to them $7.50 of which is State and $4.65 is County taxes.

Ordered. that this Court be adjourned until to-morrow morning at 10 o'clock.

Chas. T. O'Ferrall.

At a County Court continued and held in and for the County of Rockingham. at the Court House thereof on Wednesday July 24th 1878.

Present Hon. Chas. T. O'Ferrall. presiding.

Commonwealth.

Thomas J. Keeran & Mary A. Kisling } Upon an Indictment for Lewd and lascivious Co-habitation.

This day came again as well the Attorney for the Commonwealth. as the Defendants by Counsel, and on motion of the Defendants by Counsel and for reasons appearing to the Court. the trial of this Cause is continued until the 3rd day of the August term next of this Court. and thereupon Jack. Simms. Mary Simms. and Lizzie Thurmond witness in behalf of the Commonwealth appeared in Court and acknowledged themselves to be indebted to the Commonwealth of Virginia in the Sum of $25.00 each to be levied of their respective goods & chattels lands & tenements for the use of the Said Commonwealth. each waiving the benefit of their Homestead exemption as to this obligation. Yet upon this condition that they each do make their personal appearance before the Judge of this Court on the Said 3 day of August term next being August 2nd 1878 and not depart thence without leave of the Court.

Geo J. Kisling. Joseph A. Mitchell & Jacob M. Lewan. Commissioners appointed on the 2nd day of this term of the Court. to ascertain what will be a just Compen-

for the lands belonging to Isaac Menger & D. C. Brenneman. proferred to be taken for a public road. this day returned their report into Court. which is ordered to be filed.

The Court doth order that the following named persons be allowed the sum of opposite their names for their attendance and Services at this term of the Court. as Veniremen Summoned for the trial of Felony cases at $1.00 per day and that the same be paid by the Treasurer of this County, and Certified to the Auditor of Public Accounts Viz:

Cop.d.

✓ Thomas G. Hopkins $4.00.	✓ A. D. Rolston $3.00.	✓ John B. Roller $2.00.
✓ Joel Rinker $4.00.	✓ Joseph Hoover $3.00.	✓ Lft. S. Samuel $1.00.
✓ Geo. M. Keller. $4.00.	✓ Conrad Rodeffer $3.00.	✓ Lafayette Lee. $1.00.
✓ Mathew Ireland $4.00.	✓ A. B. Lago $3.00.	✓ Lemuel Vawter $1.00.
✓ Joel Garber $4.00.	✓ A. S. Hooke $3.00.	✓ E. S. Beale $1.00.
✓ S. B. Good. $4.00.	✓ Fred K. Speck $3.00.	✓ Solomon Huffman $1.00.
✓ Jacob M. Cool $4.00.	✓ John Harman $2.00.	✓ E. S. Sheet. $1.00.
✓ Jacob H. Swank $4.00.	✓ Geo. M. Murray $3.00.	✓ D. C. Hopkins $1.00.
✓ A. L. Lyndsay $4.00.	✓ Cambyses C. White $2.00.	✓ J. H. Hall $1.00.
✓ R. R. Scott $3.00.	✓ Joseph H. Coffman $2.00.	✓ S. S. Brennan $1.00.
✓ D. M. C. Kroger $3.00.	✓ J. N. Kite $2.00.	

Ordered. that the following named Jurors be allowed the Sums opposite their names for their attendance and Services at this term of the Court in the trial of Misdemeanor Cases. and that the same be paid by the Treasurer of this County and Certified to the Auditor of Public Accounts Viz:-

Cop.d.

✓ John Harman. $2.00.	✓ Joel Rinker $2.00.	✓ Joel Garber. $2.00.	✓ A. L. Lindsay $2.00.
✓ Thomas G. Hopkins $2.00.	✓ Conrad Rodeffer $2.00.	✓ Fred K. Speck $2.00.	
✓ A. D. Rolston $2.00.	✓ Geo. M. Keller. $2.00.	✓ S. B. Good. $2.00.	
✓ Joseph. Hoover. $2.00.	✓ Mathew. Ireland. $2.00.	✓ Jacob M. Cool $2.00.	

D. H. Rolston. Sheriff & Jailor of this County, this day presented in Court, an Account against the Commonwealth of Virginia amounting to the Sum $6.00 for dieting Venire in case of the Commonwealth vs George Magill charged with Felony 1/4 of a day @ $1.00 per day each. and Same vs Algernon Holleck 1/4 of a day @ $1.00 per day each. which being Sworn to was examined and allowed by the Court and ordered to be certified to the Auditor of Public Accounts for payment.

Cop.

Ordered that this Court be adjourned until tomorrow morning at 10. O'clock.

Chas. T. O'Ferrall.

At a County Court continued and held in and for the County of Rockingham, at the Court House thereof on Friday July 26. 1878.

Present. Hon Chas T. O'Ferrall. presiding.

Ordered. that this Court be adjourned until to-morrow morning at 10 O'clock.

Chas. T. O'Ferrall.

At a County Court continued and held for the County of Rockingham at the Court House thereof on Monday July 29th 1878.

Present. Hon Chas T. O'Ferrall presiding.

John Niswander, Committee for Malinda Correll a person of unsound mind this day presented in Court an Account against the Commonwealth of Virginia amounting to the Sum of $29.50 for the board and care of said Malinda Correll a Lunatic from April 27th 1878 to July 27. 1878 (3 Mos @ $100. per year ($25.00) + three months clothing at $1.50 per Mo. ($4.50) which being Sworn to was examined and allowed by the Court, and ordered to be certified to the Auditor of Public Accounts for payment.

c/p. 2d to Frances Niswander

Ordered that this Court be adjourned until tomorrow morning at 10. Oclock.

Chas T. O'Ferrall.

At a County Court continued and held in and for the County of Rockingham at the Court House thereof on Thursday August 1st 1878.

Present Hon Chas T. O'Ferrall presiding.

On the motion of G.B. Lupton, and from evidence introduced the Court being satisfied that he is a person of good character and a proper person in whom to confide the trust of Selling or distributing religious books doth direct any one of the Commissioners of the Revenue for this County to grant him such license with a nominal tax only.

c/p. 0d.

Jonas A. Heller moved the Court to grant him Retail Liquor Merchants License from August 1st 1878 to April 30. 1879. the said business to be conducted at his present place of business on East Market Street Harrisonburg and produced the recommendation of the Town Council therefor, and upon the introduction of evidence it appears to the Court that the applicant is a person of Sobriety and good character, and that the place of business is Convenient and Suitable the Court doth grant said applicant a Certificate to obtain said license, upon his execution of a bond in the penalty of $600.00 Conditioned for the faithful performance of all the requirement of the act of the General Assembly of Virginia entitled "An Act imposing a tax and prescribing the mode of Collecting the Same, on the privilege of Selling Wine & Ardent Spirits or Malt Liquors within the limits of the Commonwealth for the Support of the Government and to pay the interest on the Public Debt" approved March 30. 1877 as amended by the act approved April 2d 1877.
And thereupon the said Jonas A. Heller appeared in Court and together with Charles Eshman his Surety (who justified as to his Sufficiency) entered into and acknowledged a bond in the penalty of $600.00 Conditioned in accordance with the provisions of the Act above referred to. waiving the benefit of the Homestead exemption.
It is considered by the Court that said Certificate be granted the said Jonas A. Heller he having produced in Court the receipt of the Treasurer of this County for one half of the tax on said license.

On the Petition of J.H. Kite & others. for an appropriation to rebuild the bridge near Lenards Store washed away by the flood of 1877. — It appearing to the

Cert that an amount has been raised by private Subscription which if
Resp.d to J.P.Houck. Supplemented by an appropriation by this Cert of the Sum of Fifteen hundred
dollars. will be Sufficient to rebuild the bridge acrop the Shenandoah River
in this County near Conrad's Store washed away by the flood of 1877. And it
further appearing to the Cert that the public interests demand the rebuilding
of Said bridge it is ordered that the Said Sum of fifteen hundred dollars
be and the Same is hereby appropriated for that purpose payable out of
the County Levy for the year 1878. yet upon the following Conditions.
1st The Structure to be at least 3½ feet higher at each end than the bridge
washed away as aforesaid by the flood of 1877. and the Sides at least
to be covered.
2d The Contractor to enter into bond with good personal Security payable
to the Board of Supervisors of Rockingham County in the penalty of $1500.00
conditioned for the faithful performance of his Contract and the building
of the bridge in a Substantial. workmanlike manner.
3rd The work to be completed on or before the 1st day of November. 1878
according to the plan and Specifications agreed upon by the "Building
Committee" hereinafter appointed. and a forfeiture of $10.00 for every day
beyond the Said 1st day of November 1878 the bridge may remain unfin-
ished. the Same to be deducted from the Said appropriation of $1500.00
4th The Contractor to take the private Subscriptions upon his own responsibility
and no Mechanic's lien or otherwise to be retained by Said Contractor Sub-
Contractor or other person on Said bridge when Constructed.
5th No part of Said appropriation to be paid until the Said Committee to be
hereinafter appointed shall report to the Cert that the Contractor has fully
complied with his Contract. and an order entered by the Cert directing the
Treasurer to pay the Same.
It is further ordered that J.N. Kite, C.F. Harnsberger, J.D. Heneck, James M Neave
and E.St. Ottmann be and they are hereby appointed a "Building Committee"
for the purposes of this order. They are directed forthwith to agree upon a plan
and Specifications and advertise for Sealed proposals for the building of Said
bridge, and when they shall have accepted a bid. they will enter into a
Contract upon the terms and Conditions Set forth in this order. taking a bond
as herein required, and report the Same forthwith to the Cert or to the Judge
in Vacation for approval and Confirmation.

It is ordered to be Certified to the Auditor of Public Accounts that George G.
Grattan Attorney for the Commonwealth for this County is entitled to the Sum of Forty
Cop.d. Dollars for prosecuting to Conviction in two misdemeanor Cases at the June term
1878. to-wit:- Commonwealth vs Mc P. Ford, & Same vs Wm. Stewart alias Wm Stuart. and
for prosecuting in three cases of Felony at this July Term. Viz:- Commonwealth
vs George Magill. Same vs Algernon Hollen. & Same vs Lewis Kitley.

Ordered that this Court be adjourned until to-morrow morning at 10. Oclock

Chas. J. O'Ferrall.

At a County Court continued and held in and for the County of Rockingham at the Court House thereof. on Saturday August 3d. 1878.

Present. Hon. Chas. T. O'Ferrall presiding.

On his motion. and it appearing to the Court that Stuart D. Lindsay is a man of good character and honest demeanor, of the age of twenty one years. and has resided in this County one year next preceding this application. It is ordered that a certificate be granted him for obtaining the necessary License to practise Law in this Commonwealth. c of d. & d.

Ordered, That C. W. Altman be allowed the sum of five dollars for his services as one of the Commissioners appointed by this Court to examine into the expediency and necessity of re-building the Bridge near Conrad's Store in this County, destroyed by the Flood of 1877, payable out of the Levy for the year 1878. c of d & d.

This day came Berlin & Bryan who alleges that they are aggrieved by an entry in the Personal property book made by Jos. M. Rhodes Commissioner of the Revenue for Ashby District in said County in the year 1877. whereby they are charged $4.99 taxes for the year 1878 on personal property. and thereupon the said Berlin & Bryan moved the Court to exonerate them from the payment of $4.99 all of the taxes so erroneously charged against them for said year. which motion was defended by Geo. G. Grattan the attorney for the Commonwealth for said County, and the said Jos. M. Rhodes the Commissioner who made the assessment was examined as a witness touching the application.

And it appearing that said book in which said alleged erroneous entry has been made. was certified by the Clerk of the County Court of this County on the day of 1877. and that application for redress against the erroneous entry was made on this day for the first time; and it appearing that Geo. M. Berlin & John E. Bryan were severally assessed with taxes on all their personal property & real estate for the year 1877 Commencing Feby 1st 1877. In May 1877. they went into a contract to run said Berlins Woolen factory until Nov. 1st 1877. and did run the same during that time with funds derived from bonds notes & accounts due to them at the time of their assessment as aforesaid. But sometime after the factory commenced operations under the firm name of Berlin & Bryan the Com. of the Revenue. assessed the firm assets at $400. (goods then on hand) the taxes thereon amounting to the said sum of $4.99 all which the Court certifies as facts proved upon the application aforesaid: On consideration whereof and from such facts so proved the Court is satisfied that the said Berlin & Bryan are erroneously charged on said book with taxes amounting to $4.99. whereupon it is ordered that the said Berlin & Bryan be exonerated from the payment of $4.99 taxes so erroneously charged. if not already paid. and if paid. that it be refunded to them $2.25 of which is State & $2.74 is County taxes.

Ordered that this Court be adjourned until Monday morning at 10 oclock.

Chas. T. O'Ferrall.

At a County Court continued and held in and for the County of Rockingham, at the Court-House thereof on Wednesday August 7th 1878.

Present Hon. Chas. T. O'Ferrall presiding.

On the motion of John P. Brock leave is given him to withdraw the bond filed in the papers of the suit of John P. Brock vs John Scanlon upon which judgment was rendered at the February Term 1871 of this Court by leaving an attested copy in the papers in this cause.

Ordered that this Court be adjourned until to-morrow morning at 10. oclock

Chas. T. O'Ferrall.

At a County Court continued and held in and for the County of Rockingham, at the Court House thereof on Saturday August 10. 1878.

Present, Hon Chas. T. O'Ferrall presiding.

Ordered, that this Court be adjourned until Monday morning at 10 oclock

At a County Court continued and held in and for the County of Rockingham, at the Court-House thereof on Monday August 12th 1878.

Present Hon Chas. T. O'Ferrall, presiding.

On the Petition of J. H. Kite and others for an appropriation to rebuild the bridge across the Shenandoah River near Conrads Store in this County washed away by the flood of 1877:

For reasons appearing to the Court, the Order entered in this matter on the 1st day of August 1878. is modified and amended as follows.

1st The said bridge shall be Constructed at least three feet higher at each end than the bridge washed away, instead of 3½ feet higher as required in said order.

2nd The Completion of said bridge is required by the 1st day of January 1879 instead of the 1st day of November 1878. as Specified in said order: the Contract or to forfeit $10.00 for each and every day after the said 1st day of January 1879 which the work may remain uncompleted, to be deducted from the amount to be received by them from the County.

3rd Five hundred dollars of the appropriation to be paid to the Contractor on the 20th day of November 1878. providing One third of the whole work has been done, and done in a Substantial workmanlike manner, if not, then So Soon as the said One third shall be done in a Substantial and workmanlike manner: Five hundred dollars on the 1st day of February 1879. and Five hundred dollars on the 15th day of April 1879 providing the entire work has been done and the Contractor has fully Complied with his Contract.

No money however, is to be paid at any time by the Treasurer except upon a report of the Building Committee to this Court that the Contractor is entitled to the Same in accordance with the orders in this matter and upon an order of this Court expressly directing Such payment

4th The penalty of the Bond required in said former order to be executed by the Contractor is increased from fifteen hundred dollars to two thousand dollars

5th J. G. H. Miller and William H. Marshall are hereby added to said Building Committee, and in any matter regarding the plan and Specifications of said Work and in the examination of the same after its Completion or when the Contractor desires to draw money on the appropriation the entire Committee shall act. but in any other matter a Majority may act. except as herein modified or amended the order entered on the 1st day of August 1878 shall stand in every respect.

Ordered that this Court be adjourned until to-morrow morning at 10 oclock.

Chas. T. O'Ferrall.

At a County Court continued and held in and for the County of Rockingham at the Court House thereof on Thursday August 15th 1878.

Present. Hon Chas. T. O'Ferrall, presiding.

Ordered. that this Court be adjourned until to-morrow morning at 10 oclock.

Chas. T. O'Ferrall.

At a County Court continued and held in and for the County of Rockingham at the Court-House thereof on Saturday August 17th 1878.

Present Hon Chas. T. O'Ferrall presiding.

Ordered that this Court be adjourned until the 1st day of the next term.

Chas. T. O'Ferrall.

August 19th 1878. At a County Court ~~held~~ begun and for the County of Rockingham at the Court House thereof on Monday August 19th 1878.

Present Hon. Chas. T. O'Ferrall presiding.

The Clerk of this Court this day presented in Court. A list of Deeds &c received and admitted to record, in the Clerk's office of this Court at and since the last July Term thereof. which list being seen and inspected by the Court is ordered to be Spread upon the minutes and is as follows. Viz:

Bargain & Sale	John R. Koogler & wife	to	Philip Keller.
" "	H. D. Strayer & C. R. Brunner & wife	"	Jacob Garber Trustee.
Trust Deed	Adam Piper jr & wife	"	G. T. Avey Trustee.
Bargain & Sale	Martin G. Glenn & wife.	"	George Brunk
Trust Deed	Martin Life	"	Geo M. Mauzy.
Bargain & Sale	Wm T. Carpenter Trustee.	"	John Carpenter.
" "	John Carpenter.	"	Wm T. Carpenter.
" "	I. N. Rhinehart & wife.	"	Phebe Taylor.
" "	M. B. E. Kiger & wife.	"	Noah Spitzer.
" "	John E. Roller. Comm'r.	"	William Britt.
" "	Peter Keil & wife.	"	James Riddle Sr.
Trust Deed.	M. A. Koontz.	"	D. G. Maitz. Trustee.
Bargain & Sale	John M. Grayer.	"	Ro. B. Ragan Trustee for Mary C. Grayer,
" "	Jacob Keagy & others.	"	Noah Landes.
Art. of Agreement	John Beam.	and	C. R. Rhinehart.
Agmt in Bankruptcy	C. Douglass Gray Register	to	Warren S. Lusty Asignee of P. Keller.
Bargain & Sale.	Warren S. Lusty Asignee P. Keller	to	John E. Roller.
" "	George M. Berlin.	to	James Smith
Trust Deed	James Smith & wife.	"	Wm B. Compton Trustee.
Agmt of Dower.	Wm Read. Joshua Lemp & D. A. Wine	Copy.	Kisey. widow of David Kisey dec.
Bargain & Sale.	J. S. Logan. Trustee.	"	S. Jane & Mary C. Myers.
Trust Deed.	C. E. Sprinkel & A. D. Woodem	"	J. G. Sprinkel Trustee.
Bargain & Sale.	James Kavanaugh. Exor P. Canty	"	Ellen Welch.
" "	John E. Roller. Comm'r. & others	"	John Robert Kisee.
" "	Same	"	David Burkholder.
" "	James G. Maiden & wife.	"	Thomas E. Kenley
" "	Matilda J. Powell widow Etal	"	Same.
" "	Wm B. Compton Comm'r.	"	Mrs Lucy Hansbergen
" "	A. M. Spitzer Comm'r.	"	Lehigh Ley Lutheran
" "	Emanuel Driver.	"	School Trustees Plains District.
Mechanic's Lien	Hockman & Bucher.	vs	Robert Gentry.
Art of Agreement	Annie Layman	and	Daniel Layman
Bargain & Sale.	James Feeney Comm'r. & others	to	C. A. Brunk.
" "	David Liney cover. & wife.	"	Same
" "	Henry D. Strayer Comm'r.	"	Wm B. Compton.
" "	John M. Palmer & wife.	"	Joseph A. Lambe.
Trust Deed.	J. Graham Effinger & wife.	"	E. D. Conrad Trustee.
Bargain & Sale	Abraham Garber.	"	David Burkholder.
Trust Deed	P. G. Lyman.	"	Geiger B. Roller Trustee.
Bargain & Sale	Wm Brunk. & wife.	"	John M. Glaze.
" "	Henry Fenzwiller & wife	and	John M. Glaze & wife joint Deed
" "	Noah Spitzer & wife.	to	John A. Lawyer.
" "	Martin G. Glenn & wife.	"	George Driver.
" "	Wm. D. Showalter & wife.	"	Silas D. Shiery

Bargain & Sale.	Benjamin Crawford.	Wm Kinney.
" "	Andrew French Lenberger & wife.	Phila Bradley & others Trustees M. E. South Harrisonburg Church
Trust Deed.	R. M. Poole & wife.	George G. Grattan Trustee.
Bargain & Sale.	Jos. Wesselroth & wife.	Noah Wesselroth
" "	Henry M. Jenkins & wife.	Charles Stanley.
Retaining Lien note.	David R. Hopkins.	G. Aler. & Bro.
	Ann E. Brockhorn.	Sayre.
Trust Deed.	A. M. E. Carrier.	Wm Shands Trustee.
Lien Note.	Jesse Moyers.	Charles E. Kahmey.
Bargain & Sale.	George R. Harvey & wife.	David H. Wise.
" "	Geo. W. Smith & wife & others.	R. J. Wise.
Homestead Deed.	Peter Riggleman.	Claim of Homestead.
Bargain & Sale.	John H. Long & wife.	Susan E. Breneman.
" "	David M. Breneman & wife.	Same

The Appraisement & Sale Bills of the Personal Property of E. J. Armstrong dec'd. were this day presented in Court and no exceptions being taken thereto. they are ordered to be recorded.

The following Settlements were this day presented in Court and having been filed in the Clerk's office the time prescribed by law and there being no exceptions taken thereto. the same are confirmed and ordered to be recorded. Viz:

Settlement of the Acct of Jonathan Beale's Adm'r. Agt. for Matilda Bray dec'd.
" " " " " Jasper Lawse Adm'r. of John Baldwin dec'd.
" " " " " D. H. Rolston & R. L. Rolston Adm'r. of George Dove dec'd.
" " " " " Martin Garber. Adm'r. of Daniel Garber dec'd.
" " " " " Wm D. Hopkins Guardian for Annie L. Dove (nee Bear)
" " " " " Martha E. Lucey. Adm'r of David Lucey dec'd.
" " " " " S. R. Allebaugh. Adm'r. of Philip Layman dec'd.
" " " " " Same " " Adam Layman. "
" " " " " Wm H. Arehart " " Raphael Myers "
" " " " " Solomon Rhodes. " " Peter Rhodes. "
" " " " " Jesse Rolston Jr. " " Jesse Rolston Sr. "
" " " " " Wm. J. Jones " " Francis M. Shipman "
" " " " " Josiah & David Sowders. " Philip Sowders "
" " " " " Saml. R. Allebaugh. " R. M. Thurmond "
" " " " " Granville Eastham " " John C. Woodson "

On motion of ~~Geo. W. Smith~~ John Paul Stuart S. Lindsey a regularly licensed Atty at Law. appeared in Court and qualified to practice Law in this Court. by taking the oaths prescribed by law.

on motion of J. S. Harnsberger. G. Edgar Sipe a regularly licensed Atty at Law. appeared in Court. and qualified to practice Law in this Court by taking the oaths prescribed by law.

The writing purporting to be the last will and testament of George Huffman dec'd. was this day presented in Court and being proven by the oaths of A. S. Rosenberger, Gideon Rosenberger & John L. Wise the subscribing witnesses thereto. was admitted to probate, and ordered to be recorded.
and thereupon Abraham S. Rosenberger one of the Executors therein named who made oath thereto according to law. appeared in Court and together with Ephraim Huff and Gideon Rosenberger his sureties. (who justified as to their

Sufficency) entered into and acknowledged a bond in the penalty of $6000.00 Conditioned according to law waiving the benefit of the Homestead Exemption as to this obligation. a Certificate is granted him for obtaining a probat of the said will of George Ruff. dec'd in due form, E. P. Ruff. the other Executor therein-named, declining to qualify.

And the Court doth appoint Emanuel Driver, John L. Wise and Wilson Bazzle to appraise the Estate of said George Ruff, dec'd after first being duly sworn.

Julia A. Smith Pltff.,
vs
John M. Keller, Deft. } Unlawful Entry & Detainer

This day came again the parties, by their Attorneys, and the Defendant filed his plea of not guilty, and the Plaintiff replied generally, and thereupon came the following Jury, to-wit:- Emanuel Rhodes, John A. Aronenthout, Solomon Ruffman, E. M. Shaffer, Samuel M. Bowman, John A. Funkhouser, John B. Hamsbergen, Michael Ruff, Henry Hamsbergen, E. S. Mitchell, D. G. Whitmore and Oscar F. Moore, who being elected, tried and sworn, well and truly to try whether the Defendant unlawfully withholds from the Plaintiff, possession of the premises mentioned in the writ and proceedings, and whether he did so unlawfully withhold possession of the said premises on the 4th. day of April 1878, the date of the issuance of said writ, and a true verdict render according to the evidence, and having fully heard the evidence and argument of counsel, retired to their room to consider of their verdict, and after some time returned into Court, and upon their oaths do say, "We, the Jury find the Defendant guilty of unlawfully withholding from the Plaintiff the possession of the House & lot described in the writ in this cause at the time said writ was issued on the 4th. day of April 1878. D. G. Whitmore, Foreman." and thereupon the Jury was discharged.

Commonwealth,
vs
Meredith Knightten. } Upon an Indictment for selling wine, and cent spirits, &c, without a License. (No. 2.)

This day came again as well the Attorney for the Commonwealth, as the Defendant in person and by counsel, and thereupon came the following Jury to-wit:- Emanuel Rhodes, John A. Aronenthout, Solomon Ruffman, E. M. Shaffer, Samuel M. Bowman, John A. Funkhouser, John B. Hamsbergen, Michael Ruff, Henry Hamsbergen, E. S. Sanford, A. N. Kite & B. F. Rickard, who being elected, tried and sworn, well and truly to try the issue joined, and a true verdict render according to the evidence, and having fully heard the evidence and argument of counsel, retired to their room to consider their verdict, and after some time returned into Court, and upon their oaths do say, "We, the Jury in the case of The Commonwealth vs Meredith Knighting, find him not guilty, E. S. Sanford, Foreman." Thereupon, the Jury was discharged, and it is considered by the Court, that the Defendant go hence without day, &c.

Commonwealth,
vs
Same. } Upon an Indictment for selling wine, and cent spirits, &c, without a License, (No. 3.)

This day came again as well the Attorney for the Com-

monwealth, as the Defendant in person and by counsel, and thereupon came the following Jury, to-wit:- Emanuel Rhodes, John A. Armentrout, Solomon Huffman, E. M. Shaffer, Samuel M. Bowman, John K. Funkhouser, John B. Harnsberger, Michael Neff, Henry Harnsberger, E. Q. Sanford, A. A. Rite and B. F. Rickard, who being elected, tried and sworn well and truly to try the issue joined, and a true verdict render according to the evidence, and having fully heard the evidence and argument of counsel, retired to their room to consider of their verdict, and after some time returned into Court, and upon their oaths do say, "We the Jury find the Defendant, Meredith Knighting not guilty, E. Q. Sanford, Foreman" And thereupon the Jury was discharged, and it is considered by the Court that Defendant go hence without day, &c.

Christian C. Shoemaker, who was, on the 14th day of August 1878, duly commissioned by the Governor of Virginia, a Notary Public in and for the County of Rockingham for the term of four years from said date, this day appeared in Court, and together with John S. Rimel, his surety, (who justified as to his sufficiency) entered into and acknowledged a bond in the penalty of $500.00 conditioned for the faithful execution of the duties of his said office, (each waiving the benefit of their Homestead exemption,) which bond is ordered to be recorded by the Clerk of this Court, who is directed to transmit a copy of said bond and a copy of this order to the Secretary of the Commonwealth, and thereupon the said Christian C. Shoemaker took the several oaths prescribed by law,

The writing purporting to be the last will and testament of Abraham Simmers, dec'd, was this day presented in Court, and was proven by the oaths of Jesse Simmers & Jacob C. Simmers, the two subscribing witnesses thereto, and thereupon it was continued for the Payment of Tax.

On motion of Jacob Wart, a creditor thereof, the Estate of George Pirkey, dec'd, was committed to D. H. Rolston, Sheriff of this County for administration; it appearing to the Court that said Pirkey has been dead for more than three months, and no administration upon his Estate.

Jacob Ryerly for use &c vs County of Rockingham	Upon an Appeal.	J. G. A. Miller vs C. N. Shepp & Co	Upon an Appeal
J. G. A. Miller vs C. M. Killian.	Upon an Appeal.	Same vs E. Q. Sanford	Upon an Appeal.
Mary L. Pollock by her next friend Saml. W. Pollock, vs Anastacius Nicholas.	Upon an Attachment.	Stephen Roadcap vs B. L. Farmer.	Upon an Attachment.

Ordered, That these causes be placed upon the Court's Docket.

Ordered, That Court be adjourned until to-morrow morning at 10 o'clock

Chas. T. O'Ferrall.

August 20, 1878.

Virginia:-

At a County Court continued and held in and for the County of Rockingham, at the Court-House thereof, on Tuesday, August 20, 1878.

Present:- Hon. Chas. T. O'Ferrall, presiding.

Mary L. Pollock, Plff
vs
Anastasius Nicholas, Deft. } Upon a warrant of Attachment.

The following order in this cause, ordered to be entered on yesterday, the first day of this term, not having been then entered, is now entered nunc pro tunc:-

"Upon motion of Mary L. Pollock, by her husband and next friend, S. W. Pollock, It is ordered that this cause be docketed, and the suit proceed in the name of M. L. Pollock, by her husband: next friend, S. W. Pollock."

Commonwealth.
vs
Henry Wilson alias Henry Johnson alias Joseph Waller. } Upon an Indictment for the Larceny of a horse.

This day the prisoner Henry Wilson alias Henry Johnson alias Joseph Waller late of the County of Rockingham, who stands indicted for a felony by him committed, was again led to the bar of the Court in custody of the Jailor of this County and thereupon from the Venire men Summoned for the trial of felony cases at this term of the Court the following panel of Sixteen were called, examined by the Court on their voir dire found to be duly qualified and free from exceptions, viz:- Emanuel Rhodes, John A. Armentrout, Solomon Huffman, E. S. Mitchell, Samuel M. Bowman, John N. Kinsel-hauser, D. G. Whitmore, John B. Hansberger, Wm N. Monger, Michael Neff, Henry Hansberger, Joseph N. Mauzy, E. D. Sanford, N. A. Kite, S. P. N. Miller, & B. F. Rickard, and thereupon the prisoner was furnished a copy thereof and having stricken therefrom the names of four of the persons of said panel, viz: John N. Kinselhauser, D. G. Whitmore, Joseph N. Mauzy and S. P. N. Miller, the remaining twelve of said panel viz:- Emanuel Rhodes, John A. Armentrout, Solomon Huffman, E. S. Mitchell, Samuel M. Bowman, John B. Hansberger, Wm N. Monger, Michael Neff, Henry Hansberger, E. D. Sanford, N. A. Kite and B. F. Rickard thereby constituting the Jury, who being thus elected, tried and Sworn, well and truly to try, and true deliverance make between The Commonwealth and the prisoner at the bar, and a true verdict render according to the evidence, and having fully heard the evidence and argument of Counsel retired to their room to consider their verdict, and after sometime returned into Court and upon their oaths do say "We the Jury find the prisoner Henry Wilson alias Henry Johnson alias Joseph Waller, guilty of the larceny of a horse in the manner and form as charged in the indictment and ascertain & fix the term of his Confinement in the penitentiary at fifteen years E. D. Sanford Foreman, and thereupon the Jury was discharged, whereupon the prisoner by Counsel, moved the Court first to set aside the verdict and grant him a new trial, and second in arrest of judgment, which motions the Court on consideration overruled, and it being enquired of the prisoner if anything he had or knew to say, why the Court should not now proceed to pronounce judgment against him according to law, and nothing being offered or alleged in delay of judgment, It is considered by the Court that the said Henry Wilson alias Henry Johnson alias Joseph Waller be imprisoned in the public Jail and

Penitentiary house of this Commonwealth for the term of fifteen years (the period by the jurors in their verdict ascertained) to hard labor. And the Sheriff of this County is ordered as soon as possible after the adjournment of this Court to remove and convey the said Henry Wilson alias Henry Johnson alias Joseph Waller from the Jail of this County to the public Jail and Penitentiary house of this Commonwealth therein to be kept imprisoned, and treated in the manner directed by law for the term aforesaid. And thereupon the prisoner was remanded to Jail.

On motion of Levi Byrd, the estate of Jacob Byrd dec'd was committed to D. H. Rolston Sheriff of this County for administration. It appearing to the Court that said Jacob Byrd has been dead for more than three and no administration upon his Estate.

Byrd Silbert & Neff.

Polly Hoard and Wm C Whitmer. } On an Interpleader.

On motion of Plaintiffs this Cause is ordered to be docketed and process is ordered to issue against Polly Hoard the Claimant of the property in Controversy & Wm C Whitmer returnable to the next term of this Court.

Commonwealth } upon an Indictment for Selling wine, ardent Spirits
Meredith Knighton. } &c. to a minor, Knowing him to be a minor without the consent of his parent or guardian. No. 7.

This day Came again as well the Attorney for the Commonwealth as the Defendant in person and by Counsel and thereupon the Attorney for the Commonwealth with the assent of the Court, entered a Nolle Prosequi in the foregoing Cause. It is therefore considered by the Court that the Defendant go hence without day &c.

The last will and testament of Abraham Simmons dec'd which was on yesterday the first day of this term of the Court, duly proven by the oaths of the Subscribing witnesses thereto, is this day admitted to probate and ordered to be recorded.

John R Jones Comm'r of the Revenue for Central District & Jos M. Rhodes Comm'r of the Revenue for Ashby District in this County this day returned to the Court a copy of their certificates as to the Sales of Wine, Alcoholic and matt Liquors by all licensed retail and Barroom Liquor dealers and wholesale Liquor dealers within their respective Districts for the month ending August 1st 1878 as required by an Act entitled "An Act imposing a tax and prescribing the mode of collecting the same on the privilege of Selling Wine, Ardent Spirits & Matt Liquors &c. approved March 30th 1877 which are ordered to be filed.

Commonwealth. } upon an Indictment for Assault & battery.
Peter Rader.

This day Came again as well the Attorney for the Commonwealth as the Defendant in person and by Counsel, and thereupon the decision of this cause by Consent of parties is submitted to the Court, and having fully heard the evidence and argument of Counsel the Court doth consider that the Commonwealth of Virginia do recover of the defendant Peter Rader the sum of

$25.00 Fine and her costs by her in this behalf expended.

Ordered that this Court be adjourned until tomorrow morning at 10 Oclock.

Chas. T. O'Ferrall.

August 21. 1878. At a County Court continued and held in and for the County of Rockingham at the Court House thereof, on Wednesday August 21. 1878.

Present- Hon Chas. T. O'Ferrall presiding.

Commonwealth

Thos. J. Keeran & Mary Atkeison. } Upon an Indictment for lewd and lascivious Cohabitation

This day came again as well the Attorney for the Commonwealth as the Defendant Thomas J. Keeran in person and by Counsel and the Defendant Mary Atkison by Counsel, and thereupon came the following Jury to-wit- Emanuel Rhodes, John A. Armentrout, Solomon Huffman, E. S. Mitchell, Samuel M. Bowman, John H. Funkhouser, D. G. Whitmore, John B. Hansbergen, Wm H. Munger, S. P. H. Miller, B. F. Richard and Wm. L. Price who being elected tried and Sworn well and truly to try the issue joined, and a true verdict render according to the evidence, and having fully heard the evidence and argument of Counsel retired to their room to Consider their verdict, and after sometime returned into Court and upon their oaths do say We the jury find the defendant not guilty. S. P. H. Miller Foreman. Thereupon the jury was discharged.

It is therefore considered by the Court that the defendants go hence without day &c.

On motion of D. H. Rolston, Sheriff of this County, ~~and for reasons appearing to the Court~~. It is ordered that he be allowed one guard to assist him in Conveying Henry Wilson alias Henry Johnson alias Joseph Waller, from the jail of this County to the public jail and Penitentiary house of this Commonwealth. the Court being of opinion that said guard is of indespensible necessity by reason of the reputed desperate character of the Convict and the lateness of the hour at which the said Sheriff will arrive in Richmond or having to travel during the night.

On the application of Cole & Co. for Barroom & Merchts retail Liquor License at Roadside.

Ordered that this cause be placed upon the Courts docket & continued until thursday the 4th day of this term of the Court.

On the application of Wm H. Baker. for Barroom & Merchants retail Liquor License at Timberville

Ordered that this motion be docketed and continued until the first day of the next term of this Court.

Ordered, That the following named persons be each allowed the Sum of One Dollar for their Services at this term of the Court, as Petit Jurors, and that the same be certified to the Treasurer of this Court for payment. viz:-

Emanuel Rhodes. John A. Armentrout. Solomon Huffman. E. M. Shaeffer. E. S. Mitchell. Saml. M. Bowman. John H. Funkhouser. D. G. Whitmore. John B. Hansbergen. Oscar F. Moore. Michael Neff. Henry Hansbergen.

The Court doth order that the following named persons be each allowed the Sum of One Dollar for their attendance and Services at this Term of the Court, as Veniremen Summoned for the trial of Felony cases at $1.00 per day and that the Same be paid by the Treasurer of this County, and certified to the Auditor of Public Accounts. Viz:-
Emanuel Rhodes. John A. Armentrout. Solomon Huffman. E.M. Shaffer. E.S. Mitchell. Samuel M. Bowman. John H. Funkhouser. D. G. Whitmore. John B. Harnsberger. Wm. H. Monger. Michael Neff. Henry Harnsberger. Jos. N. Manzy. E.A. Sanford. H.A. Kite. S.P.H. Miller. B.F. Rickard. Wm. C. Price.

Ordered that the following named persons be allowed the Sum opposite their names for their attendance and Services at this term of the Court in the trial of Misdemeanor Cases; and that the Same be paid by the Treasurer of this County, and certified to the Auditor of Public Accounts Viz:-
Wm H. Monger. $2.00. S.P.H. Miller $2.00 B.F. Rickard $2.00 Wm C. Price $2.00
Emanuel Rhodes $1.00 John A Armentrout $1.00 Solomon Huffman $1.00 E.S. Mitchell $1.00
Samuel M. Bowman $1.00 John H. Funkhouser $1.00 D.G. Whitmore $1.00 John B. Harnsberger $1.00
Joseph N. Manzy $1.00 E.A. Sanford $1.00 H.A. Kite $1.00

Ordered that this Court be adjourned until tomorrow morning at 10 Oclock.
Chas. T. O'Ferrall.

August 22nd 1878 At a County Court continued and held for and in the County of Rockingham at the Court-House thereof, on Thursday August 22nd 1878

Present Hon. Chas. T. O'Ferrall presiding.

M. L Pollock, by &c. Pltff
vs
Anastasius Nicholas. Deft. } Upon a Warrant of Attachment.

upon motion of the Plaintiff in this cause, it is ordered that it be dismissed from the docket at plaintiffs costs and that the property levied on be & is hereby released from the lien of this attachment.

James Steele.
vs
George R. Roadcap. } Upon a motion.

Upon motion of the Plaintiff in this cause, it is ordered that it be dismissed from the docket at plaintiffs costs.

F. Liskey, use &c.
vs
J.S. Harnsberger: Summons for J.A. Bell } Upon a Suggestion.

On motion of the plaintiff by his attorney the foregoing cause is dismissed

A. C. Walker Appellant.
vs } Upon an Appeal.
Andrew Shardis Admr. Appellee.

On motion of the Appellee by his attorney, it is ordered that the foregoing cause be dismissed at the costs of the appellant upon evidence introduced and for reasons appearing to the Court

John C. Morrison. Appellant
J. S. Voorhees. Appellee. } upon an Appeal from a judgment of a Justice.

This day came the parties by their attorneys and the decision of this cause having been submitted to the Court and having fully heard the evidence and argument of Counsel, the Court is of opinion and doth affirm the Judgment of the Justice It is therefore Considered by the Court that Appellee J. S. Voorhees recover of the Appellant John C. Morrison and Wm. Shands his Surety the sum of Seventeen 85/100 Dollars with legal interest thereon from the 4th day of April 1878 to July 27th 1878 and one Dollar costs before the Justice and also 10 per cent damages upon the aggregate amount of principal interest and costs from the said 27th day of July 1878 till paid and his costs by him in this behalf expened.

Ordered that this Court be adjourned until to-morrow morning at 10 Oclock

Chas. A. O'Ferrall.

At a County Court continued and held in and for the County of Rockingham at the Court House thereof on Friday August 23rd 1878.

Present:- Hon. Chas. A. O'Ferrall, presiding.

Samuel Wells Appellant.
Benj. S. Cubbage. Appellee } upon an Appeal from a judgment of a Justice.

This day came the Appellee by his Attorney and the Appellant being Solemnly called came not, and the decision of this cause having been submitted to the Court, and having fully heard the evidence and argument of Counsel, the Court is of opinion and doth affirm the judgment of the Justice It is therefore Considered by the Court that the Appellee Benj. S. Cubbage recover of the Appellant Samuel Wells and James Allen his Surety the sum Fifteen 75/100 Dollars with legal interest thereon from the 9th day of March 1878 to the 14th day of March 1878 and also 10 per cent damages upon the aggregate amount of principal and interest from the said 14th day of March 1878 till paid and his costs by him in this behalf expended.

Moses Joseph. Appellant.
Israel Minnick. Appellee. } upon an Appeal

Ordered that this cause be continued until the next term of this Court

Ordered. that this Court be adjourned until to-morrow morning at 10 Oclock

Chas. A. O'Ferrall.

At a County Court continued and held for and for the County of Rockingham, at the Court-House thereof on Saturday August 24th 1878.

Present Hon Chas T. O'Ferrall presiding.

Copied &c

This day came James A. Shipp, who alleges that he is aggrieved by an entry in the land books made by J. M. Rob. Commissioner of the Revenue for Stonewall District in Said County in the years 1876 & 1877 whereby he is charged with $2.09 taxes for the year 1876, and $3.12½ taxes for the year 1877 on a tract of land containing 38 Acres & 3 Roods described as lying on Blue Ridge; and thereupon the said James A. Shipp moved the Court to exonerate him from the payment of $5.71 all of the taxes so erroneously charged against him for said years, which motion was defended by Geo. G. Grattan, the Attorney for the Commonwealth for said County and the said J. M. Rob. the Commissioner who made the assessment, was examined as a witness touching the application. And it appearing that said books in which said alleged erroneous entrys has been made, was certified by the Clerk of the County Court of this County on the day of 1876 & 1877 and that application for redress against the erroneous entries was made on this day for the first time; and it appearing that James A. Shipp owns no such tract of land all which the Court certified as facts proved upon the application aforesaid. On consideration whereof, and from such facts so proved, the Court is satisfied that the said James A. Shipp is erroneously charged on said books with taxes amounting to $5.71 whereupon it is ordered that the said James A. Shipp be exonerated from the payment of $5.71 taxes so erroneously charged, if not already paid, and if paid, that it be refunded to him $2.72 of which is State & $2.99 County taxes.

Cop.

This day came Reuben A. Scott who alleges that he is aggrieved by entries in the land books made by J. M. Rob. Commissioner of the Revenue for Stonewall District in Said County in the years 1876 & 1877 whereby he is charged with $6.38 taxes for the year 1876, and $7.62 taxes for the year 1877, on two tracts of land, as follows in 1876, one containing 48 A. & one containing 48 A. 2 R & 22 poles and in 1877, one containing 46½ A. & one containing 48 A. 2 R & 22 P. described as lying in Browns Gap & near B. Republic; and thereupon the said Reuben A. Scott moved the Court to exonerate him from the payment of $7.04 part of the taxes erroneously charged against him for said years which motion was defended by Geo. G. Grattan, the Attorney for the Commonwealth for said County, and the said J. M. Rob. the Commissioner who made the assessment, was examined as a witness touching the application. And it appearing that said books in which said alleged erroneous entries has been made were certified by the of the County Court of this County on the day of — 1876 & 1877 and that application for redress against the erroneous entries was made on this day for the first time; and it appearing that Reuben A. Scott is erroneously charged with the 48 A. & 46½ A. tracts charged respectively in 1876 & 1877, and that the other tract should have been assessed in 1876 as 48 A. 1 R. & 22 P. & in 1877 as 46 A. 3 R. & 22 P. he having disposed of 1½ acres of said tract in 1876 by the conveyance of which was duly recorded, all which the Court certifies as facts proved upon the application aforesaid. On consideration whereof, and from such facts so proved, the Court is satisfied that the said Reuben A. Scott is erroneously charged on said books with taxes amounting to $7.04; whereupon it is ordered that the said Reuben A. Scott be exonerated from the payment of $7.04 taxes so erroneously charged, if not already paid, and if paid that it be refunded to him $3.37 of which is State and $3.67 is County taxes

Said Scott having purchased the said 1868 of A. B. Bright County as recited in Deed of conveyance recorded in 1875 for the 48 A. 1 R. & 22 P.

Upon the application of Benjamin Hoover & others for a change in the public road from the South side of the Shenandoah River leading to Timberville commencing at a point in the New Market road known as Driver's lane running north about 40 poles to the river then up the river through E. M. Hoover's & D. F. Strickler's land to the middle road near Timberville about 1¼ miles distant.

This day came the Petitioners by their Attorneys and thereupon came John P. Brock D. le Heff. Alexander Holsinger Sen.r & Jackson Kmpp by Counsel who are hereby entered as ~~Defendants~~ in this Cause, and not having time fully hear the evidence the Same is continued until Wednesday the 9th day of this term.

Upon the application of Madison Wise & others for the establishment of a Public Road Commencing on the Mountain Valley Road near Armentrouts Church, and running thence by Madison Wise's mill and intersecting with the mountain valley road at a point called Paradise.

This day came the Petitioners and the Defendant Seymus Wise by their Attorneys and for reasons appearing to the Court the trial of this cause is continued until the next term of this Court.

Ordered that this Court be adjourned until Monday morning at 10 o'clock.

Chas. T. O'Ferrall.

At a County Court continued and held in and for the County of Rockingham at the Court-House thereof, on Monday August 26th 1878.

Present Hon Chas. T. O'Ferrall presiding.

On the application of Cole & Co. for Barroom & Merchants Retail Liquor Licenses at Roadside.

The following order in this cause ordered to be entered on the 4th day of this term not having been entered, is now entered nunc pro tunc.

On the motion of the applicants by their Counsel the Same is dismissed without prejudice.

Richard Robinson for Adm.
S. K. Allebaugh late S.R.C. } upon a Notice

This day came the parties by their Attorneys and the death of the Plaintiff having been Suggested, and it appearing to the Court that the administration of the Estate of Said Richard Robinson has been committed to D. H. Rolston S.R.C. It is therefore ordered that this cause be revived and do proceed in the name of D. H. Rolston S.R.C. & as Such Administrator of Richard Robinson dec'd.

Ordered that this Court be adjourned until tomorrow morning at 10 o'clock

Chas. T. O'Ferrall.

At a County Court continued and held in and for the County of Rockingham at the Court-House thereof on Wednesday August 28th 1878.

Present Hon. Chas. T. O'Ferrall presiding.

Ordered that this Court be adjourned until tomorrow morning at 10 oclock.

Chas. T. O'Ferrall.

At a County Court continued and held in and for the County of Rockingham at the Court House thereof on Thursday August 29th 1878.

Present Hon. Chas. T. O'Ferrall presiding.

On the motion of G. M. Bridley. the Estate of Richard Bridley dec'd. is committed to D. H. Rolston Sheriff of this County for administration. It appearing to the Court that said Richard Bridley has been dead for more than three months and no administration upon his estate.

Fee 5$ paid by W.B.G.

Ordered that this Court be adjourned until tomorrow morning at 10 oclock.

Chas. T. O'Ferrall.

At a County Court continued and held in and for the County of Rockingham at the Court-House thereof on Saturday August 31st 1878.

Present Hon Chas T. O'Ferrall presiding.

Samuel K. Sterling. Treasurer of this County. this day presented in Court. Lists of Insolvents for the non payment of Capitation & Property Tax and Lists of Real Estate delinquent for non-payment of tax thereon for the year 1877 for the several Districts in this County. also Lists of Improper Assessments of Land in said Districts. with the oath of the said Treasurer at the foot thereof thereto Subscribed. and accompanied by the written opinion of the Commissioners and Supervisors in the several Districts aforesaid. touching the propriety of such List and each case contained therein. verified by their oath thereto annexed, which said Lists after being examined by the Court. and the Court being Satisfied of the correctness of the same. doth order that Copies thereof be certified to the Auditor of Public Accounts by the Clerk of this Court.

Ordered. that this Court be adjourned until Monday morning at 10 oclock.

Chas. T. O'Ferrall.

At a County Court continued and held in and for the County of Rockingham at the Court-House thereof on Monday September 2nd 1878.

Present Hon. Chas. T. O'Ferrall presiding.

Ordered. That this Court be adjourned until to-morrow morning at 10. Oclock.

Chas. T. O'Ferrall.

At a County Court continued and held in and for the County of Rockingham at the Court House thereof on Wednesday September 4th 1878.

Present Hon. Chas. T. O'Ferrall. presiding.

Ordered. that this Court be adjourned until tomorrow morning at 10. Oclock.

Chas. T. O'Ferrall.

At a County Court continued and held in and for the County of Rockingham at the Court-House thereof on Saturday September 7th 1878.

Present Hon Chas. T. O'Ferrall presiding.

Ordered that this Court be adjourned until Mondy morning at 10 Oclock

Chas. T. O'Ferrall.

At a County Court continued and held in and for the County of Rockingham at the Court House thereof. on Monday September 9th 1878.

Present. Hon Chas. T. O'Ferrall. presiding.

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This day came Robert H. Bryant who alleges that he is aggrieved by an entry in the Land Book made by J. N. Rolf. Commissioner of the Revenue for Stonewall District in this County in the year 1877. whereby he is charged $5.26 taxes for the year 1877. on 205 acres of land. And thereupon the Said Robert H Bryant moved the Court to exonerate him from the payment of the Said $5.26 all the taxes so erroneously charged against him for Said Year. which motion was defended by Geo. L. Gratton the Commonwealths Attorney for this County and the Said J. N. Rolf the Commissioner who made the assessment was examined as a witness touching the application And it appearing that Said book in which Said alleged erroneous entry was made was certified by the Clerk of the County Court of this County on the day of 1877. and application for redress against the Said erroneous entry was this day made for the first time. And it appearing that the Said Robert H. Bryant purchased the Said 205 acres of land from Henry Miller to whom he paid the purchase money and obtained a deed for the land from Said Miller & had his deed recorded and the Said land transfered to himself on the land books of this County about 15 years ago. And it further appearing that Said Miller had not paid his vendor Job Breedens for the Said land and that Said Breedens Admr. in 1873 instituted a Suit in the Circuit Court of this County against Said Bryant to enforce the payment of his vendors

lien on Said land & that Said Breedings adm'r obtained a decree to Sell Said land and a Small lot of land Contiguous to the Said 205 acres also covered by Said lein: to Satisfy the Same, & that the land was Sold under Said decree & again purchased by Said Robert H. Bryant, who paid for the Same, obtained a deed from the Commissioner in Said Cause of Breeden's adm'r &c. R. H. Bryant &c. and had the Same recorded, which Sale & conveyance was reported by the Clerk of the County Court of Said County to the Said Commissioner Rob. and was by him entered upon the Said land book as 300. acres the quantity of land Specified in the Deed and acted as though no part thereof was already upon Said book. when in truth & in fact the Said 205. acres are part of and embraced in the Said 300 acre tract which embraces both Conveyances. Upon Consideration whereof & from the facts So proved the Court is Satisfied that the Said Robert H. Bryant is improperly charged on Said book with Said taxes on the Said 205 acres amounting to $5.26 whereupon it is ordered that Said Bryant be exonerated from the payment of the $5.26 taxes So erroneously charged against him if not already paid, and if paid that it be refunded to him $2.31 of which is State and $2.95 is County tax.

This day came Charles B. Lam who alleges that he is aggrieved by an entry in the land book made by J. W. Rob Commissioner of the Revenue for Stonewall District in this County for the year 1877. wherein he is charged with $3.42 taxes for the year 1877. on 75 Acres of land. And thereupon the Said Charles B. Lam moved the Court to exonerate him from the payment of two thirds of the Said $3.42 the taxes aforesaid So erroneously charged against him for Said year, which motion was defended by Geo. L. Watson the Commonwealth Attorney for this County, and the Said Rob. the Commissioner who made the assessment was examined as a witness touching the Said application And it appearing that Said Book in which Said alleged erroneous entry was made was certified by the Clerk of the County Court of this County on the day of 1877. and that application for redress against the Said entry was this day made for the first time And it appearing that Said Charles B. Lam, purchased 25 Acres of Mountain land from Ezekiel Lam and obtained a deed for the Same and had Said deed duly recorded in the Clerk's Office of this Court, and the Clerk thereof certified the Said Sale & Conveyance to Said Rob as Such Commissioner of the Revenue as required by law. But it farther appears that the Said Clerk erroneously reported and certified the Said tract of land to Said Rob as Containing 75 Acres instead of 25 Acres by reason whereof it was erroneously entered upon the Said land book by Said Rob as 75 Acres and assessed accordingly when it should have been entered as 25 Acres and assessed as Such. Upon Consideration whereof & from the facts So proved the Court is Satisfied that the Said Charles B. Lam. is improperly charged on Said book with $3.42 the taxes on 75 Acres of land instead of $1.14 the taxes on 25 Acres of land at the Same rate of Assessment per Acre. It is therefore ordered that the Said Charles B. Lam be exonerated from $2.28 of the taxes So erroneously charged against him if not already paid, and if paid that it be refunded to him $1.09 of which is State and $1.28 is County tax.

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William H. Albert. }
The Commonwealth } Upon an Appeal

This day came as well the appellant in person and by Counsel, as the Attorney for the Commonwealth, whereupon the Court after hearing the evidence and argument

of Counsel is of opinion that the Justice did not err in requiring of the appellant William Kelbert recognizance and giving judgment against him for the costs of the prosecution, and doth affirm in all respects the judgment of the said Justice.

It is therefore Considered by the Court that the Commonwealth recover of the appellant William Kelbert and W. P. McCall his Surety, her costs by her in this behalf expended.

On the application of J. M. Payne, W. H. Conn, & S. M. Hammen & others for the establishment of a Public Road running from Bloomer Springs past M. Zion Church & terminating in a road already a public road, at the mouth of Mr. Jacob Keasts lane

The Court doth appoint James M. Weaver, Wm B. Yancey, & J. G. H. Miller viewers, to view the grounds and report to this Court at its next term the Conveniences and inconveniences that will result, as well to individuals as to the public, if Such road should be established as proposed, and especially whether any yard, garden, orchard, or any part thereof, will have to be taken.

They Shall further report the facts and Circumstances in their opinion, useful in enabling the Court to determine the expediency of establishing the Road. They shall report the names of the land-owners on Such route and State which of them require Compensation; the probable amount, in their opinion, to which Such party may be entitled, and any other matter which may deem pertinent. They shall not ~~report~~ locate any route on which there may be a grade at any one point exceeding Six degrees, and shall endeavor to locate a route which shall not exceed five degrees at any one point. A Map or diagram of the route ~~they may favor~~, with Courses and distances, shall be returned with their report. A Statement of the number of days each viewer and Surveyor was employed in executing this order, shall be appended to the report, and Sworn to before a justice of the Peace or other officer, who shall append his Certificate to the Same. Any defect in the action or report of the viewers will debar them from receiving pay for their Services.

On the Application of William Life, M. A. Leap, C. E. Hammen & others, for the establishment of a Public Road, from a point on the Rockingham Turnpike at or near Shuyate's Shop, to the River Bank Road.

The Court doth appoint, James M. Weaver, Wm B. Yancey, & J. G. H. Miller viewers, to view the ground, and report to this Court at its next time, the Conveniences and inconveniences that will result, as well to individuals as to the public, if Such road should be established as proposed, and especially whether any yard, garden, or orchard, or any part thereof, will have to be taken.

They shall further report the facts and circumstances in their opinion, useful in enabling the Court to determine the expediency of establishing the road.

They shall report the names of the land-owners on Such route, and State which of them require Compensation; the probable amount, in their opinion, to which Such party may be entitled, and any other matter which they may deem pertinent.

They shall not locate any route on which there may be a grade at any one point exceeding Six degrees, and shall endeavor to locate a route which shall not exceed five degrees at any one point. A Map or diagram of the route with Courses and distances, shall be returned with their report. A Statement of the number of days each viewer and Surveyor was employed in executing this order, shall be appended to the report, and Sworn to before a Justice of the Peace, or other officer, who shall append his Certificate to the Same. Any defect in the action or report of the viewers will debar them from receiving pay for their Services.

Julia A. Smith Pltff
John M. Keller Deft } Unlawful Entry & Detainer

The Jury Sworn and impannelled in this Cause on the 1st day of this term of the Court having found the Defendant guilty of unlawfully withholding from the Plaintiff the possession of the House & Lot described in the writ in this Cause at the time said writ was issued, on the 4th day of April 1878.

It is therefore considered by the Court that the Plaintiff recover of the said Defendant possession of the said premises to-wit- The House & lot in and upon which he now resides, on the Smithland farm in the said County of Rockingham and her costs by her in this behalf expended. And the Clerk of this Court is directed to issue a writ of possession to the Sheriff of this County directed, Commanding him to place the said plaintiff in possession of the said premises as soon as may be after the adjournment of this Court-

Memo:- Be it remembered that upon the trial of this Cause the Defendant by Counsel excepted to the rulings of the Court and tendered his two bills of exceptions which are in the words and figures following to-wit- Julia A. Smith vs John M. Keller &c, which he prays may be signed, Sealed and enrolled and made a part of the record in this Cause, which is accordingly done, And on the motion of the Defendant by Counsel the execution of the judgment in this Cause is Suspended for fifteen days from this date, Upon Condition however that he the said Defendant shall execute a bond within the next three days from this date in the penalty of $100.00 with good Security, conditioned as the Law directs. Said bond to be executed either during this term or before the Clerk of this Court in vacation.

A. M. Newman Commissioner of Accounts for this Court, this day presented in Court the Settlement of A. B. Irick General Receiver of this Court. Closed July 2d 1878. which is confirmed and ordered to be recorded.

It is ordered to be certified to the Auditor of Public Accounts, that George G Grattan the Attorney for the Commonwealth for this County is entitled to the Sum of Fifteen Dollars for prosecuting to conviction in one Misdemeanor Case at this term of the Court to wit:- Commonwealth vs Peter Rader and for prosecuting in one case of Felony Viz:- Commonwealth vs Henry Wilson, alias Henry Johnson alias Joseph Waller.

c[illegible]d

Ordered, that this Court be adjourned until to-morrow morning at 10 Oclock.

Chas. T. O'Ferrall.

At a County Court continued and held in and for the County of Rockingham at the Court House thereof on Tuesday September 10th 1878.

Present, Hon. Chas. T. O'Ferrall presiding.

This day came George Trull who alleges that he is aggrieved by an entry in the land book made by J. M. Hoff Commissioner of the Revenue for Stonewall District in said County in the year 1877 whereby he is charged with $53.84 taxes for the year 1877 of which $23.63 is for State & $30.21 is for County purposes on two tracts of land adjoining each other containing together 236 described as lying on Mill Creek the one containing 128 A. & the other 108 A. And thereupon the said George Trull moved the Court to exonerate him from the payment of $30.56 part of the taxes so erroneously charged against him for said

year of which $13.42 is State Tax & $17.14 is for County purposes, which motion was defended by George G. Grattan, the Attorney for the Commonwealth for Said County. And the Said J. M. Rose Commissioner who made the assessment was examined as a Witness touching the Application.

And it appearing that Said book, in which Said alleged erroneous entry has been made was certified by the Clerk of the County Court of this County, on the day of October 1877 and that application for redress against the erroneous entry was made on this day for the first time and it appearing that Said George Trull deeded to E. N. Trull 26 Acres 3 R. 7 poles which deed is recorded in the Clerk's office of this Court as of 11th Sept 1876. and also to L. G. Trull 5 Acres which deed is recorded in this Said office as of Sept. 11. 1876. and also to Jno M. Bowman 100 acres which deed is also
Cop.d & d. 7 sheets recorded in Said office as of 3d Sept 1875: also to Alexander Pilkey for 50 A. which deed is also recorded in Said office as of 3d Sept 1875: also to L. G. Trull for 24 Acres which deed is recorded in Said office as of 25 January 1875: & also to Lory. Shifflett 5 Acres which deed is recorded in this Said office as of 17th June 1872 and also to Harrison Bateman 15 A. 0 R 17 P. which deed is recorded in Said office as of 9 May 1870. the Sum total of the above Sales & Deeds being 225 Acres 3 R. 24 Poles: that in the year 1870 the Said George Trull was properly chargeable with two tracts. the one for 144 Acres & one for 184 Acres. both tracts adjoining each other & constituting but one tract of 328 Acres lying on Mill Creek: from this 328 Acres Subtract the Said 225 Acres 3 R. 24 Poles & we have left 102 Acres 0 R. 16 Poles, which is worth $20 per Acre That the 100 Acres above deeded to Jno M. Bowman has never been deducted from George Trulls land & not charged to Said John M. Bowman that James & Scott Hooke are charged with 15 A. 0 R. 17 P. on land book part of this land but not on the deed book & the transfer should not have been made & So as to 1 Acre to Polly Rodeffer but these two tracts are not deducted that the 100 Acres deeded to Jno M. Bowman should be charged to Said Bowman on the land books for 1877 Stonewall District, That for the year 1877 Said George Trull is charged with 236 Acres (the Sum total of Said two tracts) when he should be charged with only 102 A. 0 R. 16 Poles. which at $20 00 per Acre is $2042 00 which at 5 ¢ on $1.00 for State Tax. is $10.21 County purposes @ 64 cts on $1.00 is $13.07 that the State Tax 1877 on the 236 Acres is $33.63 & the County Tax is $30.21 & thus there is error in the State Tax for 1877 of $13.42 & in the County Tax of $17.14 That the whole of the Said 225 A. 3 R. & 24 Poles deeded as above Set forth is charged on the land books for Stonewall District against the Vendees above mentioned & the State gets the Taxes upon the Same after this Correction & twice gets it without this Correction. The 100 A. Sold to Jno M. Bowman is ordered to be placed on the land book. The 50 A. deed as aforesaid to Alex Pilkey has been reconveyed to Mrs Amanda Trull & is charged to Mrs A. Trull on land book for 1877.

All which the Court certifies as facts proved upon the application aforesaid On Consideration whereof and from Such facts So proved the Court is Satisfied that the Said George Trull is erroneously Charged on Said book with Taxes amounting to $30.56 of which $13.42 is for the Commonwealth $17.14 is for County purposes, whereupon it is ordered that the Said George Trull be exonerated from the payment of $30.56 taxes So erroneously charged, if not already paid & if paid, that it be refunded to him.

For reasons appearing to the Court the Two orders made on the 4th day of the July Term last of this Court (July 22nd 1878) certifying Two Accts to the Auditor of Public Accounts in favor of D. H. Rolston Sheriff & Jailor of this County the one for the Sum of $35.20 for the Support of Wm Spitzer & Elizabeth Seakford Lunatics and the other for the Sum of $90.00 for the Support of Emily Bank. Various prisoners &c are set aside.

D. H. Rolston, Sheriff & Jailor of this County this day presented in Court an Account against The Commonwealth of Virginia amounting to the Sum of $31.65 for Keeping & Supporting Wm Spitzer a Lunatic 30 days from June 16. to July 15th 1878 @ 40¢ per day $12.00 + Clothing for Same 1 Month $2.00. For
Cop.d. receiving 25¢ Keeping & Supporting Emily Bank a Lunatic 5 day from July 11. to July 15. 1878 @ 40¢ per day 2.00 for receiving Elizabeth Seakford a Lunatic 25¢ Keeping & Supporting Same 31 days @ 40¢ per day $12.40 (from May 19th to June 22 1878) releasing Same 25¢ + Clothing for Same. $2.00 which being Sworn to was examined and allowed by the Court and ordered to be certified to the Auditor of Public Accounts for payment.

D. H. Rolston, Sheriff & Jailor of this County this day presented in Court
Cop.d. an Account against The Commonwealth of Virginia, amounting to the Sum of $89.05 for Keeping & Supporting Sundry prisoners Covering a period from June 16 to July 15. 1878. which being Sworn to was examined and allowed by the Court and ordered to be certified to the Auditor of Public Accounts for payment.

D. H. Rolston, Sheriff & Jailor of this County. this day presented in Court an Account against The Commonwealth of Virginia. amounting to the Sum of $28.96 for Keeping & Supporting Wm. Spitzer a Lunatic 31 days from July 16 to Aug.
Cop.d 15th 1878. @ 40¢ per day $12.40 + Clothing for Same for one Month $2.00 + for Keeping & Supporting Emily Bank a Colored Female Lunatic for 31 day from July 16th to August 15. 1878. @ 40¢ per day $12.40 and Clothing for one month at $20.00 per year, $1.66⅔ which being Sworn to was examined and allowed by the Court and ordered to be certified to the Auditor of Public Accounts for payment.

D. H. Rolston, Sheriff & Jailor of this County, this day presented in Court
Cop.d. an account against the Commonwealth of Virginia, amounting to the Sum of $31.05 for Keeping and Supporting Sundry prisoners Covering a period from July 16. to August 15th 1878. which being Sworn to was examined and allowed by the Court and ordered to be certified to the Auditor of Public Accounts for payment.

Ordered that this Court be adjourned until the 1st day of next term.

Chas. T. O'Ferrall.

At a County Court held in and for the County of Rockingham at the Court-house thereof on Monday September 16th 1878.

Present. Hon Chas. T. O'Ferrall, presiding.

The Clerk of this Court, this day presented in Court, A List of Deeds &c. received and and admitted to record in the Clerk's office of this Court at and since the last August Term thereof which List being seen and inspected by the Court, is ordered to be spread upon the minutes, and is as follows, Viz:-

Bargain Sale	B. G. Patterson Comm'r.	to	Geo. N. Dingess
"	Wm. B. Compton Comm'r.	"	Jacob Shank
"	John L. Giffin & wife.	"	Emanuel Driver.
"	E. M. Shaeffer.	"	Isaac Miller.
"	James Mauck & wife.	"	Andrew J. Trumbo.
"	Alexander Simmons & wife.	"	Geo. N. Mauck
"	James Mauck & wife & others.	"	Catharine Mauck wife of Jo. Mauck
"	Jackson Martz & wife	"	James K. Pickering
"	Emanuel Sipe & wife.	"	Sarah C. Snider.
"	Geo. G. Grattan. Comm'r.	"	Wilson Harper & G. N. Bulk. Trustee for Evey Bulk
"	Mathias Shavatter & wife.	"	Mahlon Shavatter.
"	Benjamin & Samuel Bowman & wife	"	Simon Bowman's Widow & Heirs.
"	William C. Whitmore & wife	"	Saml. K. Allebaugh. Phoebe Snider
"	George N. Grady & wife.	"	Geo. N. Manley & Susan C. Mercer.
"	John Huffman & wife.	"	Frances Alexander.
Homestead Deed	James C. Miller.	"	Claim of Homestead.
Bargain Sale.	William Rohrer	"	Geo. D. Conrad.
"	B. G. Patterson & A. M. Heyneman Com'rs.	"	J. A. Loewenbach.
"	D. L. Lindsey & wife & J. N. Lindsey & wife.	"	Reuben Hill & others heirs of Martin Hepfl.
"	Robert Chandler & wife.	"	John A. Earman.
"	Willis B. Moffett.	"	J. Samuel Moffett.
"	Granville Eastham Assignee & John Paul Comm'r	"	Benjamin Strayer.
"	D. A. Bleaker.	"	Rachel Shuatt.
"	John Mirie & wife.	"	George M. Mirie.
"	Wm. F. Deane & wife.	"	Benjamin Smith.
"	Harrison Bateman & wife.	"	Wm F. Hudlow.
"	Samuel Zigler & wife.	"	John G. Zigler
Trust Deed.	D. A. Bleaker.	"	Geo. M. Berlin Trustee.
" "	Henry Derritt	"	Wm Shands Trustee for Levi Logan
"	R. B. Jones.	"	Henry V. Strayer.
Lis Pendens.	Jacob S. Armentrout	"	Solomon Martz. Geo. I. Martz & Mich'l Earman
Bargain Sale	B. G. Patterson Comm'r.	to	E. B. Shifflett.
"	Gabriel D. Heatwole & wife.	"	David Strunk
"	E. M. Heyneman Jr. & wife.	"	Benj F. Leak & Saml. P. Leak
"	J. A. Loewenbach & wife & his Trustees	"	Aaron Spitzer.
Mechanics Lien	M. Gatewood & Son.	"	E. M. Shaeffer.
Bargain Sale	John S. Speechley & wife.	to	Wallace M. Minnick.
Trust Deed.	Thornton Green.	"	Geo. C. Christie Trustee.
Bargain Sale.	B. G. Patterson Special Comm'r	"	D. B. Reed.
Trust Deed.	Daniel B. Reed	"	S. A. Allebaugh Trustee
Homestead Deed.	Emanuel A. Spitzer	"	Claim of Homestead.
Bargain Sale	J. J. Miley & wife & her Trustee.	"	J. M. McLeod
"	John Leedy & wife.	"	Edward F. Cole.

Lien Note	John F. Reed &c.	to Frank R. Rhodes.
Bargain & Sale	Benjamin Smith & wife.	" Frances Deane.
" "	Mary Barrett.	" Nancy Virginia Bloxer.
Homestead Deed	Samuel F. Wells.	" Elgin of Homestead.
Bargain & Sale.	B. F. Patterson Com'r & Geo. Fawcett Comm'r.	" Amanda Avrey.
" "	Anthony Hockman & wife	Ann E. Hopewell wife of D. A. Hope
" "	Jas. Kavanaugh. Exor. of Patrick Canty.	" Margaret King.

The following Appraisement & Sale Bills were this day presented in Court, and no exceptions being taken thereto, the same are ordered to be recorded. Viz.
Appraisement & Sale Bill of the personal Property of Elizabeth Brenner dec'd.
Sale Bill " " " " " Rebecka Baker. dec'd.
Appraisement Bill " " " " " Martin Bogle. dec'd.
Inventory. " " " " " A. B. Frick dec'd.
Appraisement & Sale Bill. " " " " " F. Shuqire. dec'd.

D. A. Burnaker & wife. } upon a Notice. William Chapman. } unlawful Detainer.
Jonas Reed's Exor. } Legrand Glover. }

Wm H. Maggy } unlawful Detainer. Wm F. Jennings. } upon Suggestion
E. P. Cease } J. Frank Fitzsimmons gar. of Dan'l Heslinger.

Ordered that the foregoing causes be placed upon the Courts Docket.

On the Motion of Jacob A Andes & others. the powers of John F. Andes Exor. of Eli Andes dec'd are revoked. it appearing to the Court that notice of this motion has been duly executed upon the said John F. Andes. requiring him to execute new bond with security
And thereupon on motion of David M Brenneman who made oath thereto according to law. he appeared in Court and together with Geo. M Shaver and John Geil his Sureties. (who justified as to their Sufficiency) entered into and acknowledged a bond in the penalty of $8000.00 Conditioned according to law waiving the benefit of their Homestead exemption as to this obligation. a Certificate is granted him for obtaining letters of Administration with the will annexed upon the Estate of Eli Andes dec'd in due form.

It appearing to the Court, from evidence introduced that the Rev'd John B. Zigler is a regularly ordained Minister in the German Baptist Church and authorized to celebrate the rites of Matrimony. on his motion he appeared in Court and together with Michael J. Roller. Joseph Shickel his Sureties (who justified as to their Sufficiency) entered into and acknowledged a bond in the penalty of $500.00 Conditioned according to law. (waiving the benefit of the Homestead exemption) and thereupon the accordingly qualified by taking the oaths prescribed by law.

Ordered that this Court be adjourned until to-morrow morning at 10 Oclock

Chas. F. O'Donnell.

At a County Court continued and held in and for the County of Rockingham. at the Court-House thereof on Tuesday September. 17th 1878.

Present. Hon. Chas. T. O'Ferrall. presiding.

It appearing to the Court that the Jailor of this County, has under his Control a Certified Lunatic, Egelnie Banks a Citizen of this County. And it further appearing to the Court. that it is proper to contract with a proper and fit person, for the Maintenance and Care of the Said lunatic It is therefore ordered that Kit Banks. be appointed a Committee to have the Care Custody and Maintenance of the Said Egelnie Banks until the further order of this Court. that he be allowed therefor 20¢ per diem and twenty Dollars per annum for clothing. And it is further ordered that the Said Kit Banks execute bond before this Court in the penalty of $200.00 with good personal security. conditioned to exercise proper Care & make proper and decent provisions for Said Lunatic.

And thereupon the Said Kit Banks appeared in Court and together with John Paul his Surety (who justified as to his Sufficiency) entered into and acknowledged a bond in the penalty of Two Hundred Dollars conditioned as required by law and the above order. each waiving the benefit of the Homestead exemption and qualified as Committee of Said Egelnie Banks.

Jasper Hawse, who was on the 29th day of August 1878. duly commissioned by the Governor of Virginia a Notary Public in and for the County of Rockingham for the term of four years from the Said date. this day appeared in Court and together with David K. Rolston his Surety, (who justified as to his Sufficiency) entered into and acknowledged a bond in the penalty of Five Hundred Dollars conditioned for the faithful execution of the duties of Said office, each waiving the benefit of their Homestead exemption, which bond is ordered to be recorded by the Clerk of this Court, who is directed to transmit a copy of Said bond and a copy of this order to the Secretary of the Commonwealth, and thereupon the Said Jasper Hawse took the Sevral oaths prescribed by law.

Wm Chapman. } Unlawful Detainer. O. P. Helphenstine & Co. } upon an Att.
Legrand Glovier. } F. Z. Offutt }

On motion of the Plaintiffs in the two foregoing Causes the Same are dismissed at their costs.

Andrew Kenton } upon a Notice.
David K. Rolston Adm'r. }

Ordered that this cause be Stricken from the Docket. It appearing to the Court that Seven years have elapsed Since an order has been entered in this Cause except to continue the Same.

O. M. Jones. } upon a Motion.
Barbara C. Taylor. }

This day came the parties by their attorneys, and the marriage of the Defendant having been Suggested. It is therefore ordered that this Cause be revived and do proceed in the name of John C. Pittington and Barbara C. his wife.

The Court doth award Rules against Harvey Lickey & D. F. Garber returnable to the 1st day of the next term of this Court. to Show cause if any they can. why they should not be fined and attached for their failure to attend at this term as Jurors when duly Summoned.

The Court doth award a Rule against John D. Scott Deputy Sheriff returnable to the 4th day of this term. to Shew cause if any he can why he should not be fined and attached for his Contempt to us offered in failing to Summon the Jurors in his bailiwick to appear at this term of the Court

Commonwealth.
&
Alexander Pirkey } Upon a Warrant for Bastardy.

This day Came the Attorney for the Commonwealth & thereupon the plaintiff declined further to prosecute her Suit. therefore it is ordered that she be non-Suited. without penalty.

Supt of the Poor.
&
Alexander. Pirkey } upon a Warrant for Bastardy.

This day came the Plaintiff by his Attorney. and thereupon the plaintiff declined further to prosecute his Suit. It is therefore ordered that he be nonsuited without penalty.

Ordered that this Court be adjourned until tomorrow morning at 10 o'clock

Chas. T. O'Ferrall.

At a County Court Continued and held in & for the County of Rockingham at the Court-House thereof. on Wednesday September 18th 1878.

Present Hon Chas T. O'Ferrall, presiding.

Moses Joseph. Appellant.
&
Israel Minnick Appellee } Upon an Appeal from the Judgment of a Justice.

By Consent of parties this Cause is Continued until the first day of the next term, to be then taken up and disposed of.- And the appellee gives notice to the appellant that parole evidence of the Contents of the Original papers will be introduced. the papers being lost. which notice is accepted by the Applicant.

D. Pennybacker.
&
W. H. Shoemaker. } upon a Notice

D. Pennybacker for use
&
W. H. Shoemaker } upon a Notice

B. F. Armentrout.
&
Hamp Washington Trustee } upon a Warrant removed from a Justice

Brock & Lemon.
&
J. Rumph & Henry Neff } upon a Notice

On motion of the Defendants in the foregoing Causes the same are continued until the next term.

Ulen Winnick
B. S. Farmer } upon an Attachment.

Same.
Same. } upon an Attachment

D. S. Klute.
B. S. Farmer. } upon an Attachment.

On Motion of the Plaintiffs in the foregoing causes the Same are continued until the next term.

J. C. Eckard for se.
Peter Rollers Exor's } upon a Motion

W. W. Kelbert for J. H. Thomas.
R. B. Ragan. gar of James G. Allen } Suggestion

W. W. Kelbert for J. H Thomas
R. B. Ragan. gar of Jas. G. Allen. } upon a Suggestion.

By Consent of parties the foregoing causes are continued until the next term of this Court. to be then taken up and disposed of.

Ordered. That the following named persons be each allowed the Sum of Two Dollars for their Services at this term of the Court. as Petit Jurors and that the Same be certified to the Treasurer of this County for payment. Viz:-
C. C. Almond. M. J. Carrier. M. J. Bixler. Geo. W. Skelton. E. D. Coffman.
N. K. Devrei. Peter Byerly. and Cyrus N. Spitzer.

Ex parte.
Allen Devrei

On the Petition of Allen Deiver Stating that he is illegally detained in the custody of D. S. Rolston, Jailor of this County. a Writ of Habeas Corpus is awarded him to the Said Jailor to be directed. Commanding him to have the body of the petitioner before this Court on ~~Tomorrow~~ Friday next the 5th day of this term with the day and cause of his detention.

Ordered. that this Court be adjourned until tomorrow morning at 10 Oclock

Chas. I. O'Neall.

At a County Court continued and held in and for the County of Rockingham, at the Court House thereof on Thursday September 19th 1878.

Present Hon Chas. T. O'Ferrall, presiding.

Wm H. Rehrd. } Appellant.
James J. Miller } Appellee.

Upon an Appeal from the judgment of a Justice

This day came the Appellant by his Attorney and the Appellee being called came not, and thereupon the Evidence being heard, the Court is of opinion that the Warrant in this Cause was improperly issued in the name of William H. Rehrd it appearing from the evidence that said Wm. H. Rehrd was dead at the time said warrant was issued, and the Court is further of the opinion that the justice erred in giving judgment against William Rehrd for Costs. It is therefore ordered that the said judgment be reversed with Costs to the Appellant about his appeal expended. And the Court doth further dismiss said warrant without prejudice to the right of the Administrator of said William H. Rehrd to proceed upon the bond filed in this Cause & for this purpose he is allowed to withdraw said bond from the papers in this Cause leaving an attested Copy therein

Madison Wise & others. }
Cyprus Wise &c. } Upon a Petition for a Public Road.

This day came the parties by their Attorneys, and it appearing to the Court upon evidence introduced by the Petitioners, that the Road asked to be established is already a Public Road according to law. And thereupon said petition is dismissed, each party paying their own costs.

Franklin Lickey Pltff. }
James Steele. Deft. } Upon a Notice to Quash certain executions.

This day came the parties by their attorneys and upon the motion of the plaintiff this notice is dismissed, without prejudice to the right of the plaintiff to proceed hereafter as he shall be advised, and it is ordered that the defendant James Steele recover of the Plaintiff his Costs about his defence in this behalf expended.

Henry Armentrout Pltff. }
Daniel Stock Exor of Henry Stock dec'd. Deft. } Upon a Notice.

Upon motion of the Plaintiff and by Consent of Parties, it is ordered that this Cause be placed upon the Courts Docket, and Continued until the next term. The Defendant having appeared and waived the Sufficiency of notice to him of said notice & Proceedings.

Julia Ann Derror. Appellant. }
Preston Rhodes. Appellee. } Upon an Appeal from the Judgment of a Justice

This day came the Appellee by his attorney, and the appellant being called came not, and the decision of this cause having been submitted to the Court and having heard the evidence and argument of Counsel, the Court is of opinion and

doth affirm the judgment of the justice. It is therefore considered by the Court that the Appellee recover of the Appellant Julia Ann Dever and Elizabeth Armentrout her Surety the Sum of $9.60 the costs before the justice expended. with 10 per cent damages thereon from the 15th day of December 1877 till paid and his costs by him in this behalf expended.

S. L. Shoupe. Appellant. } Upon an Appeal from the
J. S. Miller Appellee. } Judgment of a Justice

D. B. Bleaker. Appellant. } Upon an Appeal from the judgt of a Justice
John T. Myers Adms Appellee }

On motion of the Appellees in the foregoing Causes the Same are continued until the next term.

John Graham Effinger. Appellant. } Upon an Appeal from the
S. A. Triebaugh Appellee } Judgment of a Justice

Carpenter & Keller Appellants } Upon an appeal from the judgment of a Justice
The Road Board of Ashby Dist Appellee.

On motion of the Appellants in the foregoing Causes the Same are continued until the next term.

Upon the Application of Geo M. Kemper & others for the establishment of a Public Road.

On the Motion of the Petitioners in this Cause. the Same is dismissed.

Upon the Petition of Elizabeth J. Haga to Erect gates.

It is ordered that this Cause be dismissed from the Docket.

Ordered. that this Court be adjourned until to-morrow morning at 10 oclock

Chas. T. O'Ferrall.

At a County Court continued and held in and for the County of Rockingham. at the Court House thereof. on Friday September 20th 1878.

Present Hon Chas T O'Ferrall presiding.

W. H. Baker moved the Court to grant him Bar-room License from September 20th 1878 to April 30th 1879. the Said business to be conducted at Timberville in what is Known as the Timberville Hotel Property. and upon the introduction of evidence it appears to the Court that the applicant is a person of Sobriety and good character and that the place of business is convenient and Suitable the Court doth grant Said applicant a Certificate to obtain Said License upon his execution of a bond in the penalty of $600.00/100 Conditioned for the faithful performance of all the requirements of the Act of the General Assembly of Virginia. entitled "An Act imposing a Tax and prescribing the mode of Collecting the Same, on the privilege of Selling Wine. Ardent Spirits or Malt Liquors within the limits of the Commonwealth for the Support of the Government and to pay the interest on the Public Debt" Approved March 30. 1877. as amended by the act approved April 2. 1877 And thereupon the Said W. H Baker appeared in Court and together with James Kavanaugh and M. Rosenheim his Sureties (who justified as to their Sufficiency) entered into and acknowledged a bond in the penalty of $600.00 Conditioned in accordance with the provisions of the Act above referred to waiving the benefit of the Homestead exemption. It is considered by the Court that Said Certificate be granted the Said W. H. Baker he having produced in Court the receipt of the Treasurer of this County for one half the Tax on Said License.

W. H. Baker moved the Court to grant him Retail Liquor Merchants License from September 20. 1878 to April 20. 1879. the Said busines to be conducted at Timberville in what is Known as the Timberville Hotel Property. and upon the introduction of evidence it appears to the Court that the applicant is a person of Sobriety and good character and that the place of busines is convenient and suitable the Court doth grant Said applicant a Certificate to obtain Said License upon his execution of a bond in the penalty of $600.00 Conditioned for the faithful performance of all the requirements of the Act of the General Assembly of Virginia intitled An Act imposing a tax and prescribing the mode of collecting the Same, on the privilege of Selling Wine Ardent Spirits, or Matt Liquors within the limits of the Commonwealth for the Support of the Government and to pay the interest on the Public Debt." Approved March 30. 1877 as amended by the act approved April 2. 1877 And thereupon the Said W. H. Baker appeared in Court and together with James Kavanaugh & H. Rosenheim his Sureties (who justified as to their Sufficiency) entered into and acknowledged a bond in the penalty of $600.00 Conditioned in accordance with the provisions of the Act above referred to. waiving the benefit of the Homestead exemption.

It is Considered by the Court that Said Certificate be granted the Said W. H. Baker he having produced in Court the receipt of the Treasurer of this County for One half of the tax on Said License.

Flick & Huffman. Pltffs.
H. H. Washington. Deft. } Upon a Warrant removed from before a Justice

This day Came again the parties by their Attorneys. and this Cause having been Submitted to the Court, and having fully heard the evidence and argument of Counsel. It is Considered by the Court that the Plaintiffs recover of the Defendant the Sum of $20.95 with legal interest thereon from the 1st day of November 1876. till paid and their Costs by them in this behalf expended.

Wm Reherd.
Henry Thomas } Upon an Appeal from the judgment of a Justice.

This day Came the parties by their Attorneys and this Cause having been Submitted to the Court, and the evidence and argument of Counsel having been fully heard. the Court is of opinion that the judgment of the ~~Justice~~ Court below is erroneous, and doth proceed to enter up Such judgment as the ~~Court~~ Justice below should have given. It is therefore Considered by the Court that the Appellee recover of the Appellant Wm Reherd and B. E. Long his Surety the Sum of $12.00 with legal interest thereon from October 6. 1877. till paid. and $4.72 Costs before the justice of the peace expended and also his costs in this behalf expended.

Jno. R. Jones, Comm'r. of the Revenue of Central District in this County this day returned into Court, a Copy of his Certificate as to the Sales of Wine, ~~Ardent Spirits~~ Alcoholic and Matt Liquors by all licensed Retail and Barroom liquor dealers and wholesale Liquor Dealers within his District for the month ending Sept 1. 1878 amounting to $319.12 as required by an Act entitled. An Act imposing a tax and prescribing the mode of Collecting the Same, on the privilege of Selling Wine. Ardent Spirits Matt Liquors. approved March 30. 1877. which is ordered to be filed.

Jos. M. Rhodes Comm'r. of the Revenue for Ashby District in this County having this day returned to the Court a Copy of his Certificate as to the Sales of all Alcoholic

lic Liquors Sold within his District for the month of August 1878. amounting to $2.10 which the Court upon examination is not satisfied embraces all the Alcoholic Liquors actually Sold during the said month It is therefore ordered that the following Retail Liquor Dealer to-wit Wm P. McCall Sen. be Summoned to appear before this Court on the first day of the next term being. October 21. 1878 to be examined as to whether or not he has fully complied with the law in registering the Alcoholic Liquor Sold. and to Show cause if any he can why his license Should not be revoked

Rosanna Bligh Committee for Susannah C. Evey a Lunatic. this day presented in Court an account against The Commonwealth of Virginia. amounting to the Sum of $38.90 for the board & care of the said Susannah C. Evey a Lunatic from July 16 to Sept 15th 1878 62 days @ 45¢ per day $27.99 and 5½ Months Clothing at $24.00 per annum ($11.00) which being Sworn to was examined and allowed by the Court, and ordered to be certified to the Auditor of Public Accounts for payment.

Cop. & d.

Messrs Staples & Kent this day presented in Court an account against the County of Rockingham amounting to the Sum of $36.00 for Conveyances & furnished Commissioners &c. in Millers Bridge Petition also to Engineer to Survey road on Shenandoah Mountain on the Road Petition of Stelzel & Frank which being Sworn to. was examined and allowed by the Court and ordered to be certified to the Treasurer of this County for payment out of the Levy for 1878.

Cop. & d.

J. J. Bowman, B. A. Myers and A. Shank Commissioners appointed by an order of this Court entered at the February Term 1878 to lay off and assign to Catharine Miller widow of Daniel Miller dec'd. Dower in the lands of which the said Daniel Miller died Seized. having this day returned their report to the Court and there being no exceptions to the said report the Same is confirmed and approved. and the Clerk of this Court is ordered to record the Same in the Deed Books of the Clerk's office of this Court.

cap.

Allen Devier.
vs
The Commonwealth. } Upon a Petition for a Writ of Habeas Corpus.

This day the Petitioner Allen Devier was led to the bar of the Court in custody of the Jailor of this County. And for reasons appearing to the Court the Consideration of this Cause is continued until to-morrow the 4th day of this term and thereupon Henry Price & Joseph Taylor witnesses in behalf of the Petitioner and H. G. Price witness in behalf of the Commonwealth appeared in Court ~~in Court~~ and acknowledged themselves to be indebted to the Commonwealth of Virginia, in the Sum of $50.00 each to be levied of their respective goods & chattels lands and tenements for the use of the said Commonwealth, each waiving the benefit of their Homestead exemption. Yet upon this Condition that they each do make their personal appearance before the Judge of this Court on to-morrow the 4th day of this term as witnesses as aforesaid. and not depart thence without leave of the Court. And the Court doth award Rules against Allen Kinney, Lucy Devier, Willis Price & Helen Spelman. witnesses in behalf of the Petitioner and Dr. James Curry Benjamin Ray Saml. McDowman. & Dr. S. H. Moffett. Witnesses in behalf of the Commonwealth returnable to said 4th day of this term. to Shew Cause if any they can why they should not be fined and attached for their Contempt to no offered for their failure to appear on this day as witnesses as aforesaid. when duly Summoned. And thereupon the Petitioner was remanded to Jail.

Commonwealth.

D. H. Rolston Sheriff of Ro. Co.s } Upon a Rule for failure to return certain executions.

This day came as well the Attorney for the Commonwealth as the Defendant by counsel and for reasons appearing to the Court it is ordered that this cause be dismissed.

The Court doth order that the Rule awarded on the 2d day of this term against John D. Scott Deputy Sheriff for his failure to Summon Jurors in his bailiwick to this term of the Court be dismissed.

Ordered that this Court be adjourned until tomorrow morning at 10 oclock.

Chas. J. O'Ferrall.

At a County Court continued and held in and for the County of Rockingham, at the Court-House thereof, on Saturday September 21, 1878.

Present. Hon. Chas. J. O'Ferrall presiding.

Upon the Petition of Benjamin Hoover & others to establish a Public Road from Dinkerville to a point in Dovers lane; and to discontinue that portion of the New Market & Broadway road, lying between Dovers lane and the Strickler Mill Road crossing.

This Cause having at the last term, been Submitted upon the testimony then introduced, & Argument of Counsel, and the Court having taken the Cause under Consideration & having fully Considered, the Same, doth dismiss the Petition of the said Benjamin Hoover & others. And doth further Consider that the Contestants D. & Neff & others recover of the Petitioners in this Cause their Costs by them about their defence in this behalf expended.

Allen Devier. } Upon a Petition for a Writ of Habeas Corpus.

The Commonwealth.

This day the Petitioner Allen Devier was again led to the bar of the Court in Custody of the Jailor of this County, and thereupon Came as well the Petitioner Counsel as the Attorney for the Commonwealth, and the Court having fully heard the evidence and argument of Counsel, doth take time to Consider the Same.

Ordered that this Court be adjourned until Monday morning at 10 oclock.

Chas. J. O'Ferrall.

At a County Court continued and held in and for the County of Rockingham at the Court House thereof on Tuesday September 24th. 1878.

Present Hon. Chas. T. O'Ferrall presiding.

Ordered that this Court be adjourned until to-morrow morning at 10 Oclock.

Chas. T. O'Ferrall.

At a County Court continued and held in and for the County of Rockingham, at the Court-House thereof on Thursday September 26. 1878.

Present, Hon Chas. T. O'Ferrall presiding

Upon the Petition of George Kline &c for altering and changing a Public Road.

This day came the Petitioners by their Attorney and upon motion of J. M. Cowan and David Shirkey they were entered as defendants contesting the changing of said road and the cause is directed to proceed in the name of George Kline & others Petitioners against J. M. Cowan and David Shirkey Contestants.

J. P. Logan, Clerk of this Court, this day presented in Court an Account against The Commonwealth of Virginia, amounting to the sum of $15.00 for fees allowed under Sec. 31, Chapter 180, of the Code of 1873, for the trial of Six cases of Felony in said Court, from April Term 1878 to August Term, 1878, inclusive, which being sworn to, was examined and allowed by the Court, and ordered to be certified to the Auditor of Public Accounts for payment.

cert'd.

Ordered, That Court be adjourned until to-morrow morning, at 10 o'clock.

Chas. T. O'Ferrall

At a County Court continued and held in and for the County of Rockingham, at the Court-House thereof, on Monday, September 30, 1878.

Present:- Hon. Chas. T. O'Ferrall, presiding.

David A. Rolston, guardian of Lilly A. Reed, minor child of Jonas Reed, dec'd. appeared in Court, and with the assent of the Court resigned his trust as such guardian, and thereupon on motion of Lillie A. Burcher, formerly Lillie A. Reed, her husband, Samuel A. Burcher is appointed her guardian, and it appearing to the Court that personalty only will pass into the hands of the said guardian, during the minority of said ward, It is ordered that the said Samuel A. Burcher do execute a bond in the penalty of $2.000 as such guardian, without surety.

And thereupon, the said Samuel A. Burcher appeared in Court, and entered into and acknowledged a bond in the penalty of $2.000 (without security) conditioned as the law requires, and waiving

the benefit of his Homestead exemption as to the said allegation, and thereupon he qualified as said guardian by taking the oaths prescribed by law.

St Clair Gray, this day presented in Court an account against the County of Rockingham for 13 days Service as Chain Carrier for C. M. Ottmann C. E. in locating road from Rawley Springs to Skidmore's Fork of Dry River in this County at one Dollar per day, amounting to the Sum of thirteen Dollars ($13.00) which being Sworn to was examined and allowed by the Court, and ordered to be certified to the Treasurer of this County for payment out of the Special Levy of the $1500.00 made for the purposes of said road, included in the Levy for the year 1878.

cof. ord.

Ex-parte- Allan Devier } On a writ of Habeas Corpus.

This day, the petitioner Allan Devier, was again brought into Court by D. H. Rolston, Sheriff and Jailor of this County, and the Court having taken time to consider the case from the 6th day of this term, and after hearing the arguments of counsel, as well in behalf of the said Petitioner as in opposition thereto, is of opinion that the said Allan Devier is illegally detained in the custody of the said Jailor, the proceedings by the Justice being irregular and illegal.

And the Court is further of opinion that the evidence adduced is not sufficiently strong to induce the Court to detain him in custody for further proceedings against him as an alleged lunatic, It is therefore ordered that he be discharged from custody, which is accordingly done.

Ordered, That Court be adjourned until to-morrow morning at 10 o'clock.

Chas. T. O'Ferrall.

October 2d 1878

At a County Court continued and held in and for the County of Rockingham, at the Court House thereof, on Wednesday, October 2d 1878.

Present:- Hon. Chas. T. O'Ferrall, presiding.

D. H. Rolston, Sheriff & Jailor of this County, this day presented in Court an account against The Commonwealth of Virginia, amounting to the Sum of $91.76⅔ for Keeping & Supporting Wm Spitzer a Lunatic 31 days from August 16th 1878 to Sept 15. 1878 @ 40¢ per day $12.40 & Clothing for 1 Month $2.50 Keeping & Supporting Emily Banks a Colored Female Lunatic 33 days from August 16 1878. to Sept 17th 1878. @ 40¢ per day $13.20 & Clothing for Same 1 Month $1.66⅔ and Keeping & Supporting Allen Devier Convicted as a Lunatic 5 days from Sept 11 to Sept 15 1878. which being Sworn to was examined and allowed by the Court and ordered to be certified to the Auditor of Public Accounts for payment.

cof. ord.

D. H. Rolston, Sheriff & Jailor of this County, this day presented in Court an account against The Commonwealth of Virginia, amounting to the Sum of $17.50 for Keeping and Supporting Sundry prisoners Covering a Periods from August 16. to September 15. 1878. which being Sworn to was examined and allowed by the Court, and ordered to be Certified to the Auditor of Public Accounts for payment.

cof. ord.

Ordered that this Court be adjourned until to-morrow morning at 10 o'clock.

Chas. T. O'Ferrall.

Octo. 3d 1878

At a County Court continued and held in and for the County of Rockingham at the Court House thereof on Thursday October 3d 1878.

Present- Hon. Chas. T. O'Ferrall presiding.

Upon the Petition of J. D. Pennybacker and others for the establishment of a Public Road from Edom leading from Linville Creek to the Road leading from Isaac Lekis to Lewis Station on the B & O. R. R.

This day came again the petitioners and Isaac Wenger & D. C. Brenneman (the land owners at whose instance Commissioners were appointed at the June Term last of this Court) by their Attorneys. and the said Commissioners appointed as aforesaid at the June Term last having made their report, to which report there are no exceptions. and the said Isaac Wenger and D. C. Brenneman by their Attorneys withdrawing all opposition to said proposed road. On consideration whereof and after argument of Counsel, the Court is of opinion that said road ought to be established.

It is therefore ordered that said road be established in accordance with the report of the viewers as follows: Beginning at Station 1. in diagram returned with the report of Viewers thence N 36½ E 58.4 poles to Station 2. Thence N 36½ E 42 poles to Station 3. Thence N 27½ E 33 poles to Station 4. Thence N. 14¾ W 12.3 poles to Station 5. thence N 60½ E. 13.0 poles to Station 6. Thence N 15½ E 38.0 poles to Station 7. Thence N 53 E 44.4 poles to Station 8. Thence N 46. E 48.0 poles to Station 9. Thence N 25 E 38.0 poles to Station 10. Thence S 5. E 55.4 poles to Station 11 Thence N 6¼ E 10.2 poles to Station 12. Thence N 19. E 20.0 poles to Station 13. Thence N 67 E 16.0 poles to Station 14. Thence N 36. E 37.0 poles to Station 15. Thence N 9. E 28.0 poles to Station 16. Thence N 19 E 46.0 to Station 17. Thence N 40. E. 80 poles to Station 18. Thence S 53 E. 12.8 poles to Station 19. Thence N 34½ E 14.0 to Station 20. Thence N 21 E 22.0 to Station 21. Thence N 42 E 13.3 poles to Station 22. Thence N 51½ E 27.0 poles to Station 23. Thence N 29½ E 39.0 poles to Station 24. thence N 24 E 51 poles to Station 25. Thence N 16 E 6.7 poles to Station 26. thence N 5½ E 27.0 poles to Station 27. Thence N 17 E 50.0 poles to Station 28. Thence N 7 E 16.0 poles to Station 29. Thence N 15½ E 87 poles to Station 30. Thence N 29½ E 90.0 poles to Station 31. Thence N 19 E 64.4 poles to Station 32. Thence N 5 W 18.8 poles to Station 33. Thence N 1. W 12.0 poles to Station 34. Thence N 15 W 14.0 poles to Station 35. Thence N 19 W 8.4 poles to Station 36. Thence N 32 W 18 poles to Station 37. Thence N 45 W 8.0 poles to Station 38. Thence N 61½ W 8.0 poles to Station 39. Thence N 38½ W 5.0 poles to Station 40. Thence N 14½ W 6.0 poles to Station 41. Thence N 31. E 47.0 poles to Station 42. Thence N 37½ E 6.5 poles to Station 43. Thence N 44½ E 10.0 poles to Station 44. thence N 37. E 32.4 poles to Station 45. Thence N 31 E 13 poles to Station 46. Thence N 27 E 11.0 poles to Station 47. thence N 12 E 8.0 poles to Station 48. Thence N 1. W 12.0 poles to Station 49 and thence N 4 W 37 poles to Station 50 on the Road leading to Lewis Station near Isaac Lekis And the Road Commissioner of Linville and Plains Districts are hereby directed to proceed forthwith to open said road in accordance with this Order. following Specifically the Courses and distances herein Set-forth. except as hereinafter modified It is further ordered that the land-owners along said route be allowed the damages assessed by the report of the viewers (S. R. Allebaugh. J. J. Bauman and Chas. J. Brock) as follows To H. J. Showalter Eighty Eight 87/100 Dollars ($88.87) John B. Kline Sixty eight 62/100 dollars ($68.62) A. L. Mauphi twenty three 25/100 dollars ($23.25) D. Wm C. Chapman Sixty One 94/100 dollars ($61.94) M. E. Pennybacker twenty three 62½/100 Dollars ($23.62½) W. M. Bauman forty five 37/100 dollars ($45.37) Leathannie Baxter forty two 37/100 Dollars ($42.37) John D. Miller forty four 25/100 dollars (44.25) M E Pennybacker (Home farm) Sixty four 99/100 dollars ($64.99). Henry Geil Eighty One 37/100 dollars ($81.37) John C. Beery Sixteen 75/100 Dollars ($16.75) and J. P. Swank twenty Seven 95/100 dollars. It is further ordered that the following land-owners along said route be allowed

the damages assessed by the report of the Commissioners J. K. Cowan George J. Kisling and Joseph A. Mitchell appointed at their instance as follows: To Isaac Wenger on lower farm thirty three dollars ($33.00/100) Isaac Wenger on Home farm Six hundred and Seventy five dollars ($675.00) and David L. Brenneman two hundred and twenty five dollars ($225.00/100) It is further ordered that all of the allowances above made be certified to the Treasurer of this County for payment out of the Special Levy of $1500.00 provided for in the Levy for 1878. for the purposes of this road. It is further ordered that if desired by the said David L. Brenneman the Commissioners of Linville District is hereby authorized to make a Slight change in the location of the viewers, where the road passes through the garden and orchard of the said Brenneman, and the said Brenneman shall have the privilege of erecting two Cattle bridges on his land at his own expense, which shall be erected in a Safe manner and in no wise to affect the road or travel on the Same and which shall be Kept in good repair by him the said David L. Brenneman. It is further ordered that the said Commissioners of Linville District be and he is hereby authorized to make a Slight Change in the location of said road at Station 17 upon the diagram as shown by the dotted line thence therein if the Same be desired by the said Isaac Wenger. It is further ordered that the said Isaac Wenger be allowed the privilege of making three cattle bridges and one water gap on his "Home farm" the Same to be erected and Kept Safe and in good repair by the said Wenger at his own expense, and to be So constructed as not to affect said road or in anywise to inconvenience travel thereon It is further ordered that the said Commissioners of Roads make their report to the January Term 1879. of this Court how they have executed this order. with a view to a final determination of this Cause.

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c/p. & o.d. C. W. Altmanns, Civil Engineer this day presented in Court, an Account against the County of Rockingham, for services in locating the Road up Dry River, upon the Petition of Samuel Frank and others, making Map of said location and material for the same amounting to Ninety-two dollars ($92.00/100) (after deducting bill due Elizabeth Gladwell for board,) which being sworn to, was examined and allowed by the Court, and ordered to be certified to the Treasurer of this County, for payment out of the Special Levy of $1500.00 made this year for the purposes of said road.

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c/p. & o.d. Wm. H. Waesche, this day presented in Court an Account against the County of Rockingham, amounting to the sum of $13.00 as Chain-bearer for C. W. Altmanns, 13 days, in locating the Road up Dry River, upon the Petition of Samuel Frank & others, which being sworn to, was examined and allowed by the Court, and ordered to be certified to the Treasurer of this County for payment out of the Special Levy of $1500.00 made this year for the purposes of said road.

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c/p. & o.d. & f. C. Waesche. Elizabeth Gladwell this day presented in Court, an Account against the County of Rockingham, amounting to the sum of $6.50 for the board of 3 hands, 4/3 days, in assisting C. W. Altmanns in the location of the Road up Dry River, upon the Petition of Samuel Frank & others, which being sworn to, was examined and allowed by the Court, and ordered to be certified to the Treasurer of this County for payment out of the Special Levy of $1500.00 made this year for the purposes of said road.

S. A. Buracker, &c., Plff

John F. Reed, Exor. of Jonas Reed, dec'd, Deft. } Upon a Notice.

This day came again the parties by their attorneys, and it appearing to the Court that there is good & sufficient reason for requiring the Deft. John F. Reed to give good & sufficient security upon his bond as Executor as aforesaid, and he failing and refusing to give such security.

It is ordered that the powers of said John F. Reed as Executor of the last will & testament of Jonas Reed, dec'd, be and they are hereby revoked.

Upon the Petition of Samuel Frank and others for a change in the Public Road leading up Dry River from Rawley Springs in this County.

This day came the Petitioners by their Attorneys, and the viewers heretofore appointed having made their report, and the land-owners regularly summoned in accordance with the statute and no objection being urged, On consideration whereof, and after argument of counsel, the Court is of opinion that the petition involves not the change in an established road, but the making of a new road, and is further of the opinion that the importance of said new road is such and the public necessities so great as to authorize this Court to establish the same.

It is therefore ordered that the said road be and the same is hereby established.

And the Court having made a personal inspection of said proposed new road, and being satisfied that the character of the country through which it will pass is such, that the same should be located by a practical Engineer, and in anticipation of the present action establishing said road, directed C. H. Altmanns, a good and practical Civil Engineer to locate said road, and the said Engineer having made his report to this term of the Court, It is ordered that the said road be established on the line laid down in the report and map of said Engineer, as follows:—

Beginning at a Sugar tree in Samuel Gladwell's field, on the margin of now existing Road, thence (1.) N. 48½ E. 16 poles crossing Dry River to a large Poplar, thence (2.) S. 87½ E along the Hillside 16 poles to a stake near a wh. O. (3.) S 83½ E 8 poles to a stake, (4.) N 87 E 5 poles 3 links to a stake, (5.) S 81 E 6 poles 4 links to a stake, (6.) S. 75 E 3½ poles to a stake, (7.) S 81 E 5 poles 7 links to a stake, (8.) S 87½ E 8 poles to a stake, (9.) S 81 E 9 poles 2 links to a stake, (10.) S 86½ E 11 poles 5 links to a stake, (11.) N 74½ E 11 poles to a stake, (12) S 32 E 7 poles to a stake, (13) S 56½ E 8 poles to a pine, (14) S. 81 E 8 poles to a stake in a hollow, (15) S 25 E 11 poles 8 links to a stake, (16) S 38½ E 10 poles 10 links to a stake, (17) N 45 E 15 poles to a stake in a hollow, (18.) S 26 E 4 poles to a stake on the bank of the hollow, (19.) S 16½ E 8 poles to a stake, (20) S 11 E 8 poles 10 links to a pine, (21) S 30 E 9 poles 13 links to a pine, (22) S 63½ E 12 poles to a Hickory on the side of the Mt. (23) S 64½ E 8 poles to a wh. O. (24) S 85½ E 4 poles 16 links to a stake between Hickory and Pin Oak, (25) N 39½ E 5 p. 9 l. to four small maples, (26.) S 75 E 8 ps. to a gum, small Hickory & wh. O. crossing head of Ravine, (27) S 68 E 12 p. to a stake, (28.) N 80 E 2½ p. to a black oak, (29) N 25 E 14 p. to a stake, (30) N 60½ E 7 p. to a wh. oak in a deep Ravine, (31.) S 11½ E 7½ p. to a pine, (32) S. 30½ E 8 p 15 l. to a large pine, (33.) S 62¼ E 17 p 6 l. to a wh. O. near a deep Ravine, (34) S 85 E 3 p 9 l to Chesnut oak, (35) N 52½ E 17 p 6 l. to a large Pin Oak, dogwood & small Hickory up the Ravine, (36) N 36½ E 17 p. 7 l. to a large Poplar in the Ravine, (37.) S 13¼ E 12 poles to a stake on a rocky hill side,

(38.) S 8 W. 16 p. 20 l. to a pine, (39.) S 30 W 7 p. 15 l. to a large crooked pine, (40.) S 11 W. 8 p. 15 l. to a large pine, (41.) S 10½ E 20 p. to a stake, (42.) S 34½ E 5 p. 12 l. to two large pines, (43.) S. 52 E 7 p 20 l. to a small pine, (44.) S 80½ E 6 p to a pine, (45) S 81 E 6 p. to a small wh. O. (46.) S 77 E 4 p. 20 l. to a large hickory at the head of a Ravine, (47.) S 25 W 4 p. 15 l. croking the Ravine to a large wh. O. on side of Ravine, (48.) S 20½ W 4 p 10 l. to a stake, (49.) S 1½ E 5 p. 5 l. to a large pine, (50.) S 43½ E 4 p. 5 l. to a small pine, (51.) S 51 E 4 p. 11 l. to a small stump & stake, (52.) S 86½ E 4 p. 23 l. to a small hickory, (53.) S 52 E 4 p. 13 l. to a stake in a swampy hollow near a large pine stump & gum, (54.) S 71 E 4 p. 6 l. to a large dead wh. O. at head of hollow, (55.) S 22½ E 11 p. 17 l. to a large oak, (56.) S 35 E 6 p. to a high burnt wh. O. stump, (57.) S 44 E 12 p. to a large poplar, (58.) S 39½ E 6 p. to a small pine, (59.) S 41 E 12 p. to a stake, (60.) S. 33 E 23 p. croking a small Ravine to the corner of Seegar's front fence, (61.) S. 48 E 32 p. to a stake on Seegar's bank, (62.) S. 59 E 23 p. 8 l. to a hickory near Hopkins Hollow, (63.) S 45¼ E 8 p. 11 l. to a double poplar in the flat of Hopkins Hollow, (64.) S 41 E 8 p. 5 l. to a small w. pine on the flat at the foot of Chesnut Ridge, (65.) S. 3 E. 16 p. along the flat to a large wh. O. (66.) S 52½ E 21 p. to the line of Jacob Funkhouser's survey, (filed in the papers of this cause,) of January 29th 1877, (67.) S. 64 E 24 p. with Funkhouser's lines to a point on hill side, (Beg. of side cutting.) (68.) S. 66 E 10 p. along the slope of Chestnut Ridge, (69.) S 70½ E 13 p. along the slope of Ch. Ridge, (70.) S 63½ E. 10 p " " " " " " (71.) S 75½ E 16 p. " " " " " " (72.) S. 68 E 16 p. " " " " " " (73.) S 42½ E 14 p. to a small Gill, " " " (74.) S. 89 E. 8 p. croking Ravine, (75.) S. 66 E. 10 p. opposite head of Dry River, (76.) S. 52 E. 13 p. opposite head of Dry River, (77.) S. 25½ E 11 p. to a hollow, (78.) S 40½ E. 10 p. croking hollow, (79.) S. 56½ E. 14 p. (80.) S. 39½ E 9 p. to near a hollow, (81.) S 47½ E. 14 p. croking hollow, (82.) S. 38½ E 11 p. (83.) S 50½ E 5 p. (84.) S. 27½ E 5 p. to near a hollow, (85.) S. 39½ E 6 p. (86.) S 20 E 12 p. (87.) S. 30 E 24 p. along the head of River, (88.) S 53 E 4 p. to a hollow, (89.) S 45 E. 6 p. croking hollow, (90.) S. 30 E 5 p. (91.) S 42 E. 12 p. (92.) S. 34½ E 15 p. to Raccoon Hollow, (93.) S. 66 E 2 p. in Raccoon Hollow, (94.) S. 87 E. 7 p. in " " (95.) S. 51½ E 2 p " " " (96.) S 27½ E 2 p. " " " (97.) S. 5 W 9 p. croking Raccoon Creek, (98.) S. 14 E. 8 p. (99.) S. 42½ E 14 p. (100.) S. 39½ E. 46 p. along head of the River, (101.) S. 62 E. 10 p. to small hollow, (102.) S. 12 E. 8 p. to high point above the River, (103.) S. 23½ E. 8 p. (104.) S. 3½ E. 4 p. (105.) S. 17 E 18 p. (106.) S. 38 E 7 p. to a hollow, (107.) S. 13½ W. 4 p. (108.) S. 27½ E. 5 p. opposite foot log, (109.) S. 37½ E 9 p. (110.) S. 27 E 4 p. (111.) S. 17½ E. 12 p. entering River bottom, (end of side cutting,) (112.) S. 9½ E. 28 p. along the bottom, (113.) S. 2 E. 14 p. (114.) S. 7½ E. 15 p. to middle of Kephart's Creek or Hollow, (115.) S. 14 E 34 p. to a road in the woods, (116.) S ¾ E 94 p. croking branch to a large spruce on the old Pendleton Road about 70 p. above J. C. Heltzel's Saw-mill, thence along the old Road (117.) S. 23 E. 16 p. (118.) S. 10 E. 10 p. (119.) S. 2 E. 13 p. (120.) S. 13 E 31 p. 18 l. croking a branch at 4 p. (121.) S. 23 E 11 p. passing the saw-mill of J. C. Heltzel, (122.) S. 9 E 7½ p. to the Ford of the Mill Race, (123.) S. 47 E 5 p. 7 l. croking the Ford, (124.) S. 16 E 5 p. 18 l. to, on a bank (125.) S. 3¾ E 13 p. along the bank parallel to old road, (126.) S. 28½ E 13 p. 21 l. on the old road, (127.) S. 17½ E. 23 p. 6 l. on the old road to 4 small locust on edge of old road, (128.) S. 15½ E 13 p. 7 l. leaving the old road to 2 locusts on the bank, (129.) S. 19 E 25 p. to a stake near some chestnut sprouts, (130.) S. 21½ E. 16 p. to a stake, croking the drain made by an old road, (131.) S. 20 E. 22 p. 3 l. to a small Sassafras tree, (132.) S. 24½ E. 14 p. 15 l. to a wh. O. on the sides of the Mt. (133.) S. 28¼ E. 10 p. 19 l. on the side of the Mt. very rocky, croking a little branch to a maple, (134.) S. 14 E. 7 p. 5 l. along the side of the Mt. to a chestnut tree, (135.) S. 24½ E. 6 p. 7 l. to a small sassafras, (136.) S. 36 E 8 p. 15 l. to chestnut sprouts coming out a burnt chestnut in a small rocky draft, (137.) S. 38 E 4 p. 22 l. to a small Pin Oak, (138.) S. 28 E. 5 p. 4 l. (139.) S. 20 E. 8 p. to a rocky draft, (140.) S. 9½ E 3 p.

18 l. to small chestnut, (141.) S. 10 E. 5 p. 19 l. to a maple, (142.) S. 14½ E. 11 p. 19 l. to a large gum, (143.) S. 9 E. 7 p. to a large Birch, (144.) South 6 p. 5 l. to a Pin Oak, (145.) S 6½ E 4 p. to a large burnt chestnut stump, (146.) S. 9 W. 8 p. to a chestnut stump & sprouts, (147.) S. 29 E. 5 p. 18 l. to a chestnut stump & sprouts above the "Peach Orchard" Cabin, (148.) S. 14 E 18 p. to in the middle of the old road, below the cabin, 16 feet above a poplar tree, on the lower edge of the old road opposite a rocky hollow, thence with the old road in a Southeasterly direction 368 poles 6 links (1 mile and 48 poles 6 links) to station 172, thence leaving the old road to the right, (172.) S. 16½ E. 24 p. 10 l. along the foot of the ridge to a pine, (173.) S. 22½ E 11 p. 11 l. to a chestnut, (174.) S. 11 E 7 p. 18 l. to a leaning chestnut, (175.) S. 6½ E 13 p. 2 l. to a small chestnut, (176.) S. 6 E 9 p. 23 l. to a gum, (177.) S. 1½ E 13 p. 7 l. to a wh. Oak (some bilasting,) (178.) S. 2½ E 8 p. 17 l. to a chestnut oak (some bilasting,) (179.) S. 1½ W. 9 p. 2 l. to two small chestnut oaks, (180.) S. 5 E 8 p. 17 l. to a chestnut sapling, (181.) S. 10 W 10 p. 11 l. passing about 20 feet above a large high square rock to a small dead pine, (182.) S. 11½ W. 9 p. 7 l. to three chestnuts, (183.) S. 2¾ W. 11 p. 17 l. to a leaning chestnut oak, (184.) S. 38 W 5 p. 3 l. to a leaning chestnut oak, (185.) S. 46 W. 6 p. 22 l. to a small chestnut oak, (186.) S. 57 W. 4 p. 16 l. to a small pine, (187.) S. 57¼ W. 6 p. 13 l. to a pine, (188.) S. 66 W. 7 p. 15 l. to a dead pine, (189.) S. 59½ W. 5 p. 6 l. to a pine, (190.) S. 47 W. 6 p. 9 l. to a small pine, (191.) S. 60 W. 6 p. 21 l. to a large pine, (192.) S. 54 W 6 p. 11 l. to a pine, (193.) S. 47 W. 12 p. 10 l. to a pine, (194.) S. 43 W. 20 p. to two small wh. Oaks, (195.) S. 27 W. 20 p. to the middle of Rawley Springs Turnpike. The whole distance from Station (1) at Elkmore to Station (196.) in the Turnpike being 2207 poles, 3 links or 6 7/8 miles 7 poles 3 links, and the length of new road to be made being 5¼ miles, 28 poles, 7½ links, the old road being retained the balance of the distance.

No damages are allowed the land-owners along said route, none being claimed, and all relinquished by said land-owners.

The width and grades reported by the Engineer aforesaid are hereby adopted, and the road established in accordance therewith.

It is further ordered that James C. Keltzel, Commissioner of Roads of Central District in this County, be, and he is hereby authorized to advertise at once in one of the newspapers published in the town of Harrisonburg in this County, for two successive issues of said newspaper for sealed bids for the construction of said road, in accordance with the report and map of said Engineer; the bids to be made upon Sections as laid down in said Engineer's report, and with reference to the following terms and conditions: The Contractors to take the private subscriptions which have been made towards the construction of said road, and collect the same without any liability upon the part of the County of Rockingham; then the Special levy of Fifteen hundred dollars for the purposes of this road, (after deducting the amounts allowed to the Engineer, &c, for locating the route, &c,) to be apportioned between the said Sections according to the amount contracted for the construction of each section, which said special levy has been provided for in the levy of 1878, and the same to be paid to the contractors in three equal instalments as the work progresses, that is to say: One instalment when one-third of the work is done, another instalment when two-thirds are done, and the balance when the work is completed. If the construction of said road shall exceed the said private subscriptions and Special levy, then the balance shall be provided for in the levy for the year 1879.

Provided, however, that the County only proposes to pay the instalments above set forth out of the taxes for the year 1878, as they are

collected, and in the event the Treasurer of the County is not prepared to pay as the instalments fall due, payment shall not be demanded until the means are in hand to meet the same. And, provided further, that at no time shall payments be made to said contractors until the said Commissioner of Roads shall report in writing to this Court, that they are entitled to the same, under the provisions of this order, and an order shall be entered by this Court directing such payment. And, provided further that each of said contractors shall execute bond, with good personal security in a penalty double the amount of his contract-bid payable to the Board of Supervisors of Rockingham County, conditioned for the faithful performance of his contract.

The said Commissioner of Roads is hereby directed to enter into contracts with said contractors for the construction of said road, according to the report and map of said Engineer, and report said contracts and bonds aforesaid for confirmation to this Court, as soon as they are executed, the Court hereby expressly reserving the right to reject any bid, contract or bond.

Ordered that this Court be adjourned until tomorrow morning at 10 Oclock.

Chas. T. O'Ferrall.

At a County Court continued and held in and for the County of Rockingham at the Court House thereof, on Saturday October 5th 1878.

Present:- Hon Chas. T. O'Ferrall presiding.

The following Appraisement & Sale Bills were this day presented in Court and no exceptions being taken thereto, the same are ordered to be recorded. Viz:-
Appraisement Bill of the Personal Property of Morgan & Chapman Dec'd
Statement of Sales of property made by C. C. Strayer Trustee of J. A. Loewenbach.
Appraisement & Sale Bill of the Personal Property of George Will Dec'd

The following Settlements were this day presented in Court, and having been filed in the Clerk's office of this Court, the time prescribed by law, and no exceptions being taken thereto the Same are confirmed and ordered to be recorded. Viz:-
Settlement of the Account of Michael Fitzmoyers Adm'r of Mary Prehart, dec'd.
" " " " Paul & Bowman Adm'r of Noah Bowman, dec'd.
" " " " J. B. Turner & A. Brill Exor's of Isaac Brill dec'd.
" " " " Samuel Carrol Adm'r of Rebecca Baker dec'd.
" " " " A. M. & A. Diehl Adm'r's of Mathias Diehl, dec'd.
" " " " Wm F. Bowers Guardian for Martha Fawley
" " " " A. & C. Long one of the Adm'r's of David Flook, dec'd.
" " " " Wm F. Bowers Guardian for Martha Fawley.
" " " " B. F. Layman Adm'r of Martha Garner dec'd.
" " " " I. F. Brunner Committee for Eliza A. Homan.
" " " " Joel Flory Exor of Henry Kinegardner, dec'd.
" " " " R. M. Harrison Exor of John Huffman dec'd.
" " " " C. C. Strayer one of the Trustees of J. A. Loewenbach.
" " " " J. A. Shoemaker Guardian for Robert Lambert.
" " " " J. A. Shoemaker " " Martha Lambert.

Settlement of the Account of Abraham Sager Committee for Lydia S. Kiswander.
" " " " D. H. Rolston S. R. C. & Admr. of Peter Steff dec'd.
" " " " Henry M. Roller guardian for John R. Pence
" " " " Wm Rehard Admr. of Lewis G. Rehard. dec'd.
" " " " Sager. "
" " " " C. C. Strayer Admr. of Jacob Strayer "
" " " " John H. Moore Exor of John Weaver "

Flick & Huffman Plaffs
H. H. Washington Defts. } Upon a Warrant removed from before a Justice

Memo:- Be it remembered that upon the trial of this cause the Defendant by Counsel excepted to the rulings of the Court and tendered his two bills of exceptions which are in the words & figures following to-wit Flick & Huffman vs H. H. Washington &c. which he prays may be signed Sealed & enrolled and made a part of the record in this cause which is accordingly done.

Ordered that this Court be adjourned until Monday morning at 10 Oclock.
Chas. P. O'Ferrall.

At a County Court Continued and held in and for the County of Rockingham at the Court-House thereof on Tuesday October 8th 1878.

Present Hon. Chas. P. O'Ferrall presiding.

Ordered, That Court be adjourned until to-morrow morning at 10 o'clock.
Chas. P. O'Ferrall.

At a County Court continued and held in and for the County of Rockingham, at the Court House thereof on Friday, October 11, 1878.

Present:- Hon. Chas. P. O'Ferrall, presiding.

Wm. A. Waggy, Plff,
E. P. Pease, Deft. } Unlawful Detainer.

This day again came the Plaintiff by his Attorney, as well as the Defendant, and neither party requiring a jury, the decision of this cause was submitted to the Court, and the Court having fully heard the evidence and argument of counsel, is of opinion that the Defendant unlawfully withholds from the possession of the Plaintiff, the premises in the writ described, to-wit:- A House & Lot in the town of Dayton, adjoining Wm. A. Baker & W. B. Parsonage Property, and did so unlawfully withhold the same on the 6th day of September 1878, the date of the issuance of said writ.

It is therefore considered by the Court that the Plaintiff recover of the said Defendant possession of the said premises, to-wit:- A House & Lot in the town of Dayton, adjoining Wm. A. Baker & W. B. Parsonage Property, and that he also recover of the Defendant his costs by him in this behalf expended. And the Clerk of this Court is directed to issue a writ of Possession to the Sheriff of this County directed, commanding him to place the said Plaintiff in possession of the said premises forthwith.

Ordered, That Court be adjourned until to-morrow morning at 10 o'clock.

Chas. J. O'Ferrall.

At a County Court continued and held in and for the County of Rockingham, at the Court House thereof, on Monday, October 14, 1878.

Present:- Hon. Chas. J. O'Ferrall, Presiding.

Ordered That Court be adjourned until to-morrow morning at 10 o'clock.

At a County Court continued and held in and for the County of Rockingham, at the Court-House thereof, on Wednesday, October 16, 1878.

Present.- Hon. Chas. J. O'Ferrall, presiding.

On the Petition of Samuel Frantz and others, for a change in the Public Road leading up Dry River, from Rawley Springs, in this County,

For reasons appearing to the Court, the Order entered in this cause on the 3rd day of October 1878, on Pages 55-56-57 & 58 of the Order Book, is amended as to the location of said road, so as to read as follows:- Station 109. S 57° E 9 poles, instead of S 37½ E 9 poles as in said order. Station 113 S 13° W. 14 poles, instead of S 2° E 14 poles.

It is further ordered that said order be amended as to the width of said road, so as to read as follows:-

The road bed shall be 12 feet wide, inclusive of a side ditch, 18 inches wide by 6 inches deep.

It is further ordered that the Specifications for the construction of said road, filed in the Clerk's office of this Court, by James L. Keltzel, Commissioner of Roads of Central District in this County, be, and the same are hereby approved and adopted.

It is further ordered that the said road be completed on or before the 15th day of February 1879, and that for each day beyond that time, the same shall remain uncompleted, there shall be a forfeiture by the contractor or contractors of $5.00/100 for each section, the same to be deducted from the amount due such contractor or contractors from the County of Rockingham, and in the event there is not a sufficient amount due, to cover such default, then the Board of Supervisors shall have the right of action upon the bond or bonds of such contractor or contractors, required of them under the original order aforesaid. Said bonds to be taken not only for the proper construction of said road, but also with condition that the said road is to be completed on or before the said 15th day of February 1879.

Ordered, That Court be adjourned until to-morrow morning at 10 o'clock.

Chas. J. O'Ferrall.

At a County Court continued and held in and for the County of Rockingham at the Court House thereof, on Saturday, October 19, 1878.

Present:- Hon. Chas. T. O'Ferrall, Presiding.

For reasons appearing to the Court, the order entered at the August Term last, of this Court, certifying to the Auditor of Public Accounts for payment, an Account against the Commonwealth of Virginia, in favor of D.H. Rolston, Sheriff & Jailor of this County for the support &c, of Prisoners from July 16th to August 15, 1878, amounting to $31.10½ is set aside.

D.H. Rolston, Sheriff & Jailor of this County this day presented in Court a corrected account against the Commonwealth of Virginia, amounting to the sum of $26.53/100 for Keeping & supporting various Prisoners from July 16th to August 15, 1878, which being sworn to, was examined and allowed by the Court, and ordered to be certified to the Auditor of Public Accounts for payment.

cor. & d.

Ordered, That Court be adjourned until the first day of the next term.

Chas. T. O'Ferrall.

At a County Court held in and for the County of Rockingham at the Court-House thereof on Monday October 21st 1878.

Present — Hon. Chas. T. O'Ferrall presiding.

The Clerk of this Court this day presented in Court a List of Deeds &c. received and admitted to record in the Clerk's office of this Court at and since the last September Term thereof, which list being seen and inspected by the Court, is ordered to be spread upon the minutes and is as follows, Viz:—

Bargain & Sale	George G. Grattan Comm'r.	to Abraham H. Spitzer.
" "	Robert Stark & wife.	" David J. Driver & Elizabeth.
" "	E. K. Neff & wife.	" Mary A. Kline.
" "	Wm. B. Compton. Comm'r.	" Timothy Quinlin.
" "	Wm. J. Miller & wife	" Wm. P. Stugeon Trustee for Laura A. Stugeon
" "	Moses Masm & wife & others	" James P. Brown.
Trust Deed.	Samuel Wetherholtz & wife.	" Geo. A. Moffett Trustee.
	J. S. Myers.	" Wm. Shands Trustee.
Bargain & Sale	Abraham Paul & Reuben Swopes Widow & heirs.	" Solomon & William Buntner.
" "	Ed. S. Conrad Comm'r.	" F. H. Littell.
Agreement &c.	Benjamin Crawford.	" P. H. Dice.
Contract &c.	Same.	" Henry G. Price.
Bargain & Sale	William W. West & wife	" Jacob Minnick.
" "	James Kavanaugh Exr of Patrick Canty	" Alice Kane (wife of Wm Kane)
" "	Wilmer D. Cowse.	" The Western Union Telegraph Company
" "	E. L. Danigefield Spl. Comm'r. J. Kavanaugh & wife	" William A. Rutherford.
" "	Samuel Miller & wife & others.	" John Hamilton
Bill of Sale	John H. Draper.	" J. G. H. Miller.
Bargain & Sale	Thomas K. Miller & wife.	" Adam Heusley
Deed of Trust	J. D. Rolston. J. L. Rolston & B. F. Dove.	" B. G. Patterson Trustee
Bargain & Sale	John E. Roller Commissioner.	" Samuel Bleeker.
" "	Jacob Early & wife.	" Abraham Early.
" "	John J. Strayer.	" A. M. E. Strayer & Sisters.
" "	David B. Kline & wife.	" Daniel Miller.
" "	A. R. Miller and J. A. Shaver Trustee	" J. P. Miller
Deed of Homestead	Bettie D. Ritchie	" Claim of Homestead.
" "	G. M. Miller	"
Mechanics Lien	Peter D. Byerly	" John M. Keller & wife.
Division Deed	B. A. Myers & wife.	" J. A. S. Miller.
Release & Bargain & Sale	Mrs Mary Hoover.	to Geo. M. Hoover.
" "	George M. Hoover.	" Samuel L. Hoover.
Trust Deed	George M. Johnston & wife.	" Ed. J. Conrad Trustee.
Bargain & Sale	George M. Johnston & wife	" Mary B. Kennedy wife of A. P. Kennedy
" "	Warren S. Lusty & wife.	" Joseph Arey.
" "	George Hull	" Josephine A. Saufley
" "	Geo. W. Saufley & James M. Saufley & wife.	" Agustus B. Saufley.
" "	Isaac Moyers & wife.	" Silas May.
" "	Silas May & wife.	" Isaac Moyers.
" "	John M. Stein & wife	" Wm. C. Harrison.
" "	B. G. Patterson. Comm'r.	" Wm. C. Patterson.
" "	Samuel Miller & wife.	" John Wampler & others Trustees of the Baptist Lehmuch German
" "	Benj. G. Patterson Trustee.	" Charles E. Haas
" "	Mathias Shwalter & wife.	" Eliza Shwalter widow of Wm. S. Shwalter
Trust Deed.	Sallie A. Thurmond	" Ed. J. Conrad Trustee.

Trust Deed.	Lycinda VanBett	to Wm B. Linty Trustee.
Bargain Sale	Samuel Klute, & wife	" John Myers.
Trust Deed.	Wm. F. Koontz & wife	" E. L. Shands Trustee.
Lis. Pendens	B. F. Pattison Exor of Wm Davisson dec'd	vs Stephen Hausberger Adm'r & others.
Bargain Sale.	Henry Leuthold.	to Wm. J. Miller.
" "	Frank M. Chapman & wife	" Peter Baker.
Deed of Homestead	Robert E Payne.	Relaim of Homestead.
Deed of Trust	Jacksm Adm'r & Samuel R Thresler wife	Charles F. O'Berrall Trustee.
Bargain Sale	William D. Hopkins & wife	Lavinia R. Hopkins.
Art. of Agreement	Wm. D. Hopkins.	and Mary E Leighton.
Trust Deed.	Same.	to A. M. Newman. Trustee.

By Inventory and Sale Bill of the Personal Property of Daniel D. Dovel dec'd, was this day presented in Court, and no exceptions being taken thereto. the Same are ordered to be recorded.

The Settlement of the Estate of Daniel D. Dovel dec'd was this day presented in Court and having been filed in the Clerk's office of this Court the time prescribed by law. and there being no exceptions taken thereto. the Same is confirmed and ordered to recorded.

It appearing to the Court from a writing filed that Mrs Lucy Wise relinquishes her right to qualify as Adm'r. of the Estate of her deceased husband Peter P. Wise, on her motion Samuel Grim who made oath thereto according to law, appeared in Court, and together with Samuel R. Allebaugh. his Surety who justified as to his Sufficiency) entered into and acknowledged a bond in the penalty of $800.00 conditioned according to law. waiving the benefit of the Homestead exemption as to this obligation. a Certificate is granted him for obtaining letters of Administration in due form upon the Estate of Said Peter P Wise dec'd.

And the Court doth appoint. Em'l Dowie. Daniel Beidler. M. F. Gaines. James O Roark & John Strickler to appraise the estate of Said Peter P Wise dec'd. any three of whom may act after first being duly Sworn.

On the motion of Lucy Wise the mother of Thomas Mahlon Wise and Francis Wise, the Court doth appoint Samuel Grim as Guardian of the Said Thomas Mahlon Wise and Francis Wise infants of Peter P. Wise dec'd. and thereupon the Said Samuel Grim appeared in Court and together with Geo. R. Calvert his Surety (who justified as to his Sufficiency) entered into and acknowledged a bond in the penalty of $500.00 conditioned according to law. waiving the benefit of the Homestead exemptions, and qualified according to law. as Said guardian.

It appearing to the Court from evidence introduced that the Rev'd Wm R Berry is a regularly ordained Minister of the Church of the United Brethren in Christ and authorized to celebrate the rights of Matrimony. on his motion he appeared in Court and together with Michael L. Dinkel his Surety (who justified as to his Sufficiency) entered into and acknowledged a bond in the penalty of $500.00 conditioned according to law. waiving the benefit of the Homestead exemption. and thereupon he accordingly qualified by taking the oaths prescribed by law.

copied & d. to Henry Shacklett

P. M. Whitlock Committee for Eliza J. Dickson, a person of unsound mind, this day presented in Court an account against The Commonwealth of Virginia amounting to the sum of $28.50 for the board and care of the said Eliza J. Dickson a Lunatic from June 25th to Sept. 25. 1878. (3 Mos. @ $8 per mo $24.00) and 3 months clothing @ $1.50 per month ($4.50) which being sworn to was examined and allowed by the Court and ordered to be certified to the Auditor of Public Accounts for payment

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On his motion, and it appearing to the Court that John Grattan is a man of good character and honest demeanor, of the age of twenty one years, and has resided in this County one year next preceding this application. It is ordered that a certificate be granted him for obtaining the necessary License to practice Law in this Commonwealth.

The Court doth appoint John Funk & John B. Gangwer Judges of Election at Singers Glen voting place in this County, in the place of Aldine Keiffer and Ephraim Roubush, removed.

Jos. M. Rhodes Comm'r of the Revenue of Ashby District in this County. this day returned into Court a Copy of his Certificate as to the Sales of Wine, Alcoholic and Matt Liquors by all licensed retail and Barroom Liquor Dealers and wholesale Liquor dealers within his district for the month ending October 1. 1878. amounting to $1.40 as required by an act entitled, An Act imposing a tax and prescribing the mode of collecting the same on the privilege of Selling Wine, Ardent Spirits, Matt Liquors &c. approved March 20. 1877. which is ordered to be filed.

Wm D. Jennings Pltff.

J. Frank Fitzsimmons gar of Daniel Holsinger, Deft. } Upon a Suggestion.

This day came the Plaintiff by his Attorney, and it appearing from the affidavit of J. Frank Fitzsimmons before a Notary Public. that he is indebted to Daniel Holsinger in the Sum of about $40. the Court is of opinion that the Peri Facias of the Plaintiff against the judgment debtor Daniel Holsinger is a lien upon said fund. And it is considered by the Court that the Plaintiff recover of the Defendant the said J. Frank Fitzsimmons the Sum of $12.50 with interest thereon from the 4th day of May 1871. till paid and $1.25 Costs before the Justice expended also his costs by him in this behalf expended.

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D. H. Rolston, Sheriff & Jailor of this County this day presented in Court an account against The Commonwealth of Virginia amounting to the Sum of $14.00 for Keeping and Supporting Wm Spitzer a Lunatic 30 days from Sept 16. 1878 to October 15. 1878 @ 40¢ per day ($12.00) and clothing for same one month ($2.00) which being Sworn to was examined and allowed by the Court, and ordered to be certified to the Auditor of Public Accounts for payment.

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D. H. Rolston, Sheriff & Jailor of this County this day presented in Court an account against The Commonwealth of Virginia, amounting to the Sum of $12.65 for Keeping & Supporting Sundry prisoners Covering a period from Sept 16. to October 15. 1878. which being Sworn to was examined and allowed by the Court, and ordered to be certified to the Auditor of Public Accounts for payment.

Ordered, that this Court be adjourned until tomorrow morning at 10 o'clock

Chas. T. O'Ferrall.

October. 23d. 1878. At a County Court Continued and held in and for the County of Rockingham. at the Court House thereof. on Wednesday October 23d. 1878.

Present:- Hon. Chas. J. O'Kerrall presiding.

Wm. E. Logan. moved the Court to grant him Retail Liquor Merchants License from November 1st 1878 to April 30th 1879 the Said busines to be conducted in the Spotswood Hotel adjoining the Spotswood Bar Harrisonburg Va. and produced the recommendation of the Town Council therefor. and upon the introduction of evidence it appears to the Court that the applicant is a person of Sobriety and good character and that the place of business is Convenient and Suitable the Court doth grant Said applicant a Certificate to obtain Said license upon his execution of a bond in the penalty of $600.00 Conditioned for the faithful performance of all the requirements of the Act of the General Assembly of Virginia. entitled "An Act imposing a tax and prescribing the mode of Collecting the Same. on the Privilege of Selling Wines Ardent Spirits. or Malt Liquors. within the limits of the Commonwealth for the Support of Government and to pay the interest on the Public Debt." Approved March 30th 1877. as amended by the Act approved April 2. 1877. And thereupon the Said Wm. E. Logan appeared in Court and together with Wm. B. Little and Wm. H. Gay his Securities (who justified as to their Sufficiency) entered into and acknowledged a bond in the penalty of $600.00 Conditioned according to the provisions of the Act above referred to. waiving the benefit of the Homestead exemptions.

It is considered by the Court that Said Certificate be granted the Said Wm. E. Logan. he having produced in Court the receipt of the Treasurer of this County for one half the tax on Said License.

John R. Jones Comm'r. of the Revenue of Central District in this County. this day returned into Court a copy of his Certificate as to the Sales of Wine Alcoholic and Malt Liquors. by all licensed retail and Bar-room Liquor Dealers and wholesale Liquor dealers within his district for the month ending Sept. 30. 1878. amounting to $244.44 as required by an act entitled. An act imposing a tax and prescribing the mode of Collecting the Same on the privilege of Selling Wine. Ardent Spirits. Malt Liquors &c. approved March 30. 1877. which is ordered to be filed.

On the Petition of J. H. Kite & others for an appropriation to rebuild the bridge across the Shenandoah River near Conrads Store in this County. washed away by the flood of 1877.

The Committee heretofore appointed by this Court to contract for the construction of a Bridge near Conrads Store over the Shenandoah River in this County. this day reported to this Court that they had contracted with Wm. H. Peterson and C. M. Showalter for the Stone and Masonry work of Said bridge at the price of two 72/100 Dollars per Cubic yard, and that the Said Wm. H. Peterson and C. M. Showalter had executed bond in the penalty of five hundred dollars ($500.00) payable to the Board of Supervisors of Said County with E. H. Bromer, J. P. Houck. William Mellies Jr. Joel Berry and Benj. F. Ritchie as their Sureties, which Contract and bond properly Signed and executed were returned with the report of Said Committee. On consideration whereof the Court doth ratify and approve the Said Contract and bond. and the action of the Said Committee in the premises. And the Said Committee further reported that they had contracted with J. M. Woods for the Construction of the Wood work of Said bridge at the price of One Thousand and Nine hundred and forty dollars ($1940.00) and that the Said J. M. Woods had executed bond in the penalty of Fifteen hundred dollars ($1500.00/100) payable

to the Board of Supervisors of Rockingham County with J. M. R. Moore as Surety which Contract and bond properly Signed and executed were returned with the report of Said Committee. On Consideration whereof the Court doth ratify and approve Said Contract and bond and the action of the Said Committee in the premises.

On the Petition of J. H. Kite and others for an appropriation to rebuild the bridge across the Shenandoah River near Conrads Store in this County washed away by the flood of 1877.

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The Committee heretofore appointed to Contract for and Superintend the Construction of a bridge over Shenandoah River near Conrads Store in this County having reported to the Court that the Contractors for the Stone and Masonry work. William H. Peterson and L. M. Showalter had completed more than 2/3 of their Contract in a Satisfactory and workmanlike manner, it is ordered that the Sum of One hundred and fifty five dollars be paid by the Treasurer of this County on the 20th day of November 1878. and One hundred and fifty five dollars on the 1st day of February 1879 out of the Special Levy of $1500. made for the purposes of Constructing Said bridge in the Levy for the year 1878. The Said two Sums aggregating $310.00 being the proportion due Said Peterson and Showalter out of Said Special levy for the work already done by them.

Upon the Petition of John S. Coffman, Joseph S. Loose & others for the establishment of a Public Road from Petrys Gate on Shun Pike Road to Dry River Road near Adam Thomas's house

This day came the Petitioners by their Attorney & the viewer heretofore appointed having made their report & the land owners regularly Summoned in accordance with the Statute. and evidence having been adduced. On Consideration whereof it appearing to the Court that the land owners upon whose land the Said road is proposed to be established are willing to give the right of way except Henry Petry & Daniel Switzer the Said Petry claiming $50.00 damages & the Said Switzer claiming $5.00 & the Said amount having been so assessed and allowed in the report of the Said viewers and it further appearing to the Court that the parties interest proposed to open the road without Costs to the County & that the Said petitioners or parties interested will pay the Said damages. it is adjudged and ordered that Said road be and the Same is hereby established as follows. Beginning at a point on the Shun Pike road near the junction of the Rushville Road with Said Shun Pike Road near a Stone at a gate Corner to A. L. Fishback on Petrys line, thence with Petrys & Fishbacks line & Petrys & Coffmans line S 7¼ E 176 111/100 poles to a Stone at a gate Switzers Corner. thence running into Switzers farm farm S 3¾ E 24. 36/100 poles to a Stake. thence through Said Switzer Lienhoss, Burgmans & Thomas to Looses line S 13 W 76 42/100 poles to a Stake and a white oak, thence with Thomas Looses, Sandys Herrings, Abram Coffmans & Thomas line S 62¼ E 166½ poles to the Dayton & Dry River Road.

And it is further ordered that So Soon as the Said land damages are paid and the road opened by the petitioners at their own Costs. the Same Shall be taken Charge of by the Commissioner of Roads of Ashby District and worked and Kept in order as other public roads are worked and Kept in Order. The Said Comr. is further directed to report to this Court whether or not the Said road has been properly made. The Said road shall be fully Constructed and the Said Comr. shall make his report on or before the 1st day of the April Term 1879 of this Court. If not made by that time, this order shall be Null and void and the petition dismissed

See Page 149 for 2nd Final Order

D. M. Beam a Justice of the Peace for this County this day paid into Court the Sum of $5.00 it being the amount of a Judgment for fine rendered by him on

ratified.

the 17th day of September 1878 in the case of the Commonwealth vs Daniel Starks for assault & battery.

On the Application of Harvey Kyle for a change in a Public Road leading from Main Street in the town of Bridgewater to the Ford on North River below the Bridgewater Manufacturing Companys Factory & Machine Shop.

The Commissioner of Roads for Ashby District in this County. (John H. Moore) having made this report to this term of the Court. that pursuant to an order of this Court entered at the June Term 1878 he proceeded as directed by said order to make said change according to the report of the viewers filed in this Cause and that the said road is now open Complete and ready for travel It is therefore ordered that the said Public Road be discontinued to the extent of such change as provided in former orders entered in this cause. and that the Same be now stricken from the docket of this Court.

Ordered that this Court be adjourned until tomorrow morning at 10. Oclock.

Chas. T. O'Ferrall.

October 26. 1878 At a County Court continued and held in and for the County of Rockingham at the Court-House thereof on Saturday October 26. 1878.

Present Hon. Chas. T. O'Ferrall, presiding.

The Court doth appoint Reuben M. Harrison and Samuel K. Allebaugh. Judges of Election at Melrose voting place in this County in place of Reuben M Harrison removed and Peter Neff. deceased. and doth appoint Henry A Heatwole Judge of Election at Mt Clinton precinct in this County in place of Henry D. Heatwole it appearing to the Court that there is no such man as Henry D. Heatwole.

On the application of Martin Whitmer & others for the establishment of a Public Road Beginning at point on the Keezletown road near the dwelling of Wm. Carpenter to a point on the New Road recently opened leading from the Forge road to the Emedens Church Road about 1/4 mile South of the point of intersection with the latter road.

The Court doth appoint Edward S. Kenney. Isaac Long. and Chas. A VanLear viewers. to view the ground, and report to this Court, at its next term the Conveniences and inconveniences that will result, as well to individuals as to the public. if such road should be established as proposed. and especially whether any yard. garden. orchard or any part thereof. will have to be taken.

They shall further report the facts and Circumstances in their opinion, useful in enabling the Court to determine the expediency of establishing the road. They shall report the names of the land-owners on such route, and State which of them require Compensation; the probable amount, in their opinion, to which such party may be entitled. and any other matter which they may deem pertinent. They shall not locate any route on which there may be a grade at any one point exceeding six degrees. and shall endeavor to locate a route which shall not exceed five degrees at any one point. A Map or diagram of the route, with Courses and distances. shall be returned with their report. A Statement of the number of days each viewer and surveyor was employed in executing this order. shall be appended to the report. and Sworn to before a Justice of the Peace or other officer, who shall append his certificate to the Same. Any defect in the action or report of the viewers will debar them from

receiving pay for their Services.

Ordered that this Court be adjourned until Monday morning at 10 Oclock.

Chas. T. O'Ferrall.

October 29. 1878. At a County Court continued and held in and for the County of Rockingham at the Court-House thereof on Tuesday October 29th 1878.

Present Hon. Chas. T. O'Ferrall, presiding.

Ordered that this Court be adjourned until tomorrow morning at 10 Oclock.

Chas. T. O'Ferrall.

November 1st 1878. At a County Court continued and held in and for the County of Rockingham at the Court-House thereof on Friday November 1st 1878.

Present Hon. Chas. T. O'Ferrall Presiding.

In the matter of Wm. P. Showalter, upon a petition to establish a Road from Hopkins' Mill Road to Bowmans' Mill Road,

It appearing to the Court that the summons to the land-owners along the line of the proposed road, ordered to be issued at the March Term of this Court, 1878, has never been executed, It is ordered, that the following named landowners along the line of the proposed road, to-wit:- Jerry Linaweaver, W. J. Chrisman, John Gaines, Robt. Gaines, John Hagedon, Joseph Showalter, John Showalter, Wm. Evers' heirs, Henry M. Miller & Mrs. Francis Burkholder be summoned to appear before this Court on the 1st day of the November term, being the 18th day of November 1878, to show cause, if any they can, why the said Road as proposed, and as reported by the viewers, shall not be made.

Ordered that this Court be adjourned until tomorrow morning at 10 Oclock.

Chas. T. O'Ferrall.

Novbr. 4. 1878 At a County Court continued and held in and for the County of Rockingham at the Court-House thereof on Monday November 4th 1878

Present Hon. Chas. T. O'Ferrall presiding.

Ordered, that this Court be adjourned until tomorrow morning at 10 Oclock.

Chas. T. O'Ferrall.

November 6th 1878 At a County Court continued and held in and for the County of Rockingham at the Court-House thereof on Wednesday November 6. 1878.

Present. Hon Chas. T. O'Ferrall presiding.

Ordered that this Court be adjourned until tomorrow morning at 10 Oclock

Chas. T. O'Ferrall.

Novbr. 7th 1878

At a County Court continued and held in and for the County of Rockingham at the Court House thereof on Thursday November 7th 1878.

Present Hon. Chas. T. O'Ferrall presiding.

On the Application of G. Comeise, E. L. Berlin & others for the establishment of a Public Road from A. S. Williams' House near Berlins Mills to Bridgewater near the Town Hall through the lands of G. M. Berlin, Mary A. Byrn & others.

The Court doth appoint John H. Moore, John A. Henning jr. & M. F. Allemong viewers to view the ground, and report to this Court at its next term the conveniences and inconveniences that will result, as well to individuals as to the public, if such road should be established as proposed, and especially whether any yard, garden, orchard, or any part thereof will have to be taken.

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They shall further report the facts and circumstances in their opinion useful in enabling the Court to determine the expediency of establishing the road. They shall report the names of the land-owners on such route and state which of them require Compensation; the probable amount, in their opinion, to which such party may be entitled. And any other matter which they may deem pertinent. They shall not locate any route on which there may be a grade at any one point exceeding Six degrees, and shall endeavor to locate a route which shall not exceed five degrees at any one point. A Map or diagram of the route with Courses and distances, shall be returned with their report. A statement of the number of days each viewer and Surveyor was employed in executing this order, shall be appended to the report, and Sworn to before a Justice of the Peace, or other officer, who shall append his Certificate to the Same. Any defect in the action or report of the viewers will debar them from receiving pay for their Services.

Copy & d. to Wm. Francis Niswander Nov. 9/78. L. L. C. C.

John Niswander, Committee for Malinda Correll, a person of unsound mind, this day presented in Court an Account against the Commonwealth of Virginia amounting to the Sum of $29.50 for the Board and Care of the Said Malinda Correll, a Lunatic, from the 27th of July, to the 27th of October 1878, 3 Mos. @ $100 per year ($25.00) and 3 Mos. Clothing for Same @ $1.50 per Mo ($4.50) which being Sworn to was examined and allowed by the Court and ordered to be certified to the Auditor of Public Accounts for payment.

On the Petition of Samuel Frank and others in which this Court at the September Term 1878, entered an order establishing a new road from Rawley Springs up Dry River in this County;

James C. Kettyle who was directed as Road Com'r. of Central District in this County to advertise for bids and to Contract for the Construction of Said Road having this day made his report to this Court, from which it appears that after advertising as directed by Said order bids he had awarded the Contract for building Sections One and two of Said road to Samuel McDonnaugh (he being the lowest bidder) at the price of five hundred and forty nine dollars ($549.00) for Section One and One hundred and Ninety four 50/100 dollars ($194.50) for Section Two. And that he had awarded the Contract for building Sections three and four of Said road to Henry Devier (he being the highest bidder) at the price of One thousand dollars ($1000.00) for Section three and Seven hundred dollars ($700.00) for Section four; that he the Said Commissioner had entered into Contracts with the Said Contractors; that the Said Contractors had each executed bonds payable to the Board of Supervisors of this County with good Security for the faithful performance of this Contract, that the penalty of the bond executed by the

Said Samuel McDorman is fifteen hundred dollars and that L.C. Hopkins is his Surety: that the penalty of the bond executed by the Said Henry Dever is thirty four hundred dollars and that John C. Joseph, Andrew J. Robinson and James T. Payne are his Sureties, all of the obligors in Said bonds (principals and Sureties) waiving the benefit of their homestead exemptions.— On Consideration whereof the Court doth Confirm the Said Contracts and bonds, and doth order that the Same be filed and preserved in the Clerk's office of this Court.

Catharine Flick Committee for Anna Flick, a person of unsound mind this day presented in Court an account against The Commonwealth of Virginia amounting to the Sum of $87.20 for the Support and maintenance of the Said Anna Flick in accordance with the provisions of the order of this Court of the 18th day of April 1876. (188 days from April 10. 1878 to October 20th 1878. @ 40¢ per day ($75.20) and for clothing for Same 6 Month @ $2.00 per Month $12.00 which being Sworn to was examined and allowed by the Court and ordered to be certified to the Auditor of Public Accounts for payment.

Ordered, That Court be adjourned until to-morrow morning at 10 o'clock.

Chas. T. O'Ferrall.

At a County Court continued and held in and for the County of Rockingham, at the Court House thereof, on Saturday, Nov. 9, 1878.

Present:- Hon. Chas. T. O'Ferrall, presiding.

Ordered, That Court be adjourned until the first day of the next term.

Chas. T. O'Ferrall.

At a County Court held in and for the County of Rockingham at the Court-House thereof, on Monday November 18th 1878.

Present:- Hon. Chas. T. O'Ferrall, presiding.

The Clerk of this Court this day presented in Court a List of Deeds, &c received and admitted to record in the Clerk's Office of this Court, at and since the last October Term thereof, which list being seen and inspected by the Court, is ordered to be spread upon the minutes, and is as follows, Viz:-

Bargain & Sale.	Joseph. B. Moyers. & wife.	to John Manning.
" "	Geo. W. Yancey & wife & E. D. & M. J. Flook.	" Jacob Armentrout.
" "	Sarah C. Doyle.	" Ephraim P. Duff.
" "	John B. Hazelberger. & wife.	" Jane A. Devier.
" "	Charles A. Yancey. Comm'r.	" Israel Allen Trustee for Mary M. Allen & others.
Trust Deed.	A. D. Armentrout & wife.	" B. G. Patterson Trustee.
Homestead Deed.	Noah Hoover.	" Claim of Homestead.
Bargain & Sale.	James J. Miller & wife & others Heirs of John H. Miller	" Eliza Roads wife of John Roads.
Indenture.	Fannie Thomas.	" Amanda Keezle.
Homestead Deed.	John H. Monger.	" Claim of Homestead.
Deed of Trust.	Daniel Cupp.	" G. W. Tabb & Son. Trustee.
Bargain & Sale.	Wm. B. Compton, Comm'r.	" Wm Eiler.
" "	George G. Grattan Comm'r.	" Bramwell M. Rice.
" "	William Bright.	" Abraham Pirkey Trustee for Margaret C. Pirkey.
Art. of Agreement	Elizabeth Garrison.	" William Minnick.
Decree of U.S. Court	George W. Berlin Complainant	" Wm & Thomas J. Ward Defendants.
Trust Deed.	Wm. Life.	to Harvey Life Trustee.
Bargain & Sale	Samuel J. Bertram & wife.	" Peachy A. Bertram.
" "	James Kenney Trustee for Barbara Kyle.	" Paulsel McCreary.
" "	John Burkholder.	" N. M. Burkholder.
" "	S. S. Robey & Louisa Knight	" Henry Steinegker.
Release Deed	Catharine Swank	" Conrad H. Long.
Mechanics Lien.	William Bellhimer	" John W. Kelley & wife.
Bargain & Sale.	C. C. Strayer & C. Trustees of J. D. Loewenbach	to Ephraim Lenbush A. S. Keffer & J. W. Howe.
" "	J. E. Roller & wife.	" Elias Hyslar.
" "	M. Taylor Comm'r.	" C. S. Thrasher.
" "	Sarah Bowman	" Same.
" "	J. B. Stipes spring	" Sarah Hetlinger.
" "	R. W. Rice & wife.	" Lucy M. Skinner wife C. G. Skinner.
Deed of Homestead	Lucy M. Skinner wife of C. G. Skinner	" Claim of Homestead.
Trust Deed.	D. Lafayette Dove.	" Wm M. Darrough Trustee.
Bargain & Sale	John H. Myerhoeffer & wife.	" Jacob Hudlow.
" "	Daniel C. Cryder	" Josiah Swisher.
" "	Robt. B. Ragan Sp. Comm'r of A. Hartman's Assignee	John Paul Trustee for Kate S. Paul.
Release of Lien.	First National Bank of Harrisonburg.	" J. A. Rann Trustee for Elizabeth G. Rann.
Art of Agreement.	John Lineglen	" J. W. Weaver Agt. for J. C. & E. D. Weaver.
Bargain & Sale	Geo. W. Thrasher. & wife.	" Geo. W. Hayes.
" "	J. A. Shaver.	" Christian Giles.
" "	Saml. K. Sterling	" Warren S. Lority.
Land Division.	J. L. Long. Benj Hoover & Jesse Moyers Comm'rs.	" Alexander Kemp & others heirs of Elena Kemp.
Bargain & Sale.	John C. Herring & wife.	" John H. Carpenter.
" "	Alex Kerr Adm'r. d. b. n. of John R. Kinnaird dec'd	" Samuel Shank.
" "	John E. Smith & wife.	" B. F. Hostetter.
" "	John E. Roller. Comm'r & D. M. Washington & wife.	" P. K. Eannan Trustee for Sarah A. Eannan.
" "	Ed. S. Conrad. Comm'r.	" Wm. F. Davis.
" "	Wm B. Compton Comm'r.	" Miss Rebecca Lawson.

The following Settlements were this day presented in Court, and having been filed in the Clerk's office of this Court the time prescribed by law, and no exceptions being taken thereto the same are confirmed and ordered to be recorded. Viz:-
Settlement of the Account of P. L. Bertram Exor of A. Bertram dec'd
" " " " " Noah Martz " " Daniel Bazzell dec'd
" " " " " Jacob B. Burner Adm'r of Wm Burner dec'd
" " " " " A. M. & J. H. Diehl Adm'rs of Mathias Diehl dec'd
" " " " " Wm. F. Kyger Adm'r of Alexander Kyger dec'd
" " " " " J. A. Shoemaker Guardian for Robert Lambert.
" " " " " Same " " Martha Lambert
" " " " " J. P. Ryder Guardian for Charles S. Myers
" " " " " A. J. Myers " " Jacob M. Myers
" " " " " Newton G. Moore Exor of Lelpis Payton, dec'd
" " " " " Levi Crozier Adm'r of Henrietta Roleton dec'd
" " " " " Cyrus Rhodes Exor of Jacob Rhodes dec'd
" " " " " G. E. Sipe Committee for Lucinda Yancey
" " " " " D. K. Harnsberger Adm'r of Robert L. Yancey

T. M. Sellers, foreman John S. Effinger. A. M. Newman jr. James L. Hettzel. J. M. L. Harnsberger. Lemuel Fawley. L. Miller, Wm R. McKeever, Wm. L. Harrison, Eugene West, Geo. W. Mellow. Strother Jones. John M. Jacobs, George Life. James M. Blair. & Mathew Ireland. were impannelled and sworn a Grand Jury in and for the body of the County of Rockingham, and having received their charge from the Court, retired to their room to Consider their presentments, and after sometime returned into Court and made the following presentment, Viz:-
An Indictment against Walter Morris, for the larceny of a horse A true bill T. M. Sellers foreman
and not having completed the business before them were adjourned until Wednesday morning the 3d day of this term of the Court at 10 Oclock.

On the motion of Isaac N. Miller who made oath thereto according to law, he appeared in Court and together with Jacob Moyers and Benjamin Miller his Sureties (who justified as to their Sufficiency) entered into and acknowledged a bond in the penalty of $3000.00 Conditioned according to law, (waiving the benefit of the Homestead exemption as to this obligation. a certificate is granted him for obtaining letters of administration in due form upon the Estate of John D. Miller dec'd. It appearing to the Court that said decedent has been dead for more than 30 days
And the Court doth appoint John Lincoln, Henry S. Heatwole Isaac Wenger and Jacob P. Neff to appraise the Estate of said John D. Miller dec'd any three of whom may act after first being duly sworn,

The writing purporting to be the last will and testament of Susan Reed. was this day presented in Court and being proven by the oaths of A. B. Long and Selem Sellers the Subscribing witnesses thereto. was admitted to probate and ordered to be recorded.
And thereupon on the motion of Abram Long the Executor therein named, who made oath thereto according to law. he appeared in Court and together with L. E. Haas his Surety (who justified as to his sufficiency) entered into and acknowledged a bond in the penalty of $800.00 Conditioned according to law, waiving the benefit of the Homestead exemption as to this obligation. a certificate is granted him for obtaining a probat of the will of said Susan Reed dec'd.
And the Court doth appoint Michael J. Marty. A. B. Lincoln and James H. White to appraise the Estate of said Susan Reed dec'd after first being

duly Sworn.

The writing purporting to be the last will and testament of George M. Arey, was this day presented in Court, and being proven by the oaths of P. Herring Sr. H. Peter and Lewis M. Guyer the Subscribing witnesses thereto, was admitted to probate and ordered to be recorded.

And thereupon on the motion of Catharine Arey the Executrix and John M. Arey the Executor therein named, who made oath thereto according to law. They appeared in Court and together with Abraham Andes & John L. Joseph. their Sureties, (who justified as to their sufficiency) entered into and acknowledged a bond in the penalty of $1600.00 conditioned according to law, waiving the benefit of the Homestead exemption as to this obligation a Certificate is is granted them for obtaining a probat of the will of said George M. Arey dec'd. in due form.

And the Court do the appoint Simon Harman, John Robinson, James Payne & Joseph Miller to appraise the Estate of said George M. Arey dec'd. Any three of whom may act after first being duly Sworn.

On the motion of Daniel G. Martz. and from evidence introduced the Court being Satisfied that he is a person of good character, and a proper person in whom to confide the trust of Selling or distributing religious books doth direct any one of the Commissioners of the Revenue for this County to grant him Such License with a nominal tax of one Cent only.

cmpd. rd.

On his motion, and it appearing to the Court that Graham Harris. is a man of good character and honest demeanor, of the age of twenty one years, and has resided in this County one year next preceeding this application. It is ordered that a certificate be granted him for obtaining the necessary License to practice Law in this Commonwealth.

It appearing to the Court from evidence introduced that the Rev'd. Joseph Bowman. is a regularly ordained Minister of the Church of the Congregational Babtist Brethren, and Authorized to Celebrate the Rites of Matrimony, on his motion he appeared in Court and together with George W. Dollar his Surety (who justified as to his sufficiency) entered into and acknowledged a bond in the penalty of $500.00 conditioned according to law, waiving the benefit of the Homestead exemption as to this obligation, and thereupon he accordingly qualified by taking the oaths prescribed by law.

John R. Jones Comm'r. of the Revenue for Central District and Jo. M. Rhodes Com'r. of the Revenue for Ashby District in this County this day returned to the Court a copy of their Certificates as to the Sales of Illicit Alcoholic and Malt Liquors by all licensed retail and Bar-room Liquor dealers and Wholesale Liquor dealers within their respective districts for the month of October 1878. the first amounting to the Sum of $241.56 & the 2d. to $1.03 as required by an Act entitled, "An Act imposing a tax and prescribing the mode of Collecting the Same on the privilege of Selling Illicit Ardent Spirits Malt Liquors &c. approved March 30. 1877. which are ordered to be filed.

Jacob Bears Adm'r. } Scifa
John A. Walker & Jo. A. Kite } Scifa

Uriel Shirley } Upon a Warrant removed from
John P. Pence. } before a Justice of the Peace.

Ordered. that the two foregoing Causes be placed upon the Court's Docket.

Samuel Barley Appellant } upon an Appeal } Peter D. & Lineas Woodson. } Upon a Distress Warrant removed from before a Justice of the.
Philip Barnhart Appellee. } upon an Appeal } M. G. Patton &c. } Upon a Distress Warrant removed from before a Justice of the.

Ordered that the foregoing causes be placed upon the Cmts Docket.

Ordered that this Cmt be adjourned until to-morrow ~~Evening~~ at 4 Oclock.

Chas. T. O'Ferrall.

November 20. 1878. At a County Cmt continued and held in and for the County of Rockingham at the Cmt-House thereof on Wednesday November 20th 1878.

Present Hon. Chas. T. O'Ferrall presiding.

The Grand Jury impannelled and Sworn on the 1st day of this term of the Court were called and James M. Blair one of said Grand Jurors failing to appear the Cmt. doth award a rule against him returnable to the first day of the next term of this Cmt. to Show Cause if any he can why he should not be fined and attached for his contempt to be offered in failing to attend this day as a Grand Juror as aforesaid and thereupon John Lineslu was by direction of the Court summoned impannelled and Sworn as a Grand Juror in the place of said James M. Blair. and the panel being thus completed they retired to their room to consider further of their presentments and after sometime returned into Cmt and made the following presentment Viz:- An Indictment against N. L. Shoup for Assault & Battery. a true bill

T. M. Sellers Foreman

And not having completed the business before them were adjourned until tomorrow morning at 10 Oclock.

Ordered. that this Cmt be adjourned until to-morrow morning at 10 Oclock.

Chas. T. O'Ferrall.

November 21. 1878. At a County Cmt continued and held in and for the County of Rockingham at the Cmt-House thereof on Thursday. November 21. 1878.

Present- Hon. Chas. T. O'Ferrall presiding

entitled to Leg. of Commth. William M. Roller. who was on the 18th day of November 1878. duly Commissioned by the Governor of Virginia a Notary Public in and for the County of Rockingham for the term of four years from the said date. this day appeared in Cmt and together with John E. Roller his Surety (who justified as to his sufficiency) entered into and acknowledged a bond in the penalty of Five hundred dollars conditioned for the faithful execution of the duties of said office. waiving the benefit of the Homestead exemption. which bond is ordered to be recorded by the Clerk of this Cmt. who is directed to transmit a Copy of said bond and a Copy of this order to the Secretary of the Commonwealth. and thereupon the said William M. Roller took the several oaths prescribed by law.

The Grand Jury Sworn and impannelled and in attendance on yesterday the 3rd day of this term this day again appeared in Court pursuant to their adjournment and again retired to their room to consider further of their presentments, and after sometime returned into Court and made the following presentments Viz.

An Indictment against Samuel Crabill & Fannie Grove for lewd and lascivious Cohabitation a true bill T. N. Sellers foreman.

An Indictment against George Madison & Ann Bush for lewd and lascivious Cohabitation. a true bill T. N. Sellers foreman.

An Indictment against James Kavanaugh. for failure to register tax on Ardent Spirits Sold at his bar-room. a true bill T. N. Sellers foreman.

An Indictment against James Kavanaugh for failure to register tax on ardent Spirits Sold at his barroom. a true bill T. N. Sellers foreman.

An Indictment against James Kavanaugh. for failure to register tax on Ardent Spirits Sold at his barroom. a true bill T. N. Sellers foreman.

An Indictment against James Kavanaugh for Selling intoxicating drink on Sunday A true bill T. N. Sellers foreman.

An Indictment against James Kavanaugh for Selling intoxicating drink on Sunday a true bill T. N. Sellers. foreman

An Indictment against Archibald Strother for Selling intoxicating drink on Sunday A true bill T. N. Sellers. foreman

An Indictment against John A McDorman for forgery a true bill T. N. Sellers. foreman.

An Indictment against George M. Shaver. For Assault with intent to maim disfigure disable & Kill A true bill T. N. Sellers foreman.

An Indictment against E. K. Hyde for obtaining goods under false pretences A true bill T. N. Sellers foreman.

And having completed the business before them were discharged from further attendance upon this term of the Court.

Ordered, that the following named persons be allowed the Sum opposite their names for their Services at this term of the Court as Grand Jurors. and that the Same be certified to the Treasurer of this County for payment. Viz:-

John S. Effinger. $3.00	J. M. C. Harnsberger $3.00	Wm C. Harrison $3.00	John M. Jacobs $3.00	John Lincoln $2.00
A. M. Newman jr. $3.00	Samuel Dawters. $3.00	Eugene Hart $3.00	George Life $3.00	
James C. Kettel $3.00	C. Miller $3.00	Geo. W. Skelton $3.00	James M. Blair $1.00	
T. N. Sellers. $3.00	Wm. R. McKeever $3.00	Strother J. Jones $3.00	Mathew Ireland $3.00	

Sarah A. Dees, having been committed to the Jail of this County on the day of October 1878 to await the action of the Grand Jury, and the Grand Jury having failed to find an Indictment against her for Misdemeanor. It is ordered by this Court that she be discharged from custody, which is accordingly done.

Susan Wright & Nancy Wright Appellants
vs
The Commonwealth of Virginia Appellee
Upon an Appeal from the Judgment of a Justice.

Ordered. that the foregoing Cause be placed upon the Courts Docket

Ordered, that this Court be adjourned until to-morrow morning at 10 Oclock.

Chas. L. Terrell.

At a County Court continued and held in and for the County of Rockingham at the Court-House thereof on Friday November 22nd 1878.

Present. Hon Chas. T. O'Ferrall presiding.

Commonwealth
vs
George W. Shaver. } Upon an Indictment for Assault with intent to maim, disfigure disable & Kill

This day George W. Shaver who stands indicted for a felony by him Committed appeared in Court in discharge of his recognizance, entered into before George J. Kisling a Justice of the Peace on the 12th day of September 1878. and thereupon said George W. Shaver without pleading to said Indictment, by Counsel moved the Court to grant him bail, which motion upon Consideration the Court doth Sustain, and fixes the amount of bail at the Sum of $2000.00 for himself and the Same amount for his Sureties and thereupon fixed Wednesday the 3d day of the December Court next being December 18th 1878 for his trial. Whereupon the said George W. Shaver together with Granville Eastham, George B. Keezle and A. S. Byrd as his Sureties, (who justified as to their Sufficiency) acknowledged themselves to be indebted to the Commonwealth of Virginia in the Sum of $2000.00 each, to be levied of their respective goods and chattels, lands and tenements, for the use of the Commonwealth of Virginia, each waiving the benefit of their Homestead exemption as to this obligation, yet upon this condition that the said George W. Shaver does make his personal appearance before the Judge of this Court on Wednesday the 3d day of the December Court being December 18. 1878 to answer the said Indictment, and not depart thence without leave of the Court.

Commonwealth.
vs
C. K. Hyde. } Upon an Indictment for obtaining goods under false pretenses

This day C. K. Hyde, who stands indicted for a felony by him Committed appeared in Court in discharge of his recognizance, entered into before George J. Kisling a Justice of the Peace on the 24th day of August 1878. and thereupon C. K. Hyde without pleading to said Indictment by Counsel, moved the Court to grant him bail, which motion upon Consideration the Court doth Sustain and fixes the amount of bail at the Sum of $250.00 for himself and the Same amount for his Sureties and thereupon fixed Tuesday the 2d day of the December Court next being December 17. 1878 for his trial. Whereupon the said C. K. Hyde together with J. M. Davidson and J. D. Price his Sureties (who justified as to their Sufficiency) acknowledged themselves to be indebted to the Commonwealth of Virginia in the Sum of $250.00 each to be levied of their respective goods and chattels, lands and tenements, for the use of the Commonwealth of Virginia (each waiving the benefit of the Homestead exemption as to this obligation. Yet upon this Condition that the said C. K. Hyde does make his personal appearance before the Judge of this Court on Tuesday the 2d day of the December Court next being December 17. 1878. to answer the said Indictment and not depart thence without leave of the Court.

Ordered, That Court be adjourned until to-morrow morning at 10 o'clock.

Chas. T. O'Ferrall.

At a County Court continued and held in and for the County of Rockingham, ~~at the~~ the Court-House thereof on Tuesday November 26. 1878.

Present Hon. Chas. T. O'Ferrall presiding.

Ordered that this Court be adjourned until tomorrow morning at 10 o'clock.

Chas. T. O'Ferrall.

At a County Court continued and held in and for the County of Rockingham at the Court-House thereof, on Friday Nov. 29, 1878.

Present:- Hon. Chas. T. O'Ferrall, presiding.

Ordered, That this Court be adjourned until to-morrow morning at 10 o'clock.

Chas. T. O'Ferrall.

At a County Court continued and held in and for the County of Rockingham, at the Court-House thereof, on Saturday, Nov. 30, 1878.

Present:- Hon. Chas. T. O'Ferrall, presiding.

Commonwealth
vs
Walter Morris. } Upon an Indictment for the Larceny of a Horse.

This day, the prisoner, Walter Morris, late of the County of Rockingham, who stands indicted for a felony alleged to have been committed by him, was led to the bar of the Court in custody of the Jailor of this County, and being thereof arraigned, pleaded "not guilty" to said Indictment, and thereupon, the 6th day of December Term next of this Court, being December 21, 1878, was fixed upon for his trial, and thereupon the prisoner was remanded to Jail.

Commonwealth,
vs
John A. McCorman. } Upon an Indictment for Forgery.

This day, the prisoner John A. McCorman, late of the County of Rockingham, who stands indicted for a felony alleged to have been committed by him, was led to the bar of the Court in custody of the Jailor of this County, and being thereof arraigned, pleaded "not guilty" to said Indictment, and thereupon, the 17th day of December Term next of this Court, being December 23, 1878, was fixed upon for his trial, and thereupon, the prisoner by counsel, moved the Court to grant him bail, and the Court having fully heard the evidence introduced and argument of counsel, doth sustain the motion for bail, and fixes the amount of bail at $500.00 for himself and $500.00 for his surety, and is permitted to execute his recognizance before the Judge of this Court, in vacation; and thereupon the prisoner was remanded to Jail.

On the Petition of J. H. Kite and others for an appropriation to rebuild the Bridge across the Shenandoah River, near Leonard's Store, in this County, washed away by the Flood of 1877.

The Committee heretofore appointed to contract for and superintend the construction of a bridge over Shenandoah River, near Leonard's Store, in this County, having reported to the Court that the contractor, John H. Wood has about the whole of his material ready, and his frame work done and ready to raise the superstructure, and which is estimated at least half the value of the contract, It is ordered that the sum of Three Hundred and forty-five dollars, ($345.00) be paid to the said John H. Woods by the Treasurer of this County, on the 20th. day of November 1878, out of the Special Levy of $1500 made for the purpose of constructing said bridge, in the Levy for the year 1878.

cap'd. ad. to pro. W. Wood, Dec. 9/78. I.L.C.C

Geo. W. Gable, who was, on the 18th. day of December 1878, duly commissioned by the Governor of Virginia, a Notary Public in and for the County of Rockingham for the term of four years from said date

W. W. Sedwick,
vs
J. W. Winsborough,
} Upon a motion to substitute a Trustee.

& same,
vs
James V. McGahey.
} Upon same,

Ordered, That the foregoing causes be placed upon the Court's docket.

W. W. Sedwick, vs J. W. Winsborough & W. W. Sedwick vs James V. McGahey } Upon a motion to substitute B. G. Patterson as Trustee in a certain Trust Deed executed on the 28th. day of November 1864 by James V. McGahey to J. W. Winsborough, to secure W. W. Sedwick in &c, in place of said Winsborough removed.

Upon the calling of this motion it appearing that this Court has had some connection therewith as counsel, John Paul, a practicing Attorney of this Court was called to consider and determine the said motion, and it appearing that J. W. Winsborough, the Trustee and James V. McGahey, the grantor in said Trust Deed, both have had due and legal notice of this motion and not appearing, on motion of the Plaintiff by his counsel. It is considered by the Court that B. G. Patterson be and he is hereby appointed as Trustee in the said Trust Deed in the place and stead of the said J. W. Winsborough, who has removed.

John Paul.

Susan Wright & Nancy Wright, vs The Commonwealth of Virginia } Upon an appeal from the Judgt. of J. H. Shipp, a J. of the P. upon the charge of Keeping a House of ill-fame.

The appellees, Susan Wright and Nancy Wright were this day led to the bar of the Court in custody of the Jailor of this County, and each pleaded guilty to the charge contained in the Justice's warrant, and submitted their cause to the Court, and having maturely considered the same, the Court is of opinion that each of the Appellees, Susan Wright and Nancy Wright be confined in the Jail of this County for a period of 50 days from this day, and pay a Fine of $5.00 each and the costs by

the Commonwealth in this behalf expended, and after the expiration of said 50 days to be confined in said County Jail until the said fines & costs are paid, or they are otherwise discharged according to law; and thereupon they were remanded to Jail.

Ordered, That this Court be adjourned until Monday morning next at 10 o'clock.

Chas. T. O'Ferrall.

At a County Court continued and held in and for the County of Rockingham, at the Court-House thereof, on Monday, December 2. 1878.

Present:- Hon. Charles T. O'Ferrall, presiding.

George W. Tabb, who was, on the 13th day of November 1878, duly commissioned by the Governor of Virginia, a Notary Public in and for the County of Rockingham, for the term of four years from said date, this day appeared in Court, and together with T. A. Danigenfield, his surety, (who justified as to his sufficiency,) entered into and acknowledged a bond in the penalty of Five Hundred Dollars, conditioned for the faithful execution of the duties of said office, waiving the benefit of their Homestead exemptions as to this obligation, which bond is ordered to be recorded by the Clerk of this Court, who is directed to transmit a copy thereof of said bond, and a copy of this order to the Secretary of the Commonwealth, and thereupon the said George W. Tabb took the several oaths prescribed by Law.

certified to Sec. of Comm'th

On the Petition of Samuel Shank & others for a change in a Public Road, &c.,

James H. Keltzel, Commissioner of Roads of Central District in this County, having made his report to this Court, on this day, that Samuel McDorman, contractor for the building of Section 2 of the public road established by an order of this Court, entered at the Sept. Term 1878, had completed said Section in accordance with the terms and specifications as set forth in the order entered at the said Sept. Term 1878, It is ordered that the sum of $194.00 be paid to the said Samuel McDorman by the Treasurer of this County out of the Special Levy of $1500.00 made for the purpose of constructing said Road in the Levy for the year 1878.

c. o. P. o. d. to J. H. Keltzel, Dec. 3rd 78.

D. M. Rolston, Sheriff of this County, this day presented in Court an Account against the Commonwealth of Virginia, amounting to the sum of $12.48 for the arrest, &c, of John A. McDorman, charged with felony, which being sworn to, was examined and allowed by the Court, and ordered to be certified to the Auditor of Public Accounts for payment.

c. o. P. o. d.

Samuel B. Coffman, Special Constable of Rockingham County, this day presented in Court an Account against the Commonwealth of
c.p. Virginia, amounting to the sum of $2.24 for arresting &c Allen Devier, charged with lunacy, &c, which being sworn to, was examined and allowed by the Court, and ordered to be certified to the Auditor of Public Accounts for payment.

Jacob Funkhouser, a Justice of the Peace for Rockingham County, this day presented in Court an Account against the Common-
c.p. wealth of Virginia, amounting to the sum of $1.00 for issuing warrant, &c against John A. McDonnau, on a charge of felony, which being sworn to, was examined and allowed by the Court, and ordered to be certified to the Auditor of Public Accounts for payment.

Jacob Funkhouser presented in Court an Account against the
c.p. County of Rockingham, amounting to the sum of $5.00 for surveying two changes in Dry River Gap road (2 days surveying,) which being sworn to, was examined by the Court, allowed and ordered to be certified to the Treasurer of this County for payment out of the Special Levy made for Road purposes for the year 1878.

Wm Guyer, this day presented in Court an Account against the
c.p. ~~Commonwealth of Virginia, County of Rockingham~~, amounting to the sum of $2.50 for services as guard in conveying Allen Devier charged with lunacy, to the County Jail and for 2 Horses furnished for said purpose, 1 day, which being sworn to by the said Wm Guyer, and also by Samuel Coffman, Special Constable, was examined and allowed by the Court, and ordered to be certified to the Auditor of Public Accounts for payment.

Joseph B. Taylor, this day presented in Court an Account against the
c.p. Commonwealth of Virginia, amounting to the sum of 75 cents for one day's services as guard in assisting to convey Allen Devier, charged with lunacy, to the County Jail, which being sworn to by the said Joseph B. Taylor and by Samuel Coffman, Special Constable, was examined and allowed by the Court, and ordered to be certified to the Auditor of Public Accounts for payment.

c.p.d. o.d. George W. Cable & Son, this day presented in Court the following Accounts against the County of Rockingham for Legal Furnished, to-wit:- For Circuit County Court Clerk's offices to Nov. 16, 1878, - $20.00 = For Treasurer's office to Nov. 26, 1878 - $9.30 and for Court House to Nov. 27, 1878 - $12.25 (Total, $41.55) which being sworn to, were examined and allowed by the Court, and ordered to be certified to the Treasurer of this County for payment out of the Levy for the year 1878.

c.p.d. o.d. D. H. Rolston, Sheriff & Jailor of this County, this day presented in Court an Account against the Commonwealth of Virginia, amounting to the sum of $36.40 for Keeping and supporting sundry prisoners, covering a period from Octo. 16th to Nov. 15, 1878, which being sworn to, was examined and allowed by the Court, and ordered to be certified to the Auditor of Public Accounts for payment.

D. H. Roleton, Sheriff and Jailor of this County, this day presented in Court an Account against the ~~County of~~ Commonwealth of Virginia, amounting to the sum of $14.20 for Keeping & supporting William Spitzer, a male Lunatic, from Octo. 16th to Nov. 15, 1878, 31 days at 40¢ per day ($12.40) and Clothing 1 mo. at $30 per year ($2.50) which being sworn to, was examined and allowed by the Court, and ordered to be certified to the Auditor of Public Accounts for payment.

c/p. 8.4d

Daniel A. Wine, Committee for Elizabeth Simmons, a Lunatic, this day presented in Court an Account against the Commonwealth of Virginia, amounting to the sum of $180.00 for the care and board of the said Elizabeth Simmons from Sept. 20, 1877 to Sept. 20, 1878, @ $12.50 per month ($150.00) and for clothing for same 1 year to same date ($30.00) as per contract with the County Court of Rockingham County, which being examined by the Court, was allowed, and ordered to be certified to the Auditor of Public Accounts for payment.

c/p.

Peter D. Woodson, &c.,
vs
W. G. Partlow, &c.

This day came again the parties by their attorneys, and upon the motion of the Plaintiffs the cause is docketed, and thereupon upon the motion of the defendants leave is given them to file an account of offsets, and the same was filed accordingly, and thereupon the defendants withdrew their second item of offset, whereupon the Court having heard the evidence adduced and the arguments of counsel, doth order that the claim of the defendants, W. G. Partlow & F. P. Lambert of an offset for taxes paid by them on the Real Estate for the rent of which the distress warrant was sued out before the Justice, be allowed and set off against the plaintiff's demand in full, and the Court declines to give the defendants judgment for the two dollars and forty-seven cents, the excess of offset claimed by them, and declines to award costs in favor of either party.

On the Petition of Jacob Beam & others for the establishment of a Public Road, &c.,

William F. Bowers, Commr. of Roads of Plains District in this County having made his report to this term of the Court, setting forth that in pursuance of the order entered in this matter at the June Term 1878, he had opened the road established by said order, following the courses and distances as laid down therein, and that the said road is now in good condition, clear of rocks and obstructions and ready to travel, It is ordered that said Petition be now stricken from the docket of this Court.

On the Petition of A. A. Fulk & others for a change in a Public Road in Brock's Gap, &c.,

Wm. F. Bowers, Commr. of Roads of Plains District in this County, having made his report to this term of the Court, setting forth that in pursuance of the Order entered in this matter at the June Term 1878, he had made the change in said Road as directed by said order, following the courses and distances as laid down therein, and that the said road is now in good condition, clear of rocks, and obstructions and ready to travel, It is ordered that said Petition be now stricken from the docket of this Court.

On the application of J. W. Payne, Wm. A. Conrad & Wm. Hammond & others for the establishment of a Public Road running from Bloomer's Springs past Mt. Zion Church, and terminating in a road already a Public Road at the mouth of Jacob Yeast's Lane:-

James W. Weaver, Wm. B. Yancey & J. G. A. Miller, appointed at the August Term 1878, to view and report upon the said road, this day returned their report of view, together with a diagram of the route of said Road, which is ordered to be filed; and the Court doth order that Henry Bird, G. P. Hopkins, Elicous Michael, Jacob Miller, Jacob Johnston, the Trustees of Mt. Zion Church lot, James A. Lilley, George Life, Jacob Yeast & Joseph Michael, land-owners upon said route, to appear before the Judge of this Court, on the 4th. day of the Dec. Term 1878, of said Court, to shew cause, if any they can, why the proposed Public Road shall not be established according to the report and diagram of the said viewers.

1 & 9 copies issd.

The Court doth further order that J. W. Weaver, Wm. B. Yancey and J. G. A. Miller, be each allowed the sum of $2.00 for 1 day's services as said viewes, and Wm. T. McGahey, the sum of $2.50 for 1 day's services as Surveyor on said road, and that the same be certified to the Treasurer of this County for payment out of the Levy for the year 1878.

Cop. for d. to W. T. McGahey

This day came Peter Guyer, who alleges that he is aggrieved by an entry in the land book made by J. R. Jones, Commissioned of the Revenue for Central District in said County in the year 1877, whereby he is charged with $10.53 Taxes for the year 1877 on a Lot containing 1/2 Acre of Land, described as lying in the Effinger addition to the town of Harrisonburg; and thereupon the said Peter Guyer moved the Court to exonerate him from the payment of $10.53 the Taxes so erroneously charged against him for said year, which motion was defended by G. F. Grattan, the Attorney for the Commonwealth for said County and the said J. R. Jones, the Commissioned who made the assessment, was examined as a witness touching the application. And it appearing that said book, in which said alleged erroneous entry has been made was certified by the Clerk of the County Court of this County on the day of 1877, and that application for redress against the erroneous entry was made on this day for the first time, and it appearing that the said Peter Guyer owned no such property, that the same was wrongfully charged to him, and that he has paid the said Taxes, all of which the Court certifies as facts proved upon the application aforesaid. On consideration whereof, and from such facts so proved, the Court is satisfied that the said Peter Guyer is erroneously charged on said book with said taxes amounting to $10.53, whereupon, It is ordered that the said sum of $10.53 be refunded to the said Peter Guyer, of which $6.50 is State Tax and $4.03 County Tax.

cap'd.

On the motion of Melvina Back, assignee of Hiram Coffman, purchaser at the sale of Delinquent Lands by S. B. Allebaugh, Treasurer of Rockingham County, Va, on the 15th. day of December 1873 of a Lot of Land assessed to Daniel Taylor's Estate, lying on W. side of Main street in the town of Dayton, It is ordered that the Report of A. C. Bear, Surveyor of Rockingham County made in pursuance of the 18th. Section, Chapter 38 Code of Va. 1873, which the Court, on examination, finds to be in conformity to law, be recorded in the Clerk's office of this Court as required by law.

Ordered, That Court be adjourned until to-morrow morning at 10 o'clock.

Chas. J. O'Ferrall.

At a County Court continued and held in and for the County of Rockingham, at the Court House thereof, on Thursday, Dec. 5, 1878.

Present:- Hon. Charles J. O'Ferrall, presiding.

Ordered That this Court be adjourned until to-morrow morning at 10 o'clock.

Chas. J. O'Ferrall.

At a County Court continued and held in and for the County of Rockingham, at the Court House thereof, on Friday, Dec. 6, 1878.

Present:- Hon. Charles J. O'Ferrall, presiding.

Ordered, That the Clerk of this Court do issue a Venire Facias directed to the Sheriff of this County, commanding him to summon a Special Grand Jury for the December Term next of this Court, to appear at the Court House of this County on the 1st day of said term, being the 16th day of December, 1878, at 10 o'clock, A.M.

Issued.

Upon the Petition of J. D. Pennybacker and others for the establishment of a Public Road from Edom down Linville Creek to the road leading from Isaac McKee's to Cowan's Station on the B. & O. R. R.

It appearing to the Court that the order entered at the September Term last of this Court is incorrect in so far as it requires David C. Brenneman and Isaac Wenger not only to erect the cattle bridges and water gap on their lands therein set forth at their own expense, but also to keep the same in repair after they are erected at the expense of the said Brenneman and Wenger, It is ordered that the said order of September Term last, be and the same is hereby set aside and amended in so far as the said order requires the said Brenneman and Wenger to keep the said cattle bridges and water gap after the erection of the same in repair at their expense. And it is now ordered, that after the same shall have been erected by the said Brenneman and Wenger in a safe and good, workmanlike manner, acceptable to the Road Commissioner of Linville District at the expense of the said Brenneman and Wenger, then that the same shall be worked and kept safe and in good repair by the Comm'rs of Roads aforesaid, at the expense of said district, as other bridges, &c, on public roads are worked and kept in repair.

Ordered, That this Court be adjourned until the first day of the next term.

Chas. J. O'Ferrall.

December 16, 1878. At a County Court held in and for the County of Rockingham, at the Court House thereof, on Monday, December 16, 1878.

Present:- Hon. Charles T. O'Ferrall, Presiding.

The Clerk of this Court this day presented in Court a List of Deeds, &c, received and admitted to record in the Clerk's Office of this Court at and since the last November thereof, which List being seen and inspected by the Court, is ordered to be spread upon the Minutes, and is as follows, viz:-

Bargain & Sale	James P. Roleton, Commr. & others,	to	R. G. Deputy,
" "	Crawn & Wine,	"	Silas R. Good,
" "	Jacob W. Cowen & wife,	"	Timothy O'Roark,
" "	Wm. D. Rogers & wife,	"	David Carver,
" "	Daniel Long & wife,	"	Maria Spitzer
" "	Geo. G. Grattan, Spl. Commr.	"	John W. Neill,
" "	J. S. Harnsberger, Commr.	"	Joel B. Miller,
" "	Timothy Funk & wife,	"	L. R. Kieffer,
" "	Mary Kieffer,	"	Same,
" "	David R. Allebaugh & wife & Phebe Ann Rhodes,	"	William Meyer,
" "	Willis B. Nioffett,	"	Peter Fahrney,
Trust Deed.	Samuel Empsewhiler,	"	David B. Kline, Trustee
Bargain & Sale.	Wm. C. Harrison,	"	Josephine E. Stern, wife of John W. Stern,
" "	Abraham Young,	"	Hugh Snoope,
" "	Wm. E. G. Rinkel & wife,	"	Phebe Ann Armentrout, wife of P. H. Armentrout,
" "	Samuel Forrer & wife,	"	Mary White
" "	J. W. Liggett,	"	John G. Winfield,
Mechanic's Lien.	G. A. Dunn,	vs	John W. Keller & wife,
Deed of Division.	Division of the Lands of John Huffman among John Huffman & others, his Heirs,		
Lis Pendens.	Levis N. Minnick & others by Deed,		B. F. Hostetter, Edmund Minnick & John E. Smith,
Mechanic's Lien.	W. M. Logan,	"	John W. Keller & wife,
Bargain & Sale.	John W. Garber, Spl. Commr.,	to	Geo. Arehart &c, Trustees of E. Luth. Ch.
Trust Deed.	Jacob Snyder,	"	John Welfley, Trustee,
Bargain & Sale.	George Rader & wife,	"	Levi Sager,
" "	Joseph Ney & wife,	"	Samuel R. Sterling,
" "	Jacob S. Rhodes & wife,	"	David Shirkey,
" "	A. W. Newman, Commr.	"	Warren S. Lurty,
" "	Thomas Moore,	"	Geo. W. Harrison & Mary A. his wife,
" "	Same,	"	Robert Tyree & Ann, his wife,
" "	James W. & John A. Hall	"	Fearin D. Kildow,
" "	Harvey Kyle & wife,	"	Frank L. Harris, Trustee for Mary E. Simpson,
Trust Deed.	John Robert Kiser,	"	O. B. Roller, Trustee, &c,
Bargain & Sale.	Geo. G. Grattan, Commr,	"	Richard A. Stephens,
" "	Same,	"	Reuben W. Harrison,
" "	Philo Bradley & wife,	"	Warren S. Lurty,
" "	John B. Bare,	"	Rebecca Bare
" "	Wm. P. Carpenter & wife & J. A. Eamon & wife,	"	Edward Shifflett,
" "	B. Huffman & wife,	"	William Sandy,
Note, &c,	Benjamin Thrasher,	"	Franklin Bare,
Bargain & Sale.	Martin G. Cline & wife,	"	Barbara F. Brenneman,
" "	John Wright & wife,	"	George W. Fifer
" "	W. S. Lurty, Spl. Commr.,	"	Elizabeth A. Koontz,
" "	Frances Whitmer,	"	Benj. L. Bixby,
" "	John A. Cowen, Commr.,	"	Saml. A. Nair, Trustee for John N. Nair,

Bargain & Sale.	L. Carson Bowers & wife,	to	Sarah E. Bowers,
" "	Granville Eastham,	"	Kate Ann Roadcap,
Trust Deed.	Elizabeth Ann Campbell & Geo. Campbell,	"	J. S. Hamsberger, Trustee.
Release Deed.	Levi Byerly & Abel D. Stone & wife,	"	Geo. W. Berlin
Trust Deed.	L. H. Carter,	"	Wm. Shands, Trustee,
Bargain & Sale.	L. A. Kieffer & wife & Mary Kieffer,	"	Solomon Funk,
" "	Mary Pollard & others widow & Heirs of Chas. W. P.	"	Abraham Early,
" "	N. M. Newman, Commr,	"	Isaac Acker
" "	Wm. H. Garland & wife,	"	Elizabeth Byrd & Henry Byrd,
" "	Edward J. Sullivan & wife,	"	Charles C. Conger,
" "	E. W. Detwiler & wife	"	Mrs. J. L. Murray,
" "	Granville Eastham, Agt. of L. F. Moyer Hoffer,	"	Wm. M. Moyer Hoffer,
Lis Pendens,	Henry Hunter, Sr. —	to	Henry Hunter, jr. & J. F. Compton & J. D. Scott, Trustees
Bargain & Sale.	A. A. Washington & wife,	to	Erasmus Fletcher,
" "	Elhanan Grady & wife	"	Jacob Hoover & Susan E. Hoover, his wife,
" "	H. A. Daugenfield, Spl. Commr,	"	Andrew Hutchenberger,
" "	Caroline P. Rhodes,	"	Diana Maltz, wife of Noah Maltz,
Trust Deed.	Catharine P. Gambrill,	"	G. F. Compton Trustee,
Release Deed.	American Baptist Home Mission Society,	"	Trustees of Baptist Church, Harrisonburg,
Bargain & Sale.	Giles Devier,	"	Samuel Shacklett,
" "	Samuel Shacklett,	"	Henry Shacklett,
" "	Richard B. Carr, (old Deed)	"	M. Haney Effinger
" "	Michael Bauserwife,	"	Robert D. Cookus,
" "	Joseph Dunnivan & wife,	"	Henry Rogers, Trustee for Martha A. Rogers,
" "	John A. Dunnivan & wife,	"	Hudson S. Collier,
" "	Robert Ryder & wife,	"	Same,
" "	J. B. Dunnavan & wife,	"	Same,
" "	Joseph Good,	"	Same,
" "	J. S. Hamsberger, Comm.	"	Andrew J. Johnson,
" "	Jake Burkholder & wife,	"	James Ritchie,
" "	Wm. Landes & wife,	"	Noah Landes,
" "	Jacob W. Coover & wife,	"	J. B. Stinespring,

On motion of Wm B. Lusty. Graham Harris a regularly liscensed Atty at Law appeared in Court and qualified to practice Law in this Court by taking the oaths prescribed by Law.

Judem M Kent.

H. V. Strayer Garnishee of R. L. Douglas } upon a Suggestion.

This cause came on to be heard this 16th day of December 1878. upon the answer of the said H. V. Strayer trustee to the garnishee Summons Served upon him in this cause & it appearing to the Court that he has Sufficient funds in his hands to pay the amount of the judgment. and the Court is of Opinion that the Fieri Facias of the Plaintiff against the judgment debtor R. L. Douglass is a lien said found. It is therefore considered by the Court that the Plaintiff recover of the Defendant the said H. V. Strayer the Sum of $20 00 with legal interest thereon from the 21st day of November 1876. till paid and $1.70 Costs before the Justice &c expended, also his Costs by him in this behalf expended.

John D. Swank Constable for Linville District in this County tendered to the Court his resignation which is accepted.

John S. Effinger foreman. H. H. Hickle, Geo. R. Eastham, W. H. Taylor. R. F. Weaver. John B. Gangwer. R. J. Mason. J. R. Price. David F. Lineweaver, and Shem S. Heatwole. were impannelled and Sworn a Special Grand Jury in and for the body of the County of Rockingham and having received their charge from the Court retired to their room to Consider their presentments and after Sometime returned into Court and made the following presentments Viz.

An Indictment against Jacob Snyder. For Murder a true bill. John S. Effinger. Foreman,

An Indictment against John McGoon For Assault & battery. a true bill John S. Effinger. Foreman,

An Indictment against John A McDorman For forgery &c. a true bill John S. Effinger Foreman

And having completed the business before them were discharged from further attendance upon this term of the Court.

Ordered. That the following named persons be each allowed the Sum of One Dollar for One days Services at this term of the Court as Grand Jurors and that the same be certified to the Treasurer of this County for payment Viz:-

John S. Effinger H. H. Hickle Geo. R. Eastham W. H. Taylor. R. F. Weaver. John B. Gangwer, R. J. Mason. J. R. Price David F. Lineweaver & Shem S. Heatwole.

Commonwealth }
Upon an Indictment for Murder.
Jacob Snyder. }

This day the prisoner Jacob Snyder, who Stands indicted for a felony by him Committed, was led to the bar of the Court in Custody of the Jailor of this County and being thereof arraigned the prisoner by Counsel demurred to the said indictment, which demurrer upon Consideration the Court overruled and thereupon the prisoner pleaded not guilty to said indictment, and the Court doth fix the 12th day of this term of the Court being Monday December 30. 1878 as the day for his trial.

And thereupon James F. Dovel, Robert Kenney, Geo. A. Rinaca Geo. D. Dovel, George Holmes and Henry Holmes witnesses in behalf of the Commonwealth appeared in Court and acknowledged themselves to be indebted to the Commonwealth of Virginia in the Sum of $200.00 each. to be levied of their respective goods & chattels, lands and tenements for the use of the said Commonwealth, each waiving the benefit of their Homestead exemption. Yet upon this condition that they each do make their personal appearance before the Judge of this Court on the 12th day of this term of the Court being December 30th 1878 as witnesses as aforesaid, and not depart thence without leave of the Court

And thereupon the prisoner was remanded to Jail.

On the motion of Daniel Garber who made oath thereto according to law he appeared in Court and together with Martin Garber his Surety, (who justified as to his Sufficiency) entered into and acknowledged a bond in the penalty of $1200.00 Conditioned according to law waiving the benefit of the Homestead exemption as to this obligation. A certificate is granted him for obtaining letters of administration in due form upon the Estate of Jacob J. Garber dec'd

And the Court doth appoint Daniel Bumgar. Abram Coffman and Solomon Bustner to appraise the Estate of said Jacob J. Garber dec'd after first being duly Sworn

John R. Jones. Commr. of the Revenue for Central District in this County this day returned to the Court a copy of his Certificate as to the Sales of Wine. Alcoholic and Malt Liquors by all licensed Retail & Barroom liquor dealers and wholesale Liquor dealers within his District for the month ending December 1st 1878 amounting to $191.64 as required by an act entitled "An act imposing a tax and prescribing the mode of collecting the Same on the privilege of Selling Wine, ardent Spirits. Malt Liquors &c, approved March 30. 1877. which is ordered to be filed

Jos. M. Rhodes. Commr. of the Revenue for Ashby District in this County this day returned to the Court a copy of his Certificate as to the Sales of Wine. Alcoholic and malt Liquors Sold within his District for the month of November 1878. amounting to 15¢ which the Court upon examination is not Satisfied embraces all the alcoholic Liquors actually Sold during the Said month. It is therefore ordered that the following retail liquor dealer to-wit. Wm. B. McCall be Summoned to appear before this Court on Saturday next it being the 5th day of this Term of the Court to be examined as to whether or not he has complied fully with the law in registering the alcoholic liquors Sold.

On the Motion of S. S. Burtner an heir & Devisee of the Estate of Jonas Reed dec'd. is committed with the will annexed to the Sheriff of this County for administration John A. Reed the Exor. of Jonas Reed having failed to execute new. bond.

On the Petition of Samuel Frank & others for a Change in a Public Road &c.

James C. Keltzel Commissioner of Roads of Central District in this County, having made his report to this Court. on this day that Henry Devier Contractor for the building of Section 4 of the public road established by an Order of this Court, entered at the September Term 1878 had completed about three fourths of Said Section in accordance with the terms and Specifications as Set-forth in the order entered at Said Sept Term. 1878. It is ordered that the Sum of $350.00 be paid to the Said Henry Devier by the Treasurer of this County out of the Special Levy of $1500.00 made for the purpose of Constructing Said road. in the Levy for the year 1878.

Copied & delivered to John. C. Joseph.

The following Appraisement & Sale Bills were this day presented in Court. and no exceptions being taken thereto the Same are ordered to be recorded. Viz:-
Appraisement & Sale Bill of the Personal Property of Joseph. Armentrout dec'd
Report of Sales of S. M. Newman. Trustee for E. & D. H. Coffman
Sale Bill of the Personal Property of E. & D. H. Coffman
Report of Sales of C. C. Strayer Trustee for J. A. Loewenbach
Appraisement Bill of the Personal Property of Sarah E. Moffett.
Appraisement & Sale Bill of the Personal Property of Joseph Miller dec'd.
Inventory of the Estate of Elizabeth Wise dec'd.
Appraisement & Sale Bill of Peter P. Wise dec'd.

The following Settlements were this day presented in Court. and having been filed in the Clerks office of this Court the time prescribed by law. and there being no exceptions taken thereto. the Same are confirmed and ordered to be recorded. Viz:-
Settlement of the Account of W. S. Carpenter Trustee for C. Rotton.
" " " " " John J. Bowman Adm'r. of Elizabeth Brunner dec'd.
" " " " " C. R. Rush Trustee for A. J. C. Bader.
" " " " " J. P. Rolston late S. R. C. & Adm'r. of Sarah Conrad dec'd.
" " " " " Wm. S. Carpenter Guardian for Edward M. & Mary L. Carpenter
" " " " " John H. May Adm'r. of Margaret Evers dec'd.

Settlement of the Account of D. A. Heatwole Guardian for Hannah E. Heatwole
" " " " " Geo. Lohr. Jr. Adm'r C.T.A. of George Lohr. Dec'd
" " " " " D. H. Rolston S.R.C. & Adm'r of Margaret Miller dec'd
" " " " " B. A. Myers. Guardian for Annie C. Myers.
" " " " " Henry Moffett. Adm'r of George Moffett dec'd.
" " " " " Same Exor. " Sarah E. Moffett dec'd.
" " " " " George Chrisman Trustee for Anna M. Richardson
" " " " " D. A. Kinzie Committee for Elizabeth Simmons.
" " " " " Isaac Acker. Guardian for Caroline C. Shoup.
" " " " " John H. Crawford Guardian for Lelia B. Kirtle

Ordered that this Court be adjourned until to-morrow morning at 10 o'clock.

Chas. T. O'Ferrall.

December 17, 1878. At a County Court continued and held in and for the County of Rockingham, at the Court House thereof, on Tuesday, December 17, 1878.

Present:- Hon. Charles T. O'Ferrall, presiding.

c of D. d. to Kit. Banks

Kit. Banks, Committee for Egeline Banks, a certified Lunatic, this day presented in Court, an Account against the Commonwealth of Virginia, amounting to the sum of $23.20 for the care and maintenance of the said Egeline Banks, Lunatic, from Sept. 17, 1878 to Dec. 17, 1878, (91 days,) @ 20¢ per day, ($18.20) and 3 months' clothing @ $2.00 per year, ($5.00) Total, $23.20, which being sworn to, was examined and allowed by the Court, (it being in conformity to the order entered by this Court at its September Term 1878.) and ordered to be certified to the Auditor of Public Accounts for payment.

Frederick Rhodes Pltff
John N. Showalter Deft. } Unlawful Detainer.

This day came the parties by their Attorneys, and thereupon the Defendant filed his plea of Not guilty and thereupon came the following Jury to-wit N. N. Shuler, John M. Spitler, Jacob S. Frey, Emanuel Suter, E. H. Cromer, Jacob B. Byers, E. D. Beale, F. H. Weaver, Abram Brenneman, A. P. Spee, A. H. Heller & J. P. Rhodes, who being elected tried and Sworn to try whether the Defendant unlawfully withhold possession of the premises mentioned in the writ and proceedings and whether he did so unlawfully withhold possession of the said premises on the 17th day of November 1878 the date of the issuance of the writ and a true verdict render according to the evidence, and having fully heard the evidence and argument of Counsel retired to their room to consider their verdict and after sometime returned into Court and upon their oaths do Say, We the jury find that the defendant unlawfully withholds from the plaintiff the lot of land in the within Summons described and that he did withhold possession of the same at the date of the within Summons. E. D. Beale Foreman.

It is therefore considered by the Court that the Plaintiff recover of the said Defendant

possession of the said premises, to-wit:- One Acre of Land with appurtenances lying in Rockingham County adjoining the lands of the Plaintiff B. F. Thomas & others and now in the occupancy of said Defendant and his costs by him in this behalf expended and the Clerk of this County is directed to issue a writ of possession directed to the Sheriff of this County Commanding him to place the said Plaintiff in possession of the said premises. forthwith

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Commonwealth.
H. L. Shoup. } Upon an Indictment for Assault & battery.

This day came as well the Attorney for the Commonwealth as the Defendant H. L. Shoup in person and by Counsel, and thereupon the defendant files his plea of not guilty & thereupon came the following Jury towit Silas Roltsin, Madison Hess, Noah Hoover, D. F. Hartman, D. F. Ritenour E. P. Myers Reuben F. Koontz, James E. Templeman, Jno. S. Snell, Franklin Sisley George Logan, & A. S. Bader who being elected tried and Sworn well and truly to try the issue joined and a true verdict render according to the evidence and having fully heard the evidence and argument of Counsel retired to their room to Consider their verdict, and after Sometime returned into Court, and upon their oaths do Say, We the Jury find the defendant H. L. Shoup guilty in manner & form as charged in the indictment and ascss his apperecement at Ten Dollars D. F. Hartman foreman.

It is therefore considered by the Court that the Commonwealth of Virginia recover of the defendant H. L. Shoup, the Sum of $10.00 Fine and her costs by her in this behalf expended.

Commonwealth.
C. K. Hyde. } Upon an Indictment for obtaining goods under false pretences.

This day C. K. Hyde who Stands indicted for a felony by him committed appeared in Court in discharge of his recognizance entered into on the 5 day of the November term last of this Court, and thereupon the prisoner by Counsel moved the Court to quash said indictment, which motion on Consideration the Court doth sustain. It is therefore considered by the Court that said indictment be quashed and that the prisoner be discharged and go hence without day &c.

John M. Showalter. Pltff.
Frederick Rhodes. Deft. } Upon a Petition

The Plaintiff this day filed his petition for allowance for improvements on land this day recovered by Frederick Rhodes in an action of unlawful Detainer which said petition is ordered to be docketed. the defendant having waived process.

Commonwealth.
George Madison & Ann Bush } Upon an Indictment for lewd and lascivious Cohabitation.

This day came as well the Attorney for the Commonwealth as one of the Defendants Ann Bush and it appearing to the Court that the process had not been executed upon the other defendant Geo. Madison It is ordered that this cause be continued until the 1st day of the January Term next of this Court and that the Clerk of this Court issue an alias Summons against the said Geo. Madison to the said 1st day of the next term

And thereupon Henry Johnson witness in behalf of the Commonwealth and A. F. Lam. A. S. G. McCauley & Daniel Bush witnesses in behalf of the Defendants appeared in Court and acknowledged themselves to be indebted to the Commonwealth of Virginia

in the Sum of $50.00 each to be levied of their respective goods and chattels lands & tenements. for the use of the Commonwealth each waiving the benefit of their homestead exemption. Yet upon this condition that they each do make their personal appearance before the Judge of this Court on the 1st day of the January term next being Jany 20th 1878. and not depart thence without leave of the Court. as witnesses as aforesaid

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Commonwealth.

John R. McDorman. } upon an Indictment for forgery.

It appearing to the Court that John R. McDorman who was indicted by the Grand Jury impannelled and Sworn on the 1st day of this term of the Court and attending on this Court. for forgery &c. has not been arrested for the said felony the Court issued a Bench Warrant for the arrest of the said John R. McDorman. in accordance with law.

Ordered, that Court be adjourned until to-morrow morning at 10 o'clock.

Chas. T. O'Ferrall.

At a County Court continued and held in and for the County of Rockingham at the Court House thereof, on Wednesday December 18th 1878.

Present Hon. Chas. T. O'Ferrall, Presiding.

Commonwealth.

George M. Shaver. } upon an Indictment for Assault with intent to maim disfigure disable & Kill.

This day George M. Shaver who stands indicted for a felony by him Committed appeared in Court in discharge of his recognizance entered into on the 5th day of the November term last of this Court, and being thereof arraigned pleaded Not guilty to the said indictment, and thereupon for reasons appearing to the Court. the trial of this cause is continued until thursday the 9th day of this term being December 26. 1878. thereupon E. M. Shaeffer. a witness in behalf of the Commonwealth and Levi Shaver, Abram Byrd. Wm McKeever. Robert Dillard & Charles Long, witnesses in behalf of the Defendant appeared in Court and acknowledged themselves to be indebted to the Commonwealth of Virginia in the Sum of $100.00 each to be levied of their respective goods & chattels Lands & tenements for the use of the said Commonwealth each waiving the benefit of the Homestead exemption. Yet upon this Condition that they each do make their personal appearance before the Judge of this Court on the said 9th day of this term as witnesses as aforesaid and not depart thence without leave of the Court.

On motion of the prisoner the Court doth permit him to renew his bail in the Sum of $2000.00 for himself and in the same amount for his Sureties and thereupon the said George M. Shaver together with Granville Eastham George M. Showalter & A. S. Byrd as his Sureties (who justified as to their sufficiency) acknowledged themselves to be indebted to the Commonwealth of Virginia in the Sum of $2000.00 each to be levied of their respective goods & chattels, lands & tenements for the use of the Commonwealth of Virginia (each waiving the benefit of their Homestead exemption). Yet upon this Condition that

the Said George W. Shaver does make his personal appearance before the Judge of this Court on the Said 9th day of this term of the Court being December 26th 1878 to answer the Said Indictment and not depart thence without leave of the Court. And the Court doth award Rules against Martin Bonner. Elizabeth Bonner. Mollie Bonner, John Long, Joseph H. Kelley witnesses in behalf of the Commonwealth and Peter Rader witness in behalf of the prisoner. returnable to the Said 9th day of this term being December 26. 1878. to shew cause if any they can why they Should not be fined and attached for their Contempt to us offered in failing to attend the Said Court this day as witnesses as aforesaid.

Rosanna Bligh. Committee for Susannah C. Evey a Lunatic. this day presented in Court an Account against The Commonwealth of Virginia, amounting to the Sum of $47.25 for the board and Care of the Said Susannah C. Evey a Lunatic from Sept 16. 1878. to Dec 15 1878 91 days at 45¢ per day $40.95 and 3½ months Clothing at $2.4 per year ($7.00) which being Sworn to, was examined and allowed by the Court and ordered to be certified to the Auditor of Public Accounts for payment.

Commonwealth

Samuel Crabill & Fannie Grove } upon an Indictment for Lewd & lascivious Co-habitation

It appearing to the Court that that process in this Cause had not been executed upon the Defendants. It is ordered that this Cause be Continued until Saturday next the 5th day of this term. and that the Clerk of this Court issue an alias Summons against Said Defendants returnable to Said 5th day of this term of the Court.

Ordered that this Court be adjourned until tomorrow morning at 10 Oclock.

Chas. T. O'Ferrall.

At a County Court Continued and held in and for the County of Rockingham at the Court House thereof on Thursday December 19th 1878.

Present Hon. Chas T. O'Ferrall presiding

Commonwealth no 1.

James Kavanaugh } upon an Indictment for failure to register tax on Ardent Spirits Sold at his bar-room.

This day Came as well the Attorney for the Commonwealth as the Defendant in person and by Counsel, and thereupon the Defendand by Counsel demurred to the Said indictment. which demurrer upon consideration the Court overruled whereupon the Defendant filed his plea of not guilty. and thereupon Came the following Jury to-wit:- Silas W. Rolston. Abraham Breneman. Noah Hooper. A. S. Bader. James E. Templeman. Madison Wise. H. F. Wartman. E. O. Beale Franklin Sipe George Logan, Jacob P. Rhodes. Reuben K. Koontz. who being elected tried and Sworn well and truly to try the issue joined and a true verdict render according to the evidence and having fully heard the evidence and argument of Counsel retired to their room to Consider their verdict and after Sometime returned into Court, and upon their Oaths do Say We the Jury find the Defendant not guilty. H. F. Wartman Foreman.

It is therefore Considered by the Court that the Defendant go hence without day &c,

Commonwealth. No 2.
vs. } upon an Indictment for failure to register tax on
James Kavanaugh. Ardent Spirits Sold at his barroom.

This day came as well the Attorney for the Commonwealth as the Defendant in person and by Counsel and thereupon the Defendant by Counsel demurred to the said indictment, which demurrer upon Consideration the Court overruled whereupon the Defendant filed his plea of not guilty. and thereupon came the following Jury. to-wit Silas W. Rolston. Abraham Brenneman. Noah Hoover. A. S. Bader. James E. Templeman. Madison Wise. H. F. Hartman. E. O. Beale Franklin Sickey. George Logan. Jacob P. Rhodes & Reuben F. Koontz. who being elected tried and sworn well and truly to try the issue joined and a true verdict render according to the evidence. and having fully heard the evidence and argument of Counsel without retiring to their room rendered the following verdict viz:- We the Jury find the Defendant not guilty H. F. Hartman, Foreman.

It is therefore Considered by the Court that the Defendant go hence without day &c.

Commonwealth. No 3
vs. } upon an Indictment for failure to register tax on
James Kavanaugh. Ardent Spirits Sold at his barroom.

This day came as well the Attorney for the Commonwealth as the Defendant in person and by Counsel. and thereupon the Defendant by Counsel moved the Court to quash the said indictment which motion the Court overruled whereupon the Defendant by Counsel demurred to said indictment which demurrer the Court also overruled, and thereupon the Attorney for the Commonwealth with the assent of the Court entered a Nolle Prosequi. It is therefore Considered by the Court that the Defendant go hence without day &c.

Commonwealth No 4.
vs. } upon an Indictment for Selling intoxicating drink on
James Kavanaugh. Sunday.

This day came as well the Attorney for the Commonwealth as the Defendant in person and by Counsel. and thereupon the Defendant by Counsel moved the Court to quash the said indictment which motion the Court upon Consideration overruled. whereupon the Defendant by Counsel demurred to the said indictment. which demurrer the Court also overruled whereupon the Defendant filed his plea of not guilty. and thereupon came the following jury to-wit. Silas W. Rolston, Abraham Brenneman. Noah Hoover A. S. Bader. James E. Templeman Madison Wise. H. F. Hartman. E. O. Beale Franklin Sickey. George Logan, Jacob P. Rhodes & Reuben F. Koontz. who being elected tried and sworn well and truly to try the issue joined and a true verdict render according to the evidence and having fully heard the evidence and argument of Counsel retired to their room to Consider their verdict and after Sometime returned into Court and upon their oaths do Say we the jury find the Defendant not guilty H. F. Hartmann Foreman.

It is therefore Considered by the Court that the Defendant go hence without day &c.

Commonwealth. No 5.
vs. } upon an Indictment for Selling intoxicating drink on Sunday.
James Kavanaugh.

This day came as well the Attorney for the Commonwealth as the Defendant in person and by Counsel and thereupon the Defendant by Counsel demurred to the said Indictment which demurrer upon Consideration the Court overruled. whereupon the Defendant filed his plea of

not guilty. and thereupon came the Same jury as in the preceding cause who being elected tried and Sworn well and truly to try the issue joined and a true verdict render according to the evidence and having fully heard the evidence and argument of Counsel retired to their room to consider their verdict and after Sometime returned into Court and upon their oaths do Say we the jury find the Defendant not guilty H. D. Hartmann Foreman.

It is therefore Considered by the Court that the defendant go hence without daye

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Noah Flick this day presented in Court an account against the County of Rockingham for Repairs to Court House & work in Court yard &c. on which Said account the Court allows the Sum of $29 00 and takes time to Consider as to the allowance of the residue thereof which Said amount is ordered to be Certified to the Treasurer of this County for Payment out of the Levy for the year 1878.

Ordered that this Court be adjourned until to-morrow morning at 10 Oclock.

Chas. D. O'Ferrall.

At a County Court Continued and held in and for the County of Rockingham at the Court-House thereof. on Friday December 20th 1878.

Present Hon. Chas. D. O'Ferrall presiding.

Commonwealth.

Archibald Strother } upon an Indictment for Selling intoxicating drink on Sunday.

This day Came as well the Attorney for the Commonwealth as the Defendant in person and by Counsel, and thereupon the Defendant by Counsel demurred to the Said Indictment which demurrer upon Consideration the Court overruled to which action of the Court in overruling Said demurrer the Defendant by Counsel excepted and thereupon the Defendant filed his plea of not guilty. whereupon Came the following Jury to-wit: Silas M. Rolston Abraham Brenneman. Noah Hoover. A. D. Bader. James E. Templeman. Madison Wise. H. D. Hartmann E. O. Beale. Franklin Lisley George Logan. Jacob P. Rhodes & Reuben F. Koontz. who being elected tried and Sworn well and truly to try the issue joined and a true verdict render according to the evidence and having fully heard the evidence and argument of Counsel retired to their room to Consider their verdict and after Sometime returned into Court and upon their oaths do Say "we the jury find the Defendant Archibald Strother guilty in manner & form as charged in the indictment and assess his amercement at Ten Dollars. H. D. Hartmann Foreman

And thereupon the Defendant by Counsel moved the Court 1st to Set aside the verdict and grant him a new trial 2d. in arrest of judgment which said motions upon Consideration the Court overruled to which action of the Court in overruling Said motions the Defendant by Counsel excepted.

It is therefore Considered by the Court that the Commonwealth of Virginia do recover of the Defendant Archibald Strother the Sum of Ten Dollars the amount of the fine by the Jurors in their verdict ascertained and her costs by her in this behalf expended. and the said Defendant being in Court ^ It is further Considered by the Court that ^ upon the payment of the said fine & costs being demanded of him & they having failed to pay the Same Said Defendant Archibald Strother be confined in the Jail of this County

until the said Fine and costs in this prosecution be paid or he be discharged therefrom according to law. And thereupon the Defendant was committed to the Jail of this County.

Ordered that this Court be adjourned until tomorrow morning at 10 Oclock.

Chas. J. O'Ferrall.

At a County Court continued and held in and for the County of Rockingham at the Court House thereof on Saturday December 21st 1878.

Present Hon. Chas J. O'Ferrall presiding.

Commonwealth. }
Walter Morris } Upon an Indictment for the Larceny of a Horse.

This day the prisoner, Walter Morris late of the County of Rockingham, who stands indicted for a felony by him committed was again led to the bar of the Court in Custody of the Jailor of this County, and thereupon from the Veniremen Summoned for the trial of felony Cases at this term of the Court the following panel of Sixteen were called examined by the Court upon their voirdire and found to be duly qualified and free from exceptions viz:- David B. Summers, Gideon Rosenberger, George W. Roller, E. H. Bremer, E. O. Beale, F. H. Weaver, Jacob B. Rhodes, Abraham Brenneman, John W. Spitzer, Emanuel Suter, Franklin Lickey, Noah Hoover, Madison Wise, Silas W. Rolston, James E. Templeman and D. F. Ritenour, and thereupon the prisoner was furnished a Copy thereof and having Stricken therefrom the names of four of the persons of said panel viz:- David B. Summers, E. H. Bremer, E. O. Beale and Noah Hoover, the remaining twelve of said panel viz:- Gideon Rosenberger, George W. Roller, F. H. Weaver, Jacob B. Rhodes, Abraham Brenneman, John W. Spitzer, Emanuel Suter, Franklin Lickey, Madison Wise, Silas W. Rolston, James E. Templeman and D. F. Ritenour thereby constituting the Jury, who being thus elected tried and Sworn well and truly to try and true deliverance make between the Commonwealth and the prisoner at the bar and a true verdict render according to the evidence, whereupon for reasons appearing to the Court they were adjourned until monday morning next at 9 Oclock and were placed in charge of D. H. Rolston Sheriff of this County and Henry J. Ryman his deputy to whom was administered an oath that you shall keep this Jury together and have no Communications with them yourselves nor permit any other person to have any Communication or Converse with them touching this trial and Cause them to appear in Court on Monday morning next at 9 Oclock So help you God. And thereupon John W. Stern, James Lupton, D. G. Whitmore, John W. Jacobs, James F. Lonman, D. F. H. B. Brown, E. Smith Dinkel, D. D. A. Rucker, D. John G. Minor, George W. Berlin, and John E. Roller witnesses in behalf of the Commonwealth and John D. Wood, Abram Kiswander, Joseph Kiswander, George Lanscope & J. M. H. Miller witnesses in behalf of the prisoner appeared in Court and acknowledged themselves to be indebted to the Commonwealth of Virginia in the Sum of $100.00 each to be levied of their respective goods chattels lands & tenements for the use of the said Commonwealth (each waiving the benefit of the Homestead exemption) Yet upon this condition that they each do continue their personal appearance before the Judge of this Court as witnesses as aforesaid, and not depart thence without leave of the Court.

And the Court doth award Rules against Elicious Michael a witness in behalf

of the Commonwealth Jacob Byerly a witness in behalf of the prisoner returnable forthwith to Shew Cause if any they can why they should not be fined & attached for their failure to appear this day as witnesses as aforesaid.
And thereupon the prisoner was remanded to Jail.

The Court doth award a Rule against John D. Scott D. Sheriff returnable to the 12th day of this term of the Court being December 30th 1878 to Shew cause if any he can why he should not be fined and attached for his contempt to us offered in failing to make return upon the subpoena for Elicous Michael a witness in behalf of the Commonwealth & Walter Morris

Ordered that this Court be adjourned until Monday morning at 9 Oclock.
Chas. T. O'Ferrall.

At a County Court continued and held in and for the County of Rockingham, at the Court House thereof on Monday December 23d 1878

Present. Hon. Chas. T. O'Ferrall. Presiding.

Commonwealth. }
vs } Upon an Indictment for the Larceny of a Horse.
Walter Morris }

This day the prisoner Walter Morris late of the County of Rockingham who Stands indicted for a felony by him Committed was again led to the bar of the Court in Custody of the Jailor of this County, and thereupon came the jury Sworn and impanneled on Saturday the 6th day of this term of the Court being Dec. 21. 1878 for his trial. pursuant to their adjournment, and having fully heard the evidence and argument of Counsel but not having time fully Cosider their verdict. were adjourned until to-morrow morning at 9. Oclock and thereupon they were placed in charge of D. H. Rolston Sheriff of this County and ~~D. M. Bear~~ & Henry J. Ryman his Deputys. to whom was administered an oath that you Shall Keep this jury together and have no Communications with them yourselves nor permit any other person to converse or have any Communication with them touching this trial and Cause them to appear in Court on to-morrow morning at 9 Oclock So help you God.
And thereupon the prisoner was remanded to Jail.

Commonwealth. }
vs } Upon an Indictment for forgery.
John A. McDorman. }

This day the prisoner John A McDorman who Stands indicted for a felony by him Committed was led to the bar of the Court in Custody of the Jailor of this County, whereupon for reasons appearing to the Court his trial is continued until tomorrow the 8th day of this term of the Court. and thereupon Samuel M Wine. Daniel A. Wine. Margaret A. Brayen. M. E. C. Martin. Edgar Bowman, Jacob Fink Chmeer, Thos. A. Jackson Ellen L Anderson. & Ellen Mc Williams witnesses in behalf of the Commonwealth and John A. Lee. Nancy Bowers. Jacob Funkhouser. Henry McDorman, Algernon McDorman, Edgar Bowman. Wm. H. Blakemore Sallie Hollen. Wm McDorman, Samuel McDorman, witnesses on behalf of the prisoner appeared in Court and acknowledged themselves to

be indebted to the Commonwealth of Virginia in the Sum of $100.00 each to be levied of their respective goods and Chattels. lands & tenements for the use of the Said Commonwealth of Virginia each waiving the benefit of their Homestead exemption Yet upon this Condition that they each do make their personal appearance before the Judge of this Court on to-morrow morning the 8th day of this term as witnesses as aforesaid and not depart thence without leave of the Court.

And the Court doth award Rules against John H. Frank a witness in behalf of the Commonwealth. and Abram Kisf a witness in behalf of the prisoner returnable forthwith. to Shew cause if any they can why they should not be fined and attached for their Contempt to us offered in failing to attend Said Court this day as witnesses as aforesaid.

And thereupon the prisoner was remanded to Jail.

Ordered that this Court be adjourned until to-morrow morning at 9. Oclock.

Chas. T. O'Ferrall.

At a County Court continued and held in and for the County of Rockingham at the Court House thereof on Tuesday December 24th 1878

Present Hon. Chas. T. O'Ferrall presiding.

Commonwealth. } upon an Indictment for the Larceny of a Horse.
Walter Morris.

This day the prisoner Walter Morris late of the County of Rockingham who Stands indicted for a felony by him Committed was again led to the bar of the Court in Custody of the Gaoler of this County and thereupon Came the Jury Sworn and impannelled on Saturday the 6th day of this term of the Court (being December 21. 1878) for his trial pursuant to their adjournment and not having agreed upon a verdict retired to their room to Consider the Same and after Sometime again returned into Court, and not being able to agree upon a verdict, one of the Jurors D. F. Ritenour was withdrawn. And the rest from rendering a verdict were discharged. whereupon the Court fixed Tuesday the 13th day of this term of the Court being December 31. 1878. as the day for the further trial of this Cause. and thereupon Joseph Niswander and John D. Wood and George Garrison witnesses in behalf of the prisoner appeared in Court and acknowledged themselves to be indebted to the Commonwealth of Virginia. in the Sum of $100.00 each to be levied of their respective goods & chattels. Lands & tenements for the use of the Said Commonwealth each waiving the benefit of their Homestead exemption. Yet upon this Condition that they each do make their personal appearance before the Judge of this Court on the Said 13th day of this term of the Court being Dec. 31 1878. as witnesses as aforesaid. and not depart thence without leave of the Court. And the Court doth award attachments against Elicous Michael, John M. Stem, James Lupton D. G. Whitmore, Dr. D. A. Buchel, E. Smith Dunkel, M. B. Childress Samuel Swartz, witnesses on behalf of the Commonwealth and Abram Niswander Isaac Gelbert, Jacob Byerly J. M. H. Miller, witnesses on behalf of the prisoner returnable to the Said 13th day of this term of the Court being December 31st 1878. to do and receive what what our Said Court may then and there adjudge against them for their Contempt in failing to continue their personal appearance before the Judge of this Court as

witnesses as aforesaid until duly discharged
And thereupon the prisoner was remanded to Jail.

Commonwealth.
John A. McDorman. } Upon an Indictment for Forgery.

This day the prisoner John A. McDorman late of the County of Rockingham who stands indicted for a felony by him committed, was again led to the bar of the Court in Custody of the Jailor of this County, and thereupon from the veniremen Summoned for the trial of felony cases at this term of the Court the following panel of Sixteen were called examined by the Court on their voirdire and found to be duly qualified and free from exceptions. Viz. E. H. Cromer, Jacob S. Fry, E. O. Peale, A. H. Keller, George Logan, Noah Hoover, Madison Wise, Silas M. Rolston, Franklin Lisky, Emanuel Suter, John M. Spitzer, D. F. Peterson, Abraham Brenneman, Gideon Rosenberger, James E. Templeman & Jacob P. Rhodes, and thereupon the prisoner was furnished a copy thereof, and having Stricken therefrom the names of four of the persons of said panel viz. E. O. Peale, Madison Wise, Gideon Rosenberger & Jacob P. Rhodes the remaining twelve of said panel viz. E. H. Cromer, Jacob S. Fry, A. H. Keller, George Logan, Noah Hoover, Silas M. Rolston, Franklin Lisky, Emanuel Suter, John M. Spitzer, D. F. Peterson, Abraham Brenneman, & James E. Templeman thereby constituting the Jury who being thus elected tried and Sworn well and truly to try and true deliverance make between the Commonwealth and the prisoner at the bar and a true verdict render according to the evidence and having fully heard the evidence and argument of Counsel retired to their room to consider their verdict and after Sometime returned into Court and not being able to agree upon a verdict one of the Jurors George Logan was withdrawn and the rest from rendering a verdict were discharged.
And thereupon the prisoner was remanded to Jail.

Abram Kesp having been guilty of a Contempt of Court in failing to appear before this Court as a witness on behalf of John A. McDorman at the Suit of the Commonwealth this day appeared in Court in Custody of the Sheriff of this County under an Attachment to him directed, and thereupon the Court doth impose upon him the said Abram Kesp a Fine of $5.00 & Costs and Commit him to the Jail of this County until said Fine & costs are paid or he be discharged therefrom according to law for his Contempt aforesaid
Whereupon the Said Abram Kesp paid into Court the Sum of $8.00 the amount of Said fine & costs. It is therefore Considered by the Court that he be discharged & that the Clerk disburse the Costs to the parties entitled thereto as follows. Sheriff $1.30 Witness Wm L. Beard 56¢ Clerk $1.64

Emanuel Wilkins, Comm.r of the Revenue for Plains District in this County this returned to the Court a Copy of his certificate as to the Sales of Wine, Alcoholic & Malt Liquors, Sold within his District for the Month of November 1878 amounting to, as required by an act entitled, An act imposing a tax and prescribing the mode of Collecting the Same on the privilege of Selling Wine, Ardent Spirits Malt Liquors &c. Approved March 30. 1877. which is ordered to be filed.

Ordered that this Court be adjourned until Thursday morning at 10 Oclock.

Chas. T. O'Ferrall.

At a County Court continued and held in and for the County of Rockingham at the Court House thereof on Thursday December 26. 1878.

Present: Hon. Chas. T. O'Ferrall presiding.

B. F. Cootes &c.
E. R. Moff &c. } upon a Motion.

Ordered that this Cause be placed upon the Courts Docket and upon the Motion of Samuel Cootes and B. F. Cootes the Court doth order that Samuel Empsweiler and William G. Thompson be Summoned to appear before this Court on the 12th day of the present term being December 30. 1878 requiring them to Show Cause if any they can why the proceeds of the Sale of the personal property of Samuel Empsweiller recently made by E. R. Moff Constable Should not be applied in Satisfaction of the following executions to-wit: 1st In the name of S. Cootes Assignee of S. Cootes & Son vs Samuel Empsweiller for $17.58 with interest from January 15th 1856 and 30 cts Costs.
2d In the name of S. Cootes Assignee of S. Cootes & Son vs Same for $5.00 with interest from September 15th 1855 and 30 cts Costs.
3d In the name of S. Cootes vs Same for $17.86 with interest from December 30th 1852 and 30 cts costs.
4th In the name of B. F. Cootes Assignee of S. Cootes & Son vs Same for $29.41¾ with interest from December 22d 1854 and 30 cts costs.
5th In the name of S. Cootes Assignee of Anderson Moore vs Same for $4.00 with interest from May 7. 1853 & 30 Costs.
6th In the name of S. Cootes vs Same for $3.11 with interest from November 1st 1856. and 30 cts costs.
7th In the name of S. Cootes vs Same for $4.56 with interest from February 25th 1857 and 30 cts costs. all of which issued on the 25th day of February 1857 and went into the hands of John E. Brown Constable or of the executions which were renewed (if so renewed) from the Clerks office of the County Court of Rockingham County, where and if said executions were returned by the Constable.

M. M. Gelbert for use of J. H. Thomas. } upon a Suggestion
R. B. Ragan gar. of James G. Allen

Same for use of Same. } upon a Suggestion
Same

This day Came again the parties by their attorneys, and thereupon the Court having heard the evidence adduced and the arguments of Counsel, is of Opinion and doth order that R. B. Ragan in whose hands there is a balance of Sixteen dollars and Ninety five cents do pay the Same to the plaintiff to be applied first to the Costs of these Suggestions and next to the executions under which Said Suggestions were Sued out and leave is given to Sue out executions against the Said R. B. Ragan for Said Sum with interest from their date in the event that he fails to pay. the Court being of opinion that the claim of homestead exemption made by the execution debtor J. G. Allen is good as to the other property embraced in the deed of homestead but not good as to the particular fund in Controversy.

C. M. Whitlock Committee for Eliza J. Dickson a person of unsound mind this day presented in Court an Account against The Commonwealth of Virginia amounting to the Sum of $28.50 for the board & care of the Said Eliza J. Dickson a Lunatic from Sept. 25 to Dec. 25. 1878. (3 Mos. @ $8 per Mo. $24.00) and 3 Mos. Clothing @ $1.50 per mo. ($4.50) which being Sworn to was examined and allowed by the Court and ordered to be certified to the Auditor

of Public Accounts for payment.

Commonwealth.
vs. } Upon an Indictment for assault with intent to maim. disfigure
George W. Shaver } disable and Kill.

This day George W. Shaver who Stands indicted for a felony by him committed appeared in Court in discharge of his recognizance entered into on the 3d day of this term of the Court being December 18. 1878. and thereupon from the Veniremen Summoned for the trial of felony Cases at this term of the the following fourteen were called examined by the Court on their voirdire and found to be duly qualified and free from exceptions Viz:- George W. Roller. Jacob S. Fry. M. M. Shuler. E. O. Peale James E. Templeman. Gideon Rosenberger. Reuben F. Kuntz Emanuel Suter. Franklin Liskey. George Logan. Silas W. Rolston. Madison Wise Noah Hoover. & D. H. Weaver. and thereupon the Sheriff Summoned the following persons from a list furnished by the Court Sitting. viz:- John F. Langer & Wm. L. McAllister. who appeared and were examined by the Court on their voirdire and found to be duly qualified and free from exceptions. and the panel of Sixteen being thus completed the prisoner was furnished a copy thereof and having Stricken therefrom the names of four of the persons of Said panel viz. M. M. Shuler. Madison Wise. Noah Hoover. & John F. Langer. the remaining twelve of Said panel viz. George W. Roller. Jacob S. Fry. E. O. Peale. James E. Templeman. Gideon Rosenberger. Reuben F. Kuntz. Emanuel Suter. Franklin Liskey. George Logan. Silas W. Rolston. D. H. Weaver. & Wm. L. McAllister thereby constituting the Jury who being thus elected tried and Sworn well and truly to try and true deliverance make between the Commonwealth and the prisoner at the bar and a true verdict render according to the evidence and having fully heard the evidence and argument of Counsel retired to their room to Consider their verdict and after Sometime returned into Court and upon their oaths do Say we the Jury find the Defendant not guilty. E. O. Peale Foreman. thereupon the Jury were discharged
It is therefore considered by the Court that the prisoner be discharged and go hence without day. &c.

Ordered That the Clerk of this Court do issue a Venire Facias directed to the Sheriff of this County commanding him to Summon a Special Venire to appear at the Court House on the 12th day of this December Term being December 30. 1878. at 10 Oclock A. M. upon the trial of Jacob Snyder. upon an Indictment for Murder.

On the Application of Henry Neff. M. Stirling Lewis Hill & others for the establishment of a Public Road &c. to wit:- 1st a change in the Forest Timberville and Brocks Gap Road beginning at or near the Barn on the Billhimer Farm on the Bank on the North Side of the Shenandoah River the distance of about 400 yards to the line between the Billhimer and Harvey Algers Farm. opposite the old ford then a New Road from that point through the Lands of Harvey Alger. B. P. Kennon and Charles Minnick. Connecting with the North Mountain Road near the abutment of the old Bridge on the north Side of the Shenandoah River at Keezletes Store. The Court doth Appoint John J. Kinnan. Jackson Kunsh. & Herod Kinnan. viewers. to view the ground. and report to this Court at its next term the Conveniences and inconveniences that will result. as well to individuals as to the public. if Such road Should be established as proposed. and especially whether any yard. garden. orchard. or any part thereof will have to be taken.
They shall further report the facts and Circumstances in their opinion. useful in enabling the Court to determine the expediency of establishing the road.

They shall report the names of the land-owners on such route and state which of them require Compensation; the probable amount, in their opinion, to which such party may be entitled, and any other matter which they may deem pertinent. They shall not locate any route on which there may be a grade at any one point exceeding Six degrees, and shall endeavor to locate a route which shall not exceed five degrees at any one point. A Map or diagram of the route with Curves and distances shall be returned with their report. A Statement of the number of days each viewer and Surveyor was employed in executing this order, shall be appended to the report, and Sworn to before a Justice of the Peace or other officer, who shall append his certificate to the Same,

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Commonwealth. }
John A. McDorman. } Upon an Indictment for Forgery.

This day the prisoner John A. McDorman late of the County of Rockingham who stands indicted for a felony by him Committed, was again led to the bar of the Court in Custody of the Jailor of this County: And the Court doth fix the 15th day of this term being January 3. 1879 for the trial of this Cause (fourteen)
And thereupon the prisoner was remanded to Jail.

Ordered that this Court be adjourned until tomorrow morning at 10. oclock.

Chas. T. O'Ferrall.

At a County Court continued and held in and for the County of Rockingham at the Court House thereof, on Friday December 27th 1878.

Present Hon Chas. T. O'Ferrall presiding.

On the Petition of Samuel Frank others for a change in a Public Road &c.
James L. Heltzel Commissioner of Roads of Central District in this County having made his report to this Court on this day that Samuel McDorman contractor for the building of Section 1 of the public road established by an order of this Court, entered at the September Term 1878. had completed over one third of Said Section, in accordance with the terms and Specifications as Set-forth in the order entered at the Said Sept Term 1878. It is ordered that the Sum of $200.00 be paid the Said Samuel McDorman by the Treasurer of this County, out of the Special levy of $1500.00 made for the purpose of Constructing Said road in the levy for the year 1878.

Co's rd. to L. McDorman

Wm H. Marshall, Appellant. }
The Commonwealth. Appellee. } Upon an ~~Indictment~~ appeal from the Judgment of a justice.

This day came as well the appellant in person and by Counsel as the Attorney for the Commonwealth, and by Consent of parties thereupon came the following Jury of Seven. Viz:- John S. Effinger. Abram Byrd. J. M. Kent S. B. Good. Thomas M. Site Wm. S. Lushen Joseph L. Bowman who being elected tried and Sworn well and truly to try the issue joined and a true verdict render according to the evidence, and not having time fully to hear the evidence were adjourned until to-morrow morning at 10 oclock.

The following ordered ordered to be entered on yesterday the 9th day of this term not having been then entered is now entered. nunc. pro tunc:
Ordered that the Clerk of this Court do issue a Venire Facias directed to the Sheriff of this County Commanding him to Summon a venire to appear at the Court House on the 13th day of this December Term being December 31. 1878. at 10 Oclock A. M. for the trial of felony cases other than those punishable with death.

Ordered that this Court be adjourned until to-morrow morning at 10. Oclock.

Chas. J. O'Ferrall.

At a County Court continued and held in and for the County of Rockingham at the Court House thereof on Saturday December 28th 1878.

Present Hon. Chas. J. O'Ferrall presiding.

Wm. H. Marshall Appellant.
The Commonwealth Appellee } upon an appeal from the Judgment of a Justice.

This day came again as well the appellant in person and by Counsel as the Attorney for the Commonwealth and thereupon came the Jury Sworn & impannuled on yesterday for the trial of this cause and having fully heard the evidence and argument of Counsel retired to their room to consider their verdict and after sometime returned into Court and upon their oaths do Say We the Jury find the Defendant guilty and assess his fine at one Cent. John S. Effinger foreman.
It is therefore considered by the Court that the Commonwealth of Virginia do recover of the appellant Wm. H. Marshall the Sum of One Cent the amount of the Fine by the Jurors ascertained and her costs by her in this behalf expended.

Brock & Lemon Platff
J. Kemph & Henry Moff } upon a Notice
Deft.

This day came the Defendant by their Attorney and the Plaintiff though Solemnly Called Came not nor is his Suit further prosecuted. Therefore on the Prayer of the Said Defendants. It is Considered by the Court that they recover against the Plaintiffs their Costs by them about their defence in this behalf expended without damages & without prejudice to the plaintiffs

Ordered that this Court be adjourned until ~~tomorrow~~ Monday morning at 10. Oclock.

Chas. J. O'Ferrall.

At a County Court continued and held in the and for the County of Rockingham, at the Court-House thereof on Monday December 30. 1878.

Present Hon. Chas. J. O'Ferrall, presiding.

Henry Armentrout.
Daniel Flook. Executor } Upon a Notice to give a new bond as Such
of Henry Flook. deceased } Executor.

This day came the Plaintiff by his attorney & the Defendant likewise and the evidence having been heard, and it appearing to the Court that there are yet One thousand One hundred and twenty dollars ($1120.-) in the hands of said Daniel Flook as Executor of Henry Flook deceased and that the original bond executed by said Daniel Flook as Such executor has been destroyed and that some of the Sureties thereon are dead.

It is ordered that said Daniel Flook give a new bond as Such executor in the penalty of two thousand four hundred dollars conditioned according to law. And thereupon the said Daniel Flook came into Court and executed Such bond as Such Executor of Henry Flook dec'd. together with George M. Yancey Eliza A. Flook. and Martha J. Flook as his Sureties to said bond. (who justified as to their sufficiency) each waiving their Homestead exemption as to this obligation. And it appearing that said Daniel Flook on the 1st day of December 1877. Sold his farm in Rockingham County to his said Daughters and that he Still holds four of their purchase bonds executed on the 1st day of December. 1877. for $416.$^{66\,2/3}$ each and Severally due. on the 1st day of January 1887. 1888 1889. & 1890 with interest from date. It is farther ordered. by & with the consent of Daniel Flook. and his said Sureties & the Plaintiff that the said bonds shall remain in the hands of said Daniel Flook. as Collateral Security for the payment of the amount yet due from said Daniel Flook as Such executor and also as indemnity for and to his said Sureties and Shall not be transfered by him until his said official bond shall have been discharged. And it is farther ordered that the Plaintiff recover from said Daniel Flook his costs herein expended.

Commonwealth.
Jacob Snyder } Upon an Indictment for Murder.

This day the prisoner Jacob Snyder late of the County of Rockingham who Stands indicted for a felony by him Committed was again led to the bar of the Court in Custody of the Jailor of this County. and thereupon from the Special Venire Summoned under an order of this Court entered on the 9th day of this term of the Court being December 26. 1878 for the trial of this Cause. the following panel of Sixteen were called examined by the Court in their voirdire and found to be duly qualified and free from exceptions Viz: A. R. Rhinehart. John D. Swank. Harvey Effer. John Leedy, David R. Beard. John H. Frank. Charles R. Burke. Jacob Hinegardner Samuel Shrum. A. J. Wilkins Samuel Loewner. M. E. Carrier. R. B. Jones. Wm. L. Simmers. Valentine Rolton. & Wm H. Peterson: and thereupon the prisoner was furnished a Copy thereof and having Stricken therefrom the names of four of the persons of said panel viz. Samuel Shrum. Samuel Loewner. R. B. Jones and Valentine Rolton. the remaining twelve of said panel viz: A. R. Rhinehart. John D. Swank. Harvey Effer. John Leedy David R. Beard. John H. Frank. Charles R. Burke. Jacob Hinegardner. A. J. Wilkins, M. E. Carrier. Wm. L. Simmers & Wm H. Peterson

thereby constituting the Jury, who being thus elected tried and Sworn well and truly to try, and true deliverance make between the Commonwealth and the prisoner at the bar and a true verdict render according to the evidence and not having time fully to hear the evidence were adjourned until tomorrow morning at 9 Oclock and were placed in charge of D. H. Rotelon Sheriff of this County, and Henry J. Ryman his Deputy to whom was administered an oath that you shall Keep this Jury together and have no Communication with them yourselves nor permit any other person to converse or have any Communication with them touching this trial and cause them to appear in Court, on tomorrow morning at 9 Oclock So help you God.

And thereupon J. H. Shipp. Wm D. Maiden. James F. Dovel. J. M. Lam. V. H Lam D. J. H. Woolfe Wm. Jenkins. John Welfley James F. Dovel. Robert Kenney. Geo. A Rinick George D. Dovel George Holmes. Henry Holmes. J. H. Bear & D. S. Hensley witnesses in behalf of the Commonwealth and Fielding Raines. John Strauss. ~~A. S. Rinick~~ J. H. Doffenmyer. Jos. Snyder. Wm A. Rinick Green Raynes. Banks Snyder J. F. Hepner. St Clair Kitley witnesses in behalf of the prisoner appeared in Court and acknowledged themselves to be indebted to the Commonwealth of Virginia in the Sum of $250.00 each to be levied of their respective goods & chattels lands & tenements for the use of said Commonwealth each waiving the benefit of the Homestead exemption. Yet upon this condition that they each do continue their personal appearance before the Judge of this Court as witnesses as aforesaid and not depart thence without leave of the Court. and the Court doth award Rules against Newman Christ. Frank Rucker. & Mary J. Dovel witnesses in behalf of the prisoner returnable forthwith to Show Cause if any they can why they should not be fined and attached for their contempt to us offered in failing to appear this day as witnesses as aforesaid when duly Summoned, and the Court doth award a Rule against Wm Campbell Sheriff of Page County returnable forthwith to Show cause if any he can why he should not be fined and attached for his contempt to us offered in failing to execute the process for witnesses in behalf of the prisoner.

And thereupon the prisoner was remanded to Jail.

Ordered, that this Court be adjourned until to-morrow morning at 9 Oclock.

Chas. T. O'Ferrall.

At a County Court continued and held in and for the County of Rockingham, at the Court House thereof on Tuesday December 31. 1878.

Present. Hon. Chas. T. O'Ferrall presiding.

Commonwealth. }
Walter Morris. } Upon an Indictment for the Larceny of a Horse.

This day the prisoner Walter Morris late of the County of Rockingham who stands indicted for a felony by him committed, was again led to the bar of the Court in custody of the Jailor of this County, and the Court for reasons appearing doth fix the 14th day of this term being January 2d. 1879 for the trial of this cause, and thereupon Elicius Michael John M. Stem James Lupton E. Smith Dinkel, George M. Berlin, M. B. Childress. Samuel Swartz, Joseph Bird. A. L. Lindsay, Daniel M. Byerly, Jas. B. Dickson witnesses in behalf of the Commonwealth and John D. Wood. Abram Niswander Joseph Niswander. George Carricofe, Isaac Helbert. Jacob Byerly. witnesses in behalf of the prisoner appeared in Court and acknowledged themselves to be indebted to the Commonwealth of Virginia in the Sum of $100.00 each to be levied of their respective goods & chattels lands & tenements for the use of the said Commonwealth each waiving the benefit of their Homestead exemption. Yet upon this condition that they each do make their personal appearance before the Judge of this Court on the 14th day of this term of the Court being January 2d. 1879. as witnesses as aforesaid and not depart thence without leave of the Court.

And thereupon the prisoner was remanded to Jail.

Commonwealth }
Jacob Snyder. } Upon an Indictment for Murder.

This day the prisoner Jacob Snyder, late of the County of Rockingham, who stands indicted for a felony by him committed was again led to the bar of the Court in custody of the Jailor of this County, and thereupon came the Jury Sworn and impanneled on yesterday the 12th day of this term of the Court, for his trial pursuant to their adjournment and not having time fully to hear the evidence were adjourned until to-morrow morning at 9 Oclock and were placed in charge of D. H. Rolston Sheriff of this County and D. M. Bear & Henry J. Ryman his deputies to whom was administered an oath that you shall keep this Jury together and have no communication with them yourselves nor permit any other person to converse or have any communication with them touching this trial and cause them to appear in Court on tomorrow morning at 9 Oclock So help you God.

And the Court doth award Rules against John Flannery & George Bennett witnesses in behalf of the prisoner returnable forthwith to Show Cause if any they can why they should not be fined and attached for their contempt to us offered in failing to appear at this term of the Court as witnesses as aforesaid when duly Summoned, and doth award attachments against A. E. Kinsea. Newman Crist. Mary J. Dovel & Frank R. Rucker witnesses in behalf of the prisoner directed to the Sheriff of this County Commanding him that he attach and them Safely Keep So that he may have their bodies before the Judge of this Court forthwith to do and receive what our said Court may then and there adjudge against them for their contempt in failing to appear at this

at this December Term personitueles as aforesaid. when duly Summoned.
And thereupon the prisoner was remanded to Jail.

Jones & McAlister.

Wm G. Campbell &c. gar. of Wm C. Price. } upon a Suggestion.

On motion of the Plaintiffs in this cause It is ordered that the said cause be dismissed.

The Court doth award Rules against Wm T. Carpenter Benj Crumbo & C. H. Lowers & Jas P. Rolston returnable to the 14th day of this term of the Court being January A. 1879. to Show cause if any they can why they should not be fined and attached for their contempt to us offered in failing to attend this day as Veniremen when duly Summoned.

Ordered that this Court be adjourned until tomorrow morning at 9 Oclock

Chas. T. O'Ferrall.

At a County Court continued and held in and for the County of Rockingham, at the Court House thereof, on Wednesday January 1. 1879.

Present: Hon Chas. T. O'Ferrall. presiding.

Commonwealth }
Jacob Snyder } upon an Indictment for Murder.

This day the prisoner Jacob Snyder late of the County of Rockingham who Stands indicted for a felony by him Committed was again led to the bar of the Court in Custody of the Jailor of this County, and thereupon Came the Jury Sworn and impanneled on the 12th day of this term of the Court being December 30. 1878. for his trial pursuant to their adjournment and having heard the evidence but not having time fully to hear the argument of Counsel were adjourned until tomorrow morning at 9 Oclock and were placed in charge of D. H. Rolston Sheriff of this County, and Henry J. Ryman his deputy, to whom was administered an oath that you shall keep this Jury together and have no Communication with them yourselves nor permit any other person to converse or have any communication with them touching this trial and cause them to appear in Court on tomorrow morning at 9 Oclock So help you God.

And thereupon the prisoner was remanded to Jail.

Noah Landes Appellant.
G. F. Frey Appellee. } In Trespass upon an Appeal.

This day came the parties to this cause by their Attorneys and thereupon the evidence & Aguments of Counsel being heard, the Court upon Consideration is of opinion that the right of way in dispute is vested in the Defendant G. F. Frey, who holds under the Conveyance of G. M. Skelton to B. F. Spicer dated March 1st 1870 and that the said right of way is appurtenant to the lot now owned by the said Frey

and that the Said Airey in passing over the Said alley did not commit a. Treshaes as complained of by the appellant Noah Landes.

It is therefore ordered that the Judgment of Justice G. J. Kisling be affirmed and that the Appellee recover against the Appellant Noah Landes. and O. B. Koller his Surety in his appeal his costs in this behalf expended & his costs before the Justice.

Upon the Petition of James M. Saufley and others for the establishment of a Public Road leading from a point on the Port Republic road near Alexander Kyger's to a point on the Friedens Church Road near the Said Church.

This day came again the petitioners and Joseph Attaffer. J. M. Saufley. Frederick Lehnie. Samuel Sanger, and Frederick Miller (the land owners) who had heretofore entered themselves as defendants in this cause. by their Attorneys and the Commissioners appointed at the instance and upon the motion of the petitioners at the May term 1877. having modified their third report filed June 4. 1878 to which report and modification there are no exceptions and the Said Joseph Attaffer J. M. Saufley. Frederick Lehnie. Frederick Miller & Samuel Sanger. by their Attorney withdrawing all opposition to Said proposed road except upon the question of the inadequacy of damages allowed by the Commissioners to Said parties.

Upon Consideration whereof and after argument of Counsel the Court is of opinion that Said road ought to be established as recommended and Set forth in the Said report and modification of the Commissioners.

It is therefore ordered that Said road be established in accordance with the report of the Commissioners as follows Beginning opposite the mouth of a lane on a lane between the Bowman land and the lower side of the Kyger land thence with Said lane and crossing Mill Creek N 66¾ W 12¼ poles N 52¾ W 198 poles. S 48¼ W 46 poles. S. 36¼ W. 38 poles. S 51° W 4 poles, S. 70 W 4 poles. W 2 poles. N 73 W 14 poles. N 70 W 11 poles. S. 85° W 4 poles. S 73 W 3 poles. S 51. W. 3 poles. S 35¼ W 11 poles. S 43½ W 8 poles. S. 33 W 10. 4 poles, S 63 W 18 poles. S 69 W 18 crossing Williams Run S. 59¾ W 19 poles. N. 83¾ W. 11 poles, S 87. W. 86 6/10 poles. N. 19⅛ W. 55½ poles. N. 72 W 85 poles. N 49. W 45 poles. N 62½ W. 49½ poles. N 34¾ W 66 poles. N 7. E 8 poles. N 1¼ W 118½ poles, S 86 W. 16¾ poles. N 56 W 34 poles N 56¼ W 61½ poles. N 55¼ W 62 poles. N 33 W 24 poles. N 16. W 3 poles N 12. E. 17 poles. N 15½ E. 44 poles. N 10. W. 3 poles. N 28 W 37 poles N 9 W 13 poles. N 4½ E 16 poles N. 50 E 7 poles N 10¾ E 20 poles. N 18½ W 20 poles. N 24 W 20 poles. N 21¾ W 42 poles. to the top of the ridge. N. 21¾ W 30 poles N 43¾ W 16 poles N 52½ W 18 7/10 poles. N 11½ E 8 poles. N. 6½ W 2 poles. S. 56 W 9 poles to intersection with the Mt. Crawford road near Friedens Church. And the road Commissioners of Ashby and Stonewall Districts are hereby directed to proceed forthwith to open Said road in accordance with this order following Specifically the Courses and distances herein before Set forth. It is further ordered that the land owners along Said route be allowed the damages assessed by the Commissioners (Edward S. Kemper Wm J. Carpenter. and George J. Kisling) in their report of June 4th 1878. as modified by their Supplementary report of December 22nd 1878. as follows. to-wit To Samuel Sanger Twenty ($20.00) dollars. To Harvey Wise Ten ($10.00) dollars. To J. M. Saufley Twenty Eight ($28.00) dollars To Joseph Attaffer Twenty ($20.00 dollars. Ellen M. Moyerhoeffer three ($3.00) dollars Daniel Long ($20.00) Twenty dollars. Frederick Lehnie Seven dollars ($7.68) & Sixty eight cents Frederick Miller twenty ($20.19 dollars and Nineteen cents. Peter Heil two ($2.13) dollars and thirteen cents M. J. Moyerhoeffer. Seven $7.00 dollars payable out of the Levy for 1878 if any Surplus if not out of the Levy for 1879 It is further ordered that the road Commissioners of Said Districts be and they are hereby directed to make their report to the May term 1879 of this Court how they have executed this order with a view to a final determination of this Cause.

The following order which the Clerk failed to enter on yesterday is now entered Nunc pro tunc

On Motion of Mr. Shands, Martin J. Wolfley a regularly licensed Atty at Law appeared in Court and qualified to practise law in this Court by taking the oaths prescribed by law.

Ordered that this Court be adjourned until tomorrow morning at 9 Oclock

Chas. F. O'Ferrall.

At a County Court continued and held in and for the County of Rockingham at the Court House thereof on Thursday January 2nd 1879

Present:- Hon. Charles F. O'Ferrall presiding.

Commonwealth. } Upon an Indictment for Murder.
Jacob Snyder }

This day the prisoner Jacob Snyder late of the County of Rockingham who Stands indicted for a felony by him committed was again led to the bar of the Court in custody of the Jailor of this County and thereupon came again the Jury Sworn and impanneled on the 12th day of this term of the Court being December 30th 1878 for his trial pursuant to their adjournment and having heard the argument of Counsel but not having time to consider their verdict were adjourned until tomorrow morning at 9 Oclock, and were placed in charge of D. H. Rolston Sheriff of this County and Henry J. Ryman his deputy to whom was administered an oath that you shall Keep this Jury together and have no communication with them yourselves nor permit any other person to converse or have any communication with them touching this trial and cause them to appear in Court on tomorrow morning at 9 Oclock So help you God.

And thereupon the prisoner was remanded to Jail.

On the Motion of Perry F. Andes, Son of Eli Andes dec.d Infant over the age of 14 years the Court doth appoint Reuben L. Good as his guardian. And thereupon the said Reuben L. Good appeared in Court and together with Adam Good his Surety (who justified as to his Sufficiency) entered into and acknowledged a bond in the penalty of $1000.00 Conditioned according to law. each waiving the benefit of the Homestead exemption and thereupon he qualified as said guardian by taking the oath prescribed by law.

Commonwealth. } Upon an Indictment for the Larceny of a Horse.
Walter Morris. }

This day the prisoner Walter Morris late of the County of Rockingham who Stands indicted for a felony by him committed was again led to the bar of the Court in custody of the Jailor of this County. and thereupon for reasons appearing to the Court the trial of this cause is continued until tomorrow the 16th day of this term of the Court. being January 3d 1879

And thereupon the prisoner was remanded to Jail.

Ordered that this Court be adjourned until tomorrow morning at 9. Oclock

Chas. J. O'Ferrall

At a County Court continued and held in and for the County of Rockingham at the Court House thereof on Friday January 3. 1879.

Present: Hon. Chas. J. O'Ferrall presiding.

Commonwealth.
Jacob Snyder } Upon an Indictment for Murder.

This day the prisoner Jacob Snyder, late of the County of Rockingham, who stands indicted for a felony by him Committed was again led to the bar of the Court in Custody of the Jailor of this County, and thereupon came again the Jury Sworn and impannelled on the 12 day of this term of the Court being December 20. 1878 for his trial pursuant to their adjournment, and upon their oaths do say the the Jury find the prisoner at the bar Jacob Snyder not guilty H. H. Peterson F. M. thereupon the Jury were discharged.

It is therefore Considered by the Court that the prisoner be discharged and go hence without day, &c.

Commonwealth.
John A. Mc Dorman } Upon an Indictment for Forgery.

This day, the prisoner John A. Mc Dorman late of the County of Rockingham, who stands indicted for a felony by him committed, was again led to the bar of the Court in Custody of the Jailor of this County, and for reasons appearing to the Court his trial is Continued until the 2nd day of the January term next of this Court being January 21st 1879 And thereupon Samuel N. Anne Daniel A. Kline John H. Frank Wm. Gilbert Emanuel Spitzer & John W. Frayer witnesses in behalf of the Commonwealth. and Henry McDorman Algernon McDorman Wm. H. Blakemore & A. Hofs. & Saml. McDorman witnesses in behalf of the prisoner appeared in Court and acknowledged themselves to be indebted to the Commonwealth of Virginia in the Sum of $100.00 each to be levied of their respective goods & chattels lands & tenements for the use of the Commonwealth each waiving the benefit of their Homestead exemption. Yet upon this Condition that they each do make their personal appearance before the Judge of this Court on the 2d day of the January Term next being January 21st 1879. as witnesses as aforesaid and not depart thence without leave of the Court.

And thereupon the prisoner by Counsel moved the Court to grant him bail which motion on Consideration the Court doth Sustain, and fixes the amount of bail at $1000.00 for himself and the Same amount for his Surety, and is permitted to execute his recognizance before the Judge of this Court in vacation.

And thereupon the prisoner was remanded to Jail.

Commonwealth
Walter Morris } Upon an Indictment for the Larceny of a Horse.

This day the prisoner Walter Morris late of the County of Rockingham, who Stands indicted for a felony by him Committed, was again led to the bar of the Court in custody of the Jailor of this County, and thereupon from the Venuemen Summoned

for the trial of Felony Cases at this term the following eight were called examined by the Court on their Voirdire and found to be duly qualified and free from exceptions Viz:- Jacob A. Andes. Reuben L. Good. Thos. J. Kline Wm. A. Switzer, Wm S. Carpenter. Isaac Marshall. Wm. M. Marty. Wm F. Kyger. and thereupon the Sheriff Summoned the following eight persons Viz:- Charles R. Burke John D. Swank, John H. Frank. David R. Beard John Seedy Robert Liskey, Wm. Liskey J. N. P. Faught. who appeared & were examined by the Court on their voirdire and found to be duly qualified and free from exceptions. the panel of Sixteen being thus completed the prisoner was furnished a Copy thereof and having Stricken therefrom the names of four of the persons of said panel viz: Wm A Switzer. John D. Swank. David R Beard and Robert Liskey the remaining twelve of said panel Viz:- Jacob A. Andes. Reuben L. Good. Thos. J. Kline, Wm. S. Carpenter. Isaac Marshall. Wm M. Marty Wm F. Kyger Charles R. Burke. John H. Frank Wm. Liskey. J. N. P. Faught & John Seedy thereby Constituting the Jury. who being thus elected tried and Sworn well and truly to try and true deliverance make between the Commonwealth and the prisoner at the bar and a true verdict render according to the evidence and not having time fully to hear the evidence and argument of Counsel were adjourned until tomorrow morning at 9 Oclock and were placed in charge of D. H. Rolston Sheriff of this County and Henry J. Ryman his deputy. to whom was administered an oath that you shall Keep this Jury together and have no Communication with them yourselves nor permit any other person to converse or have any Communication with them touching this trial and Cause them to appear in Court on tomorrow morning at 9 Oclock. So help You God.

And thereupon the prisoner was remanded to Jail.

Ordered that this Court be adjourned until tomorrow morning at 9 Oclock.

Chas. T. O'Ferrall.

At a County Court continued and held in and for the County of Rockingham at the Court House thereof on Saturday January 4th 1879.

Present: Hon Chas. T. O'Ferrall presiding.

The writing purporting to be the last will and testament of Peter Zettee was this day presented in Court and being proven by the oaths of John H. Armentrout Reuben F. Strickler and Charles L. Strickler the Subscribing witnesses thereto was admitted to probate and ordered to be recorded.

And thereupon on the motion of Christian B Shoemaker the Executor therein named, who made oath thereto according to law he appeared in Court and together with Jacob Spitzer. Jacob Senger. David B. Kline. Reuben Sellers & John F. Rinel his Sureties (who justified as to their Sufficiency) entered into and acknowledged a bond in the penalty of $8000.00 Conditioned according to law (each waiving the benefit of the Homestead exemption as to this obligation) a Certificate is granted him for obtaining a probat of the will of said Peter Zettee dec'd in due form.

And the Court doth appoint Levis Strickler. Emanuel Driver. Michael Eaman & Gideon Rosenberger to appraise the Estate of said Peter Zettee Dec'd any three of whom may act after first being duly Sworn.

Commonwealth
&
Walter Morris } Upon an Indictment for the Larceny of a Horse.

This day the prisoner Walter Morris late of the County of Rockingham who stands indicted for a felony by him Committed was again led to the bar of the Court in Custody of the Jailor of this County and thereupon came again the Jury Sworn and impanneled on yesterday the 16th day of this term of the Court for his trial pursuant to their adjournment and having fully heard the evidence and argument of Counsel retired to their room to Consider their verdict and after Sometime again returned into Court and upon their oaths do Say "we the Jury find the prisoner Walter Morris guilty of the Larceny of a horse in the manner and form as charged in the indictment and fix the term of his Confinement in the Penitentiary at three years J. H. Frank foreman and thereupon on the motion of the prisoner by Counsel the Jury were polled each responding to the question Is this your verdict? in the affirmative, whereupon the Jury was discharged

And thereupon the prisoner by Counsel moved the Court 1st to Set aside the verdict and grant him a new trial. 2d in arrest of Judgment, which motions on Consideration the Court overruled and it being enquired of the prisoner if anything he had or Knew to Say why the Court Should not now proceed to pronounce judgment against him according to law and nothing being offered or alleged in delay of judgment. It is Considered by the Court that the Said Walter Morris be imprisoned in the public Jail and Penitentiary house of this Commonwealth for the term of three Years (the period by the Jurors in their verdict ascertained) to hard labor. And the Sheriff of this County is ordered as Soon as possible after the adjournment of this Court to remove and Convey the Said Walter Morris from the Jail of this County to the public Jail and Penitentiary house of this Commonwealth therein to be Kept imprisoned and treated in the manner directed by law for the term aforesaid.

And thereupon the prisoner was remanded to Jail

Madison Wise
&
Wm Kesler &c. } upon a Notice to Show Cause &c.

/ This day Lyons S. Wise appeared in Court & asked to be made a party Deft to Said motion which is accordingly done and thereupon by agreement of parties the question is Submitted to the determination of the Court as to whether the road in Said Notice mentioned is or not a public road.

D. M. Jones. Pltff
&
John C. Pittington & wife. Defts. } upon a Motion.

This day Came again the parties by their Attorneys and thereupon it being Shown to the Court that the Wheat levied upon by Thompson Steele Constable has not yet been disposed of and is liable to waste and loss. It is therefore ordered that the Said Thompson Steele Constable do Sell Said wheat for the best price possible and hold the proceeds Subject to the future order of the Court.

c of Ord. to T. Steele C.K.C. Jany. 15, 1879. I.F.L.c.c.

Ordered that Edward S. Kemper be allowed the Sum of $3.00 in full of Services as viewer and as Surveyor of Sundry roads under order of this Court to Aug. 5. 1878 payable out of the levy for the year 1878. and that the Same be certified to the Treasurer of this County for payment.

Copied & d

The Court doth order that the following named persons be allowed the Sum opposite their names for their attendance and Services at this Term of the Court as Veniremen Summoned for the trial of Felony Cases at $1.00 per day and that the Same be paid by the Treasurer of this County and certified to the Auditor of Public Accounts Viz:-

C. M. Killian $1.00	✓Reuben F. Koontz $3.00	✓John M. Spitzer $5.00 ✓Chas. R. Burke $6.00
✓H. F. Wartman $1.00	✓A. A. Mase $3.00	✓D. F. Ritenour $5.00 ✓Geo. W. Keller $6.00
✓Wm. C. McAlister $1.00	✓A. H. Keller $3.00	✓A. R. Rhinehart $5.00
John F. Saiger $1.00	✓Wm. A. Switzer $3.00	✓A. F. Wilkins $5.00
Saml. F. Andes $1.00	✓Jacob Strymant $3.00	✓John D. Swank $5.00
✓Thos. D. Rippetoe $1.00	✓E. H. Cromer $4.00	✓Harvey Fifer $5.00
E. H. Carrier $1.00	✓J. S. Frey $4.00	✓David R. Beard $5.00
Saml. Strum $1.00	✓E. O. Peale $4.00	✓Jacob Kniegarner $5.00
Saml. Spencer $1.00	✓George Logan $4.00	✓M. E. Carrier $5.00
R. B. Jones $1.00	✓Noah Hoover $4.00	✓Wm. C. Simmons $5.00
✓Joel B. Miller $1.00	✓Jacob A. Andes $4.00	✓Wm. H. Peterson $5.00
✓W. Bottys $1.00	✓Reuben L. Good $4.00	✓J. H. Weaver $6.00
David Lineweaver $1.00	✓J. J. Clinic $4.00	✓James E. Templeman $6.00
✓L. S. Bader $3.00	✓Wm. F. Carpenter $4.00	✓Gideon Rosenberger $6.00
✓J. S. Snell $2.00	✓Isaac Marshall $4.00	✓Emanuel Suter $6.00
✓Wm Lisky $2.00	✓Wm M Maitz $4.00	✓Franklin Lisky $6.00
✓J. N. P. Faught $2.00	✓Wm F. Kyger $4.00	✓Silas M. Rolston $6.00
✓Robert Lisky $1.00	✓M. F. Powell $4.00	✓Madison Mase $6.00
✓N. M. Shuler $3.00	✓Jacob P. Rhodes $5.00	✓John Leedy $6.00
✓David B. Summers $3.00	✓Abraham Brenneman $5.00	✓John A. Frank $6.00

Ordered. That the following named persons be allowed the Sum opposite their names for their attendance and Services at this term of the Court in the trial of Misdemeanor Cases and that the Same be paid by the Treasurer of this County and certified to the Auditor of Public Accounts Viz:

✓D. F. Ritenour $1.00	✓J. M. Kent $2.00	✓Franklin Lisky $3.00
✓J. S. Snell $1.00	✓S. B. Good $2.00	✓George Logan $3.00
✓E. P. Myers $1.00	✓Thomas M. Site $2.00	✓Hy. F. Wartman $3.00
✓E. O. Peale $2.00	✓Ran D. Cushen $2.00	✓Silas M. Rolston $3.00
✓Jacob P. Rhodes $2.00	✓Joseph C. Brenman $2.00	✓Madison Mase $3.00
✓Abraham Brenneman $2.00	✓L. S. Bader $3.00	✓Noah Hoover $3.00
✓John S. Effinger $2.00	✓James E. Templeman $3.00	
✓Abram Bird $2.00	✓Reuben F. Koontz $3.00	

Ordered. That the following named persons be each allowed the Sum of One Dollar for their Services at this term of the Court as Petit Jurors and that the Same be certified to the Treasurer of this County for payment. Viz:-

✓Jacob B. Burns. E. H. Cromer. J. S. Frey. N. M. Shuler. E. O. Peale. J. H. Weaver. Jacob P. Rhodes. Abraham Brenneman. John M. Spitzer. ✓A. A. Mase. Emanuel Suter. A. H. Keller.

Ordered. That this Court be adjourned until Monday morning at 10 Oclock.

Chas. F. O'Farrell.

At a County Court continued and held in and for the County of Rockingham at the Court House thereof on Tuesday January 7th 1879.

Present: Hon. Chas. T. O'Ferrall presiding.

On motion of B. G. Patterson. Henry A. Converse. a regularly licensed attorney at Law. appeared in Court and qualified to practice law in this Court. by taking the oaths prescribed by Law.

Ordered that this Court be adjourned until tomorrow morning at 10. Oclock.

Chas. T. O'Ferrall.

At a County Court continued and held in and for the County of Rockingham at the Court House thereof on Wednesday January 8th 1879.

Present Hon Chas T. O'Ferrall presiding.

George Kline &c.
J. N. Ewan &c. } upon a Petition to change a public road

This day came again the parties by their attorneys. and the Court having heard the testimony adduced and the argument of Counsel. is of opinion that the change proposed by the petitioners ought not to be made and doth dismiss the said petition with costs

On motion of Philip Waggoner a Creditor the Estate of Wm Floyd dec'd is Committed to the Sheriff of this County for administration it appearing to the Court that the said Wm Floyd has been dead for more than three months without administration upon his Estate And the Court doth appoint Jacob Shickel. Jacob Thomas & Marion Floyd to appraise the Estate of said Wm Floyd dec'd after first being duly Sworn.

Messrs Williams & Neff this day presented in Court an account against the Commonwealth of Virginia amounting to the Sum of $3.00 for visit to Mrs Martin former daughter by order of County Court of Rockingham December 17. 1878. witnesses in behalf of the Commonwealth in case of Commwlth & Geo. M. Shaver on charge of felony. they were sick to ascertain whether or not they were in condition to be brought to Court. which being Sworn to was examined and allowed by the Court and ordered to be certified to the Auditor of Public Accounts for payment.

Thompson Steele Constable of this County this day presented in Court an account against the Commonwealth of Virginia amounting to the Sum of $2.00 for arresting Mollie Tobin & Ed Tobin charged with breaking into wm Sheehans house & Stealing clothing &c. therefrom. which being Sworn to was examined and allowed by the Court and ordered to be certified to the Auditor of Public Accounts for payment

D. H. Roltston Sheriff & Jailor of this County this day presented in Court an Account against the Commonwealth of Virginia amounting to the Sum of $14.50 for Keeping and Supporting Wm Spitzer a Lunatic confined in Jail 30 days from Nov. 16. to December 15. 1878. @ 40¢ per day ($12.00) & Clothing for Same one month ($2.50) which being Sworn to was examined and allowed by the Court and ordered to be certified to the Auditor of Public Accounts for payment.

cop?

D. H Rolston Sheriff & Jailor of this County this day presented in Court an account against the Commonwealth of Virginia amounting to the Sum of $46.10 for Supporting & Keeping various prisoners Covering a period from November 16th to December 15th 1878. which being Sworn to was examined and allowed by the Court and ordered to be certified to the Auditor of Public Accounts for payment.

cop?

D. H Rolston Sheriff & Jailor of this County this day presented in Court an Account against the Commonwealth of Virginia amounting to the Sum of $105.00 for Dieting the Venire in the following Felony Cases to wit:- Commonwealth vs Walter W. Morris charged with the Larceny of a Horse. 3 days. at $1.00 per day Ea $36.00 Commonwealth vs John A. McDorman. charged with forgery 12 day at $1.00 per day Ea $6.00 Commonwealth vs Jacob S. Snyder. charged with Murder. 4 days at $1.00 per day Ea $48.00 Commonwealth vs Walter W. Morris 2nd trial charged with the Larceny of a Horse. 15 day @ $1.00 Each per day $15.00 which being Sworn to was examined and allowed by the Court and ordered to be certified to the Auditor of Public Accounts for payment.

cop? sd.

D. H. Lam Constable of this County this day presented in Court an Account against the Commonwealth of Virginia amounting to the Sum of $7.66 for arrest of Jacob Snyder charged with Murder ($1.00) Summoning 5 Witnesses by order of Justice ($1.00) board & lodging for prisoner 2 days ($2.00) 18 Miles travel Conveying prisoner to Jail & same returning ($1.44) 18 Miles travel of prisoner to Jail (72¢) Summoning Jury of inquest over body of Philip Slaughter Killed by Jacob Snyder. ($1.50) which being Sworn to was examined and allowed by the Court and ordered to be certified to the Auditor of Public Accounts for payment.

cop? sd

Messrs Staples & Kent this day presented in Court an Account against the County of Rockingham amounting to the Sum of $14.00 for Conveyances &c for Engineer on Examination of Rawley & Pendleton Road ($2.00) and Bridge $12.00 at Conrads Store which being Sworn to was examined and allowed by the Court and ordered to be certified to the Treasurer of this County out of the Special Levies for Said Road & Bridge included in the Levy for the year 1878.

cop? sd.

John J. Lunman. this day presented in Court an account against the County of Rockingham amounting to the Sum of $7.50 for 2 days Services as Surveyor on Roads leading from Broadway to Timberville. & from Broadway to Capt Jordans and roads adjacent thereto ($5.00) & Resurveying Edom & Cowan Station Road ($2.50) which being Sworn to was examined and allowed by the Court, and ordered to be certified to the Treasurer of this County for payment out of the Levy for the year 1878.

cop? sd

D. H Lam Constable of this County this day presented in Court an account against the Commonwealth of Virginia amounting to the Sum of $14.72 for the arrest of Emily Banks a Lunatic $1.00 Summoning 3 Witnesses ($60¢) Use of waggon horse to place of Trial & thence to Jail 3 days @ 200 per day ($6.00) 4 days Board & Lodging @ $1.00 ($4.00) 39 Miles traveling from furnace No 2 to Harrisonburg & returning @ 8¢ per M. ($3.12) which being Sworn to was examined and allowed by the Court and ordered to be certified to the Auditor of Public Accounts for payment.

cop? sd.

D. H. Lam Constable of this County. this day presented in Court an account against the Commonwealth of Virginia amounting to the Sum of $1.60 for arresting Lucy Harris charged with Stealing 50¢ whipping Same 50¢ Summoning 3 Witnesses 60. which being Sworn to was examined and allowed by the Court and ordered to be certified to the Auditor of Public Accounts for payment.

D. H. Lam Constable of this County this day presented in Court an account against

The Commonwealth of Virginia ammuting to the Sum of $1.00 for arresting William McDaniel charged with Felony. which being Sworn to was examined and allowed by the Court and ordered to be certified to the Auditor of Public Accounts for payment

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V. A. Lam Constable of this County this day presented in Court an Account against the Commonwealth of Virginia ammonting to the Sum of $13.56 for the arrest of Susan & Nancy Wright charged with Keeping a house of Illfame @ 50¢ each ($1.00) to Summoning 3 witnesses in each case ($1.20) 3 days board & Lodging for each ($6.00) Hire of waggon & 2 Horses 2 days @ 2.00 per day ($4.00) 34 Miles travel to & from Jail @ 4¢ per M. $1.36 which being Sworn to was examined and allowed by the Court and ordered to be certified to the Auditor of Public Accounts for payment.

Cop.rd.

On the Application of Geo. W. Gaither Chas. D. Harrison &c. for the establishment of a Public Road from the Rockingham Turnpike to the Brocks Gap Road.

The viewers James C. Heltzel, D. A. Heatwole and Peter Rehrer. heretofore appointed to view and report upon Said road having at a former term of this Court returned their Report together with a diagram and Survey of the proposed route, recommending the establishment of Said road It is ordered that the following named Land-owners along the line of Said proposed road to wit Noah Burkholder, Nancy A. Burkholder Martin L. Rutherford & Catharine Rutherford Jacob Mofenole, Ellen A. Mofenole & Carter Hile the Said Burkholders & Rutherfords being parties interested in the "Daught Land" be Summoned to appear before this Court on the 2d day of the Jany Term being the 21st day of Jany 1879 to Shew Cause if any they can why the Said road as proposed and as reported by the viewers Shall not be established.

10 7 Copies iss.

George Harrisofe &c. upon an Application for a public road from A. S. Williams house to Bridgewater through the lands of G. W. Berlin. Mary A. Brown D. J. G. Munor & the heirs of E. J. Armstrong dec'd. The Report of the viewers heretofore appointed having been completed and returned to Court and it appearing that G. W. Berlin and Mary A. Brown. claim no Compensation for Such of their lands as are taken for the purposes of Said road and waiving Service of process therefore no Summons need be issued against them. but it farther appearing that D. J. G. Munor & the heirs of E. J. Armstrong do claim Compensation for Such of their lands as taken for that purpose It is ordered that a Summons be issued by the Clerk of this Court against E. Jones Armstrong. John B. F. Armstrong Mis Nellie A. Brown and Miss Jane Armstrong the only heirs at law of E. J. Armstrong dec'd and J. G. Munor requiring them to appear before this Court on the first day of the next term thereof to Shew cause if any they can why Said road should not be established. and do what may be necessary to protect their rights herein.

2 & 5 Copies iss'd.

Commonwealth. No 2.
John A. McDorman. } upon an Indictment for forgery &c.

This day the prisoner John A. McDorman late of the County of Rockingham who Stands indicted for a felony by him committed was led to the bar of the Court in Custody of the Jailor of this County, and being thereof arraigned pleaded 'not guilty' to Said Indictment and thereupon the 3d day of the January term next of this Court being January 22d. 1879. was fixed upon for his trial

And thereupon the prisoner was remanded to Jail.

Dld. to C. W. Showalter
Feby. 8, 1879.
J.S.L.C.C.

On the Petition of J. H. Kite and others for an appropriation to rebuild the bridge across the Shenandoah River near Conrads Store in this County washed away by the flood of 1877.

The Committee heretofore appointed to contract for and Superintend the Construction of a bridge over Shenandoah River near Conrads Store in this County having reported to the Court that the Contractors for the Stone and Masonry work William A Peterson and C. M. Showalter had Completed their Contract in a Satisfactory and workmanlike manner. It is ordered that the Sum of One hundred and fifty five dollars be paid by the Treasurer of this County on the 15 day of April 1879 to the said Peterson & Showalter out of the Special Levy of $1500.00 made for the purposes of Constructing said bridge in the Levy for the year 1878. the said Sum being in full of the proportion due said Peterson and Showalter out of Said Special levy for the work done by them, & in full of the amount due them by the County of Rockingham for the construction of the said work.

Upon the Motion of Maria M E Ott and others the Estates of Mary E. Hauerberger. A. S. Gray. Samuel Effinger. Peter Effinger & Wm. Effinger are committed to the Sheriff of this County for administration. It appearing to the Court that each has been dead for more than three months, without administration being had upon their estates.

It is ordered to be certified to the Auditor of Public Accounts that George G. Grattan Attorney for the Commonwealth for this County is entitled to $60.00 for prosecuting to Conviction in Four Misdemeanor Cases as follows. November Term 1878 Commonwealth vs Susan & Nancy Wright (Dec. Term 1878) Same vs H. L. Shrup. Same vs Archibald Strother. & Same vs Wm H Marshall and for prosecuting Four felony Cases as follows. Commonwealth vs Geo. M. Shaver. Same vs Jacob Snyder. Same vs Walter Morris. Same vs C. K. Hyde.

Ordered that this Court be adjourned until tomorrow morning at 10. Oclock

Chas. T. O'Ferrall.

At a County Court continued and held in and for the County of Rockingham at the Court House thereof on Saturday January 11th 1879

Present: Hon. Chas. T. O'Ferrall presiding.

D. H. Ralston Sheriff of Rockingham County
and as such Adm'r. of Richard Robinson, dec'd.
vs
Samuel R. Allebaugh late Sheriff of Rockingham County. } Upon a Notice

This day came the Plaintiff by his Attorney and the Defendant likewise and the evidence and argument of Counsel having been fully heard. the Court is of opinion that the Defendant is liable to a fine of at least Seventy dollars, under Sections 27 & 28 of Chapter 49 of the Code of Virginia of 1873 and that while the Defendant holds various claims against said Plaintiffs estate by purchase otherwise he cannot thereby impair or destroy the Attorneys liens upon said fund. It is therefore ordered that the Defendant be allowed credit for only $42.17 of his effects filed in this Cause, and that the said administrator recover against the Defendant $27.83 with interest thereon from this date for the use of the Plaintiffs Attorneys of which Sum $22.83 are due to G. M. Berlin the Attorney in the original Cause and $5.00 to Wm Shands the Attorney for Plaintiff in this Cause and that the Plaintiff recover against the Defendant his costs herein expended.

Ernest S. Strayer who was on the 9th day of January 1879. duly Commissioned by the Governor of Virginia a Notary Public in and for the County of Rockingham for the term of four years from said date, this day appeared in Court, and together with Granville Eastham his Surety (who justified as to his sufficiency) entered into and acknowledged a bond in the penalty of $500.00 Conditioned for the faithful execution of the duties of his office. waiving the benefit of the Homestead exemption. Which bond is ordered to be recorded by the Clerk of this Court. who is directed to transmit a Copy of said bond and a Copy of this order to the Secretary of the Commonwealth. And thereupon the said Ernest S. Strayer took the oaths prescribed by law.

Ordered, That this Court be adjourned until the first day of the next term.

Chas. J. O'Ferrall.

In Vacation:- January 15. 1879.

B. F. Cootes &c. }
E. R. Neff &c. } On a Motion.

On the motion of the Plaintiff by counsel, the Court doth award a Subpoena duces tecum against Henry Neff as a witness in behalf of the Plaintiff, requiring him to produce before the Court, certain Executions in the name of B. F. Cootes, Assignee of Saml. Cootes or Executions for their use against Samuel Empeweiler, returnable to the 1st. day of the January Term 1879 of the County Court. Given under my hand this the 15th. day of January 1879.

Chas. J. O'Ferrall,
Judge Co. Ct. Rs. Co.

1 & 1 ca/g ind.

Teste.
J. P. Logan, Clerk.

At a County Court held in and for the County of Rockingham at the Court-House thereof on Monday January 20. 1879.

Present: Hon. Chas. T. O'Ferrall. presiding.

The Clerk of this Court this day presented in Court a List of Deeds, &c. received and admitted to record in the Clerk's office of this Court at and since the last December Term thereof which List being seen and inspected by the Court is ordered to be Spread upon the minutes, and is as follows, Viz:-

Bargain & Sale.	Lucien B. Dovel & wife.	to	Mattie Dovel.
" "	Charles Grattan & wife & others.	"	William R. Price.
" "	Jacob M. Erwin & wife.	"	Solomon Burkholder.
" "	Jacob Byerly & wife & J. A. Lowenbach & wife.	"	William T. Carpenter.
Deed of Release	C. C. Strayer & others Trustees for J. A. Lowenback.		Same.
Bargain & Sale.	Catharine Harrison's Exor.	to	James R. Eiler.
" "	John R. Fuller.	"	John M. Sawley.
" "	A. H. Spitzer & wife	"	Adam Shwalter.
" "	Daniel Sipe & wife.	"	Mrs. A. Myers.
" "	James A. Hahn & wife.	"	James Sawley & wife.
" "	Geo. M. Hansbergey & wife & John B. Hansbergey & wife.	"	Elhanan Grady.
" "	Granville Eastham Commissioner	"	Jno. Moyerhoeffer
" "	G. C. Hansbergey Special Commissioner	"	John S. Coates Trustee for Louisa C. Coates.
" "	Joseph N. Mauzy	"	Girard F. Hopkins.
" "	G. C. Hansbergey Special Commissioner	"	John C. Herring.
" "	Joseph S. Good & wife.	"	James D. Redifer
" "	Wm. D. Hopkins & wife & Edwin Mason & wife.	"	Mattie E. Chas. R. & Lewis B. Harman.
" "	Jacob Shank.	"	Samuel Coffman
Lis Pendens.	Joseph G. Threekhise	"	Samuel H. Bowman.
Bargain & Sale.	Albert Long & wife & her Trustees	to	Mrs. F. Burgandine.
Trust Deed.	Mrs. F. Burgandine.	"	Benjamin M Keever Trustee.
Bargain & Sale.	Frederick Rhodes & wife.	"	B. F. Thompson.
" "	Emanuel Sipe & wife.	"	Wesley Taylor.
" "	J. B. Dunnivin & wife.	"	William Bailey.
" "	Robert Kyger & wife.	"	Same.
" "	David Bowman & wife.	"	Benjamin Bowman.
" "	John Bowman & wife & Jacob B. Bowman & wife.	"	Same.
" "	B. G. Patterson Comm'r.	"	P. H. Price.
" "	J. L. Staples.	"	B. G. Patterson.
Bargain & Sale.	Jacob A. Huntsberry & wife Maria E. Layton.	"	Mary F. Layton
" "	Jacob A. Huntsberry & wife & Mary F. Layton	"	Maria E. Layton.
" "	Elizabeth Miller.	"	Mason Nestlinger.
" "	James A. Myrick	"	Michael Brock.
Trust Deed or Mortgage.	N. C. Wyeth & wife.	"	J. B. Bowman.
Bargain & Sale.	Mary F. Layton & Maria E. Layton	"	Jacob A. Huntsberry Trustee for Grace C. Huntsberry
" "	P. H. Price & wife.	"	S. H. Miller
" "	Edward S. Kemper.	"	Maggie Kemper.
" "	Benj F. Shwalter & wife & Jno. E. Rinewalt & wife.	"	Samuel H. Kirkpatrick
" "	Samuel Heinz & wife	"	John Good.
" "	Frederick Rhodes. & wife	"	R. L. Cleaveland trustee for Alice J. Cleaveland.
" "	J. S. Snyder.	"	S. S. Wensley.
" "	Erasmus Fletcher & wife.	"	Benj F. Snyder.
" "	John C. Herring & wife & P. Herring	"	Samuel J. Keller.
" "	The Bridgewater Manufacturing Company	"	Joseph M. Glick.
Trust Deed	Robert Kyger & wife	"	Allen D. Maiden Trustee.

Bargain & Sale.	Isaac N. Bowers & wife & others.	to	E. Carson Bowers.
Homestead Deed.	Daniel Deckert.		Claim of Homestead
Bargain & Sale.	Samuel Vinegardner & wife	to	Philip & Samuel Pence.
" "	David M. Brenneman Adm'r. C.T.A. of Eli Aud.		Adam Gowl Sr. & Reuben L. Gowl.
" "	Peter Byerly Trustee.		Samuel Whitmore.
" "	Samuel Whitmore & wife	to	The Board of School Trustees of Ashby Dist.
" "	Wm. P. Sites & wife & Pl. Patterson & others.	"	Same,
" "	Solomon E. Denton & wife	"	Same,
" "	Daniel Bowman & wife.	"	Same,
" "	M. L. Wenger & wife.	"	Same,
" "	Adam Shawalter & wife.	"	Same,
" "	Sayd. Shum & others Building Committee	"	Same,
" "	Lewis Pence	"	Same
" "	J. M. F. Allemong & wife & Jas. E. Lowman & wife	The Trustees of the Bridgewater School house property	
" "	John Wenger & wife.	The Board of School Trustees of Ashby Dist	
" "	Henry M. Roller & wife & Peter Roller & wife.		Same,
" "	Harvey Life & wife.	"	Same,
" "	B. F. Hughes & wife.	"	Same,
" "	Reuben Huffman & wife	"	Same,
" "	Jacob Shawalter & wife.	"	Same,
" "	B. J. H. Good & others Elders of Mill Creek Mennon Baptist Church.		Same,
" "	Sallie V. Palmer & others widow & heirs of Robert W. Palmer Dec'd	"	Charles F. Palmer.
" "	James Kavanaugh & wife	"	Cornelius Rife.
Deed of Release.	Adam Shawalter Trustee & Henry J. Shawalter	"	Margaret A. Bustin & others heirs of B. M. Pagett
Homestead Deed.	John M. Frazer.	"	Claim of Homestead
Art. of Agreement.	G. F. Frye & Chonser.	"	J. A. Frye & Chonser & J. M. Snell.
Bargain & Sale.	D. L. Shaver & wife.	"	J. A. Shaver.
" "	Benjamin Berlin.	"	Frances V. Kagey wife of Abraham P. Kagey
" "	James Anderson & wife & others.	"	James L. Anderson.
" "	Adam N. Brewer & wife & N. B. B. Hannah.	"	William B Lurty Trustee
" "	Charles F. Palmer & wife.	"	Harrison Bateman.
" "	Joseph S. Loose & wife.	"	Darius Loose.
" "	Samuel Celine & wife.	"	Michael Celine.
" "	Chas. A. Yangey Commissioner.	"	Jacob B. Albert A. Malinda B. & Margaret Burner.
" "	Frances Shank	"	Jacob Wenger,
Trust Deed.	James A. Young.	"	Wm. D. Warden Trustee.
" "	Darius Loose & wife & Jo. S. Loose	"	J. M. F. Allemong Trustee
Bargain & Sale.	Michael Fitzmeyer's & wife.	"	Josiah Bramer
" "	Sallie V. Gray & others heirs of Robert Gray	"	Catharine R. Gambill
" "	John A. Hopkins Ex'tr & Exec'r.	"	William J. Chrisman.
Homestead Deed.	Mary L. Pollock.	"	Claim of Homestead
Release Deed.	D. H. Ralston C. R. C. & as Such Adm'r of L. Gay Ally	"	S. M. & Ole. L. Jones.
" " "	Wm. Shands Special Commissioner		Same
" " "	D. L. Jones		Same,
Mechanics Lien.	Pool & Lee	"	John S. Rhinehart.
Bargain & Sale.	Philip Strickler	"	James S. Alger
Trust Deed.	Wm. L. Harrison & wife.	"	Granville Eastham Trustee.
Bargain & Sale.	Wm. B. Moyerhoffer	"	Hiram K. Devrey trustee for wife
Assignment	B. F. Kyger	"	P. K. Reneer George Miller
Bargain & Sale.	John B. Harrysberger & wife.	"	John Zimmerman,
" "	Daniel M. Byerly & wife.	"	George W. Berlin.
" "	Mary B. Brown	"	Mary Allen Brown
Homestead Deed.	John S. Rhinehart.	"	Claim of Homestead.
Bargain & Sale.	M. Harvey Effinger & wife	"	G. W. Babb.

Bargain & Sale. M. Harvey Effinger wife M. G. Harman wife & S. G. Pickle &c to Geo. M. Tabb.

Appraisement & Sale Bill of the Personal Property of B. M. Parrot Decd & &c. Eli Andes decd

The foregoing Appraisement & Sale Bills were this day presented in Court and no exceptions being taken thereto. the Same are ordered to be recorded.

D. H. Rolston. Sheriff & Jailer of this County this day presented in Court an Account against the Commonwealth of Virginia amounting to the Sum of $14.90 for Keeping and Supporting Wm Spitzer a Lunatic Confined in Jail 31 day from Dec. 16. 1878 to January 15. 1879. @ 40¢ per day ($12.40) and Clothing for Same one Month ($2.50) which being Sworn to was examined and allowed by the Court and ordered to be certified to the Auditor of Public Accounts for payment.

D. H. Rolston. Sheriff & Jailer of this County this day presented in Court an Account against The Commonwealth of Virginia amounting to the Sum of $54.55 for Keeping & Supporting various prisoners Covering a period from Dec. 16. 1878 to January 15. 1879 which being Sworn to was examined and allowed by the Court and ordered to be certified to the Auditor of Public Accounts for payment.

Commonwealth.
John McGown } Upon an Indictment for Assault & Battery.

This day Came as well the Attorney for the Commonwealth as the Defendant in person and by Counsel and thereupon for reasons appearing to the Court the trial of this Cause is Continued until to-morrow the 2d day of this term of the Court and thereupon C. J. Zirkle. Wm M. Maity. D. F. Moore. Fannie E. Zirkle Joseph Zirkle witnesses in behalf of the Commonwealth and Andrew Helms Elizabeth A. Helms Luther Chapman Wm Shreves James M. Chapman & Lewis Strickler witnesses in behalf of the Defendant appeared in Court and acknowledged themselves to be indebted to the Commonwealth of Virginia in the Sum of $50.00 each to be levied of their respective goods & chattels Lands & tenements for the use of the said Commonwealth each waiving the benefit of their Homestead exemption. Yet upon this Condition that they each do make their personal appearance before the Judge of this Court on tommow morning the 2d day of this term of the Court as witnesses aforesaid, and not depart thence without leave of the Court.

Commonwealth
George Madison & Ann Rush. } Upon an Indictment for lewd and lascivious Cohabitation.

This day Came as well the Attorney for the Commonwealth as the Defendants in person and by Counsel. and for reasons appearing to the Court the trial of this Cause is continued until Wednesday next the 3d day of this term of the Court. And thereupon Wm Harries Isaac Crawford Richard Crawford. Henry Johnson David Rush & Mc P. Ford witnesses in behalf of the Commonwealth and Jacob Johnson Albert S. G. McCauley & A. F. Lain witnesses in behalf of the Defendants appeared in Court and acknowledged themselves to be indebted to the Commonwealth of Virginia in the Sum of $50.00 each to be levied of their respective goods & chattels lands & tenements for the use of the said Commonwealth each waiving the benefit of their Homestead exemption Yet upon this Condition that they each do make their personal appearance before the Judge of this Court as witnesses as aforesaid & not depart thence without leave of the Court. And the Court doth award Rules against Reuben May James Shall Charles Roberts & Wm Lam witnesses in behalf of the Defendants returnable to the said 3d day of this term of the

Court being Wednesday January 22d 1879. to Shew Cause if any they can why they should not be fined & attached for their failure to appear this day as witnesses as aforesaid when duly Summoned.

The writing purporting to be the last will and testament of Jacob Stine dec'd was this day presented in Court and being proven by the oaths of P. Herring & J. E. Danger two of the Subscribing witnesses thereto was admitted to probate and ordered to be recorded.

The writing purporting to be the last will and testament of Philip Baker dec'd was this day presented in Court and being proven by the oaths of George N. Sanfley & Newton B. Sanfley the two Subscribing witnesses thereto was admitted to probate and ordered to be recorded.

The writing purporting to be the last will and testament of Rebecca Knopp dec'd was this day presented in Court and was proven by the oath of Frederick Dillyard one of the Subscribing witnesses thereto and continued for further proof.

1 & 1 cop'y

Upon the motion of Susan Reeds heirs and William G. Brown and Calhoun parties in interest, a Rule is awarded against C. C. Shoemaker executor of Peter Zetter dec'd returnable to Wednesday the 22d day of January 1879 requiring him to Show Cause why he Should not be required to give a new bond as Such executor with new or with additional and Sufficient Security and in a penalty Sufficient to insure his accountability for the estate of Said decedent, it appearing to the Court from the evidence adduced by the applicants named above that the bond heretofore given by Said executor is not Sufficient

It appearing to the Court from a writing filed that Mrs Diannah Simmers relinquishes her right to qualify as Adm'x of the Estate of her deceased husband Abram C. Simmers, on her motion Abram C. Long who made oath thereto according to law, appeared in Court and together with Jno. H. N. Earman his Surety (who justified as to his Sufficiency) entered into and acknowledged a bond in the penalty of $1600.00 Conditioned according to law waiving the benefit of the Homestead exemption. a certificate is granted him for obtaining letters of Administration in due form upon the Estate of Said Abram C. Simmers dec'd

And the County doth appoint C. H. Baugher, J. K. Grossmans, George Kline, J. B. Fultz, Jacob C. Simmers to appraise the estate of Said Abram C. Simmers dec'd any three of whom may act after first being duly Sworn

On motion of Robert Johnston, John B. F. Armstrong a regularly licensed attorney at law appeared in Court and qualified to practice law in this Court by taking the oaths prescribed by law.

The County School Board of Rockingham County } M. & D.
John Wyers

Bowers Brunner & Mason. } upon an Attachment.
S. H. Bowman.

John Barglebaugh. } upon an Attachment.
S. H. Bowman.

Ordered that the three foregoing Causes be placed upon the Courts Docket

Ordered that this Court be adjourned until tomorrow morning at 10 Oclock.

Chas. T. O'Ferrall.

At a County Court continued and held in and for the County of Rockingham at the Court House thereof on Tuesday January 21. 1879.

Present Hon. Chas. T. O. Ferrall presiding

Commonwealth. No 1
} upon an Indictment for Forgery.
John A. McDorman.

This day this prisoner John A. McDorman late of the County of Rockingham who stands indicted for a felony by him committed was again led to the bar of the Court in Custody of the Jailor of this County. and thereupon on the motion of the Attorney for the Commonwealth and for reasons appearing the trial of this cause is continued until the 1st day of the February Term next of this Court being February 17. 1879. and thereupon Samuel N. Houle. Daniel S. Wine. H. E. & E. Martin. Jacob Funkhouser. Jacob Dingledine. Michael Kline. Abraham Sides. Wm L. Anderson. Wm. Gilbert Jacob Simmers. John Simmers. William McWilliams Jacob Guyer. Emanuel Spitzer John. M. Drayer. witnesses in behalf of the Commonwealth and Henry McDorman. Algernon McDorman. Wm S. Blakemore. A. A. Hefs. Samuel McDorman. John A. Hefs. Edgar Bowman & Wm McDorman witnesses in behalf of the prisoner appeared in Court and acknowledged themselves to be indebted to the Commonwealth of Virginia in the Sum of $100.00 each to be levied of their respective goods & chattels lands & tenements for the use of the said Commonwealth each waiving the benefit of the Homestead exemption. Yet upon this condition that they each do make their personal appearance before the Judge of this Court on the said 1st day of the February Term next being February 17. 1879. as witnesses as aforesaid and not depart thence without leave of the Court.

And the Court doth award rules against Nancy Devier & Catharine McDorman witnesses in behalf of the prisoner. returnable to tomorrow morning the 3d day of this term of the Court to show cause if any they can, why they should not be fined fined and attached for their failure to appear this day as witnesses as aforesaid

And thereupon the prisoner was remanded to Jail.

Commonwealth
} Upon an Indictment for Forgery &c.
John A. McDorman.

This day the prisoner John A. McDorman late of the County of Rockingham, who stands indicted for a felony by him committed was again led to the bar of the Court in Custody of the Jailor of this County. and Samuel McDorman & Millbrun McDorman witnesses in behalf of the prisoner appeared in Court and acknowledged themselves to be indebted to the Commonwealth of Virginia in the Sum of $100.00 each to be levied of their respective goods & chattels lands & tenements for the use of the said Commonwealth. Yet upon this Condition that they each do make their personal appearance before the Judge of this Court on tomorrow the 3d day of this term of the Court as witnesses as aforesaid and not depart thence without leave of the Court.

And thereupon the prisoner was remanded to Jail.

Commonwealth
John McGoon } Upon an Indictment for Assault & battery.

This day Came again as well the Attorney for the Commonwealth as the Defendant in person and by Counsel. and thereupon the Defendant filed his plea of "not guilty." whereupon Came the following Jury to-wit Henry A. Spinkel. Solomon Shepp. Wilson Harper. Albert A. Bunner. J. G. Spinkel. A. D. Woodson. Isha G. Skinner John B. Bunman. Timothy Quinlin. W. E. Lemley. Ran D. Cushen. & John Leedy who being elected tried and Sworn well and truly to try the issue joined and a true verdict render according to the evidence. and having fully heard the evidence and argument of Counsel retired to their room to Consider their verdict and after Sometime returned into Court and upon their oaths do Say we the Jury find the defendant John McGoon not guilty. J. G. Spinkel foreman.

It is therefore Considered by the Court that the Defendant go hence without day &c.

Madison Wise.
Wm Hoffer & Cyrus Wise } Upon a Notice to Show Cause &c.

This day Came again the parties by their Attorneys and the matter in Controversary having been Submitted by Consent to the Court. and the Court having fully heard the evidence and argument of Counsel. is of opinion that the Road described in the Plaintiffs notice to-wit- the Road Beginning at Armentrouts old Church on the Mountain valley road running thence to what is known as Bottons Mill near Madison Wise's house is a Public Road established by the County Court of Rockingham County at its Sept Term 1856. And it is ordered that all obstructions now in & across Said Road be at once removed by the overseer of Road for that District unless Sooner removed by Cyrus Wise and Said Road be worked as all other Public Roads and that each party pay his own Costs.

J. Lincoln & Bro.
D. H. Rolston S. R. C. & as Such Adm'r of Jonas Reed dec'd } Upon a Warrant removed from before a Justice.

This day Came the parties by their Attorneys. and this Cause having been Submitted to the Court. And the Court having fully heard the evidence & argument of Counsel is of opinion and doth Consider that the Plaintiffs recover of the Defendant the Sum of $28.13 with interest thereon from December 6th 1878 till paid and their costs by them in this behalf expended.

Ordered that this Court be adjourned until to-morrow morning at 10. Oclock

Chas. T. O'Ferrall,

At a County Court Continued and held in and for the County of Rockingham at the Court House thereof on Wednesday January 22d. 1879.

Present. Hon. Chas. T. O'Ferrall presiding.

B. F. Coates &c. Pltffs.
E. R. Reff & Wm. G. Thumpson. Defts. } upon a Motion

On motion of the Plaintiffs this Cause is dismissed. and it is further ordered that the Defendants recover of the Plaintiffs their costs in this behalf expended.

George Meperesmith moved the Court to grant him Barroom License for the Sale of Matt Liquors only from February 1. 1879 to April 30th 1879 the Said business to be conducted at his place of business on East Market Street Harrisonburg Va and produced the recommendation of the Town Council therefor and upon the introduction of evidence it appears to the Court that the applicant is a person of Sobriety and good character and that the place of business is convenient and Suitable the Court doth grant Said applicant a Certificate to obtain Said license upon his execution of a bond in the penalty of $600.00 conditioned for the faithful performance of all the requirements of the Act of the General Assembly of Virginia entitled An Act imposing a tax and prescribing the mode of Collecting the Same on the privilege of Selling Wine, Ardent Spirits, or Matt Liquors, within the limits of the Commonwealth for the Support of the Government and to pay the interest on the Public Debt Approved March 30, 1877 as amended by the Act approved April 2. 1877. And thereupon George Meperesmith appeared in Court and together with Francis Stating his Surety (who justified as to his Sufficiency) entered into and acknowledged a bond in the penalty of $600.00 conditioned in accordance with the provisions of the Act above referred to waiving the benefit of the Homestead exemption. It is Considered by the Court that Said Certificate be granted the Said George Meperesmith he having produced in Court the receipt of the Treasurer of this County for one half of the Tax on Said license

Susan Reeds Heirs. }
Peter Yeatts Exor. }

This day Came the parties by their Attorneys and thereupon by Consent of the Defendant C. C. Shoemaker Exor of Peter Yeatts dec'd. It is Considered by the Court that he be required to give a New bond as Such Executor in a penalty to be determined by the Court with Surety Sufficient to ensure his accountability for the estate which may Come into his hands. And the further hearing of this matter is Continued at the instance of Said executor until Friday the 24th day of January 1879.

The writing purporting to be the last will and testament of Elizabeth Cole dec'd. was this day presented in Court and being proven by the oaths of John A. Armentrout and George F. Kasler the Subscribing witnesses thereto was admitted to probate and ordered to be recorded. And thereupon on the motion of John M. P. Faught the Executor therein named who made oath thereto according to law. he appeared in Court and together with Sarah E. Faught & John A. Armentrout his Sureties (who justified as to their Sufficiency) entered into and acknowledged a bond in the penalty of $300.00 conditioned according to law. waiving the benefit of the Homestead exemptions. A Certificate is granted him for obtaining

a probat of the will of said Elizabeth Cole decd in due form.

Commonwealth. No 2.
}
John A McDorman. } Upon an Indictment for Forgery &c.

This day the prisoner John A McDorman late of the County of Rockingham who Stands indicted for a felony by him Committed was again led to the bar of the Court in Custody of the Jailer of this County. and thereupon on motion of the prisoner by Counsel and for reasons appearing to the Court his trial is continued until the 2d day of the February Term next of this Court being the 18th day of February 1879. whereupon. B. M. Rice. Jacob Funkhouser. John H. Guyer. Conrad Seuger. John W. Frank & Henry T. Heatwole witnesses in behalf of the Commonwealth and Henry McDorman. Samuel McDorman. William McDorman & Jeremiah Holtzman witnesses in behalf of the prisoner appeared in Court and acknowledged themselves to be indebted to the Commonwealth of Virginia in the Sum of $100.00 each to be levied of their respective goods & chattels. land & tenements for the use of said Commonwealth. each waiving the benefit of their Homestead exemption. Yet upon this Condition that they each do make their personal appearance before the Judge of this Court on the said 2d day of the February Term next of this Court being February 18. 1879 as witnesses as aforesaid and not depart thence without leave of the Court.

And the Court doth award attachments to the Sheriff of this County directed commanding him to attach Nancy Devier & Catharine McDorman. and them Safely Keep. So that he may have their bodies before the Judge of our County Court. at the Court-house thereof. on the said 2d day of February Court next being February 18. 1879 to do and receive what our said Court may then and there adjudge against them for their contempt in failing to appear at the present term as a witness in behalf of John A McDorman ads The Commonwealth when duly Summoned.

And thereupon the prisoner was remanded to Jail.

Commonwealth. No 1.
}
John A. McDorman. } Upon an Indictment for forgery.

This day the prisoner. John A McDorman late of the County of Rockingham who stands indicted for a felony by him Committed was again led to the bar of the Court in Custody of the Jailer of this County. and thereupon John Harman a witness in behalf of the prisoner appeared in Court and acknowledged himself to be indebted to the Commonwealth of Virginia in the Sum of $100.00 to be levied of his respective goods & chattels land & tenements for the use of the said Commonwealth yet upon this Condition that he makes his personal appearance before the Judge of this Court as a witness as aforesaid and not depart thence without leave of the Court.

And thereupon the prisonier was remanded to Jail

Commonwealth
}
George Madison & Ann Bush. Stim. } Upon an Indictment for lewd and lascivious Cohabita

This day Came again as well the Attorney for the Commonwealth as the Defendants in person and by Counsel and thereupon. the Defendants filed their plea of "not guilty" whereupon Came the following Jury to wit—Martin Welch. Henry C. Beery. John P. Sellers. Geo. D. Keezle. Dl. W. Pollard. David E. Bowman. Thos. J. Butler. David Frank. Henry Mason. John M Glass. A. H. Sogg & M. M. Jarman. who being elected tried and Sworn well and truly to try the issue joined and a true verdict render according to the evidence and having fully heard the evidence and argument of Counsel retired to their room to Consider their verdict and after Sometime returned into Court and upon their

oaths do Say We the Jury find the defendants George Madison and Ann Bush guilty in manner and form as charged in the indictment and fix the fine of each at fifty dollars Thos. J. Butler Foreman.

It is therefore Considered by the Court that the Commonwealth of Virginia do recover of each of the Defendants George Madison & Ann Bush the Sum of Fifty Dollars the amount of the Fine against each of them by the Jurors in their verdict ascertained and her Costs by her in this behalf expended and the said Defendants being in Court and the payment of the Fine & Costs aforesaid being demanded of them and they having failed to pay the Same It is further Considered by the Court that the said Defendants George Madison & Ann Bush be confined in the Gail of this County until the Fine and Costs aforesaid be paid or they be discharged therefrom according to law.

And thereupon the Defendants were committed to the Jail of this County

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Charles Roberts having been guilty of a Contempt of Court in failing to appear on the 1st day of this present term of the Court as a witness in behalf of George Madison & Ann Bush at the Suit of the Commonwealth this day appeared in Court in obedience to a rule awarded against him, and thereupon the Court upon Consideration doth impose a fine of $5.00 upon him & costs. and that execution issue therefor.

James Shell having been guilty of Contempt of Court in failing to appear on the 1st day of this term of the Court as a witness in behalf of George Madison & Ann Bush at the Suit of the Commonwealth this day appeared in Court in obedience to a rule awarded against him. And thereupon the Court doth impose upon him the costs of said Rule & It is ordered that execution issue therefor.

Ordered that this Court be adjourned until tomorrow morning at 10 Oclock.

Chas. T. O'Ferrall.

At a County Court continued and held in and for the County of Rockingham at the Court House thereof on Thursday January 23d 1879.

Present:- Hon. Chas. T. O'Ferrall presiding.

N. Sprinkel Pltff
C. A. Yancey Deft. } upon a Notice.

This day came again the parties by their Attorneys and the cause being Submitted to the Court was argued by Counsel. And thereupon the Court having inspected the record upon which the judgment by default was obtained by C. A. Yancey & Thomas Washington and Nelson Sprinkel at the May term 1872 of this Court and mentioned in the plaintiffs notice is of opinion that there is a mistake in said judgment which said mistake may however be amended from the record of said cause according to the truth and justice of the case.

It is therefore considered by the Court that said judgment be amended So that the Same be for One Hundred and eighty five 37/100 Dollars ($185.37) with interest thereon at the rate of twelve per cent per annum from the 14th day of January 1871 until paid and $1.85 the charge of protest and the Cost of Suit. And it is further considered by the Court that the plaintiff in this motion recover of the defendant his costs in this behalf expended.

And it appearing further to the Court that a Forthcoming Bond was executed upon the

Said judgment rendered at the May Term 1872 with H. H. Washington as Surety that the Said bond was forfeited and execution awarded on it. It is ordered that Said award of execution be Set aside and the Said bond quashed.

On the Application of Henry Neff & Wittig. Lewis Will others for the establishment of a Public Road &c. to-wit Ist a change in the Forest Timberville and Brocks Gap Road Beginning at or near the Barn on the Billhimer Farm on the Bank on the north Side of the Shenandoah River the distance of about 400 yards to the line between the Billhimer and Harvey Alger Farm opposite the old fords. then a new road from that point through the Lands of Harvey Alger. P. P. Kennon and Charles Shuder connecting with the North mountain road near the abutment of the old bridge on the north Side of the Shenandoah River near Costes Store

The viewers John J. Bowman. Jackson Kunupp and Herod Heiman appointed at the December Term 1878 to view and report as required by law upon the proposed change &c. as Set forth above having made their report to this Court partially recommending Said Road. It is ordered that the following land owners along the route of Said proposed road to-wit- I. F. Brunner. J. J. Brunner. Harvey Alger. P. P. Kennon. and Charles S. Shuder & Mrs Whisler be Summoned to appear on the 1st day of the next term to Shew cause if any they can why the Said road as proposed should not be established in accordance with the report of the Said viewers

1 & 6 this ins.

John R. Jones Comm'r. of the Revenue for Central District and Emanuel Wilkins Comm'r. of the Revenue for Plains District in this County this day returned to the Court a copy of their Certificate &c. as to the Sales of Wine. Alcoholic and Malt Liquors by all licensed retail and Barroom Liquor dealers and wholesale Liquor dealers within their respective Districts for the month ending December 31. 1878 the first amounting to $1.90 and the Second to $19.00 as required by an act entitled An Act imposing a tax and prescribing the mode of Collecting the Same on the privilege of Selling Wine Ardent Spirits Malt Liquors &c. approved March 30. 1877. which are ordered to be filed.

A. Shacklett this day presented in Court an account against the County of Rockingham amounting to the Sum of $14.25 for tools Material &c. furnished for Court yard &c. which was examined and allowed by the Court and ordered to be certified to the Treasurer of this County for payment out of the levy for the year 1878 &c.

C. P.

S. Miller this day presented in Court an account against the County of Rockingham amounting to the Sum of $5.41 for Cast Steel &c. which was examined and allowed by the Court and ordered to be certified to the Treasurer of this County for payment out of Levy for the year 1878.

C. P.

Ordered that the following named persons be allowed the Sum opposite their names for their attendance and Services at this term of the Court in the trial of Misdemeanor cases and that the Same be paid by the Treasurer of this County & certified to the Auditor of Public Accounts, viz:-

✓ Martin Welch $2.00	✓ David Frank $2.00	✓ Henry A. Spinkel $1.00	✓ A. D. Woodson $1.00
✓ Henry C. Beery $2.00	✓ Henry Masin $2.00	✓ Solomon Sheets $1.00	✓ Chas. G. Skumer $1.00
John P. Sellers $2.00	✓ John M. Glass $2.00	✓ Wilson Harper $1.00	✓ John B. Bowman $1.00
✓ Geo. B. Keagle $2.00	✓ A. A. Long $2.00	✓ Albert A. Bunner $1.00	Timothy Quinlin $1.00
✓ D. W. Pollard $2.00	✓ M. M. Garman $2.00	✓ J. M. C. Clemmensberger $1.00	✓ W. E. Lemley $1.00
✓ David E. Bowman $2.00	Milton Taylor $2.00	✓ Emanuel Driver $1.00	✓ Ran D. Cushen $1.00
✓ Thos. J. Butler $2.00	✓ Jos. F. Taylor $2.00	✓ J. G. Spinkel $1.00	✓ John Leedy $1.00

Ordered that this Court be adjourned until tomorrow morning at 10 Oclock

Chas. T. O'Ferrall.

At a County Court continued and held in and for the County of Rockingham at the Court House thereof on Friday January 24. 1879.

Present:- Hon. Chas. T. O'Ferrall presiding

Susan Reeds &c. Pltffs.
Peter Zettee's Exor. Deft. } upon a Rule &c

This day came again the parties by their Attorneys and the Defendant C. C. Shoemaker Executor of Peter Zettee dec'd failing to execute the bond required of him by the order of a previous day of this term. it is considered by the Court that his powers as such executor be revoked and that he do pay to the plaintiffs their costs in this behalf expended but this order is to be without prejudice to the right of the said defendant to execute a bond at the next term of the Court in the penalty of twenty five thousand dollars that being the penalty fixed by the Court upon the evidence adduced before it.

Ordered that this Court be adjourned until to-morrow morning at 10 Oclock

Chas. T. O'Ferrall.

At a County Court continued and held in and for the County of Rockingham at the Court House thereof on Saturday January 25. 1879.

Present:- Hon. Chas. T. O'Ferrall, presiding.

B. F. Richards &c. whom John J. McMahon transferred his license as a Barroom Liquor Dealer for the remainder of the year ending April 30. 1879 moved the Court to grant him Barroom License for said unexpired year from January 25 to April 30. 1879. Said business to be conducted at the Magnolia House in Harrisonburg, Va. and upon the introduction of evidence it appears to the Court that the applicant is a person of sobriety and good character and that the place of business is convenient and suitable, the Court doth grant said applicant a certificate to obtain said License upon his execution of a bond in the penalty of $600.00 conditioned for the faithful performance of all the requirement of the Act of the General Assembly of Virginia entitled "An Act imposing a tax. and prescribing the mode of collecting the same. on the privilege of Selling Wine. Ardent Spirits. or. Malt Liquors. within the limits of the Commonwealth. for the Support of the Government and to pay the interest on the Public Debt" approved March 30. 1877. as amended by the Act approved April 2. 1877. And thereupon B. F. Richards appeared in Court and together with James Kavanaugh his Surety (who justified as to his Sufficiency) entered in and acknowledged a bond in the penalty of $600.00 conditioned in accordance with the provisions of the act above referred to waiving the benefit of the Homestead exemption. It is considered by the Court that said Certificate be granted the said B. F. Richards. It appearing to the Court that the Tax on said license has been paid by said John J. McMahon.

B. F. Richards (to whom John J. McMahon transferred his license as a retail Liquor Dealer for the remainder of the year ending April 30. 1879) moved the Court to grant him Retail Liquor Dealers License for said unexpired year from January 25th to April 30. 1879. Said business to be Conducted at the Magnolia House in Harrisonburg Va and upon the introduction of evidence it appears to the Court that the applicant is a person of Sobriety and good character, and that the place of business is Convenient and Suitable doth grant Said applicant a Certificate to obtain Said License upon his execution of a bond in the penalty of $600.00 conditioned for the faithful performance of all the requirements of the Act of the General Assembly of Virginia, entitled "An Act imposing a tax and prescribing the mode of Collecting the Same, on the privilege of Selling Wine Ardent Spirits or Malt Liquors within the limits of the Commonwealth. for the Support of the Government and to pay the interest on the Public Debt" approved March 30th 1877. as amended by the Act approved April 2. 1877. and thereupon B. F. Richards appeared in Court and together with James Kavanaugh his Surety (who justified as to his Sufficiency) entered into and acknowledged a bond in the penalty of $600.00 conditioned in accordance with the provisions of the act above referred to waiving the benefit of the Homestead exemption. It is Considered by the Court that Said Certificate be granted the Said B. F. Richards. It appearing to the Court that the Tax on Said license has been paid by Said John J. McMahon.

Ordered, That this Court be adjourned until Monday morning next at 10 o'clock.

Chas. T. O'Ferrall.

January 27, 1879. At a County Court continued and held in and for the County of Rockingham, at the Court House thereof, on Monday, January 27, 1877.

Present:— Hon. Chas. T. O'Ferrall, presiding.

Exd. & d. to John Niswander J.P.S.C.C. John Niswander, Committee for Malinda Correll, a person of unsound mind, this day presented in Court an Account against the Commonwealth of Virginia, amounting to the sum of $29.50 for the board and care of the said Malinda Correll, a Lunatic, from the 27th day of October 1878 to the 27th day of January 1879, (3 mos. @ $100 per year ($25.00) and 3 months clothing for same @ $1.50 per month ($4.50,) which being sworn to, was examined and allowed by the Court, and ordered to be certified to the Auditor of Public Accounts for payment.

Nelson Sprinkel, Pltff,
vs
C. A. Yancey, Deft. } Upon a Notice.

Memo:— Be it remembered, that, upon the trial of this cause, the Plaintiff excepted to the opinions of the Court given upon said trial, and tendered his Bill of Exceptions, which he prays may be signed, sealed and enrolled, which is accordingly done, and is in the words & figures following, to-wit:— "Nelson Sprinkel vs C. A. Yancey" Bill of Exceptions "Be it remembered that &c, &c."

Ordered, That this Court be adjourned until to-morrow morning at 10 o'clock.

Chas. T. O'Ferrall.

January 30th. At a County Court continued and held in and for the County of Rockingham, at the Court House thereof, on Wednesday, January 30, 1879.

Present:- Hon. Chas. T. O'Ferrall, presiding.

Ordered, That this Court be adjourned until to-morrow morning at 10 o'clock.

Chas. T. O'Ferrall.

February 1, 1879. At a County Court continued and held in and for the County of Rockingham, at the Court House thereof, on Saturday, February 1, 1879.

Present:- Hon. Chas. T. O'Ferrall, presiding.

Upon the application of Geo. W. Gaither, &c, for the establishment of a Public Road from a point on the Brock's Gap Road to the Rockingham Turnpike, at a point near John Leedy's-

It appearing to the Court that the Report of Jas. L. Keltzel, David A. Heatwole & Peter Rebard viewers heretofore appointed in the above entitled cause is defective in this, that it fails to set out the names of all the land-owners along the line of the proposed route, and that it does not follow the diagram accompanying said Report, in giving the courses and distances, It is ordered that the said Report be re-committed to said viewers with instructions to amend the same so as to embrace the names of all the land-owners along the line of the route which they report in favor of - to give the correct courses distances to be ascertained from the survey and diagram accompanying their former Report - to state which of the land owners require compensation, and which do not, the probable amount, in the opinion of the viewers, to which those claiming compensation are entitled over and above the advantage to accrue to them by the establishment of the proposed road, and to make report to the next term of this Court, with any other matters deemed pertinent by them, or that may be useful in enabling the Court to determine the expediency of establishing the said proposed road.

Emanuel Wilkins, Comm. of the Revenue for Plains District, in this County, this day returned to the Court a copy of his certificate, &c, as to the sales of Wine, Alcoholic and Malt Liquors, by all licensed retail and Bar-room Liquor Dealers in his District for the month ending January 31, 1879, amounting to $15.69, as required by an Act entitled an Act imposing a tax and prescribing the mode of collecting the same on the privilege of Selling wine, ardent spirits, malt liquors, &c, approved March 30, 1877, which is ordered to be filed.

Ordered, That this Court be adjourned until to-morrow morning at 10 o'clock

Chas. T. O'Ferrall.

At a County Court continued and held in and for the County of Rockingham at the Court House thereof on Tuesday February 4th 1879.

Present. Hon. Chas. F. O'Ferrall presiding.

cpd d.o. J.W. Jacobs &c. Ordered. That J.M. F. Allemong A.L. Lindsey. John M. Jacobs. Joseph Click and P. Herring be each allowed the sum of $2.00 for their services as commissioners appointed by an order of this Court entered at the March Term 1878 to ascertain what would be a just compensation for the lands of James F. Lowman & Joel B. Miller proposed to be taken for a public road, and that the same be certified to the Treasurer of this County for payment out of the levy for the year 1878.

Ordered. That this Court be adjourned until the 1st day of the next term.

Chas. F. O'Ferrall.

At a County Court held in and for the County of Rockingham at the Court House thereof on Monday February 14th 1859.

Present. Hon. Chas. T. O'Ferrall presiding.

The Clerk of this Court this day presented in Court a List of Deeds &c. received, paid & admitted to record in the Clerk's Office of this Court at and since the January Term last: which List being seen and inspected by the Court is ordered to be Spread upon the minutes, and is as follows. Viz:-

Bargain & Sale	Jacob Garber & wife.	to John M. Garber.
" "	Edgar D. Pennington & wife	" Jacob Kiser
" "	James L. Dovel & wife & others.	" Wm H. Jenkins & Angeline Jenkins his wife
" "	Timothy Funk & wife	" J. B. Gangwer as trustee.
" "	Samuel Smeegardner & wife	" Jacob Baugh
" "	John M. Kisel & wife.	" David Swartz.
" "	Henry H. Shewalter & wife.	" Jacob D. Rhodes.
" "	Emanuel Sipe & wife	" William Bowman
" "	George Kline & wife	" John P. Engler
" "	Jacob F. Neff	" Josiah Neff
" "	Jacob Silvus & wife & John H. Miller & wife & others	" Henry Shewalter
" "	Thomas Moore	" Hannah Jane Fogle
" "	Franklin Lisley & wife	" Robert Lisley.
Trust Deed	Jacob Lincoln & wife & L. B. Lincoln & wife	" Wm. S. Jennings Trustee.
Bargain & Sale	A. M. Newman acting Trustee for L. Harper	" George Harper
Assignment &c.	B. F. Kyger & wife	" George W. Miller
Bargain & Sale	David A. Harrison	" Lewis Strickler.
" "	Abraham Good & wife	" David Burkholder
" "	Annie Driver & Jennie S. Driver & Catharine Driver & Geo. G. Watters & wife	" Joseph Coffman
Trust Deed	C. D. Roller & J. D. Roller.	" Coxhall L. Daingerfield Trustee
Bargain & Sale	Samuel Kline & wife.	" John G. Kline
Trust Deed	George Dorman	" Wm Shands Trustee for Levi Conner
Assignment &c.	Nathaniel Flook	" Preston Rhodes
Lis Pendens.	G. W. Irvin.	" Elias Irvin & Mary Catharine Irvin his wife
Bargain & Sale	S. H. Yancey & wife & John B. Thomas	to Jacob Thomas.
" "	Reuben Smoltz & wife.	" Isaac Ford.
" "	Edward T. Cole & wife	" James W. D. Brown Trustee for wife
" "	Elizabeth S. Keezletyne & Hopkins & wife & others	" John W. & James P. Roller.
" "	William R. Hopkins & wife	" Saine
" "	T. J. Nicholas & wife	" Lydia C. Dean.
Trust Deed	James W. Moore	" Wm P. Kemble Trustee.
Bargain & Sale	J. M. Kougler & wife.	" Madison Tyler
" "	John E. Roller Commissioner.	" Peter W. Roller.
Trust Deed	Henry C. Baker.	" John E. Roller Trustee.
Bargain & Sale	Abraham Gentry.	" Mrs. Susan Roadcap
" "	Abraham D. Armentrout & wife	" Keyzes Rhodes.
" "	Saml Miller. Saml N. Kline & Saml J. Yancey Trustees of German Baptist Church	" Henry Thomas
" "	Joseph Whitmore. Special Comm'r.	" Saine
" "	Robert B. Ragan Special Comm'r.	" Granville Eastham & S. H. Moffett
" "	Charles W. Dovel & wife.	" James L. Dovel & Sarah V. his wife
Lis pote of Trust Deed	James Smith.	" J. C. Staples Trustee.
Bargain & Sale	Lewis P. Heatwole & wife & Luther M. Heatwole & wife	" Joseph Lamon & Reuben Lamon
Trust Deed	Edmund M. Shaeffer & wife	" Henry A. Converse Trustee.
Lis. Pendes.	John Breeden.	" Joseph N. Kite & Sarah E. his wife & Marshall & Wm H.
" "	W. Bell & Sons	" S. S. Grove & Nellie M. Grove his wife.

Trust Deed	Thornton Green & wife	Oliver B. Roller Trustee.
Bargain & Sale	Edward S. Kemper.	Geo. J. Kisling Trustee for Fannie M Kemper
" "	Jesse Moyers & wife	Joseph Smith.
" "	Maggie E. Kemper. & E. Foster & wife & others	John E Roller.

The following Settlements were this day presented in Court and having been filed in the Clerk's office of this Court the time prescribed by law and there being no exceptions taken thereto the same are confirmed & ordered to be recorded. Viz.
Charles A. Yancey Trustee for M. Perkins.
Charles A. Yancey Executor of Fanny V. Yancey dec'd.

Appraisement Bill of the Personal Property of Geo. M. Avery dec'd.
Appraisement & Sale Bills . . . . . of John D. Miller dec'd.
Appraisement Bill . . . . . Madison Moore dec'd.
Appraisement & Sale Bill . . . . . Susan Reed. dec'd.

The writing purporting to be the last will and testament of Joseph Moyers dec'd was this day presented in Court and being proven by the oaths of J. B Eastham and Jno B. Bunnon the Subscribing witnesses thereto was admitted to probate and ordered to be recorded.
And thereupon on the Motion of Layton Moyers who made oath thereto according to law. he appeared in Court and together with Jno B. Bunnon his Surety (who justified as to his Sufficiency) entered into and acknowledged a bond in the penalty of $6000.00/100 Conditioned according to law waiving the benefit of their Homestead exemptions. A certificate is granted him for obtaining letters of administration with the will annexed in due form upon the Estate of said Joseph Moyers dec'd.
And the Court doth appoint Philip Shifflett, J. B. Eastham, J. G. A. Miller & Jos. A. Kite to appraise the Estate of said Joseph Moyers dec'd any three of whom may act after first being duly Sworn.

The writing purporting to be the last Will and testament of Joseph S. Bowman dec'd was this day presented in Court and being proven by the oaths of Franklin M Bowman and Joseph Orebaugh two of the Subscribing witnesses thereto was admitted to probate and ordered to be recorded.
And it appearing to the Court from a writing filed, that Leannah Bowman the Executrix therein named renounces her right to qualify as said Executrix thereupon on her motion Berryman S. Bowman and Perry A Bowman who made oath thereto according to law appeared in Court and together with George Arehart and Samuel A Bowman their Sureties (who justified as to their Sufficiency) entered into and acknowledged a bond in the penalty of $7500.00 Conditioned according to law. waiving the benefit of the Homestead exemptions. A certificate is granted them for obtaining letters of Administration with the will annexed in due form upon the Estate of said Joseph S. Bowman dec'd.
And the Court doth appoint Michael Fitzmoyers, George Arehart, Samuel Heiner-ardner, Jacob Arehart to appraise the Estate of said Joseph S. Bowman dec'd. any three of whom may act after first being duly Sworn.

On the Motion of Michael M. Miller the Court doth appoint him as guardian of John J. D. Miller Infant of Jacob Miller dec'd. under 14 years years of age, and thereupon the said Michael M. Miller appeared in Court and together with John Lineslin his Surety who justified as to his Sufficiency) entered into and acknowledged a bond in the penalty $5000.00 Conditioned according to law. waiving the benefit

of the Homestead exemptim, and thereupm he qualified as said guardian by taking the oath prescribed by law.

It appearing to the Cort from a writing filed that Lewis A Minnick Rebecca F. Minnick & Jennie F. Minnick Infants over 14 years of age of Edmund Minnick have nominated William Bull as their guardian, and the Cort doth appoint him such guardian and doth also appoint him as guardian of Mary C. Minnick Clarissa Minnick & Wade Hampton Minnick Infants of the said Edmund Minnick under the age of 14 years. And thereupm he appeared in Cort and together with Isaac Suffman as his Surety (who justified as to his Sufficiency) entered into and acknowledged a bond in the penalty of $500.00 Conditioned according to law waiving the benefit of the Homestead exemptim, and thereupm he qualified as said guardian by taking the oath prescribed by law.

On the motion of Catharine Wise (the Executrix named in the Will of Samuel Wise dec'd admitted to probate in this Cort at the February Term 1877) who made oath thereto according to law she appeared in Court and together with John A Wise her Surety who justified as to his Sufficiency) entered into and acknowledged a bond in the penalty of $2000.00 conditioned according to law waiving the benefit of the Homestead exemptim. A certificate is granted her for obtaining a probat of the Will of said Samuel Wise dec'd in due form.

It appearing to the Cort (proof of a writing filed) that Mary E. Miltenberger an Infant over the age of 14 years has nominated Henry Hinkle as her guardian, the Cort doth appoint him as such guardian. And thereupm he appeared in Cort and together with Christian Hartman as his Surety who justified as to his Sufficiency) entered into and acknowledged a bond in the penalty of $800.00 conditioned according to law waiving the benefit of the Homestead exemptim and thereupm he qualified as said guardian by taking the oath prescribed by law.

On the motion of George Baker & Samuel Baker the Executors named in the Will of Philip Baker dec'd (said will having been admitted to record at the January Term of this Cort 1879) who made oath thereto according to law they appeared in Cort and together with N. B. Saufley, Christian Hartman Henry Hinkle their Sureties (who justified as to their sufficiency) entered into and acknowledged a bond in the penalty of $6000.00 conditioned according to law waiving the benefit of the Homestead exemptim. A certificate is granted them for obtaining a probat of the will of said Philip Baker dec'd in due form.

And the Cort doth appoint Geo. Saufley, Peter Shwatter & Jacob Harshberger to appraise the Estate of the said Philip Baker dec'd after first being duly Sworn.

Upm the motion of Luther West & others Creditors of Archibald Gilkeson dec'd William G. Brown appeared in Cort and together with Wm C. Grandle his Surety (who justified as to his sufficiency) entered into and acknowledged a bond in the penalty of $2230.00 conditioned according to law waiving the benefit of the Homestead exemptim a Certificate is granted him for obtaining letters of Administratim in due form upm the Estate of said Archibald Gilkeson dec'd.

And the Cort doth appoint Lewis Strettle J. L. Wise A. S. Rosenberger & James O'Roark to appraise the Estate of said Archibald Gilkeson dec'd any three of whom may act after first being duly Sworn.

Commonwealth.

John A. McDorman. } Upon an Indictment for Forgery.

This day the prisoner John A McDorman late of the County of Rockingham who Stands indicted for a felony by him Committed was again led to the bar of the Court in Custody of the Jailor of this County and thereupon the prisoner by Counsel moved the Court to quash the Venire Facias Summoning the Veniremen to this day, which motion the Court upon Consideration doth sustain and doth quash said Venire Facias and doth discharge the said veniremen therein named whereupon the Sheriff Summoned the following Panel of Sixteen from a list furnished by the Court Sitting viz Daniel B Wright Wm H Peterson John D Swank David Lineweaver, A B Driver Henry Harnsberger Geo P Burtner A L Long Jacob Bunner Michael Brown Robinson Shwatter Emanuel Hoover Robert P Harnsberger John Rhodes James D Lowman & R J Mason who appeared and were examined by the Court on their voir dire and found to be duly qualified & free from exceptions and thereupon the prisoner was furnished a Copy thereof and having Stricken therefrom the names of four of the persons of said panel viz: David Lineweaver Geo P Burtner A L Long & James D Lowman, the remaining twelve of said panel viz: Daniel B Wright Wm H Peterson John D Swank A B Driver Henry Harnsberger Jacob Bunner Michael Brown Robinson Shwatter Emanuel Hoover Robert P Harnsberger John Rhodes and R J Mason thereby Constituting the Jury who being thus elected tried and Sworn well and truly to try and true deliverance make between the Commonwealth and the prisoner at the bar and a true verdict render according to the evidence and not having time to hear the evidence were adjourned until tomorrow morning at 9 Oclock and were placed in charge of D H Rolston Sheriff of this County and D N Bear & Henry J Ryman his deputies to whom was administered an oath that you shall keep this Jury together and not have any Communication with them yourselves nor permit any other person to converse or have any Communication with them touching this trial and cause them to appear in Court on tomorrow morning at 9 Oclock So help you God.

And thereupon Samuel N Rhea, Daniel A Rhea, W E C Martin, Jacob Funkhouser Wm L Anderson, Wm Gilbert, John Simmons, Wm McWilliams, Jacob Guyer, Emanuel Spitzer, John M Grayer, Daniel Grayer, Mattie E Strickler Arch Berry, J Newton Beery & Wm C McCall Jr witnesses in behalf of the Commonwealth and Henry McDorman Algernon McDorman, D A Kelp, Samuel McDorman, Edgar Bowman, Wm McDorman Sallie Kollen, Jeremiah Kollen, witnesses in behalf of the prisoner appeared in Court and acknowledged themselves to be indebted to the Commonwealth of Virginia in the Sum of $100.00 each to be levied of their respective goods & chattels lands & tenements for the use of the said Commonwealth each waiving the benefit of the Homestead exemption. Yet upon this condition that they each do make their personal appearance before the Judge of this Court on tomorrow morning at 9 Oclock as witnesses as aforesaid and not depart thence without leave of the Court. And the Court doth award Rules against John Harman, B M Rice & P H Rice, witnesses in behalf of the Commonwealth, returnable to the 2. day of this term of the Court being February 18. 1879. to Show cause if any they can why they should not be fined and attached for their contempt in failing to appear this day as witnesses as aforesaid.

And thereupon the prisoner was remanded to Jail.

Application of J. E. Good & John H. Miller for Barroom & Retail Liquor Licenses.

John E Roller, } M. D.
J. N. Gordon. }

Petition of Jos. E. Snell & J. S. Rice &c. for voting precinct at Rockville

Ordered that the foregoing causes be placed upon the Court Docket.

Upon the motion of John S. Brown, one of the creditors of the estate of John H. Hopkins dec'd. a rule is awarded against William D. Hopkins & Elizabeth M. Hopkins executor and executrix of John H. Hopkins dec'd. returnable to 1st day of
1 & 2 Copies issd. next term requiring them to Shew Cause if any they can why they should not be required to execute a new. executorial bond with Surety good and Sufficient and in a penalty Sufficient to Secure their accountability for the estate of said decedent and in the event of their failure to execute Such bond to Shew Cause why their powers as Such executor and executrix should not be revoked.

On the motion of Mary Ann Heigh, widow of Samuel Heigh, a person of feeble mind, the Court doth appoint A. M. Fulk her Committee, and thereupon he appeared in Court, and together with John A. Neff & Noah Hoover, his sureties, entered into and acknowledged a bond in the penalty of $500.00 conditioned according to law, each waiving the benefit of their Homestead exemptions as to this obligation; and thereupon the said A. M. Fulk qualified as said Committee according to law.

The Court, at the last term, on the motion of the heirs of Susan Reed, having revoked the powers of C. C. Shoemaker, as Executor of the will of Peter Betty, dec'd, on account of insufficiency of bond, and having entered an order giving him to leave to execute a new bond at this term, with additional and further security, the said C. C. Shoemaker this day appeared in Court, and together with Jacob Stoner, George W. Grady, John A. Showalter, Jacob Senger, Jacob Spitzer, Joseph Bowman and Joseph S. Miller, his sureties, (who justified as to their sufficiency) entered into and acknowledged a bond in the penalty of Twenty-five Thousand dollars ($25,000.00) conditioned according to law, (and each waiving the benefit of their Homestead exemptions as to this obligation,) a certificate is granted the said C. C. Shoemaker for obtaining a probat of said will in due form, and thereupon he qualified by taking the oaths prescribed by law.

On motion of Joseph P. Hyde, a creditor of the Estate of Mrs. Lucinda VanPelt, and it appearing to the Court that Mrs. Lucinda VanPelt, has been dead for more than three months, and no administration has been granted on her Estate, It is ordered that her Estate be committed to D. H. Roleton, Sheriff of Rockingham County, for administration.

John E. Roller,
vs
John W. Gordon. } Upon a Summons of W. E. & Detainer.

This day came the parties by their Attorneys, and thereupon, by consent of parties, it is considered by the Court that the Plaintiff recover of the Defendant, the possession of the House and Lot in the writ mentioned, to-wit- the House & Lot in the Town of Harrisonburg on the corner of Bruce & Main Streets, known as the "Mr. Harvey Effinger House & Lot", now occupied by the Defendant, without costs, but no writ of Possession shall issue before the first day of March 1879.

Ordered that this Court be adjourned until tomorrow morning at 9 Oclock

Chas. T. O'Ferrall.

At a County Court continued and held in and for the County of Rockingham at the Court House thereof on Tuesday February 18th 1879

Present: Hon. Chas. T. O'Ferrall presiding.

It appearing to the Court from a writing filed that Matilda A. Baugher relinquishes her right to qualify as the Administratrix of her deceased husband Allen M. Baugher on her motion E. A. Sanford who made oath thereto according to law appeared in Court and together with Moses H. Powell and D. D. Kirtley his sureties (who justified as to their sufficiency) entered into and acknowledged a bond in the penalty of $2000.00 conditioned according to law waiving the benefit of the Homestead exemption as to this obligation & certificate is granted him for obtaining letters of Administration in due form upon the Estate of the said Allen M. Baugher dec'd.

And the Court doth appoint Asa D. Baugher, Thomas Eaton, Joseph Baugher, M. M. Cave & C. M. Harnsberger to appraise the Estate of said Allen M. Baugher dec'd any three of whom may act after first being duly sworn.

Commonwealth. No 2
John A. McDorman. } Upon an Indictment for Forgery &c.

This day the prisoner John A. McDorman late of the County of Rockingham who stands indicted for a felony by him committed, was again led to the bar of the Court in custody of the Jailor of this County and thereupon for reasons appearing to the Court his trial is continued until the 2d day of the March term next being March 18. 1879. And thereupon B. M. Rice, Jacob Funkhouser, John W. Geyer, Conrad Senger, John N. Frank, Henry A. Seatwole & Thos P. McCall jr. witnesses in behalf of the Commonwealth and Henry McDorman Samuel McDorman, William McDorman & Jeremiah Keller witnesses in behalf of the prisoner appeared in Court and acknowledged themselves to be indebted to the Commonwealth of Virginia in the sum of $100.00 each to be levied of their respective goods & chattels lands & tenements for the use of the said Commonwealth of Virginia, each waiving the benefit of their Homestead exemption as to this obligation. Yet upon this condition that they each do make their personal appearance before the Judge of this Court on the said 2d day of the March term next being March 18. 1879. as witnesses as aforesaid and not depart thence without leave of the Court.

And the Court doth award attachments to the Sheriff of this County directed commanding him to attach Nancy Devier & Catharine McDorman and them safely keep so that he may have their bodies before the Judge of our County Court at the Court House thereof on the said 2d day of the March term next being March 18. 1879. to do and receive what our said Court may then and there adjudge against them for their contempt in failing to appear at the present term as witnesses in behalf of John A. McDorman at the suit of the Commonwealth when duly summoned.

And thereupon the prisoner was remanded to Jail.

Commonwealth No 1
John A McDorman } Upon an Indictment for Forgery.

This day the prisoner John A. McDorman late of the County of Rockingham who stands indicted for a felony by him committed was again led to the bar of the Court in Custody of the Jailor of this County, and thereupon came again the jury Sworn and impannelled on yesterday the 1st day of this term of the Court for his trial pursuant to their adjournment and having fully heard the evidence and argument of Counsel but not having time to consider their verdict were adjourned until tomorrow morning at 9 Oclock and were placed in charge of D. H. Rolston Sheriff of this County and D. N. Bear & Henry J. Ryman his Deputys to whom was administered an oath that you shall Keep this jury together and not have any Communications with them yourselves nor permit any other person to converse or have any Communication with them touching this trial and cause them to appear in Court on tomorrow morning at 9 Oclock So help you God

And thereupon the prisoner was remanded to Jail.

The following order which the Clerk failed to enter in yesterdays proceedings is now entered Nunc pro tunc

On the motion of D. H. Rolston Sheriff of this County and with the consent of the Court James M. Payne appeared in Court and qualified as Deputy for Said D. H. Rolston Sheriff as aforesaid by taking the oaths prescribed by law

On the application of Geo M. Gaither Chas D. Harrison Esthers to establish a Public Road from a point on the Brock's Gap Road to the Rockingham Turnpike at a point near John Leedy's.

James L. Pettyjet D. A. Heatwole & Peter Rebard viewers heretofore appointed to locate a route for the proposed road having returned at the Octo Term 1878 their report which at the Jany Term 1879 was recommitted with instructions to amend the Same, and make report to the Febry Term, have returned their amended report recommending the Establishment of the proposed road. It is ordered that the following named land-owners along the line of Said proposed road towit Jacob Mesersole Wm J. Mesersole Curtis Neale, Noah Burkholder, Nancy A. Burkholder, Martin Rutherford & Rutherford wife of Martin Rutherford be Summoned to appear before this Court on the 3d day of March Term next to show cause if any they can why the Said road as proposed and as reported by the Said viewers should not be established.

10 ¢ Copies iss.

D. H. Rolston, Sheriff Jailor of this County this day presented in Court an Account against the Commonwealth of Virginia, amounting to the Sum of $14.90 for Keeping and Supporting Wm Spitzer a Lunatic Confined in Jail 31 days from January 16 to February 15. 1879 @ 40¢ per day ($12.40) and Clothing for Same one month ($2.50) which being Sworn to was examined and allowed by the Court and ordered to be certified to the Auditor of Public Accounts for payment.

Copied.

D. H. Rolston Sheriff Jailor of this County this day presented in Court an Account against the Commonwealth of Virginia amounting to the Sum of $43.95 for Keeping & Supporting Waring Prisoners Covering a Period from January 16th to February 15. 1879 which being Sworn to was examined and allowed by the Court and ordered to be certified to the Auditor of Public Accounts for payment.

Copied.

Ordered that this Court be adjourned until tomorrow morning at 9 oclock.

Chas. J. O'Ferrall.

At a County Court continued and held in and for the County of Rockingham at the Court House thereof on Wednesday February 19th 1879.

Present. Hon Chas. J. O'Ferrall presiding.

Commonwealth. }
John A. McDorman. } Upon an Indictment for Forgery.

This day the prisoner John A. McDorman, late of the County of Rockingham who stands indicted for a felony by him committed, was again led to the bar of the Court in Custody of the Jailor of this County, and thereupon came again the Jury Sworn and impannelled on the first day of this term of the Court for his trial, pursuant to their adjournment, and upon their oaths do Say We the jury find the prisoner John A McDorman guilty in the manner & form as charged in the Indictment and ascertain his term of Confinement in the penitentiary at two years. Wm. H. Peterson Foreman.

And thereupon the prisoner was remanded to Jail

D. H. Rolston Sheriff Jailor of this County this day presented in Court an account against the Commonwealth of Virginia, amounting to the Sum of $24.00 for dieting the Venire in the case of the Commonwealth vs John A. McDorman charged with Forgery. 2 days at $1.00 per day each. which being Sworn to was examined and allowed by the Court and ordered to be certified to the Auditor of Public Accounts for payment.

Copy

On the Application of M. J. Stauffer J. H. Deiht & others for the establishment of a Public Road Beginning at or near Mill Creek in the Harrisonburg and Port Republic Road and running thence through the following lands Viz: on a line of the lands of George Miller and Isaac Long thence on a line between the lands of Samuel Comer and Samuel Petry thence on a line between Samuel Petry and Henry Harshberger, thence through the lands of s^d Henry Harshberger, thence through Jacob Harshbergers lands to the Mill Creek and Friedens Church Road thence with s^d Road to the lands of Peter Showalter Sen. thence on a line between said Peter Showalter Sen^r and Samuel Senger dec^d thence on a line between Abram Evers and Peter Showalter jun thence through the lands of Wm Showalter thence on a line between Wm Showalter thence through the lands of Christian Hartman and John Root thence on a line between the landed estates of Jonathan Miller dec^d and Philip Baker dec^d thence with Reuben Stauffer dec^d and Jonathan Miller dec^d line thence through s^d Stauffers lands and thence on a line of the lands of the estate of Mathias Dreht and Samuel Brown to Rock Fish Gap Road. having a breadth of 22 feet and to be called or Known as Mill Creek and Meyers Cave Stating Road

1 & 3 Copies

The Court doth appoint Edward S. Kemper, Charles A VanLear and Henry Carpenter viewers, to view the ground and report to this Court at its next term the conveniences and inconveniences that will result as well to individuals as to the public, if Such road Should be established as proposed, and especially whether any yard, garden, orchard

or any part thereof will have to be taken. They shall further report the facts and circumstances in their opinion useful in enabling the Court to determine the expediency of establishing the road. They shall report the names of the land-owners on such route, and State which of them require Compensation; the probable amount in their opinion, to which such party may be entitled & any other matter which they may deem pertinent. They shall not locate any route on which there may be a grade at any one point exceeding Six degrees, and shall endeavor to locate a route which shall not exceed five degrees at any one point. A Map or diagram of the route with Courses and distances, shall be returned with their report. A Statement of number of days each viewer and Surveyor was employed in executing this order shall be appended to the report, and Sworn to before a Justice of the Peace or other officer, who shall append his Certificate to the Same. Any defect in the action or report of the viewers will debar them from receiving pay for their Services.

John R. Jones Commr. of the Revenue of Central District & Joseph W. Rhodes Commr. of the Revenue for Ashby District this day returned to the Court a copy of their Certificate &c as to the Sales of Wine, Alcoholic and Malt Liquors by all licensed retail and Barroom Liquor dealers and wholesale Liquor dealers within their respective Districts for the month ending January 31. 1879 the first amounting to $168.62 and the Second to $1.50 as required by an act entitled An Act imposing a tax and prescribing the mode of Collecting the Same on the privileges of Selling Wine Ardent Spirits, Malt Liquors &c approved March 30. 1877 which are ordered to be filed.

$2.00 cap. for Henry Bowman
$2.00 " Jackson Kniff
2.50
2.50 " Jno J. Bowman

Ordered. That John J. Bowman, Henry Bowman & Jackson Kniff be each allowed the Sum of $2.00 for one days Services as viewers upon the Road Petition of Henry Neff & others and that John J. Bowman be allowed the additional Sum of $2.50 as Surveyor on Same Road. and that the Same be certified to the Treasurer of this County for payment out of the Levy for the year 1878.

The Court doth order that the following named persons be allowed the Sum opposite their names for their attendance and Services at this term of the Court as Veniremen Summoned for the trial of Felony cases at $1.00 per day and that the Same be paid by the Treasurer of this County and certified to the Auditor of Public Accounts. Viz:

c of Od

Peter M. Roller $1.00	A. A. Price $1.00	R. J. Mason $3.00
John M. Blackburn $1.00	Peter P. Heishuger $1.00	Thos. A. Peterson $3.00
J. J. Nicholas $1.00	P. A. Price $1.00	John D. Swank $3.00
W. H. Bowman $1.00	Conrad Rodeffer $1.00	A. B. Driver $3.00
Chas. A. Paulsen $1.00	John C. Heishel $1.00	Henry Hansbergen $3.00
David Linenweaver $1.00	John D. Holsinger $1.00	Jacob Runyon $3.00
Michael J. Roller $1.00	J. R. Price $1.00	Michael Brown $3.00
Geo. B. Pentzer $1.00	John A. Keyser $1.00	Robinson Showalter $3.00
D. C. Long $1.00	James F. Bowman $1.00	Emanuel Hoover $3.00
Geo. M. Skelton $1.00	A. R. Rhinehart $2.00	Robert P. Hansbergen $3.00
Charles E. Bear $1.00	Daniel B. Wright $3.00	John Rhodes $3.00

Ordered. that this Court be adjourned until to-morrow morning at 10 Oclock

Chas. A. O'Neall.

1879.- Feby. 22nd.

At a County Court continued and held in and for the County of Rockingham, at the Court-House thereof, on Saturday, February 22, 1879.

Present:- Hon. Chas. T. O'Ferrall, presiding.

On the Petition of Samuel Frank & others, for a change in the Public Roads &c.

James C. Heltzel, Commr. of Roads for Central District in this County, having made his report to this Court, on this day, that Henry Devier, contractor for building Section No. 3 of the public road, established by an order of this Court, entered at the September Term 1878, had completed fully three-fourths of said Section in accordance with the terms and specifications as set forth in the order entered at said Sept. Term, 1878, It is ordered that the sum of $250.00 be paid to the said Henry Devier, by the Treasurer of this County, out of the Special Levy of $1500.00 made for the purpose of constructing said Road in the Levy for the year 1878.

Iss'd & d. to Henry Devier. 11.2.c.c.

A. Hockman & J. P. Hyde, Arbitrators, to whom had been referred the Account of Noah Flick against the County of Rockingham, for sundry work done in the furnishing of material and erecting Posts in Ct. Yard, repairs to Court-yard gates, work in and about the Court-House, and covering a period from April 6, 1878 to Nov. 18, 1878, reported, under their oaths, that "they find the charges made for the work therein charged just and equitable, that, in their opinion, the amounts charged ought to be allowed, and find the sum of $263.82 yet due said Flick," and also charge the sum of $5.00 each for their services.

Upon consideration whereof, the Court doth allow the said Noah Flick, the sum of $263.82 the amount in full due him for work done in Court-House Yard, and in and around the Court House of this County, and orders that the same be certified to the Treasurer of this County for payment out of the Levy for the year 1878.

cert'd to A. Hockman & J. P. Hyde - 5ff

The Court doth allow A. Hockman & J. P. Hyde the sum of Five Dollars each ($5.00) for their services as Arbitrators in letting and determining the correctness of the Account of Noah Flick for work done to Court-House and Court-House Yard of this County, and orders that the same be certified to the Treasurer of this County for payment out of the Levy for the year 1878.

Ordered that this Court be adjourned until Monday morning at 10 o'clock.

Chas. T. O'Ferrall.

At a County Court continued and held in and for the County of Rockingham at the Court House thereof. on Monday February 24th 1879.

Present:- Hon. Chas. T. O'Ferrall presiding.

Ex parte.
Robert Falkner.

Upon the Application of Robert Falkner claiming that he is improperly held in Custody of the Jailor of this County under a warrant issued by J. P. Hyde Mayor of the Town of Harrisonburg. Charging the said petitioner with having committed a felony in this County. The Court doth order that a writ of Habeas Corpus do issue to the Jailor of this County directed. Commanding him that he have the body of the said Robert Falkner detained by him and under his Custody together with the day and cause of his detention by whatsoever name he may be called before this Court on tomorrow Evening at 5 Oclock being February 25. 1879. to do and Submit to, and receive those things that shall then & there be considered of him in this behalf.

Ordered. that this Court be adjourned until tomorrow morning at 10 Oclock.

Chas. T. O'Ferrall.

At a County Court Continued and held in and for the County of Rockingham at the Court House thereof. on Tuesday February 25th 1879.

Present:- Hon Chas. T. O'Ferrall, presiding

Ex parte.
Robert Falkner } Upon a writ of Habeas Corpus.

The petitioner was this day brought before this Court upon a writ of habeas corpus issued upon the petition of the Defendant alleging that he is improperly held in custody by the Sheriff of this County. And it appearing to the Court that the petitioner is charged with Committing a felony in this County, and having fully heard and considered the same the Court doth refuse to grant the prayer of the petitioner.

Ordered that this Court be adjourned until tomorrow morning at 10 Oclock.

Chas. T. O'Ferrall.

At a County Court Continued and held in and for the County of Rockingham at the Court House thereof. on Friday February 28th 1879.

Present:- Hon. Chas. T. O'Ferrall, presiding.

Ordered that this Court be adjourned until tomorrow morning at 10 Oclock.

Chas. T. O'Ferrall.

At a County Court Continued and held in and for the County of Rockingham at the Court House thereof. on Monday March 3d 1879.

Present:- Hon Chas. T. O'Ferrall presiding

Ordered that this Court be adjourned until tomorrow morning at 10 Oclock.

At a County Court continued and held in and for the County of Rockingham at the Court House thereof on Wednesday March 5th 1879.

Present: Hon. Chas. T. O'Ferrall, presiding.

This day came Melhorn Lewis & Co who alledge that they are aggrieved by an entry in the land book made by J. M. Rose Commissioner of the Revenue for Stonewall District in Said County in the year 1877 & 1878 whereby they are charged with 4 tracts of land containing 317¼. 76. 220. & 119 Acres respectively described as lying near Shenandoah River in the Mountains And thereupon the Said Melhorn Lewis & Co moved the Court to Correct the Said assessment and make the Same one tract of 350 Acres of land at $3.00 per Acre & for an order to refund them the Sum of $10.11 State Taxes for the year 1877 and $12.95 County Taxes for the Same year and to exonerate them from the payment of $10.11 State Tax for the year 1878 & $12.62 County Tax for the Same year, which motion was defended by G. G. Grattan Atty for the Commonwealth for Said County & the Said J. M. Rose the Commissioner of the Revenue in whose District the land lies, was examined as a witness touching the Application And it appearing to the Court that the book in which the Said alleged erroneous entry has been made, was certified by the Clerk of the Court of this County on the 5th day of October 1877. & Octo 4. 1878. and that application for redress against Said erroneous entry was made on this day for the first time and it appearing that the tracts of 317¼ & 119 Acres are embraced in an assessment in the Same books to J. C. Cummins Estate as 500 Acres & that these tracts are therefore twice assessed. All of which the Court certified as facts proved upon the application aforesaid. On Consideration whereof, and from Such facts as proved the Court is Satisfied that the Said Assessments are erroneously charged on the Said Books with $10.11 State Tax for the year 1877. and with $10.11 State Tax for the year 1878. and that he is erroneously charged on Said books with $12.95 County Tax for the year 1877. and $12.62 County Tax for the year 1878 whereupon it is ordered that it be certified to the Auditor of public Accounts that Melhorn Lewis & Co. are entitled to have refunded to them the Sum of $10.11 State Tax erroneously paid for the year 1877. and that they are exonerated from the payment of $10.11 State Tax for the year 1878 And it is further ordered that it be certified to the Treasurer of Rockingham County that the Said Melhorn Lewis & Co are entitled to have refunded to them the Sum of $12.95 County & Parish Levy erroneously assessed & paid by them, for the year 1877, and that they are exonerated from the payment of $12.62 County and Parish Levies for the year 1878. erroneously charged

The following Order, which the Clerk failed to enter on the 12th day of this term of the Court being March 1st 1879. is now entered Nunc pro tunc John M. Taylor, who was on the 24th day of January 1879. duly Commissioned by the Governor of Virginia a Notary Public in and for the County of Rockingham for the term of five years from the 1st day of March 1879. this day appeared in Court, and together with Jacob Lincoln his Surety (who justified as to his Sufficiency) entered into and acknowledged a bond in the penalty of $500.00 Conditioned for the faithful execution of the duties of his office, waiving the benefit of the Homestead exemption, which bond is ordered to be recorded by the Clerk of this Court, who is directed to transmit a copy of Said bond and a copy of this order to the Secretary of The Commonwealth. And thereupon the Said John M. Taylor took the several oaths prescribed by Law.

Ordered, that this Court be adjourned until tomorrow morning at 10 Oclock.

Chas. T. O'Ferrall.

At a County Court continued and held in and for the County of Rockingham at the Court House thereof on Friday March 7th 1879.

Present:- Hon. Chas. T. O'Ferrall presiding.

Joseph S. Loose who was on the 22d day of January 1879 duly Commissioned by the Governor of Virginia a Notary Public in and for the County of Rockingham for the term of four years from said date this day appeared in Court and together with Samuel R. Sterling his Surety (who justified as to his sufficiency) entered into and acknowledged a bond in the penalty of $500.00 Conditioned for the faithful execution of the duties of his office, waiving the benefit of the Homestead exemption, which bond is ordered to be recorded by the Clerk of this Court, who is directed to transmit a copy of said bond and a copy of this order to the Secretary of The Commonwealth. And thereupon the said Joseph S. Loose took the several oaths prescribed by law

Ordered that this Court be adjourned until tomorrow morning at 10 Oclock

Chas. T. O'Ferrall.

At a County Court continued and held in and for the County of Rockingham at the Court House thereof on Monday March 10th 1879.

Present Hon. Chas. T. O'Ferrall, presiding.

Ordered that this Court be adjourned until tomorrow morning at 10 Oclock.

Chas. T. O'Ferrall.

At a County Court continued and held in and for the County of Rockingham at the Court House thereof on Wednesday March 12th 1879.

Present:- Hon Chas. T. O'Ferrall presiding.

Ordered that the Court be adjourned until tomorrow morning at 10 Oclock.

Chas. T. O'Ferrall.

At a County Court continued and held in and for the County of Rockingham at the Court House thereof on Saturday March 15th 1879.

Present:- Hon. Chas. T. O'Ferrall, presiding.

Commonwealth.

John A. McDorman } Upon an Indictment for Forgery.

This day the prisoner John A. McDorman late of the County of Rockingham, who was at a former day of this term of the Court convicted of Forgery by the jury impannelled and sworn for his trial, was again led to the bar of the Court in custody of the Gaoler of this County thereupon the prisoner by Counsel moved the Court to set aside the verdict of the jury and grant him a new trial which motion on consideration the Court doth overrule and it being enquired of the prisoner if any thing he had or knew to say why the Court should not

now proceed to pronounce judgment against him according to law. and nothing being offered or alleged in delay of judgment. It is considered by the Court that the said John A. McDorman be imprisoned in the public jail and Penitentiary house of this Commonwealth for the term of two years (the period by the Jurors in their verdict ascertained) to hard labor. And the Sheriff of this County is directed as soon as possible after the adjournment of this Court to remove and convey the said John A. McDorman from the Jail of this County to the public jail and Penitentiary house of this Commonwealth therein to be kept imprisoned and treated in the Manner directed by law. for the term aforesaid.

And the Court doth suspend the execution of this Sentence for the period of 30 days. on Motion of the prisoner by Counsel

Memo:- Be it remembered upon the trial of this cause the defendant by Counsel excepted to various rulings of the Court and tendered his several bills of Exceptions which are in the following words & figures to-wit Commonwealth vs John A. McDorman &c. which he prays may be signed Sealed & enrolled and made a part of the record in this cause which is accordingly done.

And thereupon the prisoner was remanded to Jail.

Ordered. that this Court be adjourned ~~until the~~ 2d day of next term.

Chas. S. O'Donnell.

At a County Court held in and for the County of Rockingham at the Court House thereof on Monday March 17th 1879.

Present:- Hon. Chas. T. O'Ferrall presiding.

The Clerk of this Court this day presented in Court a List of Deeds &c. received and admitted to record in the Clerk's office of this Court at and since the last February Term thereof, which List being seen and inspected by the Court is ordered to be Spread upon the Minutes and is as follows Viz:-

Bargain Sale	Susan Hottinger	to George D. Lindamood.
" "	Reuben Smoltz & wife.	" George Lindamood
" "	Franklin D. Grove Trustee. & wife.	" Jacob Boyers Trustee for Mary Catharine Boyers
" "	Wm B. Compton Comm'r.	" Joseph Rhodes.
" "	David Brunk & wife.	" James M. Estep
" "	Same	" Simon Brunk
Trust Deed.	Otis A. Moore & Sarah Alice Moore his wife	" Newton G. Moore Trustee for the Grantor's heirs
Bargain Sale.	John E. Roller. Special Comm'r.	" Charles T. Palmer
Lis Pendens	Reuben May	vs James N. Lilley & Lucy A. his wife
Bargain Sale	John C. Zigler & wife.	to John C. Hidecker
Trust Deed	Sebastian Propes.	" George G. Grattan Trustee
" "	Magadalene McD. Coffman	" G. T. Compton Trustee.
Bargain Sale	Michael Shavatter & wife	" Moab N. Shavatter & George B. Shavatter
Trust Deed	Jackson A. Shavatter	" Oliver B. Roller. Trustee.
Bargain Sale.	George Beekoone & wife.	" Lucy Ann Miltenberger
" "	Lucy Ann Miltenberger	" Simon Whitesel
" "	Susan Rhinehart.	" Erasmus Fletcher.
Lis Pendens	John Graham Effinger	vs Isaac N. Brown & N. C. Graham
Bargain Sale	James D. Shipe. & wife.	to A. J. Nicholas.
" " &c.	James D. Shipe.	" Emma A. Shipe.
Deed of Homestead	Michael Neff.	" Claim of Homestead
Agreement &c.	Norman N. Cave & wife	& B. F. Hammer & wife
Bargain Sale	James N. Slatterbuck	" James Payne
" "	John Leedy & wife vs James Kenney Comm'r.	" Catharine Rutherford wife Martin L. Rutherford
" "	William C. McCall & wife.	" Morgan Hoffhead
" "	Frederick Rhodes & wife.	" William F. Carpenter.
" "	Peter Guyer. & wife vs George W. Dillard & wife	" Jacob Mekerole
" "	George W. Adams. & wife.	" Jacob F. Neff.
Agreement &c.	H. C. Baker	" A. E. Wallis.
Bargain Sale	Henry Hansbergen	" Lucy V. Galliafero
" "	Jackson Martz Exor of Dorilas Martz	" James M Bradford
" "	Jacob Kyger. & wife	" Cyprus M Killian
" "	John A. Armfield & wife.	" Columbus Cubbage & F. M. Cubbage
Deed of Homestead	Israel Rohrer	" Claim of Homestead
Bargain Sale	Elizabeth A. Dance	" Artimecia, Polly Ann, Susan & Benj F. Rhinehart
" "	Jesse Burkholder & wife	" Anthony Miller
" "	James F. Dovel & wife & others	" Richard M. Bear.
Trust Deed	Wm P. Looker & Benjamin F. Looker.	" J. C. Hansbergen Trustee.
Bargain Sale	Wm H Garland & wife vs J. E. Roller Comm'r.	" Margaret Kemper
Trust Deed	Susan Rhinehart.	" John E. Roller Trustee.
Bargain Sale.	A. D. Miller & wife	" Sallie C. Heard
" "	R. A. Heard & wife.	" A. D. Devier Trustee for Mary V. Devier & B. F. Swartz.
" "	John A. Armfield & wife.	" George Stroup
Trust Deed	George M. Stroup & wife	" E. R. Neff. Trustee.
Bargain Sale	Jacob Hoover & wife	" E. F. Sanger & others heirs of Daniel Thomas.
" "	George D. Christie	" Wm. B. Lusty.

Appraisement Bill of the Personal Property of Rebecca Baker dec?
Sale Bill " " Trust " " C. Botton
Appraisement Sale Bills " " Estate of Jacob Byrd dec?
" " " " " " Jacob J. Garber dec?
Appraisement Sale Bill " " " " A. C. Simmers dec?
The foregoing Appraisement and Sale Bills were this day presented in Court and no exceptions being taken thereto the Same are ordered to be recorded

The following Settlements were this day presented in Court and having been filed in the Clerk's office of this Court the time prescribed by law and there being no excepting taken thereto the Same are confirmed and ordered to be recorded Viz:
Settlement of the Account of Silas Keuton Committee for Henry Anders
" " " " " D. H. Ralston Adm? of Mrs Fannie Brown dec?
" " " " &c. C. R. Rush Trustee for A. J. O. Bader
" " " " " E. N. Cromer Adm? D.B.N. of John N. Cromer dec?
" " " " " A. C. Long Adm? of Jeke Carrier dec?
" " " " " George Chrisman Trustee for Henrietta Chrisman
" " " " " Same Exor. of George N. Chrisman dec?
" " " " &c. J. S. Loose Adm? of John Croushorn dec?
" " " " " John P. Good Guardian for Eudora F. Deputy.
" " " " " Same " " Jacob M. Deputy
" " " " " Ellen F. Carpenter one of the Exor? of Daniel Huffman dec?
" " " " " Jos. A. Eastman " " Same "
" " " " " David C. Kline Executor of David Kline
" " " " " J. Preston Miller Adm? of Daniel Miller dec?
" " " " " Madison Moore " " Sarah E Moore
" " " " " Henry A. Showalter Exor of Anthony Showalter
" " " " " John E. Roller Adm? of William Sipe dec?
" " " " " Jacob Thomas " " Daniel Thomas dec?
" " " " " Ellen M. Shafer & M. A. Thomas " " Richard A. Thomas
" " " " " Charles P. Grey Guardian for Julia A. Rose
" " " " " George Chrisman Trustee for Mrs M. A. Williams
" " " " " Same " " Same
" " " " " Conrad Senger Adm? of Adam Welch dec?

The writing purporting to be the last will and testament of Frances Ryckholdt dec? was this day presented in Court and being proven by the oaths of John N. May & Solomon Funk two of the subscribing witnesses thereto was admitted to probate and ordered to be recorded.

Kit Banks Committee for Egeline Banks a Certified Lunatic this day presented in Court an Account against the Commonwealth of Virginia amounting to the Sum of $23.00 for the care and maintenance of the said Egeline Banks Lunatic from Dec 17. 1878 to March 17. 1879. (90 days) @ 20¢ per day ($18.00) and 3 Months Clothing @ $20. per year ($5.00) which being Sworn to, was examined and allowed by the Court, (it being in conformity to the orders entered by this Court at its September Term 1878) and ordered to be certified to the Auditor of Public Accounts for payment.

Eugene Wright &c. Appellant } Upon an Appeal from the Judgment of a Justice
S. Quinlin Trustee &c. Appellee } John N. Hopkins Extr & Exor. } Upon a Rule.
Ordered that the two foregoing Writings be placed upon the Courts Docket

It appearing to the Court from evidence introduced that the Rev.d J. Newton Fries is a regularly ordained Minister of the Church of the United Brethren in Christ and authorized to celebrate the rights of Matrimony, on his motion he appeared in Court and together with Walker Rittle his Surety (who justified as to his sufficiency) entered into and acknowledged a bond in the penalty of $500.00 conditioned according to law. waiving the benefit of the Homestead exemptions. and thereupon he qualified by taking the Oaths prescribed by law.

Upon motion of Sybella Dreyer widow of Saml. Dreyer Decd. A paper purporting to be the last Will and testament of said Samuel Dreyer decd. bearing date Feby 21 1879 was this day presented in open Court and offered for probate and upon inspection and examination of witnesses the Court was of the opinion that said paper was not sufficiently proven to be the last Will and testament of said Samuel Dreyer to be probated and doth refuse to probate the Same Whereupon Sybella Dreyer widow of said Samuel Dreyer Decd. appeared in Court and renounced her right to qualify as Administratrix of the Estate of said Saml. Dreyer her late husband and thereupon on her motion Levis Dreyer who made oath thereto according to law appeared in Court and together with Joseph N. Dreyer as his Surety (who justified as to his Sufficiency) entered into and acknowledged a bond in the penalty of One Thousand Dollars conditioned according to law. waiving the benefit of the Homestead exemptions as to this obligation, a certificate is granted him for obtaining letters of administration in due form upon the estate of said Saml. Dreyer decd.

And the Court doth appoint Abraham Spitzer. Michael Blue. Henry Heatwole & B. D. Bowman to appraise the Estate of said Samuel Dreyer decd. any three of whom may act after first being duly Sworn.

The Court doth appoint George E. Sipe, General Receiver of the County Court of Rockingham County. in the place of A. B. Price dep. date term Receiver of this Court. and thereupon the said Geo. E. Sipe appeared in Court and together with H. E. Sipe his Surety. (who justified as to his sufficiency) entered into and acknowledged a bond in the penalty of Ten Thousand Dollars conditioned according to law waiving the benefit of the Homestead exemptions as to this obligation and thereupon he qualified by taking the oaths prescribed by law.

1+19 cpts.

On the Application of M. J. Attaffer, J. H. Deihl others for the establishment of a Public Road. known as the Mill Creek and Meyers Cave Station Road.

The viewers Edward S. Kemper. Charles A. VanDear and Henry Carpenter. appointed at the February Term last of this Court to view and report as required by law on the proposed road having made their report to this Court recommending the establishment of the Same. It is ordered that the following land-owners along the route of said proposed road. to-wit Isaac Long. George Miller. Wm. M. Hedrick. Saml. Conner Henry Harshberger. Jacob Harshberger. Mrs. Wm. Bayley. Saml. Zeugers heirs or representatives Peter Showalter Sr. Abraham Evers Peter H. Showalter. William Showalter Sr. Samuel Baker & Brother. Christian Hartman. John Root. John Millers Heirs or Representatives. Peter H. Hartman Martin J. Attaffer & Mathias Deihls heirs or representatives be Summoned to appear on the 1st day of the next term to Show Cause if any they can why the said road as proposed and as reported by the viewers should not be established.

Ordered that Edward S. Kemper. Charles A. VanDear. and Henry Carpenter be each allowed the Sum of $4.00 for two days Services as viewers upon the Road Petition of M. J. Attaffer., J. H. Deihl others and that Edward S. Kemper be allowed the additional Sum

of $5.00 for two days Services as Surveyor on Same road. and that Isaac Long be allowed the Sum of $4.00 for the Services of 2 Wagon Carriers furnished by him for two days each. and that the Same be certified to the Treasurer of this County for payment out of the levy for the year 1878 if any Surplus if not out of the Levy for the year 1879.

John S. Effinger Foreman L. C. Hopkins. D. M. Switzer. A. J. Wilson. Strother J. Jones Solomon Buntner Wm A. Carpenter Jacob Mefenole. Lewis Byrd. Mathew Ireland. Wm A. Mefenole John Lineweaver. David Lineweaver. Jacob P. Rhodes. Samuel R. Allebaugh & P. A. Bertram were impannelled and Sworn a Grand Jury in and for the body of the County of Rockingham. and having received their charge from the Court. retired to their room to Consider of their presentments. and after Sometime returned into Court and made the following presentment viz:-

An Indictment against Wesley Walters and Gideon Huffman for interrupting an assembly met for the worship of God. a true bill John S. Effinger Foreman. and having Completed the business before them were discharged from further attendance upon this Court.

Ordered. That John S. Effinger. L. C. Hopkins. D. M. Switzer. A. J. Wilson. Strother J. Jones Solomon Buntner. Wm A. Carpenter. Jacob Mefenole. Lewis Byrd. Mathew Ireland. Wm A. Mefenole. John Lineweaver. David Lineweaver. Jacob P. Rhodes. Samuel R. Allebaugh & P. A. Beltram be each allowed the Sum of One Dollar for their Services at this term of the Court as Grand jurors. and that the Same be certified to the Treasurer of this County for payment.

Ordered. that this Court be adjourned until tomorrow morning at 10 Oclock.

Chas. A. O'Neal.

At a County Court continued and held in and for the County of Rockingham at the Court-House thereof, on Tuesday March 18. 1879.

Present. Hon. Chas. T. O'Ferrall. presiding.

This day came James M. Davidson who alleges that he is aggrieved by an entry in the personal property book made by J. R. Jones Commissioner of the Revenue for Central District in said County, in the year 1878 whereby he is charged with $129.80 taxes for the year 1878. on his personal property; and thereupon the said J. M. Davidson moved the Court to exonerate him from the payment of $34.08 part of the taxes so erroneously charged against him for said year, which motion was defended by the Commonwealths Attorney, Geo. G. Grattan for said County, and the said J. R. Jones the Commissioner, who made the assessment, was examined as a Witness touching the application. and it appearing that said book in which said erroneous entry has been made, was certified by the Clerk of the County Court of said County on the day of 1878 and that application for redress against the erroneous entry was made on this day for the for the first time; and it appearing that the said J. M. Davidson made out within ten days after the same was left with him by said Commissioner, a Schedule of his personal property, and deposited it with the Clerk of this Court in his office, and in accordance with Law. and that the said Commissioner failing to get from said Clerk the said Schedule assessed the said J. M. Davidson according to his Schedule for the year 1877; and it also appearing to the Court that $8500. is the Correct amount of said Davidsons personal property, and not $11.700. all of which the Court certifies as facts proved upon the application aforesaid. On Consideration whereof, and from such facts so proved the Court is Satisfied. that the said J. M. Davidson is erroneously charged with taxes amounting to $34.08 whereupon it is ordered that the said J. M. Davidson be exonerated from the payment of $34.08 taxes so erroneously charged, if not already paid. and if paid that it be refunded to him of which amount $16- is State tax and $18.08 County tax.

Cop. to pd.

Commonwealth
vs.
C. C. Strayer } Upon an Indictment for Assault & Battery

This day came as well the Attorney for the Commonwealth as the Defendant C. C. Strayer by Counsel and it appearing to the Court from a writing this day filed. that the prosecutor in this cause has received Satisfaction in full for the Assault made upon him by the Defendant C. C. Strayer and that he does not wish to further prosecute this Charge. It is therefore Considered by the Court that the Defendant be discharged and that the Commonwealth of Virginia do recover of the Defendant C. C. Strayer her costs by her in this behalf expended.

Upon the Petition of John D. Coffman, Joseph D. Lowe & others for the establishment of a Public Road from Petrys Gate on Shenandoah Road to Dry River Road near Adam Thomas Gate.

This day came the Petitioners by their Attorney and it being Suggested that the said Petitioners are not able to fully Construct the said road in the time allowed by a former order of this Court. It is ordered and adjudged that the time allowed in the said former order be extended to the 1st day of June 1879.

Rosannah Bligh. Committee for Susannah C. Evy a female Lunatic. this day presented in Court an account against The Commonwealth of Virginia amounting to the Sum
Cop. of $46.00 for the board & Care of the Said Susannah C. Evy Lunatic from Dec. 16. 1878 to March 15. 1879. 90 days @ 40¢ per day ($40.00) and 3 Months Clothing for Same at $2 per Year ($6.00) which being Sworn to was examined and allowed by the Court and ordered to be certified to the Auditor of Public Accounts for payment.

The Court doth order that the following named persons be allowed the Sum opposite their names for their attendance and Services at this term of the Court as Veniremen Summoned for the trial of Felony Cases at $1.00 per day and that the
Cop. Same be paid by the Treasurer of this County and certified to the Auditor of Public Accounts Viz:

Geo. P. Buttner $2.00 Jacob Shenegardner $2.00 Geo. P. Bruffy $2.00
C. C. Rhodes. $2.00 Cop'd to 2 Summons Silas Beard $2.00 David R. Beard $2.00
George M. Roller $2.00 William H. Bowman $2.00 Jacob Wynant $2.00
Cambyses C. White $2.00 Cyrus N. Spitzer $2.00 P. A. Bertram $1.00
Mathew Ireland $1.00 John D. Wakenight $1.00 Thomas J. Butler $1.00
Noah C. Wenger $1.00 Jacob Meperle $1.00 James E. Ott $1.00

Commonwealth.

John A. McDorman. } Upon an Indictment for Forgery &c.

This day the prisoner John A. McDorman late of the County of Rockingham who Stands indicted for a felony by him committed was again led to the bar of the Court in Custody of the Jailer of this County. and the prisoner by Counsel demurred to the Said indictment which demurrer the Court upon Consideration doth overrule and thereupon from the Veniremen Summoned for the trial of Felony cases at this term of the Court. the following Eleven were called examined by the Court in their voirdire and found to be duly qualified and free from exceptions Viz:- Geo. P. Bruffy. Jacob Shenegardner Geo P. Bruffy. C. C. Rhodes. P. A. Bertram. Silas Beard David R. Beard. Wm. H. Bowman. Jacob Wynant. Cambyses C. White. Cyrus N. Spitzer. and thereupon the Sheriff Summoned the following five persons from a list furnished by the Court Sitting viz:- Noah C. Wenger. John D. Wakenight. Jacob Mekenzie. James E. Ott. & Thomas J. Butler. who appeared & were examined by the Court on their voirdire and found to be duly qualified and free from exceptions. the panel of Sixteen being thus completed the prisoner was furnished a Copy thereof and having Stricken therefrom the names of four of the persons of Said panel Viz:- Geo. P. Buttner. C. C. Rhodes. P. A Bertram and Jacob Meperle. the remaining twelve of Said panel viz. Jacob Shenegardner Geo P. Bruffy. Silas Beard. David R. Beard. Wm. H. Bowman. Jacob Wynant. Cambyses C. White. Cyrus N. Spitzer. Noah C. Wenger. John D. Wakenight. James E. Ott. & Thomas J. Butler thereby Constituting the Jury who being thus elected tried and Sworn well and truly to try and true deliverance make between the Commonwealth and the prisoner at the bar and a true verdict render according to the evidence. and thereupon after the introduction of one witness on behalf of the Commonwealth the prisoner by Counsel objecting to the admissibility of certain testimony under the indictment in this case which objection being Sustained by the Court and Said evidence being excluded the Attorney for the Commonwealth with the assent of the Court. (the prisoner not Consenting) entered a Nolle prosequi. It is therefore Considered by the Court that the prisoner be discharged from this prosecution and go hence without day &c. and it appearing to the Court that the prisoner is a Convicted & Sentenced to two years in the Penitentiary at a former term of this Court in another case. It is therefore considered by the Court that the prisoner be remanded to Jail.

John H. Frank & Conrad Senger. this day appeared in Court and acknowledged themselves to be indebted to the Commonwealth of Virginia in the Sum of $100.00 each to be levied of their respective goods & chattels lands & tenements for the use of the said Commonwealth. (waiving the benefit of their Homestead exemption) Yet upon this Condition that they each do make their personal appearance before the Judge of this Court on the first day of the April Term next being April 21. 1879 as witnesses before the Grand Jury.

Ordered that this Court be adjourned until tomorrow morning at 10 Oclock.

Chas. T. O'Ferrall.

At a County Court continued and held in and for the County of Rockingham at the Court-House thereof on Wednesday March 19th 1879.

Present: Hon. Chas. T. O'Ferrall presiding.

The writing purporting to be the last will and testament of John P. Good dec'd was this day presented in Court and being proven by the oaths of Emanuel Suter & Abraham Geil two of the Subscribing witnesses thereto. was admitted to probate and ordered to be recorded.

And thereupon Annie Good. the widow of said John P. Good. appeared in Court and renounced her rights under the will of her said husband. and

cop. John K. Good and Jacob D Suter the Executors therein named appeared in Court and renounced their right to qualify as such Executors. and on their motion David A Heatwole who made oath thereto according to law. appeared in Court and together with Jacob Geil. John Geil. Emanuel Suter. Peter Swope John Brunk Jacob Brunk. Daniel S. Heatwole & Joseph Heatwole his Sureties (who justified as to their sufficiency) entered into and acknowledged a bond in the penalty of $3000.00 Conditioned according to law. waiving the benefit of the Homestead exemption as to this obligation. A certificate is granted them for obtaining letters of administration with the will annexed in due form upon the Estate of said John P. Good. dec'd.

And the Court doth appoint Hugh Swope, John Eversole, David Hartman and Perry Heatwole to appraise the Estate of said John P. Good any three of whom may act after first being duly Sworn.

Catharine Sullivan this day appeared in Court and renounced her right to qualify as the Administratrix of her deceased husband E.J. Sullivan and on her Motion James Sullivan who made oath thereto according to law appeared in Court and together with Catharine Sullivan and James Kavanaugh as his Sureties (who justified as to their sufficiency) entered into and acknowledged a bond in the penalty of $2000.00 Conditioned according to law. waiving the benefit of the Homestead exemption as to this obligation a Certificate is granted him for obtaining letters of Administration in due form upon the Estate of said E.J. Sullivan dec'd.

And the Court doth appoint Henry Shacklett. Theophilus D. Rohr & Albert R. Wise to appraise the Estate of said E.J. Sullivan dec'd after first being duly Sworn.

The Baltimore & Ohio Railroad Co. & Eugene Wright.
Timothy Quinlan Trustee for Honora Kelley & John Kelley. } upon an Appeal from the Judgment of a Justice

This day came the Appellants and Appellees by Counsel and after hearing the evidence of both parties It is Considered by the Court that the Judgment of the Justice be affirmed & that Timothy Quinlan Trustee as aforesaid recover of The Baltimore & Ohio Railroad Company & Eugene Wright & James Kavanaugh the Surety in the appeal the Sum of Twenty Three Dollars with interest from Feby 11. 1879 till paid & $2.50 the Costs in the Court below and their Costs in this behalf expended.

Ordered that this Court be adjourned until tomorrow morning at 10 Oclock

Chas. T. O'Ferrall.

At a County Court continued and held in and for the County of Rockingham at the Court House thereof on Friday March 21st 1879.

Present Hon. Chas. T. O'Ferrall, presiding.

On the motion of Wm. E. Logan, who has been conducting the business of a Retail Liquor Dealer at his room in the "Spotswood" Hotel, adjoining the "Spotswood" Bar, in Harrisonburg, leave is given him, the said Logan, to remove and carry on said business of Retail Liquor Dealer, in the building recently erected on the corner of Main & Gay Streets, Harrisonburg, Va.

c. & d. & w.

On the motion of Elizabeth R. Key, widow of George G. Key, decd, who made oath thereto according to law, she appeared in Court, and together with C. E. Acker, her surety, (who justified as to his sufficiency) entered into and acknowledged a bond in the penalty of $1.000.00 conditioned according to law, and waiving the benefit of the Homestead exemption as to this obligation, a certificate is granted her for obtaining letters of administration, in due form, upon the Estate of the said George G. Key, decd.

And the Court doth appoint John W. Lincoln, Henry S. Heatwole, Joseph Wenger and Isaac Wenger, to appraise the Estate of said George G. Key, any three of whom may act, after first being duly sworn.

George M. Tabb & Son. this day presented in Court the following Accounts against the County of Rockingham for Coal furnished to-wit:- for Circuit & County Court Clerk's offices to Feby 20. 1879 - $9.62 For Treasurers Office to February 22d 1879 $9.00 and for Court House. to Mar 4. 1879. $22.75 (Total $41.37) which being Sum to was examined and allowed by the Court and ordered to be certified to the Treasurer of this County for payment out of the levy for the year 1878

Copy. Duplicate of this ale under order of Dec 26 1879.

It appearing to the Court from the report of A. M. Newman Comm'r. of Accounts bearing date Sept. 20. 1878 & admitted to record at the Nov Term 1878 that there is in the hands of Thomas K. Hanesbergen Adm'r. of Robt L Yancey Dec'd the Sum of $1320.63 two thirds of which said Sum $1320.63 to-wit:- the Sum of $880.42 is the interest therein of the infant children of the said Robt L Yancey Dec'd as named in said report of date Sept 20th 1878 Thereupon the Court doth order that Thomas K. Hanesbergen as Adm'r. of the Est of Robt L Yancey Dec'd do pay over to G. E. Sipe General Receiver of this Court the said

1

c/paid & d

Sum of $880.42 as aforesaid.

And Said Sife as Gent. Receiver is ordered to loan the Same out upon good & Sufficient real est Security Conformdyng the mat. therein annually & thus holding the Said fund Subject to the future order of this Court

And Said Sife as General Receiver is ordered to report to this Court what Real Est. Security he has for the funds herein ordered to be loaned out of the Est of R L Gaussey Dec'd. So Soon as he shall invest the Said funds

John R. Jones Comm'r of the Revenue for Central District. Joseph M. Rhodes Comm'r of the Revenue for Ashby District and Emanuel Watkins Comm'r of the Revenue for Blanis District this day returned to the Court a copy of their certificates &c as to the Sales of Wine, Alcoholic & Malt Liquors by all licensed retail & Barroom liquor dealers and wholesale liquor dealers within their respective districts for the Month of February 1879. the first amounting to $149.26 Second to 63¢ & third to $15.50 as required by an act entitled. An Act imposing a tax and prescribing the mode of Collecting the Same on the privilege of Selling Wine, Ardent Spirits Malt Liquors &c. Approved March 30. 1877 which are ordered to be filed.

On Petition of Thos. H. Shwatter and others for a Public Road from Hopkins Mill Road near Jerry Lineweavers to Bowmans Mill Road near buildings on the farm of Christian Burkholder dec'd.

This day came the petitioners by Counsel. and it appearing to the Court. that the viewers heretofore appointed made their report to the March Term last and the land owners along Said proposed road having been Summoned to Show Cause against the Same, and being Solemnly Called came not. and no objection being made to the establishment of Said road as proposed and as located by the viewers. the Court on examination of the Said report and after hearing the evidence introduced and the argument of Counsel is of opinion that the public convenience requires the establishment of the road
Co'rd. as proposed and as located by Said viewers. and doth establish the Same in accordance with the report and diagram of Said viewers as follows— Beginning at the Hopkins Mill Road, near Jerry Lineweavers and running in a line between Said Lineweavers and William Chrisman. Croping a branch and passing by Said Lineweavers land. with Gaines & Chrismans line N.32 E.16 poles to two white oaks, Chrismans & Gaines Corner, thence N 42 E 33 rods with Gaines and Chrismans line to their Corner at water right, thence Croping Chrismans water right to the land of John Hagerdorn running N 25¾ E 29 rods to near the line between Said Hagedorn and Joseph Shwatter, thence with Said line N 62½ E 44 rods to a gr oping Snapps run to a Stone in a lane. Corner between Said Hagedorn and J. Shwatter, thence N 34¾ E 26 rods. along a road between Joseph Shwatter and Hagedorn. Jno. Shwatter and William Evers, through Said Evers land. Croping the township line between Central and Linville townships. to or near a white oak by a line. thence N 55 E. 34 rods to a hickory by the road. thence N 42 E 122 rods passing Evers through Whitmers and N. M. Millers lane to the farm of Christian Burkholder dec'd. thence N 52½ E. 71 rods through the Said Burkholders farm to the Bowman Mill Road. near the buildings on the farm of Said Burkholder.

The road Commissioners of Central & Linville Districts are hereby directed to proceed forthwith to open Said road in accordance with the report of Said viewers and make report to this Court at the May term next how they have executed this order the location to conform Strictly to Said Report. The Court doth allow the land damages as fixed by the viewers in their report as follows to-wit:- to Jerry Lineweaver $20.— William Chrisman $58.50 John Gaines $24.— Robert Gaines $15.75, John Hagedorn $24.—

William Evers Estate $40.– Henry M. Miller $35.00 Mrs Frances Burkholder $45.00 payable out of the levy of 1879.

Upon the Application of Geo. W. Gaither & others for the establishment of a public Road.

It is agreed by all the parties in interest in this matter (the Court assenting) that the Same shall be heard in vacation on Such day as the Judge shall hereafter designate.

Cop.

D. H. Rolston. Sheriff & Jailor of this County this day presented in Court an account against the Commonwealth of Virginia amounting to the Sum of $13.20 for Keeping and Supporting Wm Spitzer a Lunatic confined in Jail 28 days from February 16. to March 15. 1879. at 40¢ per day ($11.20) and clothing for Same one month ($2.50) which being Sworn to was examined and allowed by the Court and ordered to be certified to the Auditor of Public Accounts for payment.

Cop.

D. H. Rolston. Sheriff & Jailor of this County this day presented in Court an account against The Commonwealth of Virginia amounting to the Sum of $30.15 for Keeping and Supporting various prisoners covering a period from February 16. to March 15. 1879. which being Sworn to was examined and allowed by the Court and ordered to be certified to the Auditor of Public Accounts for payment.

Cop.

D. H. Rolston. Sheriff & Jailor of this County this day presented in Court an account against The Commonwealth of Virginia, amounting to the Sum of $3.00 for dieting the Venire in the case of the Commonwealth vs John A. McDorman. charged with Forgery ¼ of a day at $1.00 per day each. which being Sworn to was examined and allowed by the Court and ordered to be certified to the Auditor of Public Accounts for payment.

Ordered that this Court be adjourned until tomorrow morning at 10 oclock.

Chas. J. O'Ferrall.

At a County Court continued and held in and for the County of Rockingham at the Court House thereof on Monday March 24th 1879.

Present Hon. Chas. J. O'Ferrall presiding

Cop. & d.

On the Petition of J. H. Kite & others for an appropriation to rebuild the bridge across the Shenandoah River near Conrads Store in this County washed away by the flood of 1877.

The Committee heretofore appointed to Contract for and Superintend the Construction of a bridge over Shenandoah River near Conrads Store have reported to the Court that the Contractor for the Wood Work John M. Woods had completed his Contract in a Satisfactory and workmanlike manner.

It is ordered that the Sum of $690.00 be paid by the Treasurer of this County to said Wood as follows. $345.00 being the installment due 1st day of Febry 1879 and $345.00 due & payable April 15. 1879. out of the Special levy of $1500.00 made for the purpose of Constructing said bridge in the levy for the year 1878. the said Sum of $690.00 being in full of the proportion due said Wood out of the said Special Levy for the work done by him & in full of the amount due him by the ~~Co~~ County of Rockingham for the Construction of said bridge.

Ordered. that this Court be adjourned until tomorrow morning at 10. Oclock

Chas. J. O'Ferrall.

At a County Court continued and held in and for the County of Rockingham at the Court House thereof on Wednesday March 26. 1879.

Present. Hon. Chas J. O'Ferrall presiding

Ordered that this Court be adjourned until to morrow morning at 10 Oclock

Chas. J. O'Ferrall.

At a County Court continued and held in and for the County of Rockingham at the Court House thereof on Friday March 28th 1879

Present Hon.- Chas J. O'Ferrall presiding.

On motion of Mary C. Conrad the widow of Stephen Conrad dec? who died in the State of Missouri more than three months ago. the estate of the said Stephen Conrad in the State of Virginia is committed to the Sheriff of this County for administration.

P. M. Whitlock Committee for Eliza J. Dickson a person of unsound mind this day presented in Court an Account against The Commonwealth of Virginia amounting to the Sum of $28.50 for the board & care of the said Eliza J. Dickson Copied & d. a Lunatic from Dec. 25th 1878 to March 25th 1879 (3 Mos @ $8 per Mo. $24.00) and 3 Mos. Clothing @ $1.50 per Mo. ($4.50) which being Sworn to was examined and allowed by the Court. and ordered to be certified to the Auditor of Public Accounts for payment.

On Motion of G. M. Berlin the estate of Jacob Maiden was this day Committed to D. S. Rolston Sheriff of this County for administration It appearing to the Court that said Jacob Maiden has been dead more than three months without administration having been granted upon his estate

On Petition of J. M. Payne. W. H. Conn. S. M. Hammon and others for a Public C.P. Road from Bloomer Springs past Mt Zion Church and terminating in a road already a Public Road at the Mouth of Jacob Keasts lane.

This day came the Petitioners by Counsel. and it appearing to the Court that the viewers heretofore appointed made their report to the Nov. Term last and the land owners along said proposed road having been Summoned to Show Cause against the same. and being Solemnly Called Came not. and no objection being made to the establishment of said road as proposed and as located by the viewers. the Court on examination of the said report and after hearing the evidence introduced and the argument of Counsel is of opinion that the public Convenience requires the establishment of the said road as proposed and as located by said viewers but only upon the terms and conditions hereinafter Set forth. and doth establish the same in accordance with the report and diagram of said viewers upon the conditions hereinafter as follows: viz:- Beginning at Bloomer Springs and running thence S 88° W 33.81 poles to a Stake thence S 39° W 29.12 poles to a Stake thence S 8¼° W 49.79 poles to a Stake thence S 48¾° W 44 poles to a Stake thence

S 3° 43' E 45.66 poles to a Stake thence S 10° 20' W 28.40 poles to a Stake thence S 20½° W 34.60 poles to a Stake thence S 36½ W 34.60 poles to a Stake S 60½° W 13.56 poles to a Stake S 45 W 12.68 poles to a Stake S 31½° W 35.99 poles to a Stake S 25 W 18 poles to a Stake S 41½° W 52.28 poles to a Stake thence S 2° 7' W 91.60 poles to a Stake S 29¼° W 58 poles to a Stake in Keasts lane & the Public Road; running on the lands of Henry Brill 72.53 poles. G. F. Hopkins 63.40 poles Elicins Michael 32.75 poles Jacob Miller 62.10 poles Jacob Johnston 26.00 poles James H Lilley 8.40 poles Same 105.23 poles Geo. Life 68.28 poles Jacob Keast 84.60 poles Same 58.00 poles Jos. Michael 46.00 poles.

The Road Commissioner of Stonewall District is hereby directed to proceed forthwith to open Said road in accordance with the report of Said viewers and make report to this Court at the October Term next how he has executed this order the location to Conform Strictly to Said Report and the Costs of opening the Same as well as the entire Costs of this proceeding including Costs of Viewers and Surveyor to be paid by petitioners.

On Motion of Henry J. Smoot the Estate of Moses Ensing is committed to D. H. Rolston Sheriff of Rockingham County for administration it appearing to the Court that the Said Moses Ensing has been dead for more than three months without administration having been granted upon his estate

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Ordered, That Court be adjourned until to-morrow morning at 10 o'clock.

Chas. T. O'Ferrall.

At a County Court continued and held in and for the County of Rockingham, at the Court-House thereof, on Monday, March 31. 1879.

Present:- Hon. Chas. T. O'Ferrall, Presiding.

Ordered, That Court be adjourned until to-morrow morning at 10 o'clock.

Chas. T. O'Ferrall.

At a County Court continued and held in and for the County of Rockingham, at the Court-House thereof, on Thursday, April 3rd. 1879.

Present:- Hon. Chas. T. O'Ferrall, presiding.

Ordered That this Court be adjourned until tomorrow morning at 10 Oclock

Chas. T. O'Ferrall.

At a County Court continued and held in and for the County of Rockingham at the Court House thereof. on Saturday April 5. 1879

Present:- Hon. Chas. T. O'Ferrall. presiding.

Ordered. That this Court be adjourned until Monday morning at 10 Oclock

Chas. T. O'Ferrall.

At a County Court continued and held in and for the County of Rockingham at the Court-House thereof, on Tuesday, April 8th 1879

Present:- Hon. Chas. T. O'Ferrall presiding.

E. E. Fahrney Registrar at Timberville Precinct this day presented in Court an account against the County of Rockingham amounting to the Sum of $5.00 for making out New Registration Books for said precinct, which was examined and allowed by the Court and ordered to be certified to the Treasurer of this County for payment out of the levy for the year 1878, if any Surplus if not out of the levy for the year 1879.

Ordered, That Court be adjourned until to-morrow morning at 10 o'clock.

Chas. T. O'Ferrall.

At a County Court continued and held in and for the County of Rockingham, at the Court-House thereof, on Wednesday, April 9, 1879.

Present:- Hon. Chas. T. O'Ferrall, presiding.

Ordered, That the Clerk of this Court do issue a Venire Facias directed to the Sheriff of this County, commanding him to summon a Special Grand Jury for the April Term next of this Court, to appear at the Court-House of this County on the first day of said Term, being the 21st. day of April 1879, at 10 o'clock, A.M.

Ordered That this Court be adjourned until the first day of the next term.

Chas. T. O'Ferrall.

At a County Court held in and for the County of Rockingham at the Court House thereof on Monday April 21st 1879.

Present:- Hon. Chas. T. O'Ferrall presiding.

The Clerk of this Court this day presented in Court a list of Deeds &c, received and admitted to record in the Clerk's Office of this Court ata and since the last March Term thereof, which list being seen and inspected by the Court is ordered to be spread upon the Minutes and is as follows. Viz:-

Homestead Deed.	Joseph C. Hammer.	Claim of Homestead
Bargain Sale.	John J. Roller & wife.	to Elizabeth Carver.
" "	Ephraim Wenger.	" Peter Lahman.
" "	Christian Summers	" Catharine Summers.
" "	Cyrus Rhodes & wife.	" Jacob Lee.
" "	Jacob Garber & wife.	" Samuel Early.
" "	Silas Sandy & wife & J. S. Lowe & wife.	" David S. Snell Trustee for Eva Lucie E. Snell.
" "	Simon Whitesel	" Lucy Ann Miltenberger
" "	Same	" George Begrove.
" "	John Leedy & wife.	" James W. D. Craun & Mary A. Craun his wife
" "	John M. Rhodes & wife.	" Frances Armentrout wife of Jo. Armentrout & reply children.
" "	J. S. Brunner Comm. of Eliza A. Aman	" Herod Aman Trustee for Elizabeth Moore
Trust Deed.	Adam Pifer Jr. & wife.	" G. F. Grey Trustee.
Bargain Sale.	John Martz.	" Jacob Martz and Samuel Martz.
" "	Martin Martz & wife.	" Same.
" "	Morgan Layton & Curtis Yates.	" Same.
Trust Deed	Hazzitton E. Wolf.	" Elijah M. Sibert Trustee.
Bargain Sale	Ephraim Reubush & wife & others.	" Henry Linhof.
" "	G. F. Compton Special Comm'r.	" Thomas G. Hopkins & children.
Trust Deed.	Thomas Gordon Hopkins.	" G. F. Compton Trustee.
Bargain Sale.	Nancy Coffman & others.	" Martin B. Lineweaver.
" "	John E. Roller Comm'r. & others.	" Thomas J. Dovel.
" "	J. S. Hanesberger Comm'r.	" Ed. Yancey J. N. McNeeam & Jo. Loewenbach.
" "	Charles R. Bradner.	" Jacob Garber.
" "	John P. Lehigh	and William T. Thompson.
" "	Abraham B. Wenger & wife	" David Hartman.
" "	John Stines & wife.	" Thales Johnson & Thompson Mason.
Trust Deed.	Franklin O. Grove & wife.	" Jesse F. Porter Trustee.
" "	Jacob Garber & wife & her Trustee	" Geo. F. Compton Trustee.
Bargain Sale	J. M. Davidson & wife	" Robert M. Davidson.
Mechanics Lien	J. M. Mulvey.	" Jacob Garber.
Bargain Sale	James W. Craun & wife	to Levi Cromer
" "	G. F. Compton Trustee & others	" Joshua Britton.
Fertilizer Lien Note	N. A. Washington	" G. Ober & Sons.
" " "	Same	" Walter Wham.
" " "	E. M. Shaeffer	" G. Ober & Sons.
Bargain Sale	David F. Lutz & wife.	" Elija Gilkerson.
" "	J. A. Daingerfield Special Comm'r.	" William H. Rutherford
Trust Deed	George Sink	" O. B. Roller Trustee.
Bargain Sale	Franklin Hughes & wife.	" George W. Smith.
Deed of Asignment	Margaret A. Byerly & Jacob Byerly	" Darby Shuttles.
Bargain Sale	Jonas A. Loewenbach Trustee &c.	" J. P. Houck & E. E. Wallis as Houck & Wallis
Trust Deed.	J. P. Houck & wife & A. E. Wallis & wife.	" Henry D. Strayer Trustee.
" "	A. E. Wallis & wife.	" J. S. Hanesberger & wife.

Bargain & Sale	James M. White & wife	to	E. N. Bromer
" "	Robert Johnston Commissioner	"	Thomas K. Harnsberger
" "	John A. Illingfield & wife.	"	Mrs. Susan E. Alexander
" "	Susan E. Alexander	"	J. A. Alexander Trustee for Sarah E. Alexander
" "	Joseph Shreckhise & wife.	"	Henry M. Payne
" "	James G. Keltzel & wife.	"	Martin Layman
" "	H. M. Payne & wife.	"	W. A. Harnsberger & Ed. Harnsberger & C.
Lis Pendes	George W. Nicholas	to	Rebecca Bare & others heirs of Elizabeth Brougher (dec'd)
Plat & Division	John J. Bowman & others Comm'rs.	"	Aldine S. Keiffer
Bargain & Sale	John W. Staffer & wife.	"	William J. Chrisman.
" "	John A. Hopkins Exor & Ex'tx	"	Hugh Pierce
" "	James G. Keltzel & wife	"	Isabella E. Rhodes
" "	Same	"	Layton Moyers & wife. with the williamses of Joseph Myers
Release Deed	Abner Moyers	"	Richard M. Bear.
Bargain & Sale	John E. Roller Comm'r. & others	"	Jennie Cole
" "	Granville Eastham Commissioner	"	Wm. Shands Trustee
Trust Deed	Daniel Hensley	"	Robert T. Harris
Bargain & Sale	Abram H. Rankin	"	Mary Ann Taylor
" "	G. W. Yancey & wife	"	Cyrus S. Wise
" "	John A. Armentrout & others	"	Robert H. Rankins
" "	Fannie M. Kemper's Trustee & others	"	B. F. Hostetter. John E. Smith alias Edmond Smith (mulatto)
Decree of Cir. Ct.	Lewis H. Minnick & others	to	Heirs of Margaret Krumpp
Division Land	Jesse Moyer. Alexander Krumpp. Jacob Crist Executors	"	Partition the Land of John D. Miller & Catharine Miller (negroes)
Plat & Division	Isaac Wenger. John Lincoln Jacob R. Huff	"	Charles T. Yates
Contract of Release	John Beam	"	Samuel R. Sterling
Bargain & Sale	L. Hirsch & wife.	"	Hezekiah E. Deyhl
" "	John T. Atkins & wife.	"	Ella A. Shreckhise
" "	J. J. Bowman & wife.	"	Oliver B. Roller. Trustee.
Trust Deed	J. Frank Fitzsimons & wife.	"	Barbara G. Pillyigton.
Bargain & Sale	George W. Yancey & wife.	"	John G. Joseph
" "	Alex H. H. Stuart Surv'g. Trustee	"	David F. Mary & Anna Kaufler
" "	David Driver & wife.	"	Noah F. Shriver
" "	Peter Sipe & wife Luke B. Williams & wife.	"	Same
" "	Jacob B. Shriesheim	"	Reuben Sellers
" "	Eliza Rogers	"	Peter A. Snyder
" "	Harvey Kyle & wife.	"	The Farmers Loan & Trust Company
Mortgage	The Shenandoah Valley Railroad Company	"	Thompson Steele.
Note & Mtge	Charles Rogers.	"	Jacob H. Grim.
Bargain & Sale	Mary Ann Entsminger.	"	John W. Keyes. John D. Shwatter.
" "	John A. Hopkins Exor & Ex'tx	"	John Paul Trustee for Kate S. Paul
" "	Warren C. Lusty & wife.	"	Henry Crist
" "	John P. Lewis & wife	"	Robert Brown
" "	Ellen R. McKee & wife & B. W. McKee & wife.	"	Claim of Homestead.
Homestead Deed	Edward B. Kimpple		

The writing purporting to be the last will and testament of Anderson Runion dec'd. was this day presented in Court and being proven by the oaths of Jacob M. Fawley & A. H. Bulk two of the Subscribing witnesses thereto was admitted to probate and ordered to be recorded.

And thereupon on the motion of Anderson Runion the Executor therein named who made oath thereto according to law, he appeared in Court and together with Abraham B. Runion his Surety (who justified as to his Sufficiency) entered into and acknowledged a bond in the penalty of $100.00 Conditioned according to

law. waiving the benefit of the Homestead exemptions as to this obligation. a Certificate is granted him for obtaining a probat of the will of said Anderson Runnion dec'd in due form.

And the Court doth appoint Amos Estep. Josiah Mulvey. John Miller & Samuel Eaton to appraise the Estate of said Anderson Runnion dec'd any three of whom may act after first being duly Sworn.

It appearing to the Court from a writing filed that Mrs E. A. Kisling relinquishes her right to qualify as the Administratrix of her deceased husband George J. Kisling. and thereupon on her motion Edwin B. Hopkins and Edward S. Conrad who made oath thereto according to law. appeared in Court and together with G. F. Hopkins their Surety (who justified as to his Sufficiency) entered into and acknowledged a bond in the penalty of $2000.00 Conditioned according to law waiving the benefit of the Homestead exemption as to this obligation. a Certificate is granted them for obtaining letters of Administration in due form upon the Estate of the said George J. Kisling dec'd.

And the Court doth appoint E. S. Kemper. A. M. Newman Jr. D. M. Switzer. J. M. Weaver & W. D. Hopkins to appraise the Estate of said Geo. J. Kisling dec'd. any three of whom may act after first being duly Sworn.

The writing purporting to be the last will and testament of Joseph B. Kline dec'd was this day presented in Court and being proven by the oaths of John J. Bowman & Daniel Glory two of the Subscribing witnesses thereto was admitted to probate and ordered to be recorded.

And thereupon on the motion of Noah B. Kline the Executor therein named who made oath thereto according to law. appeared in Court and together with J. J. Bowman. Daniel Glory. Jacob Smith. Frederick Wampler & John M. Spitzer his Sureties (who justified as to their Sufficiency) entered into and acknowledged a bond in the penalty of $22.500.00 Conditioned according to law waiving the benefit of the Homestead exemption as to this obligation. a Certificate is granted him for obtaining a probat of the will of said Joseph B. Kline dec'd.

And the Court doth appoint John B. Kline. Michael Kline. Abram. Shank & Joseph Wampler to appraise the Estate of said Joseph B. Kline dec'd. any three of whom may act after first being duly Sworn.

On the motion of the heirs and distributees of the Estate of Susan Rhinehart dec'd Jacob B. Neff who made oath thereto according to law appeared in Court and together with Josiah Neff his Surety (who justified as to his sufficiency) entered into and acknowledged a bond in the penalty of $800.00 Conditioned according to law. waiving the benefit of the Homestead exemption as to this obligation a Certificate is granted him for obtaining letters of administration in due form upon the Estate of said Susan Rhinehart dec'd.

And the Court doth appoint Michael Zirkle. John Moyers. Isaac Stenger & Jo. Neff to appraise the Estate of Susan Rhinehart dec'd any three of whom may act after first being duly Sworn.

It appearing to the Court from evidence introduced that the Rev'd Jacob Hedrick is a regularly ordained Minister of the German Baptist Church and Authorized to celebrate the Rites of Matrimony. On his motion he appeared in Court and together with Samuel B. Singer his Surety (who justified as to his sufficiency) entered into and acknowledged a bond in the penalty of $500.00 conditioned according to law waiving the benefit of the Homestead exemption as to this obligation. and thereupon he accordingly qualified by taking the oaths prescribed by law.

It appearing to the Cent from evidence introduced that the Rev? Samuel F Sanger is a regularly ordained Minister of the German Baptist Church and Authorized to Celebrate the Rites of Matrimony. On his motion he appeared in Cent and together with Jacob Hedrick his Surety (who justified as to his Sufficiency) entered into and acknowledged a bond in the penalty of $500.00 Conditioned according to law waiving the benefit of the Homestead exemption as to this obligation and thereupon he accordingly qualified by taking the oaths prescribed by law.

Edward S. Kemper Foreman. A. M. Newman jr. George R. Eastham. A. J. Life. C. M. Harnsberger. M. Strickler. Preston Rhodes. Silas Beard & John G. Moore were impanneled and Sworn a Special Grand Jury in and for the body of the County of Rockingham and having received their Charge from the Cent retired to their room to Consider their presentments and after Sometime returned into Cent and made the following presentments viz:-
An Indictment against John Henderson and George Jennings For breaking & entering a shop with intent to Steal a true bill Edward S. Kemper Foreman
An Indictment against John D. McDorman For Forgery a true bill Edward S. Kemper Foreman.
And having Completed the business before them were discharged from further attendance upon this term of the Cent.

Ordered That the following named persons be each allowed the Sum of One Dollar for One days Services at this term of the Cent as Grand Jurors and that the Same be Certified to the Treasurer of this County for payment Viz:-
Edward S. Kemper. A. M. Newman Jr. George R. Eastham. A. J. Life C. M. Harnsberger. M. Strickler. Preston Rhodes Silas Beard & John G. Moore.

This day Jos. A. Hammen Registrar for McGaheysville precinct Stonewall District appeared in Cent with the Registration Books of White votes for Said precinct and it appearing to the Cent. That the Registration book for the White voters of McGaheysville Precinct Stonewall District is Considerably mutilated & in bad Condition it is ordered that Said Joseph A Hammen Registrar for McGaheysville precinct Stonewall District this County be directed to transcribe in a new Registration book. a correct list of the white voters. of McGaheysville Precinct

Upon the Application of Jos. D. Good for Retail Liquor License ~~at the old Webster Stand~~ two and a half miles east of Harrisonburg.
Upon the Application of A. Rosenheim for Barroom & Retail Liquor License in Linvilles
Upon the Application of John Wallace . . . . . in Harrisonburg.
" " " Daniel O'Donnell . . . . . "
" " " James D. McGahey . . . . . McGaheysville

J. S. Miller. }
Henry Emswiller. } Upon a Warrant received from a Justice of the Peace

Ordered that the foregoing Causes be placed upon the Cents Docket.

The writing purporting to be the last Will and testament of Rebecca Kniff. dec? was this day again presented in Cent and having been partially proven at the January term last of this Cent by Frederick Hilyard one of the Subscribing witnesses thereto. was fully proven by the oath of Robert Phillips the other Subscribing witness thereto. admitted to probate and ordered to be recorded.

John F. Crawn.

John H. Hopkins Exor. & Extx. } Upon a Rule to Shew Cause &c

This day Came again the parties by their Attorneys and the defendants having failed to execute a new bond. it is ordered that their powers as executor and executrix of John H. Hopkins dec'd be and the same are hereby revoked. and it is ordered that the plaintiff recover of said deffendants his costs about his suit in this behalf expended

Ordered that this Court be adjourned until tomorrow morning at 10 Oclock.

Chas. T. O'Ferrall.

At a County Court Continued and held in and for the County of Rockingham at the Court House thereof. on Tuesday April 22nd 1879

Present:- Hon. Chas. T. O'Ferrall presiding

H. Rosenheim moved the Court to grant him Barroom License from May 1. 1879 to April 30. 1880. the said business to be Conducted at Timberville in what is known as the "Timberville Hotel Property" and upon the introduction of evidence it appears to the Court that the applicant is a person of Sobriety and good character. and that the place of business is convenient and suitable the Court doth grant said applicant a Certificate to obtain said license upon his execution of a bond in the penalty of $600.00 conditioned for the faithful performance of all the requirements of the act of the General Assembly of Virginia. entitled "An Act imposing a tax. and prescribing the mode of Collecting the Same. on the privilege of Selling Wine. Ardent Spirits. or Malt Liquors. within the limits of the Commonwealth. for the Support of the Government and to pay the interest on the Public Debt." approved March 30th. 1877. as amended by the Act approved April 2. 1877 and as amended by the Act approved April 1. 1879. And thereupon the said H. Rosenheim appeared in Court and together with James Kavanaugh his Surety (who justified as to his Sufficiency) entered into and acknowledged a bond in the penalty of $600.00 Conditioned in accordance with the provisions of the Acts above referred to waiving the benefit of the Homestead Exemption as to this obligation It is considered by the Court that said Certificate be granted the said H. Rosenheim he having produced in Court the receipt of the Treasurer of this County for the Sum of $25.00 the full amount of tax on said license.

Fee $5.

H Rosenheim. moved the Court to grant him Retail Merchants Liquor License from May 1. 1879 to April 30. 1880 the said business to be conducted at Timberville in what is known as the "Timberville Hotel property" and upon the introduction of evidence it appears to the Court that the applicant is a person of Sobriety and good Character and that the place of business is convenient and suitable the Court doth grant said applicant a Certificate to obtain said license upon his execution of a bond in the penalty of $600.00 conditioned for the faithful performance of all the requirements of the Act of the General Assembly of Virginia. entitled "An Act imposing a tax. and prescribing the mode of Collecting the Same. on the privilege of Selling Wine Ardent Spirits. or Malt Liquors. within the limits of the Commonwealth for the Support of the Government and to pay the interest on the Public Debt" approved March 30th 1877 as amended by the Act approved April 2nd 1877 and as amended by the Act approved April 1. 1879. And

Fee $5.

thereupon the said A. Rosenheim appeared in Court and together with James Kavanaugh his Surety (who justified as to his sufficiency) entered into and acknowledged a bond in the penalty of $600.00 conditioned in accordance with the provisions of the Act above referred to Waiving the benefit of the Homestead Exemptions as to this obligation. It is Considered by the Court that said Certificate be granted the said A. Rosenheim he having produced in Court the receipt of the Treasurer of this County for the sum of $25.00 the full amount of tax on said license.

Commonwealth.

John Henderson & George Jennings } Upon an Indictment for breaking and entering a Shop with intent to Commit Larceny.

This day the prisoners John Henderson & George Jennings late of the County of Rockingham who stand indicted for a felony by them committed were led to the bar of the Court in Custody of the Jailor of this County and being thereof arraigned, each pleaded not guilty and upon their arraignment each elected to be tried Seperately, and thereupon the trial of George Jennings was fixed for this day and that of John Henderson to a future day of this term and said Henderson was remanded to Jail.

And thereupon from the Veniremen Summoned for the trial of felony cases at this term of the Court the following Eight persons were examined by the Court on their voirdire and found to be duly qualified and free from exceptions viz. Harvey Tyler, Michael H. Eastman, C. F. Shaub, A. P. Myers, M. D. Switzer, Valentine Bolton, Frederick Speck & C. M. Killian and thereupon the Court directed the Clerk to issue a Venire Facias to the Sheriff of Rockingham County directed Commanding him to Summon ten additional Veniremen which was accordingly done from a list furnished by the Court Sitting, and from the Veniremen Summoned as aforesaid the following Eight persons were examined by the Court on their voirdire and found to be duly qualified and free from exceptions viz:- Geo. W. McFarland, T. C. Lemon, S. B. Good, A. P. Kerlin, A. R. Berry, Geo. P. Buttner, Noah J. Slusp and James Steele and the panel of Sixteen being thus completed the prisoner George Jennings was furnished a copy thereof and having stricken therefrom the names of four of the persons of said panel viz M. D. Switzer, A. P. Kerlin, Geo. P. Buttner & James Steele, the remaining twelve of said panel viz. Harvey Tyler, Michael H. Eastman, C. F. Shaub, A. P. Myers, Valentine Bolton, Frederick Speck, C. M. Killian, George W. McFarland, T. C. Lemon, S. B. Good, A. R. Berry & Noah J. Slusp, thereby constituting the Jury who being thus elected tried and Sworn well and truly to try and true deliverance make between the Commonwealth and the prisoner at the bar, and a true verdict render according to the evidence and having fully heard the evidence and argument of Counsel, but not having time fully to Consider their verdict were adjourned until tomorrow morning at 10 Oclock, and were placed in charge of D. H. Rolston Sheriff of this County and D. N. Bear his deputy to whom was administered an oath that you shall Keep this Jury together and have no Communication with them yourselves nor permit any other person to Converse or have any Communication with them touching this trial and Cause them to appear in Court on tomorrow morning at 10 Oclock.

And thereupon the prisoner George Jennings was remanded to Jail

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At a Circuit Court continued and held in and for the County of Rockingham, at the Court-House thereof, on Wednesday March 26, 1879.

Commonwealth vs John A. McDonnan, } Upon an Indictment for Forgery.

This day came as well the Attorney for the Com-

-monwealth as the accused by his counsel, and the accused presented his petition for a writ of Error to the judgment of the County Court pronounced in this cause, which writ was awarded by the Court, and thereupon the cause came on to be heard on the transcript of the record, and argument of counsel, being heard, and the Court having maturely considered the transcript of the record of the judg-ment aforesaid is of opinion that there is error in said judgment, for which the same should be reversed and annulled. Therefore, it is considered by the Court that the judgment of the County Court, and the verdict of the Jury be set aside, and a new trial awarded the accused. And the cause is remanded to the County Court for trial.

Attest J. D. Shue, Clerk

Commonwealth,
John A. McDorman. } Upon an Indictment for Forgery.

John A. McDorman, who was at a former term of this Court convicted of Forgery, and sentenced to two years imprisonment in the Penitentiary House of this Common-wealth, which said conviction and sentence has been set aside by the Circuit Court of this County, and a new trial awarded, and the cause removed to this Court, came this day led to the bar of this Court in custody of the Jailor of this County, and on motion of the Atty. for the Commonwealth for reasons appearing to the Court, this trial is continued until the 5th. day of the May term next, being May 23, 1879. And thereupon, George Long, Archibald Berry, Mattie F. Stuckey, F. A. Daingerfield, Jacob Strickhouser, B. M. Rice, Henry A. Heatwole, Wm. L. Anderson, Wm. Heilliet, W. E. C. Martin, Daniel Sayer, Wm. McWilliams, Edward Jarvis, & Samuel W. Kline, witnesses in behalf of the Commonwealth, and Henry McDorman, Agerson McDorman, Wm. H. Blakemore, Samuel McDorman, John A. Hef, Edgar Bowman, John Harman, Sally Hollen, G. W. Fable, Jeremiah Hollen, James Almond & Jacob Shaver, witnesses in behalf of said McDorman, appeared in Court, and acknowledged themselves to be indebted to the Commwlth. of Virginia in the sum of One Hundred dollars each, to be levied of their respective goods & chattels, lands & tenements, in the case of the said Commonwealth, yet upon this condition that they each do make their personal appearance before the Judge of this Court on the said 5th. day of the May term next, as witness aforesaid, and not depart thence without leave of the Court, and each waiving the benefit of their Homestead exemption as to this recognizance.

And the Court doth award an Attachment against Pinkney Newman as witness in behalf of the Commonwealth to the Sheriff of this County directed commanding him to attach said Newman and him safely keep, so that he may have his body before the Judge of this Court on the said 5th. day of the May Term next, to do and receive what our said Court may then and there adjudge against him for his contempt in failing to appear at this present term as witness as aforesaid; and thereupon,

issued.

the prisoner was remanded to Jail.

Upon the Application of Rufus McCleary for Bar room and Retail Liquor License at the Gem Saloon in Harrisonburg.

Upon the Application of Jonas A. Heller for Bar room and Retail Malt Liquor License, on East Market St. in Harrisonburg.

Ordered that the foregoing applications be placed upon the Court's Docket.

Ordered that this Court be adjourned until tomorrow morning at 10 Oclock.

Chas. T. O'Ferrall.

At a County Court continued and held in and for the County of Rockingham at the Court House thereof on Wednesday April 23rd 1879.

Present:- Hon. Chas. T. O'Ferrall presiding.

Commonwealth.
George Jennings } upon an Indictment for breaking & entering a Shop with intent to commit Larceny

This day the prisoner George Jennings late of the County of Rockingham who stands indicted for a felony by him committed was again led to the bar of the Court in Custody of the Jailor of this County and thereupon came again the Jury Sworn and impannled on Yesterday the 2nd day of this term of the Court for his trial, pursuant to their adjournment and upon their oaths do Say We the Jury find the prisoner George Jennings guilty in manner and form as charged in the indictment and ascertain the time of his Confinement in the penitentiary at two years Fredk Speck Foreman whereupon the Jury was discharged.

And it being enquired of the prisoner if anything he had or Knew to Say why the Court should not now proceed to pronounce judgment against him according to law, and nothing being offered or alleged in delay of judgment. It is Considered by the Court that the said George Jennings be imprisoned in the public Jail and Penitentiary house of this Commonwealth for the term of two years (the period by the jurors in their verdict ascertained) to hard labor. And the Sheriff of this County is ordered as Soon as possible after the adjournment of this Court to remove and Convey the said George Jennings from the Jail of this County to the public Jail and Penitentiary house of this Commonwealth therein to be kept imprisoned and treated in the manner directed by law for the term aforesaid.

And thereupon the prisoner was remanded to Jail.

On their motion, and it appearing to the Court that Rockingham Paul, C. H. Clue and B. R. Berlin are men of good character and honest demeanor of the age of twenty one years, and have resided in this County one year next preceding this application. It is ordered that a certificate be granted them for obtaining the necessary License to practice Law in this Commonwealth.

Upon the Motion of L. T. Greiner, and it appearing to the Court from evidence introduced that the said L. T. Greiner is physically disabled and in indigent circumstances and incapable of performing labor upon roads as required by law

It is therefore ordered by the Court that he be exempted from the payment of his Capitation tax and County and Parish Levies for the year 1878 and from all Services upon the roads of this County.

Commonwealth.

Wesley Watters and Gideon Huffman. } Upon an Indictment for interrupting an assembly met for the Worship of God.

This day came as well the Attorney for the Commonwealth as the Defendants in person and by Counsel. and thereupon the Defendants filed their plea of "not guilty" and with the assent of the Court elected to be tried Seperately. whereupon came the following Jury for the trial of Wesley Watters one of the above named defendants. to-wit: Frederick Speck. S. C. Lemon. A. P. Myers. S. B. Good. Harvey Yifer. C. F. Shank. Geo. W. McFarland. M. J. Bixler. Valentine Bolton. C. N. Crop. C. M. Killian & Noah J. Shuff. who being elected tried and Sworn well and truly to try the issue joined and a true verdict render according to the evidence. and having fully heard the evidence and argument of Counsel retired to their room to consider their verdict and after sometime returned into Court and upon their oaths do say We the Jury find the defendant Wesley Watters guilty in manner & form as charged in the indictment and ascertain & fix his fine at twenty five Cents and his Confinement in Jail at twelve hours Fred'k. Speck Foreman. and thereupon the defendant by Counsel moved the Court to Set aside the verdict and grant him a new trial. which motion on Consideration the Court doth overrule. It is therefore Considered by the Court that the Commonwealth of Virginia recover of the defendant Wesley Watters the Sum of twenty five Cents the fine by the Jurors in their verdict ascertained. and her Costs by her in this behalf expended. and that he be confined in the Jail of this County for twelve hours the period by the Jurors also in their verdict ascertained. and thereafter until the said Fine and Costs are paid: or he be discharged therefrom according to law.

And thereupon the Defendant was committed to the Jail of this County.

Commonwealth.

Gideon Huffman. } Upon an Indictment for interrupting an assembly met for the Worship of God.

This day came again as well the Attorney for the Commonwealth as the Defendant in person and by Counsel, and thereupon the Attorney for the Commonwealth with the assent of the Court entered a Nolle Prosequi.

It is therefore Considered by the Court that the defendant go hence without day &c

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Upon the Application of R. E. Richards for Barroom & Retail Liquor Licence in Harrisonburg.

" " David Beard. " " " " " " "

James Kavanaugh. } Upon a Warrant removed from before a Justice of the Peace
William Minnick.

Ordered that these three foregoing Causes be placed upon the Courts Docket.

Ordered. that this Court be adjourned until to-morrow morning at 10 Oclock.

Chas. T. O'Ferrall.

At a County Court continued and held for and for the County of Rockingham at the Court House thereof on Thursday April 24th 1879

Present. Hon. Chas. T. O'Ferrall, presiding.

Commonwealth
vs
John Henderson. } Upon an Indictment for breaking and entering a Shop with intent to commit Larceny

This day the prisoner John Henderson late of the County of Rockingham who stands indicted for a felony by him committed was again led to the bar of the Court in custody of the Jailor of this County. and thereupon from the remaining Veniremen Summoned for the trial of felony cases: at this term of the Court the following four persons were called, examined by the Court on their voirdire and found to be duly qualified and free from exceptions Viz:- Wm. A. Switzer. A. T. Kerlin. James Steele. & George P. Bumgardner, and thereupon the Court directed the Clerk to issue a Venire Facias to the Sheriff of Rockingham County directed Commanding him to Summon fifteen additional Veniremen from a list furnished by the Court Sitting. which was accordingly done. and from the Veniremen Summoned as aforesaid the following twelve persons were examined by the Court on their voirdire and found to be duly qualified and free from exceptions. Viz:- John M. Gaither B. F. Rickard. F. G. Way. Henry Sipe. Joseph Keagy. George W. Bunts. Joseph S. Snell John R. Sellers. John A. Wise. Abraham Simmers. Wm. H. Sirhart & Samuel Solenberger and the panel of sixteen being thus completed the prisoner was furnished a Copy thereof and having Stricken therefrom the names of four of the persons of said panel Viz A. T. Kerlin. James Steele Geo. P. Bumgardner. Joseph S. Snell the remaining twelve of said panel viz Wm. A. Switzer John M. Gaither. B. F. Rickard. F. G. Way. Henry Sipe. Joseph Keagy. Geo. W. Bunts. John R. Sellers. John A. Wise. Abraham Simmers. Wm. H. Sirhart & Samuel Solenberger, who being thereby constituting the Jury thus elected tried, and Sworn well and truly to try and true deliverance make between the Commonwealth and the prisoner at the bar and a true verdict render according to the evidence and having fully heard the evidence and argument of Counsel retired to their room to consider their verdict. and after Some time returned into Court and upon their oaths do Say 'We the Jury find the prisoner John Henderson guilty in manner and form as charged in the indictment and ascertain the term of his Confinement in the penitentiary at two years F. G. Way Foreman. whereupon the Jury was discharged.

And thereupon the prisoner was remanded to Jail.

On the Application of Noah M. Shuler. George Lifsothers for the establishment of a Public Road from the Massanutton Road near East Point Church to Some point on the Rockingham Turnpike near the Bridge at the Rock the River at Mill Bank.

The Court doth Appoint Wm. B. Yancey Robert A. Gibbons and C. M. Harnsberger. Viewers, to view the ground and report to this Court at the next term. the Conveniences and inconveniences that will result, as well to individuals as to the public. if Such road should be established as proposed and especially whether any yard, garden, orchard, or any part thereof will have to be taken.

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They shall further report the facts and circumstances in their opinion, useful in enabling the Court to determine the expediency of establishing the road. They shall report the names of the land-owners on Such route and State which of them require Compensation; the probable amount in their opinion, to which Such party may be entitled, and any other matter which they may deem pertinent. They shall not locate any route on which there may be a grade at any one point exceeding Six degrees. and shall endeavor to locate a route which shall not exceed five degrees at any one point. A Map or diagram

of the route, with Courses and distances, shall be returned with their report A Statement of the number of days each viewer and Surveyor was employed in executing this order, shall be appended to the report, and Sworn to before a Justice of the Peace or other officer, who shall append his Certificate to the Same. Any defect in the report or action of the viewers will debar them from receiving pay for their Services.

John R. Jones Commr. of the Revenue for Central District, Jno. M. Rhodes Commr. of the Revenue for Ashby District and Emanuel Wilkins Commr. of the Revenue for Plains District returned to the Court a Copy of their certificates &c. as to the Sales of Wine Alcoholic and Malt Liquors by all licensed retail & Barroom liquor dealers and wholesale liquor dealers within their respective Districts for the Month of March 1879 the first amounting to $149.76 the Second to $65 & the third to $13.44 as required by an act entitled 'An Act imposing a tax and prescribing the mode of Collecting the Same on the privilege of Selling Wine Ardent Spirits, Malt Liquors &c approved March 30. 1877 which are ordered to be filed.

The Court doth order that the following named persons be allowed the Sum opposite their names for their attendance and Services at this term of the Court as Veniremen Summoned for the trial of Felony Cases at $1.00 per day and that the Same be paid by the Treasurer of this County and certified to the Auditor of Public Accounts Viz:-

Wm. L. Price $3.00	Harvey Pifer $1.00	L. N. Crow $1.00	C. F. Shank $1.00
Wm. A. Switzer $3.00	M. J. Bixler $1.00	A. P. Myers $1.00	Valentine Bolton $1.00
Samuel Lowner $3.00	Benjamin Simms $2.00	Frederick Speck $1.00	L. M. Killiam $1.00
A. F. Keller $3.00	George W. McFarland $1.00	J. L. Lemm $1.00	S. B. Good $1.00
Geo. P. Bintner $3.00	Noah J. Sluss $1.00	John M. Gaither $1.00	B. F. Rickard $1.00
James Steele $3.00	✓ H. G. Clay $1.00	Henry Borrer $1.00	Joseph Keagy $1.00
Michael H. Eamman $2.00	George M. Pinto $1.00	Joseph S. Snell $1.00	John R. Sellers $1.00
~~A. F. Keller $2.00~~	John A. Wise $1.00	Wm. H. Sirhart $1.00	Samuel Holsinger $1.00
✓ A. R. Berry $2.00	Abraham Summers $1.00		

Ordered that this Court be adjourned until tomorrow morning at 10. o'clock.

Chas. T. O'Ferrall.

At a County Court continued and held in and for the County of Rockingham at the Court House thereof on Friday April 25th 1879.

Present. Hon Chas. T. O'Ferrall. presiding.

Joseph F. Good moved the Court to grant him Retail Merchants Liquor License from May 1. 1879 to April 30. 1880 the Said business to be conducted in about 2½ Miles west of Harrisonburg, and upon the introduction of evidence and for reasons appearing to the Court, the Court doth refuse to grant Said license.

John Wallace moved the Court to grant him Barroom License from May 1. 1879 to April 30. 1880. the Said business to be conducted in the Spotswood Hotel Bar in Harrisonburg Va. and upon the introduction of evidence it appears to the Court that the applicant is a person of Sobriety and good Character and that the place of business is convenient and Suitable, the Court doth grant Said applicant a certificate to obtain Said license upon his execution of a bond in the penalty of $600.00 conditioned for the faithful performance of all the requirements of the act of the General Assembly of Virginia entitled An Act imposing a tax, and prescribing the mode of collecting the Taxes on the privilege of Selling Wine, Ardent Spirits, or Malt Liquors, within the limits of the

Commonwealth, for the Support of the Government and to pay the interest on the Public Debt" approved March 30. 1877. as amended by the Act approved April 2. 1877, and as amended by the Act approved April 1. 1879. and thereupon the said John Wallace appeared in Court and together with Charles A. Yancey his Surety (who justified as to his Sufficiency) entered into and acknowledged a bond in the penalty of $600.00 Conditioned in accordance with the provisions of the Acts above referred to waiving the benefit of the Homestead Exemption as to this obligation It is considered by the Court that said Certificate be granted the said John Wallace, he having produced in Court the receipt of the Treasurer of this County for the sum of $50.00 the full amount of tax on said license.

John Wallace moved the Court to grant him Retail Merchants Liquor License from May 1. 1879 to April 30. 1879. the said business to be conducted in the Spotswood Hotel Bar. in Harrisonburg Va and upon the introduction of evidence it appears to the Court that the applicant is a person of Sobriety and good Character and that the place of business is convenient and suitable. the Court doth grant said applicant a Certificate to obtain said license upon his execution of a bond in the penalty of $600.00 Conditioned for the faithful performance of all the requirements of the act of the General Assembly of Virginia entitled "An Act imposing a tax and prescribing the mode of collecting the same on the privilege of Selling Wine. Ardent Spirits or Malt Liquors within the limits of the Commonwealth, for the Support of the Government and to pay the interest on the Public Debt" approved March 30. 1877 as amended by the Act April 2. 1877 and as amended by the Act approved April 1. 1879. and thereupon the said John Wallace appeared in Court and together with C.A. Yancey his Surety (who justified as to his Sufficiency) entered into and acknowledged a bond in the penalty of $600.00 Conditioned in accordance with the provisions of the Acts above referred to. waiving the benefit of the Homestead Exemption as to this obligation. It is considered by the Court that said Certificate be granted the said John Wallace, he having produced in Court the receipt of the Treasurer of this County for the sum of $50.00 the full amount of tax on said license.

Fee $5.

Daniel O'Donnell moved the Court to grant him Barroom Liquor Dealers License from May 1. 1879 to April 30. 1880 the said business to be conducted in the East End of the Spotswood Hotel Harrisonburg Va and upon the introduction of evidence it appears to the Court that the applicant is a person of Sobriety and good character and that the place of business is convenient and suitable the Court doth grant said applicant a certificate to obtain said license upon his execution of a bond in the penalty of $600.00 Conditioned for the faithful performance of all the requirements of the Act of the General Assembly of Virginia, entitled "An Act imposing a tax, and prescribing the mode of Collecting the Same. on the privilege of Selling Wine, Ardent Spirits, or Malt Liquors, within the limits of the Commonwealth, for the Support of the Government and to pay the interest on the Public Debt." approved March 30. 1877. as amended by the Act approved April 2. 1877 and as amended by the Act approved April 1. 1879 and thereupon Daniel O'Donnell appeared in Court and together with John Wallace his Surety (who justified as to his Sufficiency) entered into and acknowledged a bond in the penalty of $600.00 Conditioned for accordance with the provisions of the Acts above referred to, waiving the benefit of the Homestead Exemption as to this obligation, It is considered by the Court that said Certificate be granted the said Daniel O'Donnell, he having produced in Court the receipt of the Treasurer of this County for the sum of $50.00 the full amount of tax on said license

Fee $5.

Feb 5.

Daniel O'Donnell. moved the Court to grant him a Retail Liquor Dealer's License from May 1. 1879. to April 30. 1880 Said business to be conducted in the S. End of the Spotswood Hotel in Harrisonburg Va and upon the introduction of evidence it appears to the Court that the applicant is a person of Sobriety and good Character, and that the place of business is convenient and Suitable. the Court doth grant said applicant a certificate to obtain Said License upon his execution of a bond in the penalty of $600.00 conditioned ~~accord~~ for the faithful performance of all the requirements of the Act of the General Assembly of Virginia. entitled "An Act imposing a tax. and prescribing the mode of collecting the same. on the privilege of Selling Wine. Ardent Spirits. or Malt Liquors. within the limits of the Commonwealth. for the Support of the Government and to pay the interest on the Public Debt" approved March 30 1877. as amended by the Act approved April 2 1877 and as amended by the Act approved April 1. 1879, and thereupon the said Daniel O'Donnell appeared in Court and together with John Wallace his Surety (who justified as to his Sufficiency) entered into and acknowledged a bond in the penalty of $600.00 conditioned in accordance with the provisions of the Acts above referred to waiving the benefit of the Homestead Exemption as to this obligation. It is considered by the Court that said certificate be granted the said Daniel O'Donnell he having produced in Court the receipt of the Treasurer of this County for the Sum of $50.00 the full amount of tax on said license

James Kavanaugh moved the Court to grant him Bar-Room Liquor Dealers License from May 1. 1879. to April 30. 1880. Said business to be conducted in the Virginia House in Harrisonburg Va and upon the introduction of evidence it appears to the Court that the applicant is a person of Sobriety and good character and that the place of business is convenient and Suitable. the Court doth grant said applicant a certificate to obtain Said license upon his execution of a bond in the penalty of $600.00 conditioned for the faithful performance of all the requirements of the Act of the General Assembly of Virginia, entitled "An Act imposing a tax, and prescribing the mode of Collecting the Same, on the privilege of Selling Wine. Ardent Spirits. or Malt Liquors. within the limits of the Commonwealth. for the Support of the Government and to pay the interest on the Public Debt" approved March 30 1877 as amended by the Act approved April 2. 1877 and as amended by the Act. approved April 1. 1879. And thereupon the said James Kavanaugh appeared in Court and together with James Steele his Surety (who justified as to his Sufficiency) entered into and acknowledged a bond in the penalty of $600.00 conditioned in accordance with the provisions of the Acts above referred to (waiving the benefit of the Homestead Exemption as to this obligation. It is considered by the Court that said certificate be granted the said James Kavanaugh he having produced in Court the receipt of the Treasurer of this County for the Sum of $50.00 the full amount of tax on said license.

James Kavanaugh moved the Court to grant him Retail Liquor Dealers License from May 1. 1879 to April 30. 1880. Said business to be conducted in the Virginia House in Harrisonburg Va and upon the introduction of evidence it appears to the Court that the applicant is a person of Sobriety and good Character and that the place of business is convenient and Suitable. the Court doth grant said applicant a certificate to obtain said license upon his execution of a bond in the penalty of $600.00 conditioned for the faithful performance of all of the requirements of the Act of the General Assembly of Virginia entitled "An Act imposing a tax. and prescribing the mode of collecting the same on the privilege of Selling Wine. Ardent Spirits or Malt Liquors. within the limits of the Commonwealth for the Support of the Government and to pay the interest on the Public Debt" approved March 30. 1877 as amended by the act approved April 2. 1877. and as amended by the act of April 1. 1879 and thereupon the said James Kavanaugh appeared in Court and together with James Steele his Surety (who justified as to his Sufficiency) entered into and acknowledged a bond in the penalty of $600.00 conditioned in accordance with the provisions of the Acts above referred to waiving the benefit of the Homestead Exemption as to this obligation. It is considered by the Court that said certificate be granted the said James Kavanaugh he having produced in Court the receipt of the Treasurer of this County for the

Sum of $60.00 the full ammnt of tax on Said license.

Fee $5. Jonas Lowman, moved the Cmt to grant him Retail Liquor Dealers License from May 1st 1879 to April 30. 1880 Said busines to be conducted in the A.J. Nicholas Building on East Market St Harrisonburg Va. and upon the introduction of evidence it appears to the Cmt that the applicant is a person of Sobriety and good character, and that the place of busines is convenient and Suitable. the Cmt doth grant Said applicant a Certificate to obtain Said license upon his execution of a bond in the penalty of $600.00 Conditioned for the faithful performance of all the requirements of the Act of the General Assembly of Virginia, entitled, "An Act imposing a tax, and prescribing the mode of Collecting the Same on the privilege of Selling Wine, Ardent Spirits, or Malt Liquors, within the limits of the Commonwealth. for the Support of the Government and to pay the interest on the Public Debt" approved March 30. 1877 as amended by the act approved April 2. 1877. and as amended by the Act approved April 1. 1879. and thereupon the Said Jonas Lowman appeared in Cmt and together with G. W. Kollar his Surety (who justified as to his Sufficiency) entered into and acknowledged a bond in the penalty of $600.00 Conditioned in accordance with the provisions of the Acts above referred to. waiving the benefit of the Homestead Exemption as to this obligation. It is Considered by the Cmt that Said Certificate be granted the Said Jonas Lowman he having produced in Cmt the receipt of the Treasurer of this County for the Sum of $60.00 the full amount of tax on Said license

Fee $5. Thos. S. Beard, moved the Cmt to grant him Retail Liquor Dealers License from May 1st 1879 to April 30. 1880. Said busines to be conducted in the room formerly occupied by Wm. E. Logan at Spotswood Hotel in Harrisonburg Va and upon the introduction of evidence it appears to the Cmt that the applicant is a person of Sobriety and good character, and that the place of busines is Convenient and Suitable, the Cmt doth grant Said applicant a Certificate to obtain Said license upon his execution of a bond in the penalty of $600.00 Conditioned for the faithful performance of all the requirements of the Act of the General Assembly of Virginia entitled, "An Act imposing a tax and prescribing the mode of Collecting the Same on the privilege of Selling Wine, Ardent Spirits, or Malt Liquors, within the limits of the Commonwealth. for the Support of the Government and to pay the interest on the Public Debt" approved March 30. 1877. as amended by the Act approved April 2. 1877 and as amended by the Act approved April 1. 1879 And thereupon the Said Thos. S. Beard appeared in Cmt and together with David Beard his Surety (who justified as to his Sufficiency) entered into and acknowledged a bond in the penalty of $600.00 Conditioned in accordance with the provisions of the Acts above referred to. waiving the benefit of the Homestead Exemption as to this obligation. It is Considered by the Cmt that Said Certificate be granted the Said Thos. S. Beard he having produced in Cmt the receipt of the Treasurer of this County for the Sum of $60. the full ammnt of tax on Said license

Fee $5. Thos E. Logan, moved the Cmt to grant him Retail Liquor Dealers License from May 1. 1879 to April 30. 1880 Said busines to be conducted in the town of Harrisonburg on the Corner of Gay & Main Streets and upon the introduction of evidence it appears to the Cmt that the applicant is a person of Sobriety and good character, and that the place of busines is Convenient and Suitable the Cmt doth grant Said applicant a Certificate to obtain Said license upon his execution of a bond in the penalty of $600.00 Conditioned for the faithful performance of all the requirements of the Act of the General Assembly of Virginia entitled "An Act imposing a tax and prescribing the mode of Collecting the Same, on the privilege of Selling Wine, Ardent Spirits, or Malt Liquors, within the limits of the Commonwealth. for the Support of the Government and to pay the interest on the Public Debt," approved March 30. 1877. as amended by the Act approved April 2. 1877 and as amended by the Act approved April 1. 1879. and thereupon the Said Thos. E. Logan appeared in Cmt ~~and~~ together with Thos N. Gay his Surety (who justified as to his Sufficiency) entered into and acknowledged a bond in the penalty of

$600.00 Conditioned in accordance with the provisions of the Acts above referred to. waiving the benefit of the Homestead Exemption as to this obligation. It is considered by the Court that said Certificate be granted the said Wm. E. Logan he having produced in Court the receipt of the Treasurer of this County for the Sum of $60.00 the full amount of tax on said license

A. J. Wall & Arthur Wall doing business under the name & Style of A. J. Wall & Brother moved the Court to grant them a Bar Room Liquor Dealers License from May 1. 1879. to April 30 1880. the said business to be conducted at the Farmers Home on Main St in the Town of Harrisonburg Va. And upon the introduction of evidence it appears to the Court that the applicants are a persons of Sobriety and good character, and that the place of business is convenient and suitable. the Court doth grant said applicant a certificate to obtain said license upon their execution of a bond in the penalty of $600.00 Conditioned for the faithful performance of all the requirements of the Act of the General Assembly of Virginia entitled "An Act imposing a tax and prescribing the mode of collecting the same on the privilege of selling Wine ardent Spirits or Malt Liquors. within the limits of the Commonwealth for the Support of the Government and to pay the interest on the Public Debt" approved March 30. 1877 as amended by the act of April 2. 1877 and as amended by the act approved April 1. 1879. and thereupon A. J. Wall of the said firm of A. J. Wall & Bro appeared in Court and together with James Steele their Surety (who justified as to his Sufficiency) entered into and acknowledged a bond in the penalty of $600.00 Conditioned in accordance with the provisions of the Acts above referred to. waiving the benefit of the Homestead exemption as to this obligation. It is considered by the Court that said certificate be granted the said A. J. Wall & Bro they having produced in Court the receipt of the Treasurer of this County for the Sum of $60.00 the full amount of tax on said license

A. J. Wall & Arthur Wall doing business under the name & Style of A. J. Wall & Brother moved the Court to grant them a Retail Liquor Dealers License from May 1 1879 to April 30. 1880 the said business to be conducted at the Farmers Home on Main St in the town of Harrisonburg Va. And upon the introduction of evidence it appears to the Court that the applicants are persons of Sobriety and good character, and the place of business is convenient and suitable. the Court doth grant said applicants a certificate to obtain said license upon their execution of a bond in the penalty of $600.00 Conditioned for the faithful performance of all the requirements of the Act of the General Assembly of Virginia entitled "An Act imposing a tax and prescribing the mode of Collecting the same on the privilege of selling Wine Ardent Spirits or Malt Liquors. within the limits of the Commonwealth for the Support of the Government and to pay the interest on the Public Debt." approved March 30. 1877 as amended by the Act approved April 2. 1879. and as amended by the Act approved April 1. 1879. And thereupon A. J. Wall of the said firm of A. J. Wall & Bro. appeared in Court and together with James Steele their Surety (who justified as to his Sufficiency) entered into and acknowledged a bond in the penalty of $600.00 Conditioned in accordance with the provisions of the Acts above referred to waiving the benefit of the Homestead exemption as to this obligation. It is considered by the Court that said Certificate be granted the said A. J. Wall & Bro. they having produced in Court the receipt of the Treasurer of this County for the Sum of $60.00 the full amount of tax on said license.

Thomas A. Keller moved the Court to grant him a Barroom Malt Liquor Dealers license from May 1. 1879 to April 30. 1880. Said business to be conducted at the Effinger building on East Market Street Harrisonburg Va. And upon the introduction of evidence it appears to the Court that the applicant is a person of Sobriety and good character. and the place of business is convenient and suitable. the Court doth grant said applicant a certificate to obtain said license upon his execution of a bond in the penalty of $600.00 conditioned for the faithful performance of all the requirements of the Act of the General Assembly of Virginia entitled

"An Act imposing a tax and prescribing the mode of Collecting the Same on the privilege of Selling Wine, Ardent Spirits, or Malt Liquors, within the limits of the Commonwealth, for the Support of the Government and to pay the interest on the Public Debt" approved March 30th 1877. as amended by the Act approved April 2. 1877. and as amended by the Act approved April 1. 1879. And thereupon the said J. A. Keller appeared in Court and together with Charles Eshman his Surety (who justified as to his Sufficiency) entered into and acknowledged a bond in the penalty of $600.00 conditioned in accordance with the provisions of the Acts above referred to waiving the benefit of the Homestead Exemption as to this obligation. It is considered by the Court that said Certificate be granted the said J. A. Keller he having produced in Court the receipt of the Treasurer of this County for the sum of $25.00 the full amount of tax on said license.

Jonas A Keller moved the Court to grant him Retail Malt Liquor Dealers License from May 1. 1879 to April 30 1880. Said business to be conducted at the Effinger building on East Market St. Harrisonburg Va. And upon the introduction of evidence it appears to the Court that the applicant is a person of Sobriety and good character, and the place of business is convenient and suitable, the Court doth grant said applicant a certificate to obtain said license, upon his execution of a bond in the penalty of $600.00 conditioned for the faithful performance of all the requirements of the Act of the Act of the General Assembly of Virginia, entitled "An Act imposing a tax, and prescribing the mode of Collecting the Same, on the privilege of Selling Wine Ardent Spirits, or Malt Liquors, within the limits of the Commonwealth for the Support of the Government and to pay the interest on the Public Debt," approved March 30. 1877. as amended by the Act approved April 2. 1877. and as amended by the Act approved April 1. 1879. And thereupon the said J. A. Keller appeared in Court and together with Charles Eshman his Surety (who justified as to his Sufficiency) entered into and acknowledged a bond in the penalty of $600.00 conditioned in accordance with the provisions of the Acts above referred to waiving the benefit of the Homestead Exemption as to this obligation, It is considered by the Court that said Certificate be granted the said J. A. Keller he having produced in Court the receipt of the Treasurer of this County for the sum of $25.00 the full amount of tax on said license.

The New Rawley Springs Company by Jacob L. Sibert its President Pro-tem. moved the Court to grant them Barroom Liquor Dealers License from May 1. 1879 to April 30 1880. Said business to be conducted at Rawley Springs in this County and upon the introduction of evidence it appears to the Court that the applicants are persons of Sobriety and good character and that the place of business is convenient and suitable the Court doth grant said applicants a certificate to obtain said license upon their execution of a bond in the penalty of $600.00 conditioned for the faithful performance of all the requirements of the Act of the General Assembly of Virginia, entitled An Act imposing a tax, and prescribing the mode of collecting the Same, on the privilege of Selling Wine, Ardent Spirits, or Malt Liquors, within the limits of the Commonwealth, for the Support of the Government and to the interest on the Public Debt" approved March 30. 1877. as amended by the Act approved April 2. 1877. and as amended by the Act approved April 1. 1879. And thereupon the said Company by Jacob L Sibert their President Pro. tem appeared in Court and together with L. A. Spinkel and Charles D. Yancey its Sureties (who justified as to their Sufficiency) entered into and acknowledged a bond in the penalty of $600.00 conditioned in accordance with the provisions of the Acts above referred to, waiving the benefit of the Homestead Exemption as to this obligation, It is considered by the Court that said Certificate be granted said Company, it having produced in Court the receipt of the Treasurer of this County for the Sum of $25.00 the full amount of tax in said license.

The New Rawley Springs Company by Jacob L Sibert its President Pro tem moved the Court to grant them Retail Liquor Dealers Licence from May 30. 1879 to April 30. 1880 Said business to be conducted at Rawley Springs in this County. and upon the introduction of evidence it appears to the Court that the Applicants are persons of Sobriety and good character and that the place of business is convenient and suitable, the Court doth grant said applicants a Certificate to obtain said licence. upon their execution of a bond in the penalty of $600.00 conditioned for the faithful performance of all the requirements of the Act of the General Assembly of Virginia entitled "An Act imposing a tax and prescribing the mode of collecting the same. on the privilege of Selling Wine. Ardent Spirits or Malt Liquor. within the limits of the Commonwealth. for the Support of the Government. and to pay the interest on the Public Debt." approved March 30. 1877 as amended by the Act approved April 2. 1877. and as amended by the Act approved April 1. 1879. And thereupon the said Company by Jacob L Sibert their President Pro-tem appeared in Court and together with C. A. Spindel and Charles A. Yancey its Sureties (who justified as their sufficiency) entered into and acknowledged a bond in the penalty of $600.00 conditioned in accordance with the provisions of the Acts above referred to waiving the benefit of the Homestead exemptions as to this obligation It is considered by the Court that said certificate be granted the said Company it having produced in Court the receipt of the Treasurer of the County for the Sum of $25.00 the full amount of tax on said licence.

Ordered that this Court be adjourned until to-morrow morning at 10. o'clock.

Chas. T. O'Ferrall.

At a County Court continued and held in and for the County of Rockingham. at the Court House thereof on Saturday April 26. 1879.

Present Hon. Chas. T. O'Ferrall, presiding.

Rufus McCerey moved the Court to grant him Barroom Liquor Dealers Licence from May 1. 1879 to April 30. 1880. Said business to be conducted at the "Gem Saloon" in Harrisonburg. Va and upon the introduction of evidence it appears to the Court that the applicant is a person of Sobriety and good character. and that the place of business is convenient and Suitable. the Court doth grant said applicant a certificate to obtain said licence. upon his execution of a bond in the penalty of $600.00 conditioned for the faithful performance of all the requirements of the Act of the General Assembly of Virginia. entitled "An Act imposing a tax and prescribing the mode of collecting the same on the privilege of Selling Wine Ardent Spirits or Malt Liquors within the limits of the Commonwealth for the Support of the Government, and to pay the interest on the Public Debt." Approved March 30th 1877 as amended by the Act approved April 2. 1877. and as amended by the Act of approved April 1. 1879. And thereupon the said Rufus McCerey appeared in Court and together with John H. Roteln of D. his Surety (who justified as to his sufficiency) entered into and acknowledged a bond in the penalty of $600.00 conditioned in accordance with the provisions of the Acts above referred to. waiving the benefit of the Homestead Exemption as to this obligation. It is considered by the Court that said certificate be granted the said Rufus McCerey he having produced in Court the receipt of the Treasurer of this County for the Sum of $30.00 the full amount of tax on said licence

Rufus McCerey moved the Court to grant him Retail Liquor Dealers Licence from May 1. 1879 to April 30. 1880. Said business to be conducted at the "Gem Saloon", in Harrisonburg, Va and upon the introduction of evidence it appears to the Court that the applicant is a person of Sobriety and good character. and that the place of business is convenient and suitable

the Court doth grant said applicant a certificate to obtain said license upon his execution of a bond in the penalty of $600.00 conditioned for the faithful performance performance of all the requirements of the Acts of the General Assembly of Virginia entitled, "An Act imposing a tax, and prescribing the mode of Collecting the same, on the privilege of Selling Illicit Ardent Spirits or Malt Liquors within the limits of the Commonwealth for the Support of the Government and to pay the interest on the Public Debt" approved March 30. 1877, as amended by the Act approved April 2. 1877, and as amended by the Act approved April 1, 1879. And thereupon the said Rufus McCreery appeared in Court and together with John H Roltsm of D. said Surety (who justified as to his Sufficiency) entered into and acknowledged a bond in the penalty of $600.00 conditioned in accordance with the provisions of the Acts above referred to, waiving the benefit of the Homestead Exemption as to this obligation It is considered by the Court that said certificate be granted the said Rufus McCreery he having produced in Court the receipt of the Treasurer of this County for the Sum of $50.00 the full amount of tax on said license.

Ordered that this Court be adjourned until Monday morning at 10 Oclock

Chas. T. O'Ferrall.

At a County Court continued and held in and for the County of Rockingham at the Court-House thereof, on Monday April 28th 1879.

Present:- Hon Chas. T. O'Ferrall presiding.

Commonwealth. }
John Henderson. } Upon an Indictment for Breaking and Entering a Shop with intent to commit Larceny

This day the prisoner John Henderson late of the County of Rockingham who was on the 4th day of this term of the Court convicted of a felony (by the jury impannelled and sworn for his trial) was again led to the bar of the Court in custody of the Jailor of this County. And it being enquired of him if anything he had or knew to say why the Court should not now proceed to pronounce judgment against him according to law and nothing being offered or alleged in delay of judgment. It is considered by the Court that said John Henderson be imprisoned in the Public Jail and Penitentiary house of this Commonwealth for the term of two years (the period by the Jurors in their verdict ascertained) to hard labor. And the Sheriff of this County is ordered as soon as possible after the adjournment of this Court to remove and convey the said John Henderson from the Jail of this County to the Public Jail and Penitentiary house of this Commonwealth therein to be kept imprisoned and treated in the manner directed by law for the term aforesaid

And thereupon the prisoner was remanded to Jail.

On motion of D. H Roltsm Sheriff of this County. It is ordered that he be allowed one guard to assist him in conveying John Henderson George Jennings from the Jail of this County to the Public Jail and Penitentiary house of this Commonwealth the Court being of opinion that said guard is indispensable.

This day Ed. S. Conrad one of the administrators of Geo. J. Kisling dec'd late Magistrate for Central District appeared in Court and turned over to the Court the Magistrates Execution book & papers of said Kisling, also Book & papers of said Kisling as Secty. of the

Road Board for Central District, which are received by the Court, and the Clerk is hereby directed to take charge of the Same.

c of d 2 d.

D. H. Rolston Sheriff & Jailor of this County this day presented in Court an account against the Commonwealth of Virginia amounting to the Sum of $14.20 for Keeping and Supporting Wm Spitzer a Lunatic confined in Jail 31 days from March 16. 1879 to April 15 1879 @ 40¢ per day ($12.40) and Clothing for Same one month ($2.50) which being Sworn to was examined and allowed by the Court and ordered to be certified to the Auditor of Public Accounts for payment.

c of d 2 d.

D. H. Rolston. Sheriff & Jailor of this County this day presented in Court an account against the Commonwealth of Virginia amounting to the Sum of $45.80 for Keeping and Supporting various prisoners Covering a period from March 16. to April 15. 1879 which being Sworn to was examined and allowed by the Court and ordered to be certified to the Auditor of Public Accounts for payment.

c of d 2 d.

D. H. Rolston. Sheriff Jailor of this County this day presented in Court an account against the Commonwealth of Virginia amounting to the Sum of $12.00 for dieting the Jurie in the following cases Viz- Commonwealth @ George Jennings charged with House Breaking 3/4 of a day at $1.00 per day Each $9.00. and Commonwealth @ John Henderson charged with House Breaking 1/4 of a day @ $1.00 per day Each ($3.00) which being Sworn to was examined and allowed by the Court and ordered to be certified to the Auditor of Public Accounts for payment.

Cop.

Catharine Click Committee for Anna Click a person of unsound mind this day presented in Court an Account against the Commonwealth of Virginia amounting to the Sum of $84.80 for the Support and Maintenance of the said Anna Click in accordance with the provisions of the order of this Court of the 18th day of April 1876 182 days from October 20. 1878 to April 20. 1879. at $.40¢ per day ($72.80) and Clothing for Same 6 Months @ $2.00 per Mo. ($12.00) which being Sworn to was examined and allowed by the Court and ordered to be certified to the Auditor of Public Accounts for payment.

The Court doth appoint the following named persons to act as Judges of Elections at the respective Voting places in the County of Rockingham to Serve as Such for the term of One year. Viz:-

Ashby District

Crop Keys:- John K. Bowman, M. M. Hooke & Solomon Beery.
Mt Crawford:- Samuel C. Switzer. Aaron Shuttes. & Samuel Wolters.
Dayton:- Hiram Coffman, Samuel Shrum & Daniel Bowman,
Bridgewater:- John Williamson, A. L. Lindsay. & Moses Strickler.
Ottobine:- William Curry. William L. Anderson. & William Beard.
Meyerheiffers Store:- Henry Carpenter Harvey Wise & C. A. VanLear.
Pleasant Valley:- Wm. H. Bowman. Abraham Early & William F. Carpenter.

Central District.

Keezletown:- Strother Sheets. John M. Huffman, & Augustine Armentrout.
Harrisonburg:- J. C. Staples. Anthony Heckman, & William P. Grove.
Mt Clinton:- B. D. Bowman, Lewis Driver. & J. Hop. Rolston.

Linville District.

Melrose:- Charles J. Brock Silem Sellers & R. M. Harrison.
Edom:- D. M. Coffman. B. M. McKeever, & Henry Beery
Hoovers Shop:- Daniel Brenneman. Stephen Sawley. Abraham Hoover.
Erigers Glen:- Robert J. Mason, Solomon Funk & Joseph A. Mitchell.

Blains District

South Legrie:- J. N. Cowan. Curtis Yates. & John Harrison
Timberville:- Henry Neff. Mical Vaughn & Lewis Will.
Cootes Store:- John G. Cootes. Jackson Horn & George M. Funk
Mattigo Store:- Henry Mattig. Isaac Funk & Josiah Bowers.
Broadway:- George M. Rebard. P. M. Pugh. & Thomas Lamb Lewis.

Stonewall District

Conrads Store:- John C. Walker. J. G. H. Miller & James G. Maiden.
McGaheysville:- Charles R. Rush. A. J. O. Bader & Robert A. Gibbons
Port Republic:- George M. Kemper jr. J. B. Nicholas & Sayd. H. Lewis.
Furnace No. 2:- Jackson Garrison. Sebastian Probst & Stephen Hensley.

Judges of Elections for Corporations.

Harrisonburg:- Jacob L. Sibert. John G. Effinger. & Anthony Heckman.
Bridgewater:- John Altaffer. A. L. Lindsey & M. B. Childress.
And J. C. Staples. William P. Grove. Miriam Coffman. John M. Huffman & Anthony Heckman. are appointed Commissioners of Elections.

B. F. Richards. moved the Court to grant him Barroom Liquor Dealers License from May 1st 1879. to April 30. 1880 Said business to be conducted at the Magnolia House in Harrisonburg Va and upon the introduction of evidence it appears to the Court that the applicant is a person of Sobriety and good Character and the place of business is convenient and Suitable the Court doth grant Said applicant a certificate to obtain Said license upon his execution of a bond in the penalty of $600.00 Conditioned for the faithful performance of all the requirements of the Act of the General Assembly of Virginia entitled "An Act imposing a tax, and prescribing the mode of Collecting the Same, on the privilege of Selling Wine, Ardent Spirits, or Malt Liquors, within the limits of the Commonwealth, for the Support of the Government and to pay the interest on the Public Debt" approved March 30. 1877. as amended by the Act approved April 2. 1877. and as amended by the Act approved April 1. 1879. And thereupon the Said B. F. Richards appeared in Court and together with Franklin Liskey his Surety (who justified as to his Sufficiency) entered into and acknowledged a bond in the penalty of $600.00 Conditioned in accordance with the provisions of the acts above referred to. waiving the benefit of the Homestead Exemption as to this obligation It is considered by the Court that Said Certificate be granted the Said B. F. Richards he having produced in Court the receipt of the Treasurer of this County for the Sum of $50.00 the full amount of tax on Said license

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B. F. Richards moved the Court to grant him ~~Retail~~ Liquor Dealers License from May 1. 1879. to April 30. 1880. Said business to be conducted at the Magnolia House in Harrisonburg Va and upon the introduction of evidence it appears to the Court that the applicant is a person of Sobriety and good character and the place of business is convenient and Suitable the Court doth grant Said applicant a Certificate to obtain Said license upon his execution of a bond in the penalty of $600.00 Conditioned for the faithful performance of all the requirements of the Act of the General Assembly of Virginia, entitled "An Act imposing a tax, and prescribing the mode of Collecting the Same, on the privilege of Selling Wine, Ardent Spirits, or Malt Liquors, within the limits of the Commonwealth, for the Support of the Government and to pay the interest on the Public Debt" approved March 30. 1877. as amended by the Act approved April 2. 1877 and as amended by the Act approved April 1. 1879. And thereupon the Said B. F. Richards appeared in Court and together with Franklin Liskey his Surety (who justified as to his Sufficiency) entered into and acknowledged a bond in the penalty of $600.00 in accordance with the provisions of the Acts above referred to. waiving the benefit of the Homestead Exemption as to this obligation. It is considered by the Court that Said Certif

reate be granted the said B. F. Richards he having produced in Cmnt the receipt of the Treasurer of this Cmnty for the Sum of $50.00 the full amount of tax on said license.

License & fee pd.

John M. Airey, moved the Cmnt to grant him Barroom Liquor Dealers License from May 1. 1879 to April 30. 1880. Said business to be conducted at Geo Airey's old Stand. on Dry River, and upon the introduction of evidence it appears to the Cmnt that the applicant is a person of Sobriety and good Character and that the place of business is Convenient and Suitable the Cmnt doth grant said applicant a Certificate to obtain said license upon his execution of a bond in the penalty of $600.00 Conditioned for the faithful performance of all the requirements of the Act of the General Assembly of Virginia, entitled "An Act imposing a tax, and prescribing the mode of Collecting the Same, on the privilege of Selling Wine, Ardent Spirits, or Malt Liquors, within the limits of the Commonwealth, for the Support of the Government and to pay the interest on the Public Debt," approved March 30. 1877 as amended by the act approved April 2. 1877 and as amended by the Act approved April 1. 1879. Thereupon And thereupon the said John M. Airey appeared in Cmnt and together with John C. Gooch his Surety (who justified as to his Sufficiency) entered into and acknowledged a bond in the penalty of $600.00 Conditioned in accordance with the provisions of the Acts above referred to, waiving the benefit of the Homestead Exemption as to this obligation. It is considered by the Cmnt that said Certificate be granted the said John M. Airey he having produced in Cmnt the receipt of the Treasurer of this Cmnty for the Sum of $25.00 the full amount of tax on said License.

License & fee pd.

John M. Airey moved the Cmnt to grant him Retail Liquor Dealers License from May 1. 1879. to April 30. 1880. Said business to be conducted at Geo. Airey's old Stand on Dry River, and upon the introduction of evidence it appears to the Cmnt that the applicant is a person of Sobriety and good Character and that the place of business is Convenient and Suitable the Cmnt doth grant said applicant a Certificate to obtain said license upon his execution of a bond in the penalty of $600.00 Conditioned for the faithful performance of all the requirements of the Act of the General Assembly of Virginia, entitled. "An Act imposing a tax, and prescribing the mode of Collecting the Same on the privilege of Selling Wine, Ardent Spirits, or Malt Liquors within the limits of the Commonwealth for the Support of the Government and to pay the interest on the Public Debt" approved March 30. 1877. as amended by the Act approved April 2. 1877 and as amended by the act approved April 1. 1879. And thereupon the said John M. Airey appeared in Cmnt and together with John C. Gooch his Surety (who justified as to his Sufficiency) entered into and acknowledged a bond in the penalty of $600.00 conditioned in accordance with the provisions of the Acts above referred to waiving the benefit of the Homestead Exemption as to this obligation. It is Considered by the Cmnt that said Certificate be granted the John M. Airey he having produced in Cmnt the receipt of the Treasurer of this Cmnty for the Sum of $25.00 the full amount of tax on said license.

Ordered That this Cmnt be adjourned until tomorrow morning at 10 Oclock

Chas. T. O'Ferrall.

At a County Court continued and held in and for the County of Rockingham at the Court House thereof on Tuesday April 29th 1879.

Present Hon. Chas. T. O'Ferrall presiding.

Ordered that the following named persons be each allowed the Sum of One Dollar for one days Service at this term of the Court in the trial of a Misdemeanor case and that the Same be paid by the Treasurer of this County and certified to the Auditor of Public Accounts. Viz:
Cop. Od
Cop. Od to D.T.P.
Harvey Peters. C. A. Crosp. C. F. Shank. M. J. Rinker. A. P. Myers. Valentine Rollow.
Cop. Od to D.T.P.
Fred'k Speck. C. M. Killian. Geo. W. McFarland. T. C. Lemm. S. B. Good. & Noah. J. Shue.

On the Application of J. P. Dellinger. Reuben Huffman & others for the establishment of a Public Road from Joseph Evans Shop on Swift Run Gap Road to intersect the road leading from Pleasant Valley in Said County to Valley Pike at the Mennonite Church on Said road and to discontinue the road as it now runs turning off at the Pleasant run Church.

The Court doth appoint E. S. Kemper. B. F. Shaver and Wright viewers to view the ground, and report to this Court, at its next term. the conveniences and inconveniences that will result, as well to individuals as to the public. if such road should be established as proposed. and especially whether any yard. garden. orchard or any part thereof will have to be taken.

They shall further report the facts and circumstances in their opinion useful in enabling the Court to determine the expediency of establishing the road.

They shall report the names of the land-owners on Such route, and State which of them require compensation; the probable amount. in their opinion. to which Such party may be entitled, and any other matter which they may deem pertinent.

They shall not report any route on which there may be a grade at any one point exceeding Six degrees. and shall endeavor to locate a route which shall not exceed five degrees at any one point. A Map or diagram of the route. with Courses and distances. shall be returned with their report. A Statement of the number of days each viewer and Surveyor was employed in executing this order. shall be appended to the report. and Sworn to before a Justice of the Peace. or other officer. who shall append his Certificate to the Same. Any defect in the report or action or action of the viewers will debar them from receiving pay for their Services.

It is ordered to be certified to the Auditor of Public Accounts that George G. Grattan Attorney for the Commonwealth for this County is entitled to $30.00 for prosecuting to Conviction in two Misdemeanor Cases as follows. January Term 1879. Commonwealth vs George Madison & Ann Rush. & at this April Term Same vs Wesley Walters. and for prosecuting two Felony Cases as follows. Commonwealth George Jennings & Same vs John Henderson.
Cop.

Ordered that this Court be adjourned until to morrow morning at 10. Oclock

Chas. T. O'Ferrall.

At a County Court continued and held in and for the County of Rockingham at the Court House thereof on Wednesday April 30th 1879.

Present Hon. Chas. T. O'Ferrall presiding.

William S. Sherman. Registrar at Pleasant Valley precinct. having removed from the County. the Court doth appoint Newton McGarrison to fill the said vacancy. and thereupon the said Garrison appeared in Court and qualified as Registrar at the Pleasant Valley Precinct

in this County, by taking the Several oaths prescribed by law.

John Niswander, Committee for Malinda Correll, a person of unsound mind, this day presented in Court an Account against the Commonwealth of Virginia, amounting to the sum of $29.50 For the board and care of the said Malinda Correll, a Lunatic, from January 27th to April 27. 1879 (3 Months @ $10.00 per year ($25.00) and 3 Months clothing for Same @ $1.50 per Month ($4.50) which being Sworn to was examined and allowed by the Court and ordered to be certified to the Auditor of Public Accounts for payment.

cert'd to S.R.S.

Ordered that this Court be adjourned until tomorrow morning at 10. Oclock.

Chas. T. O'Ferrall.

At a County Court continued and held in and for the County of Rockingham at the Court House thereof, on Friday May 2nd 1879.

Present Hon Chas. T. O'Ferrall, presiding.

George N. Willis Asst Policeman of Harrisonburg This day presented in Court an Account against the Commonwealth of Virginia, amounting to the Sum of $4.60 for arresting George Jennings & John Henderson charged with felony ($2.00) Arresting Robt Faulkner charged with a felony ($1.00) Summoning 5 Witnesses in the Commwlth vs Jennings & Henderson ($1.00) & Summoning 3 Witnesses in Same vs Faulkner (60¢) which being Sworn to was examined and allowed by the Court and ordered to be certified to the Auditor of Public Accounts for payment.

cert'd

On Motion of Fannie M. Kemper the Court doth appoint Edward S. Kemper Trustee in a certain deed dated the 18th day of January 1879 executed by E. S. Kemper and now of record in the place of George J. Kisling Trustee therein named who has since departed this life. It appearing to the Court that E. S. Conrad & E. B. Hopkins the Admrs of the said George J. Kisling dec'd have had due notice of this motion.

Ordered, That Joseph A. Hammers Registrar at McGaheysville Precinct in this County, be allowed the sum of Ten Dollars for transferring the names of the white voters to a new Registration Book, and that the same be certified to the Treasurer of this County for payment out of the Levy for the year 1878.

cert'd & d. to S.R.S.

Ordered that this Court be adjourned until tomorrow morning at 10. Oclock.

Chas. T. O'Ferrall.

At a County Court continued and held in and for the County of Rockingham at the Court House thereof on Monday May 5th 1879.

Present:- Hon. Chas. T. O'Ferrall presiding.

Ordered that this Court be adjourned until tomorrow morning at 10. o'clock

Chas. T. O'Ferrall.

At a County Court continued and held in and for the County of Rockingham at the Court House on Thursday May 8, 1879

Present Hon. Chas. T. O'Ferrall presiding

Ordered that this Court be adjourned until tomorrow morning at 10. o'clock

Chas. T. O'Ferrall.

At a County Court continued and held in and for the County of Rockingham at the Court House thereof on Saturday May 10th 1879

Present Hon. Chas T. O'Ferrall presiding

Ordered that this Court be adjourned until Monday morning next at 10 o'clock

Chas. T. O'Ferrall.

At a County Court continued and held in and for the County of Rockingham, at the Court House thereof, on Monday May 12, 1879.

Present:- Hon. Chas. T. O'Ferrall, presiding.

Appraisement & Sale Bill of Personal Property of Jno. P. Good, dec'd;
" " " " " " " " Samuel Driver, dec'd;
" " " " " " " " G. W. W. Evers, dec'd.
Appraisement Bill — " " " " Archibald Gilkeson, dec'd;
" " " " " " Jones W. Crawford, dec'd;

The foregoing Appraisement & Sale Bills were presented in Court, and ordered to be recorded.

The following Settlements were this day presented in Court, and having been filed in the Clerk's Office of this Court the time prescribed by law, and no exceptions having been taken thereto, the same are ordered to be recorded, viz:-

Settlement of the Account of J. B. Roleton, S. B. C. & Adm'r. D. B. N. of Jonas Reed, dec'd;
" " " " " Wm. D. Blakemore, Adm'r. of Col. E. J. Armstrong, dec'd;
" " " " " Erasmus B. Neff, " " George Archart, dec'd;
" " " " " B. D. Hawley, " " Conrad Long, dec'd;
" " " " " Wm Ruebush, " " Samuel Ruebush, dec'd;
" " " " " J. K. & Aq. Vandeventer, " " John Vandeventer, dec'd;
" " " " " Abraham Burkholder, " " Mary Burkholder, dec'd;
" " " " " George Lohr, " c.t.a. " George Lohr, Sr., dec'd;
" " " " " Samuel B. Allebaugh " " Timothy Leighow, dec'd;
" " " " " Abraham Bloser, jr, " " Adm'r Abraham Bloser, dec'd;
" " " " " R. A. Scott, " " Wm. Bayley, dec'd;
" " " " " David W. & Reuben W. Moore " c.t.a. " Madison Moore, dec'd;
" " " " " D. B. Roleton, S. B. C. & Adm'r. " Benjamin Yount, dec'd;
" " " " " D. B. Roleton, S. B. C. & " " Anthony Roder, Sr., dec'd;
" " " " " Adam Pifer, jr, Executor " Adam Pifer, Sr., dec'd;
" " " " " John Jacob Geil, Executor " Solomon F. Burkholder, dec'd;
" " " " " L. W. Raylor, Exor. " W. S. Baughan, dec'd.

(over)

Settlement of the Account of Benj. Kerlin, Admr. & quasi guard. of C. C. Garber's Estate,
" " " " " John W. Garber, Guardian of Wm. A. & Jo. W. Garber,
" " " " " John Zigler " " Samuel Hoover,
" " " " " Samuel Hartman, " " Mary J. Hartman,

Commonwealth
vs
John A. McDonnan. } Upon an Indictment for Forgery. (No. 2.)

It appearing to the Court that John A. McDonnan, who was indicted by the Grand Jury impannelled and sworn on the 1st day of this term, and attending on this Court, for forgery, has not been arrested for said felony, the Court issued a Bench Warrant for the arrest of said John A. McDonnan, in accordance with law.

In re,
Samuel A. Lewis' Exr.

Upon a motion for the Assessment of a Tract of Land, containing 421½ Acres of Land, belonging to said Estate, made under the provisions of a Special Act of the General Assembly of Virginia, approved March 3, 1879.

c'p'd

This matter came on to be heard, pursuant to notice, this 25th day of April 1879, and the evidence of witnesses being heard and considered, It appearing to the Court that the said land has been erroneously assessed, and that the fair cash value thereof is $5.00 per Acre, The Court doth fix the value thereof at the sum of $5.00 per acre, and doth order that the Assessor do place the same on the Land Book for 1879, at said valuation.

Ordered, That this Court be adjourned until to-morrow morning at 10 o'clock.

Chas. T. O'Ferrall.

At a County Court continued and held in and for the County of Rockingham, at the Court House thereof, on Tuesday, May 13, 1879.

Present:- Hon. Chas. T. O'Ferrall, presiding.

J. P. Logan, Clerk of this Court, this day presented in Court, an Account against the Commonwealth of Virginia, amounting to the sum of $20.00, for fees allowed under Sec. 31, Chapter 180, of the Code of Va., 1873, for the trial of eight cases of Felony, in said Court, from December Court 1878 to April Court 1879, inclusive, which being sworn to, was examined and allowed by the Court, and ordered to be certified to the Auditor of Public Accounts for payment.

c'p'd.

The Court doth appoint A. W. Kripple as Judge of Election at Cross Keys Precinct in this County, in place of Solomon Beery, whose resignation is this day accepted by the Court.

Ordered, That this Court be adjourned until the first day of the next term.

Chas. T. O'Ferrall.

In Vacation - May 14, 1879.

The Clerk of the County Court of Rockingham County is hereby directed to issue a Venire Facias directed to the Sheriff of Rockingham County, commanding him to summon a Special Grand Jury for the May Term of said Court, to appear at the Court House thereof, on the 6th day of said Term, being the 24th day of May 1879, at 10 o'clock, A. M. Given under my hand this 14th day of May 1879

Chas. T. O'Ferrall, Judge of the Co. Ct. of Rockingham Co.

Attest. J. T. Logan, Clerk.

At a County Court held in and for the County of Rockingham at the Court House thereof on Monday May 1st 1871.

Present Hon. Chas. T. O'Ferrall presiding.

This Clerk of this Court this day presented in Court a list of Deeds &c received and admitted to record in the Clerk's Office of this Court at and since the last April Term thereof, which list being seen and inspected by the Court, is ordered to be spread upon the minutes and is as follows, viz:—

Bargain & Sale.	George Airhart & wife & others.	to Michael Fitzgerald.
Partition Deed	George Airhart & wife.	" Wm H. Airhart.
Bargain & Sale	Michael Fitzgerald & wife.	" Wm Airhart.
	Abraham & Reuben Senr.	" Nathan Ritchie
Trust Deed.	A. P. Sheets.	" J. W. & Allemong Trustee.
Deed of Homestead	Mahlon Jenkins	" Claim of Homestead.
Bargain & Sale.	Thomas K. Miller & wife.	" Samuel Keesley.
" "	Martin Kaufler & wife	" Joseph Smith.
" "	A. M. Rhodes & wife.	" Wm T. Carpenter.
Deed of Homestead	Lizzie A. Bowman	" Claim of Homestead.
Bargain & Sale	Christian G. Kline & wife	" Isaac K. Miller.
" "	John H. Hopkins Exor. & Extx	" James F. Bowman
Assignment &c	John M. Keller	" Samuel A. Allebaugh
Agreement &	Jacob Smoke & Joseph Smoke	" George Lindamood
Bargain & Sale.	J. Bowman & wife.	" Phillip Keslinger.
" "	Wm Opebaugh	" Jacob Fitzwaters.
" "	John H. Hopkins Exor. & Extx	" Benj F. Bridges.
" "	James Gibbons Archbish of Baltimore	" John Joseph Keane Bishop of Richmond
" "	Samuel A. Firebaugh & wife.	" James G. Berry
Trust Deed	Robert Taliaferro.	" Wm. Shands Trustee.
Bargain & Sale	Cornelius J. Riddle & Nettie J. Riddle	" Adam Riehl
" "	J. N. Liggett	" Joseph Shickel
" "	Wm B. Rondabush & wife.	" Simeon B. Jennings.
Trust Deed	Wm. G. Reed & wife.	" John Paul Trustee.
Bargain & Sale	Peter Guyer & wife.	" Adolph Wise & others. Trustees.
Trustee.	Robert Guyer.	" J. G. H. Miller Trustee.
Bargain & Sale.	Saml. P. Shirley Exor of Sallie Shirley dec.	" Cornelius Armentrout.
" "	Same	Same Margaret Michael.
Trust Deed	H. E. Sipe.	" J. S. Hansbergen Trustee.
Bargain & Sale	Martin Brenneman.	" John P. Leigh.
" "	Peter Erbaugh.	" Abner Erbaugh.
" "	Elizabeth Miller (widow of Jno D Miller)	" Isaac N Miller & others heirs of John D Miller
" "	Erdonyus Fletcher & wife.	" Isaac N. Miller.
" "	Abraham Beam	" Jacob Beam.
" "	J. W. Rhinehart & wife.	" Abraham & Long.
" "	Fannie M. Kemper & Trustee & E. Kemper & wife.	" Simon Myerscough.
" "	Same	Same " Asberry Whitesell
" "	George N. Berlin.	" John H. Carpenter.
Lis Pendens	Thomas C. Comsey	" Abraham
Trust Deed.	John H. Eastman & wife.	" George N. Eastman Trustee.
Agreement.	Geo. W. Thrasher & wife & others heirs of Jr. Beery dec	" Solomon Beery
Trust Deed	M. L. Pollock & Trustee & M. L. & E. M. Pollock	" Wm B. Lindy Trustee.
	Mrs Margaret E. Monds	" Warren T. McGahey Trustee. Steigel Jr.
Bargain & Sale	Susan E. Alexander	" John C. Steigel Trustee for Maggie
" "	D. H. Rolston & wife	" Sarah F. Steigel

Bargain Sale	Susan E. Carr	Ellen E. Kite
" "	E. H. Moffett. Granville Eastham.	John H. Rolston of D.
" "	Frances Grimes from J. S. Armentrout her husband	Geo. B. Keezel & others Trustees Keezletown Cemetery Ass'n
	John Swope & wife.	to Michael Miller.
Mechanics Lien.	E. A. Sanford.	" John Tenant.
Bargain Sale	Ann E. Saufley & others widow & heirs of Geo. Saufley dec'd	to John P. Swank
" "	Joseph Coffman.	" John F. Danisoffe.
	G. P. Harnsberger Sp. Com'r. John E. Rolland wife.	James M. Mellman
Trust Deed	Jacob H. Grim & wife.	Samuel Good. Trustee.
	D. N. Peale	Ellen B. Lantz Trustee
Bargain Sale	Ellen E. Chrisman & wife.	Robert Gayeo.
"	John H. Dovel & wife.	" Adam R. May.
Assignment of Deed	C. M. Kemper. J. B. Nicholas & M. G. Harnsberger Comm'rs.	Susan C. Reppetoe Widow of Rob. Reppetoe
Deed of Homestead	William Lantz.	Claim of Homestead.

The writing purporting to be the last will and testament of John Kline, dec'd, was this day presented in Court, and was proven by the oaths of William Beard and Daniel Kupp, two of the subscribing witnesses thereto, and admitted to probat and ordered to be recorded.

And on the motion of George W. Kline, the Executor therein named, who made oath thereto according to law, he appeared in Court, and together with Joseph A. Miller and J. H. Baker, his sureties, (who justified as to their sufficiency) entered into and acknowledged a bond in the penalty of $6.000 00 waiving the benefit of their Homestead exemptions as to this obligation, conditioned according to law, & a certificate is granted him for obtaining a probat of said will in due form.

And the Court doth appoint Joseph W. Miller, Samuel W. Kline, Daniel Kupp and Benjamin Miller to appraise the Estate of said dec'd. John Kline, dec'd, any three of whom may act after first being duly sworn.

Peter Bonde, Pltff.

vs.

W. F. Bonde, Admr. of R. Bonde, dec'd, } Upon a Notice.

Ordered, That this cause be placed upon the Court's Docket.

On the Petition of Samuel Smack & others, for a change in the public road, known as the Dry River Road.

cap'd. o.d. to John C. Joseph, Atty. for Petrs.

The Court doth order that Henry Devier be allowed the sum of $143.38 on his contract for building Sections No. 3 & 4 of said public road established by an order of the Court entered at the September Term, 1878, and that the same be certified to the Treasurer of this County for payment out of the Special Levy of $1500.00, made for constructing said Road, in the Levy for the year 1878.

Sarah C. Crist, aged 17 years, infant of John W. Crist, this day appeared in Court, and made choice of Jacob Cline as her guardian, and thereupon the said Jacob Cline appeared in Court, and together with Lydia Cline, his surety, (who justified as to her sufficiency,) entered into and acknowledged a bond in the penalty of $2600.00 conditioned according to law, and waiving the benefit of the Homestead exemption, and thereupon, the said Jacob Cline qualified by taking the oaths prescribed by Law.

c.p.&od.

James C. Keltzel, Commr. of Roads for Central District having reported to the Court that George Crouse horn, contractor for building the Bridge across the Raccoon Hollow on the Dry River Road, has completed the same, & it is ordered that he be allowed the sum of $27.50 the contract price for building the same, and the Treasurer of this County is directed to pay said amount out of the Special Levy of $1500.00 made for constructing said Road, in the Levy for the year 1878

Wm. C. Bowman, Plff.
vs
J. A. Loewenbach sen. of C. Clattenbuck } Upon a Suggn.

Ordered, That this Cause be placed upon the Court's Docket

Charles J. Brock moved the Court to grant him Bar-room Liquor Dealers License from May 19. 1879 to April 30. 1880 Said business to be conducted at the Yellow Massanutten Spring in this County. and upon the introduction of evidence it appears to the Court that the Applicant is a person of Sobriety and good character and that the place of business is Convenient and Suitable. the Court doth grant Said Applicant a Certificate to obtain Said license upon his execution of a bond in the penalty of $600.00 & in terms for the faithful performance of all the requirements of the Act of the General Assembly of Virginia entitled "An Act imposing a tax and prescribing the mode of Collecting the Same, on the privilege of Selling Wine, Ardent Spirits, or Malt Liquors within the limits of the Commonwealth. for the Support of the Government and to pay the interest on the Public Debt" Approved March 30. 1877. as amended by the Act approved April 2. 1877 and as amended by the Act approved April 1. 1879 and thereupon the Said Charles J. Brock appeared in Court and together with James H. White his Surety (who justified as to his Sufficiency) entered into and acknowledged a bond in the penalty of $600.00 Conditioned in accordance with the provisions of the Acts above referred to (waiving the benefit of the Homestead Exemption as to this obligation) It is Considered by the Court that Said Certificate be granted the Said Charles J. Brock he having produced in Court the receipt of the Treasurer of this County for the Sum of $25.00 the full amount of tax on Said license

Charles J. Brock moved the Court to grant him Retail Liquors Dealers License from May 19, 1879. to April 30. 1880 Said business to be conducted at the Yellow Massanutten Spring's in this County, and upon the introduction of evidence it appears to the Court that the applicant is a person of Sobriety and good Character, and that the place of business is Convenient and Suitable. the Court doth grant Said applicant a certificate to obtain Said license upon his execution of a bond in the penalty of $600.00 Conditioned for the faithful performance of all the requirements of the Act of the General Assembly of Virginia entitled "An Act imposing a tax and prescribing the mode of Collecting the same on the privilege of Selling Wine, Ardent Spirits or Malt Liquors, within the limits of the Commonwealth. for the Support of the Government and to pay the interest on the Public Debt" Approved March 30. 1877, as amended by the Act approved April 2. 1877 and as amended by the Act approved April 1. 1879. And thereupon the Said Charles J. Brock appeared in Court and together with James H. White his Surety (who justified as to his Sufficiency) entered into and acknowledged a bond in the penalty of $600.00 Conditioned in accordance with the provisions of the acts above refered (Waiving the benefit of the Homestead Exemption as to this obligation) It is considered by the Court that Said Certificate be granted the Said Charles J. Brock he having produced in Court the receipt of the Treasurer of this County for the Sum of $25.00 the full Amount of tax on Said license.

Ordered, That this Court be adjourned until to-morrow morning at 10 o'clock.

Chas. S. Herrald.

May 20, 1879. At a County Court continued and held in and for the County of Rockingham, at the Court House thereof, on Tuesday, May 20, 1879.

Present:- Hon. Chas. T. O'Ferrall, presiding.

c/d. On motion of Isaiah W. Beery, by counsel, the County Treasurer is ordered to refund to said Beery the sum of $20.84 that being the amount assessed against, and paid by said Beery as Agent for the sale of Manufactured Articles of other States & Territories, for the year ending April 30/1879, the Court being of opinion that he was no such Agent, and therefore not liable to said Assessment.

c/d. d. On the motion of the president adm't heirs and distributees of Mary M. Mantz, dec'd, who made oath thereto according to law, ~~Jacob W. Mauzy~~, appeared in Court, and together with Jacob W. Mauzy & Wm. J. Mantz, his sureties, (who justified as to their sufficiency) entered into and acknowledged a bond in the penalty of $2400.00 conditioned according to law, and each waiving the benefit of their Homestead exemptions as to this obligation, a certificate is granted him for obtaining letters of administration, in due form, upon the Estate of Mary M. Mantz, dec'd.

And the Court doth appoint Saml. J. Yates, James W. Bradford, David M. Harrison & Jacob S. Sellers, to appraise the Estate of said Mary M. Mantz, any three of whom may act.

Ordered, That Court be adjourned until to-morrow morning at 10 o'clock.

Chas. T. O'Ferrall.

May 21, 1879. At a County Court continued and held in and for the County of Rockingham, at the Court House thereof, on Wednesday, May 21, 1879.

Present:- Hon. Chas. T. O'Ferrall, presiding.

John Lincoln, Pltff,
vs
Michael M. Miller, guard. of John D. Miller. } Upon a notice to execute new bond, &c, as such guardian.

This day, the Defendant Michael M. Miller appeared in Court in obedience to notice, and by agreement of parties, It is ordered that this cause be placed upon the Court's Docket, and its consideration continued until Saturday, next, May 24th 1879.

Ordered that this Court be adjourned until Friday morning next at 10 o'clock tomorrow being Election day for County & District Officers.

Chas. T. O'Ferrall.

At a County Court continued and held in and for the County of Rockingham County at the Court House thereof on Friday May 23 1879.

Present Hon. Chas. T. O'Ferrall presiding.

On the motion of D.H. Rolston Sheriff of this County, and with the consent of the Court. James Steele appeared in Court and qualified as Deputy for said D.H. Rolston Sheriff as aforesaid. by taking the oaths prescribed by law.

On motion of Robert Johnston. Wm F. Gordon a regularly licensed Atty at Law appeared in Court and qualified to practice Law in this Court by taking the oaths prescribed by law.

Commonwealth.

vs. } Upon an Indictment for Forgery

John A. McDorman.

This day the prisoner John A. McDorman late of the County of Rockingham who stands indicted for a felony by him Committed, was again led to the bar of the Court in custody of the Jailor of this County and thereupon from the Veniremen Summoned for the trial of Felony Cases at this Term of the Court. the following Ten persons were examined by the Court on their voir dire and found to be duly qualified and free from exceptions viz:- D.D. Bader. E.P.H. Miller. John M. le Pickering. John R. Bowman. Wm P. Carpenter. Joshua Ritchie. Michael Summers. Reuben L. Good. Thomas D. Rippetoe. & E.A. Sanford. and thereupon the Court directed the Clerk to issue a Venire Facias to the Sheriff of Rockingham County directed Commanding him to Summon six additional veniremen from a list furnished by the Court sitting which was accordingly done and from the veniremen Summoned as aforesaid the following four persons were examined by the Court on their voir dire and found to be duly qualified and free from exceptions. viz:- Geo. B. Keezle. D.M. Rodeffer. A.J. Kerlin. Daniel S. Harrison. And thereupon the Court directed the Clerk to issue another Venire Facias to the Sheriff of Rockingham County directed Commanding him to Summon Six additional Veniremen. from a list furnished by the Court sitting. which was accordingly done and from the additional Veniremen Summoned as aforesaid the following two persons were examined by the Court on their voir dire and found to be duly qualified and free from exceptions viz:- Jacob B. Neff & E.O. Peale and the panel of Sixteen being thus completed the prisoner was furnished a Copy thereof, and having Stricken therefrom the names of four of the persons of said panel viz:- E.P.H. Miller Wm P. Carpenter Reuben L. Good and Geo. B. Keezle the remaining twelve of said panel viz:- D.D. Bader. John M. le Pickering. John R. Bowman. Joshua Ritchie. Michael Summers. Thomas D. Rippetoe. E.A. Sanford. D.M. Rodeffer. A.J. Kerlin. Daniel S. Harrison. Jacob B. Neff and E.O. Peale. thereby Constituting the jury who being thus elected tried and Sworn well and truly to try and true deliverance make between the Commonwealth and the prisoner at the bar and a true verdict render according to the evidence. and not having time fully to hear the evidence and argument of Counsel were adjourned until tomorrow morning at 9 Oclock and were placed in charge of D.N. Bear and John A. Switzer Deputies for D.H. Rolston Sheriff of this County. to whom was administered an oath that you shall keep this jury together and have no communication with them yourselves nor permit any other person to converse or have any communications with them touching this trial and cause them to appear in Court on tomorrow morning at 9 Oclock. So help you God. And thereupon George Long. Archibald Berry. Mattie F. Strickler Jacob Funkhouser. D.M. Rice. Henry A. Heatwole. Jacob Dundore. Wm L. Anderson. Wm Gilbert. A.C. Martin. David Troyer. Daniel A. Rice. Wm McWilliams. Saml. N. Rice. Edward Jarvis witnesses in behalf of the Commonwealth. and Henry McDorman. Algernon McDorman. Wm. A. Blakemore

Samuel M Dorrance. John A. Kerr. Edgar Bowman. John Hannan. Sallie Hollen. Jeremiah Hollen. Jacob Chares witnesses in behalf of the prisoner appeared in Court and acknowledged themselves to be indebted to the Commonwealth of Virginia in the Sum of $100.00 Each to be levied of their respective goods & Chattels Lands and Tenements for the use of the said Commonwealth each waiving the benefit of their Homestead Exemption as to this obligation. Yet upon this Condition that they each do continue their personal appearance before the Judge of this Court as witnesses as aforesaid and not depart thence without leave of the Court.

And the Court doth award an attachment against Louisa Minnick a witness in behalf of the Commonwealth to the Sheriff of this County directed Commanding him to attach said Louisa Minnick and her safely Keep So that he may have her body before the Judge of this Court forthwith to do and receive what our said Court may then and there adjudge against her for her Contempt in failing to appear this day as a witness as aforesaid when duly Summoned. And doth award a Rule against Henry Dove a witness in behalf of the prisoner returnable forthwith to Shew Cause if any he can why he should not be fined and attached for his Contempt to us offered in failing to appear this day as a witness as aforesaid.

And thereupon the prisoner was remanded to Jail.

Samuel F. Senger & Samuel G. Glick the Sureties on the official bond of Mary E. Young Admx of the Estate of Isaiah R Young having required her by notice to execute a new bond with other Surety. she the said Mary E Young this day appeared in Court and together with Joseph Glick her Surety (who justified as to his sufficiency) entered into and acknowledged a new bond in the penalty of $1800.00 Conditioned according to law waiving the benefit of the Homestead Exemption as to this obligation.

Samuel F. Senger & Samuel G. Glick the Sureties on the Official bond of Mary E. Young Guardian for her Infant children Wm A. Young Lelia A. Young Ida R. Young & Mary R. Young having required her by notice to execute a new bond with other Surety. She the said Mary E Young this day appeared in Court and together with Joseph Glick her Surety (who justified as to his sufficiency) entered into and acknowledged a new bond in the penalty of $2000.00 Conditioned according to law waiving the benefit of the Homestead Exemption as to this obligation.

The Court doth appoint Mary E. Lincoln as guardian of Frank F. Lincoln Anna Bell Lincoln. Elizabeth W. Lincoln & Albertus M. Lincoln Infant Children of Albert E. Lincoln dec'd under the age of 14. Years. And thereupon she appeared in Court and together with Isaac F. Kibler her Surety (who justified as to his sufficiency) entered into and acknowledged a bond in the penalty of Six Hundred Dollars Conditioned according to law. (waiving the benefit of Homestead Exemption as to this obligation. and thereupon she qualified as said Guardian by taking the oaths prescribed by law.

It appearing to the Court from evidence introduced that the Rev'd L M. Kenzell is a regularly ordained Minister of the Reformed Church of the United States. and authorized to Celebrate the Rites of Matrimony, On his motion he appeared in Court and together with Reuben Huffman his Surety (who justified as to his sufficiency) entered into and acknowledged a bond in the penalty of $500.00 Conditioned according to law. waiving the benefit of the Homestead exemption as to this obligation and thereupon he accordingly qualified by taking the oaths prescribed by law.

Ordered that this Court be adjourned until to-morrow morning at 9. o'clock

Chas. T. O'Ferrall.

At a County Court continued and held in and for the County of Rockingham at the Court House thereof on Saturday May 24th 1879.

Present: Hon. Chas T. O'Ferrall, presiding.

On the motion of John M. P. Faught Exor of Elizabeth Cole dec'd. the Court doth appoint Jacob Hasler, George F. Hasler & John A. Armentrout to appraise the Estate of the said Elizabeth Cole dec'd. after first being duly Sworn.

Upon the Petition of Martin S. Whitmore and others. for the Establishment of a Public Road.

1 & 8 Copies. x This day Came the petitioners by their Attorney and the report of Edward S. Kenyon, Charles D. VanLear, and Isaac Long Commissioners appointed by the order of the Court at the May Term 1878. having been filed and inspected by the Court and found in proper form. The Court doth order that William J. Carpenter Wm. H. Wine, Martin Whitmore, Henry E. Bomer, M. S. Huckle, Mrs. Margaret Huckle, William Foley, George Rodekoffer, John Carpenter, James Sanfley, Jonathan Millers Heirs, Mrs George Lutz and Abraham Flory, the land owners along the route of said proposed road, be Summoned to the first day of the next (June) term of this Court to Show Cause if any they can why said road should not be established according to said Report.

Allen Beard, Foreman, R. F. Weaver, James C. Heltzel, Marion Long, J. H. Rolston, J. J. R. Price, Wright Gatewood, M. M. Huckle & Edward Bateman, were impannaled and Sworn a Special Grand Jury in and for the body of the County of Rockingham, and having received their charge from the Court, retired to their room to Consider their presentments and after Sometime returned into Court and made the following presentments. Viz:-

An Indictment against Robert Fricks. For interrupting an Assembly met for the Worship of God. A true bill. Wm Beard Foreman.

An Indictment against Allen Green for Incestuous Marriage. A true bill. Allen Beard Foreman.

An Indictment against Ellen Brown For Incestuous Marriage A true bill. Allen Beard Foreman,

An Indictment against Robert White For Perjury. A true bill. Allen Beard Foreman

And not having Completed the business before them were adjourned until Monday morning next at 10 o'clock.

Commonwealth

John A. McDorman. } Upon an Indictment for Forgery.

This day the prisoner John A. McDorman late of the County of Rockingham who stands indicted for a felony by him Committed was again led to the bar of the Court in Custody of the Jailor of this County. and thereupon Came again the Jury Sworn and impannaled on Yesterday for his trial pursuant to their adjournment. and having fully heard the evidence and argument of Counsel but not having time to Consider their verdict. were adjourned until Monday morning next at 10 o'clock and were placed in charge of D. N. Bear and John

Switzer Deputies for D.H. Rolston Sheriff of this County. to whom was administered an oath that you shall Keep this jury together and have no Communication with them yourselves nor permit any other person to Converse or have any Communications with them touching this trial and Cause them to appear in Court on Monday morning next at 10 Oclock So help you God
And thereupon the prisoner was remanded to Jail.

M. Lindow a Justice of the Peace for Ashby District in this County. this day paid into Court the Sum of $17.50 it being the amount of three Judgments for fine rendered by him in the following Cases viz:- Commonwealth. vs Daniel Drummond Jany 18. 1879 for Assault ($10.00) Same. vs John Drummond Jany 18. 1879. for Assault ($5.00) Same vs Charles Rhodes Jany 25. 1879. for Assault ($2.50)
certified.

Ordered that this Court be adjourned until Monday morning next at 10. Oclock
Chas. J. O'Ferrall.

At a County Court continued and held in and for the County of Rockingham, at the Court-House thereof. on Monday May 26. 1879

Present Hon. Chas. J. O'Ferrall presiding.

John Lincoln the Surety on the official bond of Michael M. Miller as Guardian for John J. D. Miller Infant under 14 years of age of Jacob Miller dec'd having required him by notice to execute a new bond with other Surety he the said Michael M. Miller this day appeared in Court and together with Henry Strenger & Frederick Stauffer his Sureties (who justified as to their sufficiency) entered into and acknowledged a bond in the penalty of $5000.00 Conditioned according to law. waiving the benefit of the Homestead Exemption as to this Obligation.

Commonwealth
vs } Upon an Indictment for Perjury
Robert White

This day came the Attorney for the Commonwealth and with the assent of the Court entered a Nolle Prosequi in the above Cause
It is therefore Considered by the Court that the Defendant go hence without day

Commonwealth. No. 1.
vs } Upon an Indictment for Forgery.
John A. McDorman

This day the prisoner John A. McDorman late of the County of Rockingham who stands indicted for a felony by him Committed was again led to the bar of the Court in Custody of the Jailor of this County. and thereupon Came again the jury Sworn and impannelled on Friday the 5th day of this term of the Court for his trial pursuant to their adjournment and upon their oaths do Say We the Jury find the Defendant John A. McDorman not guilty D. S. Harrison Foreman thereupon the jury was discharged. It is therefore Considered by the Court that the prisoner be discharged and go hence without day &c. as to this Indictment.
And thereupon for reasons appearing the prisoner was remanded to Jail.

The Grand Jury Sworn and impannelled on Saturday last the 6th day of this term of the Cmt in and for the body of the County of Rockingham. this day appeared in Cmt pursuant to their adjournment. and again retired to their room to consider further of their presentments. and after sometime again returned into Cmt and made the following presentments viz:-
An Indictment against Robert White For Perjury. A true bill Wm. Beard. Foreman.
An Indictment against James M Rhodes For Perjury A true bill Wm. Beard Foreman
An Indictment against Abraham Madden For Perjury a true bill Wm Beard. Foreman.
and having completed the business before them were discharged from further attendance upon this term of the Cmt.

It is ordered that Wm Beard. R. F. Weaver James C. Heltzel. Marion Long. J. H. Roleston of D. J. R Price. Wright Gatewood. H. H. Hickle and Edward Bateman be each allowed the Sum of Two Dollars for their services at this term of the Cmt. as Grand Jurors, and that the Same be certified to the Treasurer of this County for payment

Commonwealth. }
vs } Upon an Indictment For Perjury.
James M Rhodes. }

This day Came as well the Attorney for the Commonwealth as the defendant in person and by Counsel and thereupon the defendant by Counsel demurred to the said Indictment which demurrer upon Consideration the Cmt doth overrule, whereupon the defendant filed his plea of "not guilty" to said Indictment. and the Cmt doth fix upon the 2d day of the June Term next for the trial of this Cause. being June 17. 1879. And thereupon the Defendant by Counsel moved the Cmt to grant him bail. which motion upon Consideration the Cmt doth sustain. and fixes the amount of bail at the Sum of $500.00 for himself and the Same amount for his Surety, and thereupon the said James M Rhodes together with Cyrus Rhodes as his Surety (who justified as to his sufficiency) acknowledged themselves to be indebted to the Commonwealth of Virginia in the sum of $500.00 each to be levied of their respective goods and Chattels lands and tenements for the use of the Commonwealth of Virginia (each waiving the benefit of the Homestead Exemption as to this obligation) Yet upon this Condition that the said James M Rhodes does make his personal appearance before the Judge of this Cmt on the said 2d day of June Cmt next (being June 17. 1879) to answer the said Indictment, and not depart thence without leave of the Cmt.

On the Motion of John D. Wise the Cmt doth appoint Geo. G. Grattan Trustee in the place of John Smith Trustee in a certain Deed of Trust Executed by Benjamin Yiser to said Smith as Trustee as aforesaid on the 4th April 1857 It appearing to the Cmt that said Smith has had due notice of this motion.

The Cmt doth order that the following named persons be allowed the Sum opposite their names for their attendance and Services at this term of the Cmt as Veniremen Summoned for the trial of Felony Cases at $1.00 per day and that the Same be paid by the Treasurer of this County & certified to the Auditor of Public Accounts

cpf. sd.

S. P. N. Miller $1.00	R. S. Bader $4.00	Thomas D. Rippetoe $4.00	Jacob F. Neff $4.00
Wm. F. Carpenter $1.00	John M. C. Pickering $4.00	E. A. Sanford $4.00	E. O Peale $4.00
Reuben L. Good $1.00	John R. Bowman $4.00	D. M. Rodeffer $4.00	
Geo. B. Keezle $1.00	Joshua Ritchie $4.00	A. F. Keyser $4.00	
J. B. D. Rhodes $1.00	Michael Summers $4.00	Daniel S. Harrison $4.00	

Ordered. that this Cmt be adjourned until tomorrow morning at 10 oclock.

Chas. T. O'Ferrall.

At a County Court continued and held in and for the County of Rockingham at the Court House thereof on Wednesday May 28. 1879.

Present. Hon Chas. T. O'Ferrall presiding.

C.C. mailed to John H. Moore Comm. of Roads

Upon the Petition of Daniel Kiser and others to establish a Public Road from the Dayton & Mt Crawford road at or near where Isaac Gilbert's house formerly stood on George Garricofes land by way of the Landes County or Lindsay or Lyte property to the Harrisonburg & Warm Springs Turnpike at the North End of Bridgewater this day came again the Petitioners, and John Flory, Mrs Bundy, Felix Landes and James F Lonman & Moses Strickler Vendees of R. N. Pool vendee of T. M. Lyte (the land owners) who had heretofore entered themselves as Defendants in this Cause by their Attorneys and the Commissioners report as modified by the said land owners themselves in paper X signed by them & filed in this Cause and all opposition to the establishment of said road having been withdrawn and it appearing to the Court that the public interest demand the establishment of said road It is ordered that said Road be established in accordance with the Survey & report made by Wm Beard Jan 21 1875. as follows to wit: Beginning at Bridgewater on the Harrisonburg & Warm Springs Turnpike and running the Northern Side of said Road with the line of the Sheets lots S 67 3/4 E. 11 84/100 poles to an alley. thence across the same 88/100 of a pole to Mrs Coffmans & Lytes Corner thence with their line 21 28/100 poles to Coffmans Corner thence through Lytes land 19 7/10 poles passing Lytes & Flurys Corner sufficiently so as to locate the balance of the road wholly on the lands of John Flury. thence thence S. 33 1/2 E 5 1/2 poles (passing a Corner of Landes) to a point opposite Landes second Corner. thence S 65. E. 8 poles to a point opposite Landes & Garricofes Corner thence along Garricofes line S 70 1/2 E 5 9/10 poles to the Mt Crawford and Dayton Road near said Gilberts said house. The Road to be located on the South west Side of this line as run by said Beard from A. to B. on the accompanying diagram. A. B. & D. & E. shew angles and termini of said Road which is wholly located on the lands of Bundy. Flury. & the Lyte land now owned by said Lonman & Strickler, excepting that along Bundys lot the alley is to constitute part of the Road But the right is reserved to change said road along said Garricofes line should the grade prove too Steep. And the Commissioners of Roads of Ashby District is hereby directed to proceed forthwith to open said road in accordance with this order following Specifically the Courses and distances herein before set forth. And it is further ordered that the said land owners be allowed the damages and Compensation following to wit: to James F. Lonman $25.00 Moses Strickler $40.00 John Flury $35.00 as agreed to by them in said paper X. and to Wm Bundy $59. according to the Report of Commissioners Joseph S. Loose Joseph Click Harvey Lyte & C. F. Miller all of which sums of Money are to be paid out of the Levy of 1878 if there is any Surplus. if not then out of the Levy of 1879

It is further ordered that said Road Commissioner make his report to the June term next of this Court. how he has executed this order. with a view to a final determination of this Cause

Mrs M. C. Lupton This day presented in Court an account against The Commonwealth of Virginia amounting to the sum of $36.00 for Dieting the Venire in the Case of The Commonwealth vs John A. McDorman charged with Forgery 3 days at $1.00 per day Each. which being sworn to was examined and allowed by the Court and ordered to be certified to the Auditor of Public Accounts for payment.

P d

Upon the Application of Geo. W. Kemper. It appearing to the Court that the Report of Survey of A. C. Bear Surveyor of Rockingham County of a tract of land containing 29 A. 1 R. & 28 P. Situated in Browns Gap in this County and assessed upon the land books of this County to Peter Ditch and Sold by the Treasurer of Rockingham County as delinquent Land on the 15th day of December 1873 to Geo. W. Kemper for the non-payment of Taxes for the years 1869 & 71 as appears to the Court by the Certificate of S. R. Allebaugh, Treasurer of Rockingham County, are made according to law. It is ordered that said Certificate and Survey and Plate be recorded in the Clerk's office of the County Court of this County.

It appearing to the Court from an inspection of the Report of A. M. Newman Commissioner of Accounts of the Settlement of the Accounts of Thomas K. Hansbergers & Henry Hansberger Admrs. of John Hansberger dec'd bearing date September 20. 1878 & filed April 2nd 1879. that there is in the hands of said Administrators as such due to the unknown heirs of Jacob Hansberger & Catharine his wife the sum of Eight $\frac{88}{100}$ dollars: and that a like ammt is due from said Administrators to the unknown heirs of Jacob Engle & Mary his wife, the Court doth hereby order said Thomas K. Hansbergers & Henry Hansberger as such Administrators of John Hansberger dec'd to pay over to George E. Sipe as General Receiver of this Court the said several ammts due the said unknown heirs of the said Jacob Hansberger & wife & of the said Jacob Engle & wife, and that said Gen'l. Rec'r hold the same subject to the further orders of this Court.

Copy'd for D.K.H.

Upon the Petition of M. J. Atlaffey and others for the Establishment of a Public Road leading from a point on the Harrisonburg and Port Republic Road at or near Mill Creek Church to a point in the "Rock Fish Gap Road" near North River to be known as the Mill Creek Church and Keezers Cave Station Road"

This day came the Petitioners by Counsel and it appearing to the Court that viewers heretofore appointed made their report to the March Term last, and the land-owners along said proposed road having been summoned to the April Term last to shew Cause if any they have against the report of the said viewers - and they being solemnly called came not. And no objection being made to the establishment of said road, as proposed and as located by the viewers. the Court on Examination of the said report and after hearing the evidence introduced, and the Argument of Counsel, is of opinion that the public Convenience requires the establishment of the road as proposed and as located by said viewers and doth establish the same in accordance with the report and diagram of said viewers as follows: Beginning at Station one on the Port Republic Road in a line of George Miller and Rev Isaac Long. thence N. 85° W 58 $\frac{8}{10}$ poles. S 44° W. 66 $\frac{8}{10}$ poles. S 68° W 45 poles S. 52° W. 38 $\frac{6}{10}$ poles S 17° W 47 $\frac{6}{10}$ N 60 $\frac{3}{4}$° W 53 poles. S 51 $\frac{1}{4}$° W 61 $\frac{6}{10}$ poles S 13° W 67 $\frac{3}{10}$ poles S 35° W 10 $\frac{1}{2}$ poles. S 3° W 4 $\frac{7}{10}$ poles S 26° E 13 poles. S 34° W 18 $\frac{8}{10}$ poles. S 44 $\frac{1}{2}$° W. 21 $\frac{5}{10}$ poles S 43 $\frac{1}{2}$° W 19 $\frac{6}{10}$ poles S 33° W 36 $\frac{9}{10}$ S 38° W 22 $\frac{1}{10}$ poles. S 45 $\frac{1}{4}$° W 56 poles S 82 $\frac{1}{2}$° W 15 poles S 87 $\frac{1}{2}$° W 86 poles. S 11° E 26 $\frac{6}{10}$ poles S. 34 $\frac{1}{2}$° E 21 $\frac{2}{10}$ poles. S 49 $\frac{1}{2}$ E 4 $\frac{7}{10}$ poles S 8° E 57 $\frac{2}{10}$ poles S 36 $\frac{1}{2}$° E 61 $\frac{1}{2}$ poles. S 2° W 1 $\frac{2}{10}$ poles S 17 $\frac{1}{2}$° W. 9 $\frac{8}{10}$ poles S. 25° W 10 $\frac{3}{10}$ poles. S 3° E 14 $\frac{1}{2}$ poles. S. 22 $\frac{1}{4}$° E 21 $\frac{8}{10}$ poles S 19° E 5 $\frac{7}{10}$ poles S. 35 $\frac{1}{4}$° E 19 poles. S. 18 $\frac{1}{4}$° E 16 $\frac{7}{10}$ poles. S 3 $\frac{1}{4}$° W 4 $\frac{4}{10}$ poles. S 57° W 4 $\frac{2}{10}$ poles. S 26° W. 20 $\frac{8}{10}$ poles S 59 $\frac{1}{2}$° W. 24 poles S 36 $\frac{1}{2}$° W 40 poles. S 45° W 16 $\frac{8}{10}$ poles S 38 $\frac{1}{2}$° W 18 $\frac{2}{10}$ poles. S 36° W 26 $\frac{8}{10}$ S 38° W 118 poles S 27° E 22 $\frac{9}{10}$ poles. S 68° W 10 $\frac{7}{10}$ poles S 47 $\frac{3}{4}$° W 98 $\frac{8}{10}$ poles N 47 $\frac{3}{4}$° W. 9 poles N 89 $\frac{1}{2}$° W 20 poles. N 69° W 45 $\frac{6}{10}$ poles S 64 $\frac{1}{4}$° W 27 $\frac{6}{10}$ poles S 42° W. 21 $\frac{6}{10}$ S. 41 $\frac{3}{4}$° W 8 poles N 74 $\frac{1}{2}$° W. 16 poles N 49 $\frac{1}{2}$° W. 10 $\frac{4}{10}$ poles S. 50° W 8 $\frac{4}{10}$ poles S 36 $\frac{1}{2}$° W 3 poles S 13 $\frac{1}{2}$ W. 19 $\frac{6}{10}$ poles to the intersection of the Rock Fish Gap Road

The Road Commissioners (John W. Moore) of Ashby District is hereby directed to

Ord'd & Mailed to John W. Moore Road Commr. of Ashby Dist.

proceed forthwith to open said road in accordance with the report of said viewers. and make report to this Court at the August Term next how he has executed this order, the location to conform strictly to said report. the Court doth allow the land damages as fixed by the viewers in their report as follows to-wit- Isaac Long Six Dollars. Thos. W. Sedwick twenty Dollars. Saml. Petry Fifteen Dollars. Saml. Enders Ten Dollars. Henry Harshberger twenty two dollars. Jacob Harshberger Eighteen Dollars Saml. Senger Sr. dec'd Six Dollars. Peter Shwalter Sen'r Ten Dollars. Abraham Eyers twenty five Dollars. Peter A. Shwalter ten Dollars. John Root five dollars Mathias Deihl dec'd Fifteen Dollars, The said Road passes also through the Lands of the following persons who claim no damages Isaac Long. George Miller Mrs Hilleary Sanley. Ellen Shwalter Sen'r. Samuel Bakenhus. Christian Hartman. Heirs of Jonathan Miller dec'd Peter A Hartman & Martin J. Altaffer. The Road bed not to be less at any point than 22 feet. payable first of the Sept of 1879

On the Application of Peter D. Zimmerman & others for the establishment of a Public Road from a Point on the Catoctin and Jungerwalley Road known as "Smiley's Gate terminating at the Dry Pond on the Monlaun Road a distance of about one mile.

1 & 3 co's res'd

The Court doth appoint T. J. Jackson Michael Whitmer & Jacob Funkhouser viewers. to view the ground. and report to this Court at its next term the conveniences and inconveniences that will result, as well to individuals as to the public, if such road should be established as proposed. and especially whether any yard. garden. orchard. or any part thereof will have to be taken.

They shall further report the facts and circumstances in their opinion useful in enabling the Court to determine the expediency of establishing the road. They shall report the names of the land-owners on such route. and State which of them require Compensation; the probable amount. in their opinion. to which such party may be entitled. and any other matter which they may deem pertinent. They shall not locate any route on which there may be a grade at any one point exceeding Six degrees. and shall endeavor to locate a route which shall exceed five degrees at any one point.

A Map or diagram of the route with Curves and distances. shall be returned with their report. A Statement of the number of days each viewer and Surveyor was employed in executing this order. shall be appended to the report. and Sworn to before a Justice of the Peace or other officer. who shall append his certificate to the Same. Any defect in the action or report of the viewers will debar them from receiving pay for their services.

On the Application of Anthony Burkholder. Wm. B. Byrd & others for the establishment of a Public Road Beginning at the Corner of B. F. Zittle & the widow Brannegan on the road leading from Bumpass Mill to Hamsonburg to the Brock's Gap Road near the residence of John Berry

1 & 3 co's res'd

The Court doth appoint James C. Settzer. George Chrisman. and Edward S. Kaufer viewers. to view the ground. and report to this Court at its next term. the Conveniences and inconveniences that will result. as well to individuals as to the Public. if Such road should be established as proposed. and especially whether any yards. gardens. orchard. or any part thereof will have to be taken.

They shall further report the facts and circumstances in their opinion. useful in enabling the Court to determine the expediency of establishing the road.

They shall report the names of the land-owners on Such route. and State which of them require Compensation; the probable amount. in their opinion. to which Such may be entitled. and any other matter which they may deem pertinent.

They shall not locate any route on which there may be a grade at any one

point exceeding Six degrees, and shall endeavor to locate a route which shall not exceed five degrees at any one point. A Map or diagram of the route with Courses and distances, shall be returned with their report. A Statement of the Number of days each viewer and Surveyor was employed in executing this order, shall be appended to the report, and sworn to before a Justice of the Peace, or other Officer, who shall append his Certificate to the same Any defect in the action or report of the Viewers will debar them from receiving pay for their Services.

On the Petition of James M. Sawley & others for the Establishment of a Public Road leading from a point on the Port Republic Road near Alexander Kyger's to a point on the Brieden Church Road near said Church.

John H. Moore Comm'r. of Roads for Ashby District and John I. Wood Comm'r. of Roads for Stonewall District in this County having made their report to this term of the Court that in pursuance of the order Establishing said road entered at the December Term last of this Court, (1878) that they proceeded as therein directed to make said road in accordance with the report of the viewers filed in this cause and that the said road is now open, complete and ready for travel

It is therefore ordered that said cause be stricken from the Court Docket.

Ordered that this Court be adjourned until tomorrow morning at 10 O'clock

Chas. T. O'Ferrall.

At a County Court Continued and held in and for the County of Rockingham at the Court-House thereof on Saturday May 31st 1879.

Present: Hon Chas. T. O'Ferrall, presiding.

Ordered that this Court be adjourned until Monday morning next at 10 o'clock

Chas. T. O'Ferrall.

At a County Court continued and held in and for the County of Rockingham at the Court House thereof on Monday June 2nd 1879.

Present Hon. Chas. T. O'Ferrall. presiding

Ordered that this Court be adjourned until tomorrow morning at 10 o'clock.

Chas. T. O'Ferrall.

At a County Court continued and held in and for the County of Rockingham at the Court House thereof on Thursday June 5th 1879.

Present. Hon Chas. T. O'Ferrall presiding.

Upon the Application of Martin Whitmer and others for the establishment of a public Road.

This day came again the Petitioners by their attorneys and it appearing to the Court that John Miller and James Miller are tenants in actual occupation of the lands belonging to the heirs of Jonathan Miller dec'd the Court orders that the Summons heretofore awarded against the land owners be served upon the said tenants.

Ordered that this Court be adjourned until to morrow morning at 10 Oclock A.

Chas. T. O'Ferrall.

At a County Court Continued and held for and for the County of Rockingham at the Court House thereof on Saturday June 4th 1879.

Present. Hon. Chas. T. O'Ferrall presiding.

Ordered That this Court be adjourned until Monday morning next at 10 Oclock A.

Chas. T. O'Ferrall.

At a County Court Continued and held for and for the County of Rockingham at the Court House thereof. on Tuesday June 10. 1879.

Present Hon Chas. T. O'Ferrall. presiding.

Upon the Petition of Charles G. Kumei sothers for the Establishment of a Public Road.

This day Came again the parties by their Attorneys and thereupon the Commissioners George J. Kisling, C. Miller, and Henry W. Kelley heretofore appointed in this Cause having returned their report into Court. the Same is examined by the Court but being found defective is ordered to be recommitted but it appearing also that Since Said report was made George J. Kisling has departed this life and C. Miller has removed from the County. It is ordered that Edward D. Kemper & Charles A. Vandegr be appointed as Commissioners in the room and stead of Said Kisling and Miller and are ordered to act with the other Commissioners and make report according to law.

Ordered That this Court be adjourned until tomorrow morning at 10 Oclock A.

Chas. T. O'Ferrall.

At a County Court Continued and held in and for the County of Rockingham at the Court House thereof. on Wednesday June 11. 1879.

Present. Hon Chas. T. O'Ferrall presiding.

On his motion. and it appearing to the Court that Charles D. Harrison is a man of good character and honest demeanor of the age of twenty one years and has resided in this County one year next preceding this application It is ordered that a Certificate be granted him for obtaining the necessary License to practice Law in this Commonwealth.

Wm D. Mardew, a Justice of the Peace for Stonewall District in this County. this day paid into Court the Sum of $5.00 it being the amount of a Judgment for fine rendered by him in said Argabright J. P. of Said District on the 6th day of May 1879. in the following Cases, Viz:- Commonwealth vs Elbridge L. Linny and Howard L. Linny for Assault.

certified.

Ordered, That Court be adjourned until to-morrow at 10 o'clock.

Chas. T. O'Ferrall.

At a County Court continued and held in and for the County of Rockingham, at the Court House thereof on Saturday June 14, 1879.

Present:- Hon. Chas. J. O'Ferrall, Presiding.

c/p. & d.

Jos. H. Kite, Regr. this day presented in Court an account against the County of Rockingham, amounting to the sum of $10.00 for preparing new Registration Books for Conrad's Store Precinct, which being proven, was examined and allowed by the Court, and ordered to be certified to the Treasurer of this County for payment out of the Levy for 1878.

Ordered, That Court be adjourned until the first day of the next term.

Chas. J. O'Ferrall.

At a County Court held for and for the County of Rockingham at the Court House thereof on Monday June 16. 1879.

Present: Hon Chas. T. O'Ferrall presiding.

The Clerk of this Court this day presented in Court a list of Deeds &c. received and admitted to record in the Clerks office of this Court at and since the last May Term thereof, which list being seen and inspected by the Court, is ordered to be Spread upon the minutes, and is as follows, Viz:—

Power of Attorney	Henry Dreyer.	John C. Joseph
Bargain Sale	Jackson Showalter & wife & others.	John N. Mitchell.
" "	Solomon Martz.	Reuben Keller.
" "	Lydia Keller.	Jacob Keller.
Deed of Release	Geo. F. Fulk Trustee & Mary K. Dreyer.	Absalom Roadcap & others.
Bargain Sale.	Wm Eliza Sapley wife of Geo. Sapley	John R. Swank
" "	William J. Chrisman & wife.	Same.
" "	Samuel E. Long & wife	D. F. Long & E. Long
" "	Wm M. Billheimer & wife.	Jacob L. Sibert & A. F. Sibert.
" "	Amanda Holsinger.	Noah Spitzer & his heirs
" "	Henry Swisegood & wife	William C. Neswander
" "	Susan D. Alexander	James A. Alexander Trustee for Alexander &
Homestead Deed	Elizabeth Simmers.	Certificate of Homestead
Bargain Sale	Charles A. Vanderan	John H. Moyerhoeffer
" "	Jacob Meperole	Geo. M. Dillard Trustee for Sallie J. Dillard.
" "	Joseph Paul	Jacob Chapman
" "	B. G. Patterson & wife.	Susan Jackson & Sallie Jackson.
" "	James F. Dovel	Sarah V. Dovel & her Children
Trust Deed	George M. Dillard & wife.	G. French Compton Trustee.
Bargain Sale	Jacob Shank Jr.	Martin Brunk
" "	B. G. Patterson Commissioner	Jefferson Breeze.
" "	J. Fred Effinger & John A. Bell	Reuben Dallard & others Trustees M. B. Church
" "	Abraham & Joseph Garber	Anna Calhoun.
" "	James S. Davis & D. P. Shuler & W. Shuler & wife	Adam Keyser
Trust Deed	Absalom Roadcap	Oliver B. Roller Trustee.
Certificate Lien Note.	A. N. Peale	G. Ober & Sons.
" "	Wm L. Anderson	Same
Art of Agreement	F. L. Eyster	and Sd. & D. G. R. Eutsler.
Bargain Sale	Geo. H. Hamsberger Surv. Exor of Jacob Hamsberger	Dec'd Henry Andrew.
" "	Elizabeth Bell	Oscar A. Bell & Sarah E. Bell
" "	Charles E. Haas Special Commissioner	Sarah Miller
" "	George E. Grattan Commissioner	Mary Long
Trust Deed.	Mary Long	Wm Shands Trustee.
Bargain Sale	John Wine & wife.	Samuel H. Wine
" "	Loretta E. Hammill & Wm Hammilbher	husband Wm H. Blakemore
" "	Wm P. McCall & wife.	Same
" "	Harvey F. Smith & wife.	Thomas M. Blakemore.
" "	J. Bocock	George R. Dennett
Art of Agreement	Gerard F. Hopkins.	and Geo. F. Kisling.
Bargain Sale	John E. Roller Exrs of Elizabeth Miller	Wm D. Rodgers.
Trust Deed	Wm D. Rodgers & wife.	Oliver B. Roller Trustee.
Bargain Sale	B. G. Patterson Commr.	John D. Wisner
" "	Henry C. Wyeth & wife.	Same
" "	Margaret Arey.	William Arey

Lis Pendes.	David Flook & Admr.	against	John Keller. Asbury Fawcett & Geo. Fawcett
Trust.	Wm H. Slagle & Bruch.		to D B. Roller Trustee.
Bargain Sale.	Jeremiah S. Diehl & wife.		John Roote
" "	Wm. B. Compton Commissioner.		Patrick O Sullivan Trustee for Mrs Catharine Sullivan & her Children
" "	Jefferson Herr & wife.		Mary E. Bard.
" "	Geo. W. Bayley Commissioner.		Jacob Simmers.
Trust Deed	Jacob A. Simmers & wife.		Oliver P. Roller Trustee.
Bargain Sale	A. M. Mannan Commissioner		Geo. W. Repard
Lis Pendens	Geo. M. Nicholas.		H. L. Enlster
Bargain Sale	John M. Mezé & wife.		to Wilbrain Slusser & wife.
" "	Thomas F. Kontz.		Jacob M. Kontz.
" "	Isaac Paul & wife.		L. N. Ott & Wm Ott.
" "	John F. Good & wife & Jacob M. Swank & wife		David A. Heaturte.
Petition & Lis Pendens Note.	Julia A. Washington & her Trustee		Geo. W. Babb & Son.
Bargain Sale	Wm B. Slusser & wife & Dy. W. Keller & wife		Lisei Shutter.
Marriage Agreement or Contract	Samuel Shuck & Mary D. Brunemon.		Frederick A. Rhodes Trustee.
Trust Deed	R. J. Shelp.		H. A. Daugenfelp Trustee.
Bargain Sale	Wm. B. Compton Commissioner.		Mrs Mary E. Bare.
Art of Agreement.	James C. Keltzel.		Warren S. Lusby.
Bargain Sale	John E. Roller Trustee & J. N. Gordon & wife.		to Same

Appraisement & Sale Bill of Personal Property of Susan Rhinehart dec'd.
" " " " " " " Andrew Robinson, dec'd. William Robinson dec'd.
Appraisement Bill of the Estate of Joseph F. Klunt dec'd.
Appraisement and Sale Bill of the Estate of Peter Zeltes Dec'd.
The foregoing Appraisement & Sale Bills were this day presented in Court and no exceptions being taken thereto. the Same are ordered to be recorded.

The New Rawley Springs Company. } M. D. } S. D. Crawford. } upon a Notice.
Joseph Miller. } H. R. Lilley late Constable & his Sureties. }

Geo. M. Arey Exor & Extx. } upon a Notice. } James C. Keltzel & others Petitioners } upon a Petition.
Wm Robinson Executor &c. } M. R. H. Mefreak }

Ordered. that the foregoing Causes be placed upon the Cmts Docket

In the Matter of the Petition of Martin Whitmer & others for the Establishment of a Public Road.

106 Copies. This day Came again the parties by their Attorneys. and it appearing that of the land owners who were ordered to be summoned at the last term of this Court. process was not served upon Mrs Margaret Kuckle. George Rodaheffer John Melfer and James Miller Mrs George Lutz and Abraham Flory. It is ordered that new process be awarded against them, returnable to the 1st day of the next term. and process having been served on the other land owners and the Same being returned duly executed. it is ordered to be docketed as to them.

cp's. / upon the motion of M. M. Wilbert one of the heirs of Levi Wilbert dec'd. the Court doth appoint I. F. Brenner. Herod Homan and John J. Bowman Commissioners to Assign to Sarah Wilbert widow of the said decedent. Her dower in the Real estate of which he died seized.

On the motion of William Brannaman the Estate of James Brannaman dec'd is Committed to D.H. Roblon Sheriff of Rockingham County for administration it appearing to the Court that said decedent has been dead for more than three months without administration upon his Estate.

Jos M. Rhodes Comm'r. of the Revenue for Ashby District and Emanuel Wilkins Comm'r. of the Revenue for Plains District in this County returned to the Court a Copy of their Certificate &c. as to the Sale of Wine Alcoholic and Malt Liquors by all licensed retail and Barroom Liquor Dealers within their respective Districts the first from May 17 1879 to June 14. 1879 amounting to $5.88 the Second for the Month ending May 31. 1879 amounting to $17.94 as required by an Act entitled "An Act imposing a tax and prescribing the mode of collecting the same on the privilege of Selling wine. Ardent Spirits Malt Liquors &c. Approved March 31st 1877, which are ordered to be filed.

This day Miss Franklin Bouts. Infant of George W. Bouts over the age of 14 years appeared in Court and made Choice of Geo W. Bouts as his guardian. and the Court doth appoint the said Geo W. Bouts as guardian for Albert Harvey Bouts Infant under 14 years of age of the said Geo. W. Bouts. And thereupon the said George W. Bouts appeared in Court and together with J.R. Bowman his Surety (who justified as to his sufficiency) entered into and acknowledged a bond in the penalty of $80.00/100 Conditioned according to law. waiving the benefit of the homestead Exemption as to this obligation. and qualified as said Guardian.

On the Motion of Henry Thomas and Solomon Wine the Estate of Jacob Wine dec'd is Committed to D.H. Roblon Sheriff of Rockingham County for administration with the will annexed. It appearing to the Court that said decedent has been dead for more than three months without administration upon his Estate.

And the Court doth appoint Joseph Click. Jacob Click. John G. Miller. Samuel Miller and John Zigler to appraise the Estate of said Jacob Wine dec'd any three of whom may act after first being duly Sworn.

The following named persons who were elected Justices of the Peace for the respective Districts of this County, at an Election held on the 22nd day of May 1879. to-wit:- William Brake & D.G. Maltz for Plains District. M. Lindon & B.M. Rice for Ashby District. Joel Ruiter & John Buckholder for Linville District J.K. Shiff & H.B.C. Autry for Stonewall District. John M. Bowers and Geo. B. Keezle for Central District this day appeared in Court and respectively qualified according to law as Justices of the Peace as aforesaid. for the term prescribed by law.

George G. Grattan, who was, on the 22d day of May 1879, duly elected Attorney for the Commonwealth, for this County, to serve as such for the term of four years, commencing on the first day of July 1879, and afterwards until his successor is qualified to entitle upon the discharge of the duties thereof, this day appeared in Court, and thereupon the said George G. Grattan qualified as such by taking the several oaths required by law.

Milton Taylor who was, on the 22d day of May 1879, duly elected Supervisor for Plains District in the County of Rockingham, to serve as such for the term of two years, commencing on the 1st day of July 1879, and afterwards until his successor

is qualified to enter upon the discharge of the duties thereof, this day appeared in Court, and together with Wm F. Bowers his surety, (who justified as to his sufficiency) entered into and acknowledged in open Court a bond in the penalty of $2500.00, conditioned for the faithful execution of the duties of his office, and each of said of said obligors waiving the benefit of the Homestead exemption as to this obligation. And thereupon the said Milton Taylor qualified by taking the several oaths required by law.

David A. Heatwole, who was, on the 22d. day of May 1879 duly elected Supervisor for Central District in Rockingham County, to serve as such for the term of two years, commencing on the 1st day of July 1879, and afterwards until his successor is qualified to enter upon the discharge of the duties thereof, this day appeared in Court, and together with Peter Swope, his surety, (who justified as to his sufficiency,) entered into and acknowledged in open Court a bond in the penalty of $2500.00 conditioned for the faithful execution of the duties of his office, and each of said obligors waiving the benefit of the Homestead Exemption as to this obligation. And thereupon the said David A Heatwole qualified by taking the several oaths required by law.

Jos. M. Rhodes, who was, on the 22nd day of May in the year 1879 duly elected Commissioner of the Revenue for Ashby District in the County of Rockingham, to serve as such for the term of four years Commencing on the first day of July, 1879, and afterwards until his Successor is qualified to enter upon the discharge of the duties thereof, this day appeared in Court, and together with Henry D. Rhodes & John H. Frank his sureties (who justified as to their sufficiency) entered into and acknowledged in open Court a bond in the penalty of $3000.00 conditioned for the faithful execution of the duties of his office, and each of said obligors waiving the benefit of the Homestead Exemption as to this obligation which bond is ordered to be recorded by the Clerk of this Court, who is also directed to transmit a copy of said bond and a copy of this order to the Auditor of Public Accounts. And thereupon the said Jos. M. Rhodes qualified by taking the several oaths required by law.

Levi S. Byrd, who was on the 22nd day of May in the year 1879 duly elected Commissioner of the Revenue for Central District in the County of Rockingham, to serve as such for the term of four years Commencing on the first day of July 1879, and afterwards until his Successor is qualified to enter upon the discharge of the duties thereof, this day appeared in Court, and together with Emanuel H Cromer his surety (who justified as to their Sufficiency) entered into and acknowledged in open Court a bond in the penalty of $3000.00 conditioned for the faithful execution of the duties of his office, and each of said obligors waiving the benefit of the Homestead Exemption as to this obligation which bond is ordered to be recorded by the Clerk of this Court, who is also directed to transmit a copy of said bond and a copy of this order to the Auditor of Public Accounts. And thereupon the said Levi S Byrd qualified by taking the several oaths required by law.

On the motion of Levi S. Byrd, who this day qualified as Commissioner of the Revenue for Central District in this County, James M. Linewaver appeared in Court and qualified as his assistant by taking the several oaths required by law.

Henry N. Beery, who was on the 22nd day of May in the year 1879 duly elected Commissioner of the Revenue for Linville District in the County of Rockingham. to serve as such for the term of four years Commencing on the first day of July 1879, and afterwards until his Successor is qualified to enter upon the discharge of the duties thereof. this day appeared in Court and together with E. Fletcher his Surety (who justified as to his sufficiency) entered into and acknowledged in open Court a bond in the penalty of $3000.00 Conditioned for the faithful execution of the duties of his office and each of said obligors waiving the benefit of the Homestead Exemption as to this obligation. which bond is ordered to be recorded by the Clerk of this Court. who is also directed to transmit a copy of said bond and a copy of this ordered to the Auditor of Public Accounts. And thereupon the said Henry N. Beery qualified by taking the several oaths required by law.

Thomas L. Williamson, who was on the 22nd day of May in the year 1879 duly elected Commissioner of the Revenue for Plains District in the County of Rockingham to serve as such for the term of four years, Commencing on the first day of July 1879, and afterwards until his Successor is qualified to enter upon the discharge of the duties thereof. this day appeared in Court and together with G. M. Williamson & Wm. A. Games his Sureties (who justified as to their Sufficiency) entered into and acknowledged in open Court a bond in the penalty of $3000.00 Conditioned for the faithful execution of the duties of his office and each of said obligors waiving the benefit of the Homestead Exemption as to this obligation. which bond is ordered to be recorded by the Clerk of this Court, who is also directed to transmit a copy of said bond and a copy of this order to the Auditor of Public Accounts. And thereupon the said Thomas L. Williamson qualified by taking the several oaths required by law.

On the Motion of Thomas L. Williamson, who this day qualified as Commissioner of the Revenue for Plains District in this County, John W. Taylor appeared in Court and qualified as his assistant by taking the several oaths required by law.

J. N. Roff, who was on the 22nd day of May in the year 1879 duly elected Commissioner of the Revenue for Stonewall District in the County of Rockingham to serve as such for the term of four years. Commencing on the first day of July 1879. and afterwards until his Successor is qualified to enter upon the discharge of the duties thereof. this day appeared in Court and together with John E. Roller & S. Huffman Geo. W. Kedrick & Henry Flemming his Sureties (who justified as to their Sufficiency) entered into and acknowledged in open Court a bond in the penalty of $3000.00 Conditioned for the faithful execution of the duties of his office and each of said obligors waiving the benefit of the Homestead Exemption as to this obligation. which bond is ordered to be recorded by the Clerk of this Court. who is also directed to transmit a copy of said bond and a copy of this order to the Auditor of Public Accounts And thereupon the said J. N. Roff qualified by taking the several oaths required by law.

E. R. Neff, who was on the 22nd day of May in the year 1879. duly elected Constable for Plains District in the County of Rockingham. to serve as such for the term of two years Commencing on the first day of July 1879 and afterwards until his Successor is qualified is qualified to enter upon the discharge of the duties thereof. this day appeared in Court and together with Saml. L. Hoover & John B. Bare his Sureties (who justified as to their Sufficiency) entered into and acknowledged in open Court a bond in the penalty of $4000.00 Conditioned for the faithful execution of the duties of his office and each

of Said obligors waiving the benefit of the Homestead Exemption as to this obligation. And thereupon the Said E.R. Roff. qualified by taking the Several oaths required by law.

James M. Burgess, who was on the 22d day of May in the year 1879. duly elected Constable for Ashby District in the County of Rockingham to Serve as Such for the term of two years Commencing on the first day of July 1879 and afterwards until his Successor is qualified to enter upon the discharge of the duties thereof. this day appeared in Court and together with George W. Kettle. & Elijah D. Huffman his Sureties (who justified as to their Sufficiency) entered into and acknowledged in open Court a bond in the penalty of $1000.00 Conditioned for the faithful execution of the duties of his office. and each of Said obligors waiving the benefit of the Homestead Exemption as to this obligation. And thereupon the Said James M. Burgess qualified by taking the Several oaths required by law.

D. M. Rodeffer, who was on the 22d day of May in the year 1879 duly elected Constable for Linville District, in the County of Rockingham, to Serve as Such for the Term of two years, Commencing on the first day of July. 1879. and afterwards until his Successor is qualified to enter upon the discharge of the duties thereof. this day appeared in Court. and together with Conrad Rodeffer his Surety. (who justified as to his Sufficiency) entered into and acknowledged in open Court a bond in the penalty of $1000.00 Conditioned for the faithful execution of the duties of his office. and each of Said obligors waiving the benefit of the Homestead Exemption as to this obligation. And thereupon the Said D. M. Rodeffer qualified by taking the Several oaths required by law.

J. Thomas Burner, who was on the 22d. day of May in the year 1879. duly elected Constable for Stonewall District in the County of Rockingham to Serve as Such for the term of two years Commencing on the first day of July 1879. and afterwards until his Successor is qualified to enter upon the discharge of the duties thereof. this day appeared in Court and together with G. H. Miller. Wm. R. Marshall John Coffer of Asberry Bear his Sureties (who justified as to their Sufficiency) entered into and acknowledged in open Court a bond in the penalty of $1000.00 Conditioned for the faithful execution of the duties of his office. and each of Said obligors waiving the benefit of the Homestead Exemption as to this obligation. And thereupon the Said J. Thomas Burner qualified by taking the Several oaths required by law.

Samuel Miller, who was on the 22d day of May in the year 1879 duly elected Overseer of the Poor. for Plains District in the County of Rockingham. to Serve as Such for the term of two years Commencing on the first day of July 1879 and afterwards until his Successor. is qualified to enter upon the discharge of the duties thereof. this day appeared in Court and together with Wm. H. Drake his Surety (who justified as to his Sufficiency) entered into and acknowledged in open Court a bond in the penalty of $500.00 Conditioned for the faithful execution of the duties of his office, and each of Said obligors waiving the benefit of the Homestead Exemption as to this obligation. And thereupon the Said Samuel Miller qualified by taking the Several oaths required by law.

William Sellers, who was on the 22d day of May in the year 1879 duly elected Overseer of the Poor for Linville District, in the County of Rockingham. to Serve as Such for the term of two years Commencing on the first day of July 1879. and afterwards until his Successor is qualified to enter upon the discharge of the duties thereof. this day appeared in Court and together with Peter W. Long his Surety (who justified as to his Sufficiency) entered into and acknowledged in open Court a bond in the penalty of $500.00 Conditioned for the faithful execution of the

duties of his office, and each of said Obligors waiving the benefit of the Homestead Exemptim as to this obligation. And thereupm the said William Sellers qualified by taking the oaths requried by law.

B. F. Hughes, who was on the 22nd day of May in the year 1879, duly elected Overseer of the Poor for Ashby District in the County of Rockingham, to serve as such for the term of two years. Commencing on the first day of July 1879. and afterwards until his Succesor is qualified to enter upm the discharge of the duties thereof, this day appeared in Court and together with Wm P. McCall his Surety (who justified as to his Sufficiency) entered into and acknowledged in open Court a bond in the penalty of $500.00 Conditioned for the faithful execution of the duties of his office, and each of said obligors waiving the benefit of the Homestead Exemptim as to this obligation. And thereupm the said B. F. Hughes qualified by taking the several oaths required by law.

John H. Moore, who was on the 22nd day of May 1879 duly elected Commissioner of Roads for Ashby District in the County of Rockingham, to serve as such for the term of two years, Commencing on the first day of July 1879, and afterward until his Succesor is qualified to enter upm the discharge of the duties thereof. This day appeared in Court and together with E. D. Huffman his Surety (who justified as to his Sufficiency) entered into and acknowledged in open Court, a bond in the penalty of $200.00 Conditioned for the faithful execution of the duties of his office and each of said obligors waiving the benefit of the Homestead exemptim as to this obligation. And thereupm the said John H. Moore qualified by taking the several oaths required by law.

William F. Bowers, who was on the 22nd day of May in the year 1879 duly elected Commissioner of Roads for Plains District in the County of Rockingham, to serve as such for the term of two years Commencing on the first day of July 1879. and afterwards until his Succesor is qualified to enter upm the discharge of the duties thereof. this day appeared in Court and together with Milton Taylor his Surety (who justified as to his Sufficiency) entered into and acknowledged in open Court a bond in the penalty of $200.00 Conditioned for the faithful execution of the duties of his office, and each of said obligors waiving the benefit of the Homestead exemptim as to this obligation. And thereupm the said William F. Bowers qualified by taking the Several oaths prescribed by Law.

The Court doth Appoint B. F. Thomas as Superintendant of the Poor for the County of Rockingham to serve as such for the term of four years Commencing on the first day of July 1879, and afterwards until his Succesor is qualified to enter upm the discharge of the duties of his office.

The Court doth appoint Edward S. Kemper Surveyor of the County of Rockingham to serve as such for the term of four years Commencing on the first day of July 1879 and afterwards until his Succesor is qualified to enter upm the discharge of the duties of his office

On the Motion of Layton Moyers, the Court doth appoint him as guardian for Fannie Lee Garrier Infant under 14 years of age (It appearing to the Court that the said Layton Moyers was appointed by the will of Jos. Moyers dec'd as such guardian) And thereupm the said Layton Moyers appeared in Court and together with Joseph H. Garrier his Surety (who justified as to his Sufficiency) entered into and acknowledged a bond in the penalty of $800.00 Conditioned according to Law. waiving the benefit of the Homestead Exemptim as

as to this obligation. And thereupon he qualified as said guardian by taking the oaths prescribed by law.

Commonwealth. }
Robert White. } upon an Indictment for Perjury

This day the Defendant Robert White who has been in Custody of the Jailor of this County under a Commitment of a Justice of the Peace thereof to answer the charge for which he stands indicted, was led to the bar of the Court in the Custody of the said Jailor. thereupon the Defendant by Counsel demurred to the said Indictment in which demurrer the Attorney for the Commonwealth joined. and the argument of Counsel being heard the Court doth take time to consider the same whereupon Dr. Geo. M. Kemper. Rev. Isaac Long. & Wm D. Marden witnesses in behalf of the Commonwealth appeared in Court and acknowledged themselves to be indebted to the Commonwealth of Virginia in the sum of $100.00/100 each to be levied of their respective goods and chattels lands and tenements for the use of the said Commonwealth. each waiving the benefit of the Homestead Exemption as to this obligation. Yet upon this condition that they each do make their personal appearance before the Judge of this Court on to-morrow morning at 10 Oclock as witnesses as aforesaid and not depart thence without leave of the Court.

And thereupon the Defendant was remanded to Jail.

Ordered that this Court be adjourned until tomorrow morning at 10. Oclock

Chas. T. O'Ferrall.

At a County Court continued and held in and for the County of Rockingham. at the Court House thereof. on Tuesday June 17th 1879.

Present: Hon. Chas. T. O'Ferrall presiding.

Cop. Ord

Rosannah Bligh, committee for Susannah C. Evey a female Lunatic. this day presented in Court an Account against the Commonwealth of Virginia amounting to the sum of $46.95 for the board & care of the said Susannah C. Evey Lunatic from March 16. to June 15 1879. 91 days @ 45¢ per day $40.95 and 3 Months clothing for same @ $24.00 per year ($6.00) which being sworn to was examined and allowed by the Court and ordered to be certified to the Auditor of Public Accounts for payment.

Commonwealth. }
Alley Green } Upon an Indictment. for Incestuous Marriage.

Commonwealth. }
Ellen Brown } Upon an Indictment for Incestuous Marriage.

This day came the Attorney for the Commonwealth and with the assent of the Court entered a Nolle Prosequi in the two foregoing Causes.

It is therefore Considered by the Court that the Defendants go hence without day &c

Commonwealth. }
James M. Rhodes } Upon an Indictment for Perjury.

This day James M. Rhodes who stands indicted for a Misdemeanor appeared in Court in discharge of his recognizance entered into on the 4th day of the May term last of this Court (May 26. 1879) and for reasons appearing to the Court the trial of this Cause is continued generally until the 1st day of the July term 1879 being July 21st 1879. And on Motion

of the Defendant the Cmt doth permit him to renew his bail in the sum of $500.00 for himself and in same amount for his Surety. and thereupn James M. Rhodes together with Cyrus Rhodes as his Surety (who justified as to his sufficiency) acknowledged themselves to be indebted to the Commonwealth of Virginia in the sum of $500.00 each to be levied of their respective goods & chattels, Lands & tenements for the use of the Commonwealth of Virginia (each waiving the benefit of their Homestead Exemptim as to this obligation) Yet upn this Condition that the Said James M. Rhodes does make his personal appearance before the judge of this Cmt on the Said 1st day of the July Term 1879 of this Cmt. being the 21st day of July 1879 to answer the Said Indictment and not depart thence without leave of the Cmt.

Charles J. Brock to whom was granted Barroom and Retail Liquor Dealers License on the 1st day of the May Term last of this Cmt (May 19 1879) from May 19 1879 to April 30. 1880 this day appeared in Cmt and moved the Cmt to grant him leave to assign Said Licenses to Patrick H. Reid. which motion after the introduction of evidence as to the character of the Said Reid the Cmt upn Consideration doth sustain. upn the execution by the Said Patrick H. Reid of two bonds in the penalty of $600.00 each Conditioned for the faithful performance of all the requirements of the Act of the General Assembly of Virginia entitled "An Act imposing a tax and prescribing the mode of Collecting the same on the privilege of Selling Illmd. Ardent Spirits & Malt Liquors within the limits of the Commonwealth for the Support of the Government and to pay the interest on the Public Debt" Approved March 20. 1877. as amended by the Act Approved April 2. 1877 and as amended by the Act Approved April 1. 1879. And thereupn the Said Patrick H. Reid appeared in Cmt and together with Charles J. Brock as his Surety (who justified as to Sufficiency) entered into and acknowledged two bonds in the penalty of $600 each Conditioned in accordance with the provisions of the Acts above referred to (waiving the benefit of the Homestead Exemptim as to this obligation)

1 Bond. ✓

Upn the Application of J. G. Kulva for Barroom and Retail Liquor Dealers Licence at Broadway.

Ordered that this Cause be placed upn the Cmts Docket

John E. Dovel. who was on the 22nd day of May 1879 duly elected Justice of the Peace for Linville District in the County of Rockingham. to Serve as Such for the term of two years Commencing on the first day of July 1879. and afterwards until his Successor is qualified to enter upn the discharge of the duties of his office. this day appeared in Cmt and qualified according to law as Justices of the Peace as aforesaid for the term aforesaid. by taking the Several oaths required by law.

Ordered. that this Cmt be adjourned until tomorrow morning at 10 oclock

Chas. D. O'Connell.

At a County Court continued and held in and for the County of Rockingham at the Court House thereof on Wednesday June 18th 1879.

Present Hon. Chas. T. O'Ferrall presiding.

James C. Heltzel who was on the 22nd day of May in the year 1879 duly elected Commissioner of Roads for Central District in the County of Rockingham, to serve as such for the term of two years, commencing on the first day of July 1879 and afterwards until his successor is qualified to enter upon the discharge of the duties thereof, this day appeared in Court and together with James Steele his surety (who justified as to his sufficiency) entered into and acknowledged in open Court a bond in the penalty of $200.00 conditioned for the faithful execution of the duties of his office and each of the said obligors praying the benefit of the Homestead Exemptions as to this obligation. And thereupon the said James C. Heltzel qualified by taking the several oaths required by law.

David H. Rolston who was on the 22nd day of May in the year 1879 duly elected Sheriff of Rockingham County, to serve as such for the term of four years commencing on the 1st day of July 1879 and afterwards until his successor is qualified to enter upon the discharge of the duties thereof this day appeared in Court and together with B. F. Rolston by John B. Rolston his Atty. J. B. Rolston Isaac Devers J. Hoffman Rolston Jefe Rolston J. A. Rolston, John H. Rolston & D. Martin Beery and James Steele his sureties (who justified as to their sufficiency) entered into and acknowledged in open Court a bond in the penalty of $50.000.00 conditioned for the faithful execution of the duties of his office and each of the said obligors waiving the benefit of the Homestead Exemption as to this obligation, which bond is ordered to be recorded by the Clerk of this Court, who is also directed to transmit a copy of said bond and a copy of this order to the Auditor of Public Accounts. And thereupon the said David H. Rolston qualified by taking the several oaths required by law.

On the Motion of D. H. Rolston, Sheriff of Rockingham County, And it appearing to the Court that they are men of honesty and good demeanor, John D. Scott, D. Newton Bear, Levi S. Byrd and John A. Smiser appeared in Court and qualified as his Deputies by taking the several oaths required by law.

On the motion of Wm F. Rippetoe & others heirs of Rob Rippetoe dec'd the powers of of David H. Rolston Sheriff of Rockingham County to whom was committed the administration of the Estate of said Rob Rippetoe dec'd at the May Term 1876 are hereby revoked (the said D. H. Rolston consenting thereto) and thereupon Peter Bundo who made oath thereto according to law, appeared in Court and together with John E. Roller his surety (who justified as to his sufficiency) entered into and acknowledged a bond in the penalty of $1000.00 conditioned according to law, waiving the benefit of the Homestead Exemption as to this obligation. A certificate is granted him for obtaining letters of Administration de-bonis non upon the Estate of the said Rob Rippetoe dec'd in due form.

Commonwealth
vs
Robert White } Upon an Indictment for Perjury.

This day the Defendant Robert White was again led to the bar of the Court in custody of the Jailor of this County, and the Court having fully considered the demurrer to the said Indictment entered on the first day of this term of the Court (June 16. 1879) doth overrule the same, whereupon the Defendant filed his plea of "not guilty" and thereupon came the following jury to-wit: Thomas J. Weaver, A. H. Heller, Michael Ward, M. R. H. Meyerhoeffer, P. M. Strayer

John G. Effinger. Chas. G. Skinner. H. K. Devrei. John S. Effinger. James H. Carrickhoff Chas. D. Hanson and D. F. Ritenour. who being elected tried and Sworn well and truly to try the issue joined and a true verdict render according to the evidence and having fully heard the evidence and argument of Counsel retired to their room to Consider their verdict. and after Some time returned into Court and upon their oaths do Say "We the jury find the defendant not guilty John S. Effinger foreman whereupon the jury was discharged.

It is therefore Considered by the Court that the Defendant be discharged and go hence without day &c

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On motion of the President and Directors of the New Rawley Springs Company the Court doth appoint Joseph A. Hammer as a Policeman at the said Rawley Springs. a place of public resort in this County. whose powers shall be those of a Constable. except that he shall not have power to execute Civil process. And said Policeman before entering upon the discharge of his duties shall take the oaths prescribed by law.

Commonwealth.
Robert Funk. } Upon an Indictment for interrupting an assembly met for the Worship of God.

This day came as well the Attorney for the Commonwealth as the Defendant in person and by Counsel and on motion of the Defendant for reasons appearing to the Court the trial of this Cause is Continued until the 2d. day of the July Term 1879 (being July 22d. 1879) and the Court fixes his bail at $50.00 thereupon the said Robert Funk acknowledged himself to be indebted to the Commonwealth of Virginia in the Sum of $50.00 to be levied of his respective goods & chattels lands & tenements for the use of the said Commonwealth waiving the benefit of his Homestead Exemption as to this obligation Yet upon this Condition that he make his personal appearance before the Judge of this Court on the said 2d day of July Court 1879 (July 22/79) to answer the said Indictment and not depart thence without leave of the Court

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Ordered that the following named persons be allowed the Sum opposite their names for their attendance and Services at this term of the Court in the trial of Misdemeanor Cases. and that the Same be paid by the Treasurer of this County and Certified to the Auditor of Public Accounts. Viz:

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Michael Ward $3.00	E. A. Cronyer $2.00	M. R. A. Mefford $1.00	James H. Carrickhoff $1.00	
F. F. Weaver $3.00	James R. Silling $2.00	P. M. Strayer $1.00	Chas. D. Hansbergen $1.00	
A. A. Keller $3.00	E. S. Mitchell $2.00	John G. Effinger $1.00	D. F. Ritenour $1.00	
J. H. Hansbergen $2.00	Abm. Brenneman $2.00	Charles G. Skinner $1.00		
J. M. S. Daniels $2.00	D. G. Whitmyre $2.00	H. K. Devrei $1.00		
Charles R. Burke $2.00	Jackson Knupp $2.00	John D. Effinger $1.00		

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On the motion of William A. Armentrout and for reasons appearing to the Court. It is ordered that he be exempted from the payment of County and Township Taxes for the year 1879. he being in indigent Circumstances & disabled.

Ordered. that this Court be adjourned until to morrow morning at 10 O'clock.

Chas. D. Farrell.

June 19 210

At a County Court continued and held in and for the County of Rockingham at the Court-House thereof on Thursday, June 19. 1879.

Present:- Hon Chas. T. O'Ferrall presiding.

This day came Keziah Shuler who alleges that she is aggrieved by an entry in the reassessment land book of 1875 made by J. C. Walker Assessor for Stonewall Township in Said County in the year 1875. whereby she is charged with 310 Acres of land on Shenandoah River assessed by Said Walker at $30 about 14 Miles S. E. of the Court-House. And thereupon the Said Keziah M. Shuler moved the Court to reduce the assessment upon said land from $30 00 to the actual value of the Same, which motion was defended by D. G. Grattan the Attorney for the Commonwealth for Said County. And it appearing that Said book in which Said alleged erroneous entry has been made was certified by the Clerk of the County Court of this County on the day of 187 and that application for redress against the erroneous Assessment was made in due time and the evidence taken upon the Same but through Some oversight the notice was mislaid & the entry of the order neglected but the case still retained on the Docket of the Court in the name of D. D. Dovel Exta & J. C. Walker the Said Keziah taking said land under the will of the Said D. D. Dovel And it further appearing to the Court from evidence to day introduced & the evidence heretofore taken that the land is assessed too high. the Court reduces the assessment of Said land from $30 per acre including buildings to $25. per. acre including buildings. And it further appearing to the Court that under this erroneous assessment the Said Keziah M. Shuler has paid her taxes for the years 1876. 1877. & 1878 And that she is therefore entitled to recover from the Said County $25.22 and from the State $22.28 and the Same is ordered to be refunded to her. And the Clerk of this Court is ordered to certify this change in assessment.

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D. H. Rolston Sheriff & Jailor of this County this day presented in Court an account against The Commonwealth of Virginia amounting to the Sum of $29.40/100 for Keeping and Supporting Wm. Spitzer a Lunatic confined in Jail 61 days from April 16. 1879 to June 15. 1879 @ 40¢ per day ($24.40/100) and Clothing for Same two months $30. per year ($5.00) which being Sworn to was examined and allowed by the Court and ordered to be certified to the Auditor of Public Accounts for payment.

Cop. Ord.

D. H. Rolston Sheriff & Jailor of this County this day presented in Court an Account against The Commonwealth of Virginia amounting to the Sum of $69.60 for Keeping and Supporting various prisoners Covering a period from April 16. to June 15. 1879. which being Sworn to was examined and allowed by the Court and ordered to be certified to the Auditor of Public Accounts for payment.

Cop. Ord.

On the Application of Anthony Burkholder, Wm P. Byrd & others for the establishment of a Public Road beginning at the corner of B. F. Zirkle and Widow Brenneman on the Road leading from Bymans Mills to Harrisonburg to the Brock's Gap Road near the residence of John F. Berry

The viewers Edward S. Kemper, George Chrisman and James C. Kelley appointed at the May Term last of this Court to view and report as required by law on the proposed road having made their report to this Court recommending the establishment of the Same It is ordered that the following land owners along the route of Said proposed road to wit: B. F. Zirkle, Mrs Mary Brenneman, Geo. N. Ritchie, C. Moyers, Adam Gowl, Wm P. Byrd, Jr. Burkholder, Isaac K. Byers, N. M. Burkholder, George Gowl, Samuel Miller and John F. Berry be Summoned to appear before the Judge of this County on the 1st day of the July Term next to Show Cause if any they

10 or 12 Copies.

can why the road petitioned for by Anthony Buckingham & others shall not be opened and established through their land agreeably to the report of the viewers as aforesaid filed in this Cause on the 16th day of June 1879.

On the Application of E.D Rost Fred.V. Laurent & others for the establishment of a Public Road from a ford near Samuel Millers to the dwellings of the Petitioners about 3/4 of a Mile.

153 Cos' issd. The Court doth appoint Thos D. Bowers. A.H. Fulk & John J. Bowman viewers to view the ground and report to this Court at the next term the Conveniences and Inconveniences that will result as well to individuals as to the public if such road should be established as proposed, and especially whether any yard, garden, orchard, or any part thereof will have to be taken. They shall further report the facts and Circumstances in their opinion useful in enabling the Court to determine the expediency of establishing the road. They shall report the names of the Landowners on such route and State which of them require Compensation; the probable amount in their opinion, to which such party may be entitled, and any other matter which they may deem pertinent. They shall not locate any route on which there may be a grade at any one point exceeding Six degrees, and shall endeavor to locate a route which shall not exceed five degrees at any one point. A Map or diagram of the route with Courses and distances, shall be returned with their report. A Statement of the number of days each viewer and Surveyor was employed in executing this order, shall be appended to the report and Sworn to before a Justice of the Peace, or other Officer, who shall append his Certificate to the same. Any defect in the action or report of the viewers will debar them from receiving pay for their services.

Ordered that this Court be adjourned until to-morrow morning at 10. Oclock

Chas. T. O'Ferrall.

At a County Court continued and held in and for the County of Rockingham at the Court House thereof, on Friday June 20th 1879.

Present Hon. Chas. T. O'Ferrall presiding.

This day came George Washington Effinger, who alleges that he is aggrieved by an entry in the property book made by John R. Jones Commissioner of the Revenue for Central District in said County in the year 1878 whereby he is charged with $23 cts taxes for the year 1878 on a/c of income tax his income being returned at 1400.00 of which amount $14.70 has been paid to State and $8.30 to the County; And thereupon the said Effinger moved the said Court to exonerate him from the payment of the $23.01 all of the taxes so erroneously charged against him for said year; which motion was defended by G. G. Grattan the Attorney for the Commonwealth for said County, and the said J. R. Jones the Commissioner who made the assessment was examined as a witness touching the application. And it appearing that said book in which said alleged erroneous entry has been made, was certified by the Clerk of the County Court of this County on the day of 18 and that application for redress against the erroneous ~~entry~~ assessment was made on this day for the first time. and it appearing that the said George W. Effinger had no income in excess of Six hundred Dollars and that the entry or Charge in said book was erroneously made all of which the Court certifies as facts proved upon the application aforesaid. On Consideration whereof and from

Cos'

Such facts so proved the Court is satisfied that the said Effinger is erroneously charged on said book with taxes amounting to $23.01 Whereupon it is ordered that the said Effinger be exonerated from the payment of $23.01 taxes so erroneously charged if not already paid and if paid that it be refunded to him

Ordered That this Court be adjourned until to-morrow morning at 10 oclock.

Chas. T. O'Ferrall.

At a County Court continued and held in and for the County of Rockingham at the Court-House thereof on Saturday June 21st 1879.

Present Hon Chas. T. O'Ferrall, presiding

B. F. Thomas, who was on the 16th day of June in the year 1879 appointed by the County Court of Rockingham, Superintendent of the Poor for Rockingham County, for the term of four years commencing on the 1st day of July 1879. and afterwards until his successor is qualified to enter upon the discharge of the duties thereof. this day appeared in Court, and together John F. Lewis, H. P. Nicholas Wm A. Hill. Robert F. Beaver his sureties (who justified as to their sufficiency) entered into and acknowledged a bond in the penalty of Fifteen Thousand Dollars conditioned for the faithful execution of the duties of his office, and each of the said obligors waiving the benefit of the Homestead exemption as to this obligation. which bond is ordered to be recorded by the Clerk of this Court, who is also directed to transmit a copy of said bond and a copy of this order to the Auditor of Public Accounts. And thereupon the said B. F. Thomas qualified by taking the several oaths required by law.

Ordered, that this Court be adjourned until Monday morning next at 10 O'clock.

Chas. T. O'Ferrall.

At a County Court continued and held in and for the County of Rockingham at the Court House thereof on Monday June 23. 1879.

Present Hon. Chas. T. O'Ferrall, presiding.

John I Wood who was on the 22nd day of May in the year 1879 duly elected Commissioner of Roads for Stonewall District, in the County of Rockingham, to serve as such for the term of two years commencing on the first day of July 1879 and afterwards until his successor is qualified to enter upon the discharge of the duties thereof. this day appeared in Court and together with D. H. Lam his surety (who justified as to his sufficiency) entered into and acknowledged in open Court a bond in the penalty of $200.00 conditioned for the faithful execution of the duties of his office, and each of the said obligors waiving the benefit of the Homestead exemption as to obligation. And thereupon the said John I Wood qualified by taking the several oaths required by law.

On the Motion of D. H. Rolston Sheriff of Rockingham County And it appearing to the Court that they are men of honesty and good demeanor. Wm D. Blakemore & John J. Brunner appeared in Court, and qualified as his deputies by taking the several oaths required by law.

Ordered That this Court be adjourned until to-morrow morning at 10 Oclock

Chas. T. O'Ferrall.

At a County Court Continued and held in and for the County of Rockingham at the Court-House thereof on Tuesday June 24th 1879.

Present Hon Chas. J. O'Ferrall presiding.

William Life who was on the 22nd day of May in the year 1879 duly elected Overseer of the Poor for Stonewall District in the County of Rockingham to serve as such for the term of two years commencing on the first day of July 1879 and afterwards until his Successor is qualified to enter upon the discharge of the duties thereof. this day appeared in Court and together with W. D. Life his Surety (who justified as to his Sufficiency) entered into and acknowledged in open Court a bond in the penalty of $500.00 Conditioned for the faithful execution of the duties of his office, and each of the said obligors waiving the benefit of the Homestead Exemption as to this obligation. And thereupon the said William Life qualified by taking the Several oaths required by law.

This day Albert E. Davidson Infant over the age of 14 years. appeared in Court and made choice of Robert W. Davidson as his guardian, and the Court doth appoint him as such guardian. and thereupon the said Robert W. David- c/p 2d
son appeared in Court and together with James M Davidson his Surety. (who justified as to his Sufficiency) entered into and acknowledged a bond in the penalty of $2000.00 Conditioned according to law. waiving the benefit of the Home- stead Exemption as to this obligation. and qualified as such guardian.

James E. Kettzel others Petitioners
} Upon a Petition
William R. H. Mefick

This day came the parties by their Attorneys. whereupon the Complaint of the of the plaintiffs James E Kettzel others of the undue election and false return of the defendant William R. H. Mefick as Constable of Central District in Rockingham County at the election held in said district and County on the 22d day of May 1879. for a term of two years Commencing on the 1st day of July 1879. having been fully heard upon the evidence adduced and arguments of Counsel the Court is of opinion that the said defendant William R H Mefick was duly elected and returned at the said election held as aforesaid on the 22d day of May 1879 and that he is entitled to the said office of Constable of said Central District in said County.

It is therefore Ordered that the Clerk of this Court deliver to the said defendant William R H Mefick the Certificate of election as provided by law. upon his making application therefor. and that the Complaint of the plaintiffs be and the same is hereby dismissed.

Jacob Funkhouser who was on the 22nd day of May in the year 1879 duly elected Justice of the Peace for Central District in the County of Rockingham to Serve as such for the term of two years Commencing on the first day of July 1879 and afterwards until his Successor is qualified to enter upon the discharge of the duties of his office, this day appeared in Court and qualified according to law as Justices of the Peace as aforesaid for the term aforesaid by taking the Several oaths required by law.

William R. H. Mefick who was on the 22nd day of May in the year 1879 duly elected Constable for Central District in the County of Rockingham. to Serve as such for the term of two years Commencing on the first day of July 1879 and afterwards

until his Successor is qualified to enter upon the discharge of the duties thereof. this day appeared in Court and together with J. D. Curry and Thomas R Mefick his Sureties (who justified as to their sufficiency) entered into and acknowledged in open Court a bond in the penalty of $4000.00 conditioned for the faithful execution of the duties of his said office. And each of the said obligors waiving the benefit of the Homestead Exemption as to this obligation. And thereupon the said William R H Mefick qualified by taking the several oaths required by law.

Ordered. That this Court be adjourned until tomorrow morning at 10 Oclock.

Chas. J. O'Ferrall.

At a County Court continued and held in and for the County of Rockingham at the Court-House thereof, on Wednesday June 25th 1879.

Present Hon. Chas. J. O'Ferrall, presiding.

William D. Maiden, who was on the 22nd day of May in the Year 1879 duly elected Justice of the Peace for Stonewall District in the County of Rockingham to serve as such for the term of two years Commencing on the first day of July 1879 and afterwards until his successor is qualified to enter upon the discharge of the duties thereof, this day appeared in Court and qualified according to law as Justice of the Peace as aforesaid, for the term aforesaid by taking the oaths required by law.

Ordered, that this Court be adjourned until to-morrow morning at 10 Oclock.

Chas. J. O'Ferrall.

At a County Court continued and held in and for the County of Rockingham at the Court House thereof on Thursday June 26 1879.

Present. Hon. Chas. J. O'Ferrall, presiding.

James C. Kellogg & others Petitioners
William R. H. Mefick } upon a Petition

Memo:- Be it remembered that upon the trial of this Cause the Plaintiffs excepted to the Several rulings of the Court and filed their 5 bills of Exceptions which they pray may be signed sealed & enrolled which is accordingly done and are in the words & figures following to-wit. James C. Kellogg &c. vs. W. R. H. Mefick

The Court doth allow the following named persons the Sums opposite their names for Public Services &c. for the year ending December 31st 1879. and that the Same be certified to the Board of Supervisors of this County to be included in the Levy for the year 1879. Viz:-

D. H. Kolstan	Sheriff.	For Public Services to Dec 31. 1879	$150.00
Same.	Jailor		80.00
Same	Keeper of Public Buildings to Dec 31 1879		20.00
George G. Grattan	Attorney for the Commonwealth. to Dec. 31. 1879.		$500.00
J. C. Logan.	Clerk		[illegible]

Ordered that this Court be adjourned until tomorrow morning at 10 oclock.

Chas. J. O'Donnell.

At a County Court continued and held in and for the County of Rockingham at the Court House thereof on Saturday June 28th 1879.

Present Hon. Chas. J. O'Donnell presiding.

Upon the Application of Noah W. Shuler others for the establishment of a Public Road

Upon motion of the petitioners by Counsel a Rule is awarded against R. A. Gibbons. Chas. M. Harnsberger and Wm B. Yancey viewers appointed by an order entered at the April Term 1879 to show the proposed Road in this Cause. to shew Cause if any they can why they should not be fined and attached for their failure to make their report as directed by said orders

1 & 3 Copies issd.

John F. Brown, who was on the 22d day of May in the year 1879 duly elected Supervisor for Ashby District in Rockingham County. to serve as such for the term of two years Commencing the 1st day of July 1879. and afterwards until his successor is qualified to enter upon the discharge of the duties thereof this day appeared in Court and together with James M. Weaver his surety (who justified as to his sufficiency) entered into and acknowledged in open Court a bond in the penalty of $2500.00 conditioned for the faithful execution of the duties of his office. and each of said obligors waiving the benefit of the Homestead Exemption as to this obligation And thereupon the said John F. Brown qualified by taking the several oaths required by law.

James M. Weaver, who was on the 22d day of May in the year 1879 duly elected Supervisor for Ashby District in Rockingham County. to serve as such for the term of two years. Commencing on the 1st day of July 1879. and afterwards until his Successor is qualified to enter upon the discharge of the duties thereof. this day appeared in Court and together with John F. Brown his Surety (who justified as to his Sufficiency) entered into and acknowledged in open Court a bond in the penalty of $2500.00 conditioned for the faithful execution of the duties of his office. and each of said obligors waiving the benefit of the Homestead Exemption as to this obligation And thereupon the said James M. Weaver qualified by taking the several oaths required by law.

John R. Jones Commr. of the Revenue for Central District in this County returned to the Court a Copy of his Certificate &c as to the sale of Wine. Alcoholic and Malt Liquors by all licensed retail and Barroom Liquor Dealers within his said District for the Month of May 1879 amounting to $151.27 as required by act entitled "An Act imposing a tax and prescribing the mode of Collecting the same on the privilege of selling Wine. Ardent Spirits. Malt Liquors &c. approved March 30. 1877 which is ordered to be filed.

The Court doth allow the following named persons the sums opposite their names for their services as viewers &c of Road under orders of the Court heretofore entered and that the same be certified to the Board of Supervisors of this County to be included in the Levy for the year 1879. Viz:-

(Over)

James M. Weaver	2	days as Viewer on Road Petition of Wm Life & others @2.00	4.00
William B. Yancey	2	" " " " " " " " @2.00	4.00
J. S. H. Melton	2	" " " " " " " " @2.00	4.00
W. T. McGahey	2	" Surveyor " " " " " @2.50	5.00
Same	2	Chain Carries 2 days on Same Road @75¢	3.00
Edward D. Kemper	2	days as Viewer on the Petitions of Martin Whitmer & others @2.00	4.00
Same	2	" Surveyor " " " " " @2.00	5.00
Isaac Long	1	" Viewer " " " " " @	2.00
Chas. A. Yancey	1	" " " " " " " "	2.00
Edward D. Kemper	1	" " " J. P. Dellinger & others.	2.00
Same	1	" Surveyor " "	2.50
B. F. Shaver	1	" Viewer " Petition of J. P. Dellinger & others	2.00
Wright	1	" " " " " "	2.00
Edward D. Kemper	1	" " " " A. Burkholder & others	2.00
Same	1	" Surveyor " " " Same	2.50
George Chrisman	1	" Viewer " " " Same.	2.00
James L. Heltzel	1	" " " " " Same	2.00
Benj F. Funkle	1	" Chain Carrier " " " Same	1.00
Jacob Funkhouser	1½	" Surveying two Changes in Dry River Road	3.75
Same	½	" as Viewer on Same Road @2.00	1.00
David A. Heatwole.			
Abraham Anders			
George Chrisman			

Ordered That this Court be adjourned until Monday morning next at 10 Oclock.

Chas. T. O'Ferrall.

At a County Court continued and held in and for the County of Rockingham at the Court House thereof. on Monday June 30th 1879.

Present: Hon Chas. T. O'Ferrall presiding

Samuel R Sterling, who was on the 22nd day of May in the year 1879 duly elected Treasurer of the County of Rockingham to serve as such for the term of four years commencing on the first day of July 1879 and afterwards until his Successor is qualified to enter upon the discharge of the duties thereof. this day appeared in Court and together with S. R. Allebaugh. Phil. Bradley. J. C. Beery. N. M. Beery & M. Irvine J. Hawse. Wm M Billheimer Samuel L. Sleeper. N. E. Lucky. David Bear by his Attorney in fact E. S. Bear and Abraham Anders by his Attorney in fact J. S. Mefferley. his Sureties. who severally justified in amounts sufficient in the aggregate to make the penalty of the bond viz: $150.000.00 and thereupon entered into and acknowledged a bond in the said penalty of One Hundred and Fifty Thousand Dollars conditioned for the faithful executing of the duties of his office. and each of the said obligors waiving the benefit of the Homestead Exemption as to this obligation, which bond is ordered to be recorded by the Clerk of this Court. who is also directed to transmit a copy of said bond and a copy of this order to the Auditor of Public Accounts. And thereupon the said Samuel R. Sterling qualified by taking the several oaths required by law.

Edward D Kemper. who was on the 16th day of June 1879 appointed by the County Court of Rockingham County. Surveyor for the said County for the term of four years commencing on the first day of July 1879 and afterwards until his Successor is qualified to enter upon the discharge of the duties thereof, this day appeared in Court and

qualified according to law as Surveyor as aforesaid. for the term aforesaid by taking the several oaths required by law.

The Clerk of this Court is hereby directed to records in the Deed Book of the County Clerks Office the following Powers of Attorney. viz:-
B. F. Rolston to John B. Rolston to Sign his name to the Official Bond of D. H. Rolston as Sheriff of Rockingham County.
David Bear to Eugene A. Bear to Sign his name to the Official Bond of Saml. R. Sterling as Treasurer of Rockingham County.
Abraham Lindes to Jos. S. Mefferley to Sign his name to the Official Bond of Saml. R. Sterling as Treasurer of Rockingham County.

Ordered that this Court be adjourned until to-morrow morning at 10 Oclock.

Chas. T. O'Ferrall.

At a County Court continued and held in and for the County of Rockingham at the Court House thereof on Tuesday July 1st 1879.

Present. Hon Chas. T. O'Ferrall presiding.

This day came Mrs Virginia Carricoffe who alleges that she is aggrieved by entries in the land book made by J. N. Kop. Commissioners of the Revenue for Stonewall District Rockingham County in the years 1877 and 1878. whereby she is charged with $6.$^{86}/_{100}$ for the years 1877 and 1878 to-wit:- for the years 1877 $6.$^{50}/_{100}$ State Taxes and $.$^{73}/_{100}$ County Taxes and for the year 1878 $.$^{50}/_{100}$ State Taxes and $.$^{13}/_{100}$ County Taxes, on a tract of land Containing One hundred Acres described as lying on the Shenandoah River fourteen miles S.E from the Court-House. also with $10.$^{34}/_{100}$ the Taxes for the year 1877. to-wit $5.$^{50}/_{100}$ State Taxes and $4.$^{84}/_{100}$ County Taxes on a tract of fifty acres of land described as lying on the Shenandoah River fourteen Miles S.E from the Court House and known as the Runner tract. and thereupon the said Mrs. Virginia Carricoffe moved the Court to exonerate her from the payment of $.$^{20}/_{100}$ all of the Taxes so erroneously charged against her for said years which motion was defended by George L. Grattan the Attorney for the Commonwealth for said County and the said J. N. Kop. the Commissioner who made the assessment was examined as a witness touching the application. And it appearing that said Books in which said alleged erroneous entries have been made were certified by the Clerk of the County Court of this County on the day of 187 and on the day of 187 respectively and that application for redress against the erroneous entries was made on this day for the first time; and it appearing that as to the said tract of 100 Acres of land 18 Acres of the same were sold and conveyed to M. B. and C. A. Yancey sometime during the year 1876. and 14 Acres 1 Rood and 25 poles of the said tract of 100 Acres were sold and conveyed to one Estaline Evans about the same time leaving a balance of said tract of 67 $^{3}/_{4}$ Acres of land which was assessed on the Land Book of said Stonewall District by the said Commissioner of the Revenue for the year 1877 to Mrs Martha Kyger as it should have been. the said remainder of 67 $^{3}/_{4}$ Acres and the said 50 Acres having been conveyed to Martha Kyger in the same year 1876 by the Applicant Virginia Carricoffe. it further appearing that by an order this day made the Taxes on the said tract of 50 Acres for the year 1877 are stricken upon and ordered to be paid by Martha Kyger to whom the same were properly chargeable as follows to wit the sum of $10.$^{34}/_{100}$ and that by an order also this day made the Taxes on the said 14 A. 1 R. 25 P. part of the 100 Acres aforesaid have been

afsked and ordered to be paid by Estaline Sowers to whom the Same had been Subseyed and that by a further order this day made the Said Martha Kyger is afsked with and ordered to pay the Taxes on the 67 3/4 Acres for 1878 instead of upon 53 R. R.--P. as afsked against her for said year.
So that the Book will show:-
Nothing assessed against Virginia Carrieoffe
Eighteen Acres to W. R. & C. A. Yancey.
Fourteen Acres One Rood and fifteen Rles to Estaline Sowers.
Sixty Seven Acres two Rood and twenty five Poles to Martha Kyger
Fifty Acres to Same. (Martha Kyger)
All which the Court Certifies as facts proven upon the Application aforesaid. Upon Consideration whereof and from such facts so proved the Court is Satisfied. that the Said Virginia Carrieoffe is erroneously charged in said Book with Taxes amounting to $37.20 whereupon it is ordered that the said Virginia Carrieoffe be exonerated from the payment of $37.20 Taxes so erroneously charged if not already paid and if paid that it be refunded to her And it is further ordered that J. N. Rolf. the Comm'r. of the Revenue for said Stonewall District do Strike from the Land Book of said district the two tracts of land afsked to Mrs. Virginia Carrieoffe Viz: The 100 Acre & 50 Acre tract and that he assess Mrs Martha Kyger with the 67 3/4 & 50 Acre tracts (she consenting thereto) it appearing that W. R. & C. A. Yancey & Mrs Estaline Sowers are now properly charged with the quantities belonging to them.

It appearing to the Court from the report of Comm'r A. M. Newman of date July 2nd 1878 & ordered to be recorded at the August Term 1878 of this Court Stating the Accounts of A. B. Irick late Gen. Receiver of this Court that the following Assets were in the hands of the said Rec'r. to-wit.- 1st Bond of R. A. Gibbons & William D. Yancey for Fifteen Hundred fifty Nine & 67 1/3 / 100 Dollars $1559.67 1/3 due on demand with interest from date & dated the 23d day of Feb. 1875.-
2d Bond on Ephraim Kreiger for four hundred Dollars $400.00 due on the 17th day of May 1878 with int from date & dated the 17th day of May 1876.-
(3) Bond on Jno. T. Williams Executed to J. A. Loewenbach for two hundred Seventy five Dollars $275.00 with int from the 31st Octo. 1875 dated 30th Oct 1875 & Subject to a Credit of $145.42 as of Octo 30th 1875. payable Oct. 1. 1877.
4th Bond on J. L. Sibert & J. A. Loewenbach for two hundred & Seven Dollars $207.00 due one day after date & dated the 24 day of Octo 1874.- And it further appearing to the Court that the aforesaid Bonds are now in the possession of said Comm'r. A. M. Newman the Court doth order & adjudge that said Comm'r. Newman deliver the Same to Geo. E. Sipe General Receiver of this Court. It further appearing from said Report & Estimates made thereupon that there was due to the Gen Rec'r of this Court from J. D. Hansbergen Gen. Rec'r. of the Circuit Court of Rockingham County. the Sum of two hundred Sixty four 16 / 100 Dollars $264.16 as of May 15 1879. and it further appearing that said G. E. Sipe Receiver as aforesaid has Collected from said Hansbergen the said Sum of $264.16 as of May 15. 1879 and that said Receiver has loaned the Same to R. A. Gibbons taking bond of said Gibbons with Wm. S. Miller as Surety the action of said Sipe receiver is hereby ratified Confirmed & approved.
It further appearing from said Report that there is deposited in the First Nat. Bank of Hansonburg to the Credit of said A. B. Irick as Gen Rec'r. of this Court the Sum of $188.84. Geo E. Sipe Gen Rec'r. is further directed to Collect said Sum of One hundred & Eighty Eight & 84 / 100 Dollars from Said Bank

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Upon the Petition of John S. Coffman Jos. S. Loose & others for the Establishment of a Public Road.
It appearing to the Court from the Report of John H. Moore Comm'r. of Roads for Ashby Dist in Rockingham Co. that said Petitioners have Complied with the Conditions Set out in orders entered upon said petitioners on the 23d. Oct 1878 & on 18th day of March 1879. by-

opening the road designated in said orders of Sufficient width & grade as Specified in said report: and have further Satisfied all Claims for damages along the rout of the said Road: It is ordered that the said order of the 23d of Oct 1878 be & the Same is hereby made absolute And the said road is hereby declared a public road & It is ordered that the said Surveyors of Roads take Charge of the same to be cleared & Kept in order as other public roads of Rockingham Co. & that the Same be Kept open the width of 20 feet as set out in Said report & this Case is retired from the Docket.

The Court doth appoint D. M Beam Justice of the Peace for Plains District in this County. to serve as Such for the term of two years Commencing on the 1st day of July 1879 and afterwards until his Successor is qualified to enter upon the discharge of the duties thereof. the said D M. Beam having been elected as said Justice of the Peace by the qualified voters of said District on the 22d day of May 1879 and failed to qualify within the time prescribed by Law. said thereupon the said D M Beam appeared in Court and qualified as Said Justice of the Peace by taking the several oaths required by Law.

Ordered. That this Court be adjourned until tomorrow morning at 10 Oclock.

Chas. F. O'Ferrall.

At a County Court continued and held in and for the County of Rockingham at the Court House thereof. on Thursday July 3rd 1879

Present. Hon Chas. F. O'Ferrall presiding.

Ordered. That this Court be adjourned until tomorrow morning at 10. Oclock.

Chas. F. O'Ferrall.

At a County Court continued and held in and for the County of Rockingham, at the Court House thereof, on Saturday July. 5, 1879.

Present:- Hon. Chas. F. O'Ferrall, presiding.

It appearing to the Court that that there is a vacancy in the office of Overseer of the Poor for Central District, in this County, occasioned by the failure of M. Y. Pattow to qualify previous to July 1, 1879, the Court doth hereby appoint John Linaweaver to fill said vacancy.

Peter Bonds,

vs.

W. F. Bonds, Admr. of Reuben Bonds, } Upon a notice to revoke powers as Admr.

It appearing to the Court from evidence introduced that the Plaintiff at the November Term 1877 of this Court became the surety of the Defendant in his official bond as Admr. of Reuben Bonds, decd, and the Plaintiff desiring to be released as said surety, sheweth to the Court that the Defendant has had legal notice of his motion to require him to give new bond with other security, and the said Defendant failing to appear and execute new bond, It is considered by the Court that his powers as Admr. of the Estate of

the said Reuben Bonds be and the same are hereby revoked, and that the Plaintiff recover of the Defendant his costs by him in this behalf expended.

Ordered That this Court be adjourned until Monday morning next at 10 Oclock

Chas. T. O'Ferrall.

At a County Court continued and held in and for the County of Rockingham at the Court House thereof on Monday July 7th 1879.

Present Hon. Chas. T. O'Ferrall presiding.

The Court doth appoint John P. Swank Supervisor for Linville District in this County to serve as such for the term of two years commencing on the 1st day of July 1879. and afterwards until his Successor is qualified to enter upon the discharge of the duties thereof. the said John P. Swank having been duly elected as Supervisor for the said District by the qualified voters thereof on the 22d day of May 1879 and failed to qualify within the time prescribed by law And thereupon the said John P. Swank appeared in Court and together with A. C. Long his Surety (who justified as to his sufficiency) entered into and acknowledged in open Court a bond in the penalty of $2500.00 Conditioned for the faithfull execution of the duties of his office and each of the said obligors waiving the benefit of the Homestead exemption as to this obligation. And thereupon the said John P. Swank qualified by taking the several oaths required by law.

S. D. Crawford

Upon a Motion.

N. B. Lilley late Constable of Rockingham & his Sureties.

This day came the plaintiff by Counsel and the defendant being Solemnly called came not. and it appearing to the Court that Notice of this motion had been served upon the said N. B. Lilley late Constable of Rockingham County and M. F. Powell. John Burket and D. L. Dovel his Sureties, and also that on the 14th day of March 1874 the plaintiff placed in the hands of said Constable a claim for $9.81 against Thos Collier for Collection which appears from the receipt executed by said Constable. It is therefore Considered by the Court that the plaintiff have judgment against the Defendants for the said Sum of $9.81 with interest on same from September 14. 1874 till paid & his costs by him in this behalf expended

Ordered That this Court be adjourned until tomorrow morning at 10 Oclock

Chas. T. O'Ferrall.

At a County Court continued and held in and for the County of Rockingham at the Court House thereof on Tuesday July 8th 1879

Present. Hon. Chas. T. O'Ferrall presiding.

On the Motion of N. W. Beery the Attorney for the Commonwealth being present and defending this motion and Henry M. Beery the Commissioner of the Revenue for Linville District having appeared and testified as to the matters involved in the motion. The County Treasurer is ordered to refund to the said N. W. Beery the Sum of $20.84 that being the amount assessed against him as agent for the Sale of Manufactured Articles of other States & Territories for the year ending April 30. 1879 by the said Commissioner of the Revenue for Linville District, and paid by the said N. W. Beery. The Court being of opinion that he is was no such Agent and therefore not liable to said Assessment. And the order entered at the May Term 1879 in this matter is hereby annulled & set aside.

Co/Pds

Ordered That this Court be adjourned until the first day of the next term.

Chas. T. O'Ferrall.

At a County Court held in and for the County of Rockingham at the Court-House thereof on Monday July 21st 1879.

Present Hon. Chas. T. O'Ferrall presiding.

The Clerk of this Court, this day presented in Court a List of Deeds &c. received and admitted to record in the Clerk's office of this Court, at and since the last June Term thereof, which list being seen and inspected by the Court is ordered to be spread upon the minutes and is as follows. Viz.

Bargain Sale	Peter M Whitmore.	to Abram G Kniseley.
" "	Chas. E Haag Comm'r &c. & Wm. Butler & wife.	" Michael B. & Kline.
Agreement &c.	D. M. Switzer.	" Peter Rebard.
Bargain Sale	Solomon Maitz.	" James Templeman.
" "	Winfield Liggett Commissioner.	" Milton D. Swing.
" "	William Beard & wife & H. J. Gray.	" Jordan Brown & Catharine Brown his wife
" "	Gideon Wescott & wife.	" Jeremiah M. Caldwell.
" "	James D. Lindsey & wife.	" Meredith Nighton
" "	John P. Swank & wife.	" George Chrisman.
" "	Thomas G. Hopkins. Wm. D. Hopkins & wife &c.	" Fernando C. John H. & Wm. H. Hopkins
" "	Samuel Kepler & wife.	" John A. Cowan.
" "	George W. Berlin Commissioner.	" James Kavanaugh.
" "	Wm. Orebaugh & wife.	" Joseph Orebaugh.
" "	J. D. Logan & wife & Phoebe A. Logan & other	Trustees " M. Erskine Miller & J. Fred. Effinger.
" "	B. G. Patterson Comm'r & D. C. Rohr & wife	" Same & Same.
" "	Thomas W. Basford & wife.	" Same & Same.
Trust Deed.	John H. Snyder.	" John Paul Trustee for Andrew Loewenthal
Bargain Sale	M. E. Lambert.	" Brewer & Hannah.
" "	D. M. Switzer.	" Wm. B. Compton.
Trust Deed	John H. Draper.	" J. G. & H. Miller Trustees.
Agreement &c.	Socrates Henkel late guardian of Wm. M.	Shafer " Wm. M. Shafer.
Bargain Sale	A. A. Sipe.	" William Winternuyer.
Trust Deed.	J. P. Houck & wife & N. E. Wallis & wife	" J. S. Hengsberger Trustee.
Bargain Sale.	Henry A. Shewalter & wife.	" Timothy Coffman.
" "	Adolph Elhart & wife.	" D. P. Funkhouser.
" "	R. M. Money Trustee for Martha Wilkins &c	" Same.
" "	A. J. Baugher & wife.	" Joseph E. Baugher.
Power of Attorney	Benj. F. Roller.	" John B. Roller.
" "	David Bear.	" Eugene A. Bear.
" "	Abraham Rhodes.	" Jos. S. Mesenley.
Fertilizer Lien Note	J. B. Sanger.	" J. S. Miller.
" "	James M. Brown.	" Louis F. Detrick.
" "	D. M. Peale.	" Same.
" "	John M. Ruby.	" Same.
" "	John M. Huffman.	" Same.
" "	E. D. Peale.	" Same.
" "	Wm. Brenneman.	" Same.
" "	Thomas A. Weaver.	" Same.
" "	Samuel McDorman.	" Same.
Trust Deed.	Lewis P. Henkel & wife & Elizabeth S. Moore.	Richard M. Templeman Trustee for Saml. K. George
Bargain Sale	D. H. Roller Comm'r.	" Carrie V. Hengsberger wife of J. S. H.
" "	Jos. S. Long & wife.	" Reuben A. Gaither.
" "	Josie Gaither.	" Same.
" "	John A. Winfield & wife.	" Elizabeth Charlton.

Bargain & Sale	John E. Roller Comm. & Harrison Bateman & wife.	to Susan E. Kipphetoe.
Trust Deed	Susan E. Kipphetoe	Oliver B. Roller Trustee
Contract & Mechanics Lien	Wm. M. Billhimer	The Building Committee of the Shiloh Baptist Ch
Bargain & Sale	Charles Fields & wife.	R. H. Snyder
" "	James M. Wellman & wife.	J. W. Moffett & Granville Eastham.
" "	O. B. Roller & wife.	John E. Roller
" "	Oscar D. Moore & wife.	Wm. & George H. Harrison
Release Deed	Honorette Trapp & Charles A. Spunkel	Jos. A. Rann Trustee for Elizabeth G. Rann
Bargain & Sale	George Leal Lynn & wife.	William H. Chapman
" "	J. S. Hamsbergen Commissioner	George Kiser
" "	Patrick Gorby & wife.	Joseph C. Hyde
Deed of Exchange	Warren C. Lytle & wife.	and Henry L. Converse & wife.
" " "	Margaret E. Rohr, Widow & Mollie Rohr of the	A. E. Rohr & wife
" Homestead	George W. Davis	Claim of Homestead
" " "	Lewis C. Plumes	Same.
Bargain & Sale	Wm. N. Hoyd & wife.	Benjamin S. Lyally
" "	Zachariah McCoy & wife	David M. Hawkins
" "	Wm. Kiser & wife & Wm. Reher Trustee for Mrs. Kiser	Jane Jamolds & her children
" "	C. H. Berger Commissioner.	Isaac T. Kibler
" "	Chas. A. Yancey & wife.	Edward S. Kempen Trustee for Fannie M. Kempen
Trust Deed	Kibler & Monty. Isaac T. Kibler & wife to D. E. Monty	Jacob A. Langen Trustee.
" "	E. J. Brunk and John A. Good	Same.
Bargain & Sale	John E. Woodson Comm.	Thomas M. Bassford
" "	John M. Hill & wife.	John Sites

Appraisement Bill of the Personal Property of Jacob Klune dec'd.
Appraisement & Sale of the Personal Property of Mary M. Martz. dec'd.
The foregoing Appraisement and Sale Bills were this day presented in Court and no exceptions being taken thereto. the same are ordered to be recorded.

Settlement of the Account of D. H. A. Rolston S. R. C. & Adm'r. of Henry Argabright. dec'd.
" " " " J. S. Hamsbergen Admr of Jacob Bear. dec'd.
" " " " P. A. Bertram Executor of Andrew Bertram. dec'd.
" " " " Geo. M. Shwalter Executor of Joseph Beery. dec'd.
" " " " Jasper Lawse Admr. of John Baldwin dec'd.
" " " " Noah M. Shuler Guardian for Early P. Clarissa Almos J. Dovel
" " " " Noah Martz & C. M. Dovel Executor of John M. Dovel dec'd.
" " " " D. H. Rolston Admr of Daniel D. Dovel dec'd.
" &c " " " David H. Rolston S. R. C. Adm'r. of S. M. Darnell. dec'd.
" " " " Abr. & John M. Garber Admr of Martin Garber dec'd.
" " " " J. Samuel Hamsbergen Adm'r. d. b. n. c. t. a. of John M. Hill. dec'd.
" " " " John Kegley Executor of John Klune dec'd.
" " " " John D. Long Guardian of Anna Kyger dec'd.
" " " " Ulrich M. Miller Admr C. T. A. of Adam Leasa dec'd.
" " " " D. Catharine Miller Guardian of John J. D. Miller dec'd.
" " " " J. Saml. Hamsbergen Admr of Joshua Pence dec'd.
" " " " Noah M. Beery guardian for Mary M. Ida C. & Emanuel R. Rhodes

Statement of Defts. outstanding against the Estate of Jonas Reed dec'd.
Settlement of the Account of James D. Rolston S. R. C. & Admr D. B. N. & Mathias Snyder dec'd.
" " " " Wm. A. Hill Admr of George Hill dec'd.
" " " " Harvey Wise Admr of Peter Wise dec'd.
The foregoing Settlements &c were this day presented in Court and having been filed in the Clerks office of this Court the time prescribed by law. and there

being no exceptions taken thereto. the same are confirmed. and ordered to be recorded.

The writing purporting to be the last will and testament of Elizabeth Rhodes dec'd was this day presented in Court, and being proven by the oaths of Jackson Martz and Wm Sellers the two Subscribing witnesses thereto, was admitted to probate. and ordered to be recorded.

The writing purporting to be the last will and testament of Jacob Grabel dec'd was this presented in Court, and being proven by the oaths of S. M. Buckholder and S. F. Shwalter two of the Subscribing witnesses thereto, was admitted to probate and ordered to be recorded.

The writing purporting to be the last will and testament of Minnie R. Rhendy dec'd was this day presented in Court, and being proven by the oaths of Reuben Kisling & John L. Strickler two of the Subscribing witnesses thereto. was continued the State Tax thereon not being paid.

On the motion of Samuel A. Ryman, who made oath thereto according to law he appeared in Court and together with Abraham Bushong his Surety (who justified as to his sufficiency) entered into and acknowledged a bond in the penalty of $500.00 Conditioned according to law, waiving the benefit of the Homestead Exemption as to this obligation. a certificate is granted him for obtaining letters of administration, in due form, upon the estate of Jacob J. Ryman dec'd.

And the Court doth appoint Lewis Wall, Milton Taylor, Wm F. Bowers & Michael Neff to appraise the Estate of the said Jacob J. Ryman dec'd. any three of whom may act after first being duly Sworn.

On the motion of John West Jr. the Estate of Reuben Moore dec'd is committed to D. H. Rolston Sheriff of Rockingham County for Administration. it appearing to the Court that said decedent has been dead for more than three months without administration upon his Estate.

T. N. Sellers Foreman. E. P. Myers. Wm R. McKeever, John S. Effinger. A. M. Newman jr. L. L. Hopkins John M. Jacobs Shem S. Heatwole, Solomon Bushner. John R. Ryman. Samuel Bowers. John M. Melhorn. James M. Blair. Henry Smals William A. Leap & Jackson Horn. were impannelled and Sworn a Grand Jury in and for the body of the County of Rockingham. and having received their Charge from the Court, retired to their room to consider their presentments, and after sometime returned into Court, and made the following presentments Viz:

An Indictment against B. F. Michael for Assault & Battery, a true bill. T. N. Sellers Foreman

An Indictment against Waverly Jones alias Wade Jones for Rape. a true bill. T. N. Sellers foreman.

And having completed the business before them, were discharged from further attendance upon this Court.

Ordered. That T. N. Sellers, E. P. Myers, Wm R. McKeever, John S. Effinger. A. M. Newman jr. L. L. Hopkins, John M. Jacobs. Shem S. Heatwole, Solomon Bushner. John R. Ryman. Samuel Bowers. John M. Melhorn. James M. Blair. Henry Smals. William A. Leap and Jackson Horn be each allowed the sum of One Dollar for their services at this term of the Court as Grand Jurors and that the Same be certified to the Treasurer of this County for payment.

Juliet Miller

Sallie H. Palmer. } Upon a Suspending Bond &c

Upon the motion of Juliet Miller the Claimant of certain property alleged to be levied upon by J. D. Switzer D.S. for D. H. Rolston S.R.C. upon an execution issued in the name of Sallie H. Palmer against Mary Miller on the 12th day of July 1878 for description of levy see endorsement on execution and whereas the Sheriff before advertising & selling said property levied upon by him required and received from the plaintiff in said execution an indemnifying bond and the plaintiff in this motion also having executed a suspending bond. It is ordered that this cause be docketed & process issue against the said Sallie Palmer returnable to the next term of this Court making her a party defendant to this suit.

David M. Andrew.

D. J. S. Cunnie & Thos H. Blakemore } Upon a Suspending Bond &c

Upon the motion of David M. Andrews who has given a suspending bond as is required under Section 6 of Chapter 149 of the Code of 1873 process is awarded against D. J. S. Cunnie in whose favor an execution has been issued by a Justice of this County against John D. Andrew which execution having come into the hands of James M. Burgess a Constable of said County has been levied upon one bay mule as the property of the said John D. Andrew but which the said David M. Andrew claims as his property. requiring the said Cunnie & Blakemore to appear before this Court on the 6th day of the present term and submit to such order as may be made by the Court in relation to said matter and thereupon the said Cunnie and Blakemore by their Counsel entered their appearance as defendants in said Cause and the Court fixes the 6th day of the present term for the trial of this cause

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Commonwealth.

James M Rhodes } Upon an Indictment for Perjury.

This day the Defendant James M. Rhodes who stands indicted for a misdemeanor. appeared in Court in discharge of his recognizance entered into on the 2nd day of the June Term last of this Court (June 17 1879) and for reasons appearing to the Court the trial of this cause is continued until the third day of this term of the Court being Wednesday July 23rd 1879. And on motion of the Defendant the Court doth permit him to renew his bail in the sum of $500.00 for himself and the same amount for his Surety, and thereupon James M. Rhodes together with Leynes Rhodes as his Surety (who justified as to his sufficiency) acknowledged themselves to be indebted to the Commonwealth of Virginia (viz) the sum of $500.00 each to be levied of the respective goods & chattels, lands & tenements for the use of the said Commonwealth of Virginia (each waiving the benefit of their Homestead exemption as to this obligation) but upon this condition, that the said James M. Rhodes does make his personal appearance before the Judge of this Court on the said 3rd day of this term (July 23 1879) to answer the said Indictment and not depart thence without leave of the Court.

On Motion of Samuel R. Sterling Treasurer of this County, E. R. Neff for Plains District, Jacob Wright & D. L. Shuler for Ashby District, Eugene A. Beal & Lenwood Hamilton for Central District and M. J. Zirkle for Linville District this day appeared in Court and qualified as his Deputies by taking the oaths prescribed by law.

Commonwealth
@
Waverly Jones alias Wade Jones. } upon an Indictment for Rape.

This day the prisoner Waverly Jones alias Wade Jones who stands indicted for a felony by him committed was led to the bar of the Court in custody of the Jailor of this County, and being thereof arraigned the prisoner by Counsel demurred to the said indictment and the several Counts thereof, which demurrer the Court upon Consideration doth overrule, and thereupon the prisoner pleaded "not guilty" to the said Indictment, and the Court doth fix the 2nd day of the August term next being August 19th 1879 as the day for his trial

And thereupon Garland Green Rebecca Beck & Matilda Gordon and Riley Beck as surety for Rebecca Beck & Matilda Gordon. with the prisoner in behalf of the Commonwealth appeared in Court and acknowledged themselves to be indebted to the Commonwealth of Virginia in the sum of $100.00 each to be levied of their respective goods & chattels lands & tenements for the use of the said Commonwealth of Virginia, each waiving the benefit of the Homestead exemption as to this obligation. Yet upon this Condition that they the said Garland Green Rebecca Beck & Matilda Gordon make their personal appearance before the Judge of this Court on the said 2nd day of the August Term next being August 19th 1879 as witnesses as aforesaid and not depart thence without leave of the Court.

And thereupon the prisoner was remanded to Jail.

The County School Board of Rockingham County,
@ } Unlawful Detainer
John Myers

This day came the parties by their Attorneys and thereupon came the following Jury to wit:- Wm H. Harnsberger. S. Jones R. F. Berry Joseph McMullan. R Sawn. Abram P. Jennings John B. Smith. John R. Murray Daniel Riser. John S. Effinger Shem S. Heatwole & John W. Melhorn. who being elected tried and sworn to try whether the Defendant unlawfully withheld possession of the premises mentioned in the writ and proceedings. and whether he did so unlawfully withhold possession of the said premises on the 3d day of January 1879. the date of the issuance of the writ and a true verdict find according to the evidence and not having time fully to hear the evidence and argument of Counsel were adjourned until tomorrow morning at 10 Oclock

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On motion of John A. Cowan. Charles D. Harrison. a regularly licensed attorney at law. appeared in Court and qualified to practice law in this Court by taking the oaths prescribed by law.

Ordered. That this Court be adjourned until tomorrow morning at 10 Oclock

Chas. D. O'Ferrall.

At a County Court continued and held in and for the County of Rockingham at the Court House thereof on Tuesday July 22nd 1879

Present. Hon Chas T O'Ferrall presiding.

Commonwealth.
Robert Finks } Upon an Indictment for interrupting an assembly met for the worship of God.

This day the Defendant Robert Finks who stands indicted for a misdemeanor appeared in Court in discharge of his recognizance entered into on the 3d day of the June term last of this Court (June 18. 1879) and for reasons appearing to the Court the trial of this Cause is continued until the 5th day of this term of the Court (being Friday July 25. 1879) and thereupon on motion of the defendant the Court doth permit him to renew his bail. whereupon he acknowledged himself to be indebted to the Commonwealth of Virginia in the sum of $50.00 to be levied of his respective goods & chattels lands & tenements for the use of the said Commonwealth of Virginia waiving the benefit of the Homestead exemption as to this obligation yet upon this condition that he make his personal appearance before the Judge of this Court on the said 5th day of this term of the Court (July 25. 1879) to answer the said indictment, and not depart thence without leave of the Court.

And thereupon L W. Carter. Abram Blakey. Luffy Norris. George Warrick Queen Blakey witnesses in behalf of the Commonwealth and Joseph Williams, Nat. Dodden. John Larson Charles Standard & Nelson Kittley witnesses in behalf of the defendant appeared in Court and acknowledged themselves to be indebted to the Commonwealth of Virginia in the sum of $100.00 each to be levied of their respective goods & chattels lands & tenements for the use of the said Commonwealth of Virginia (each waiving the benefit of the Homestead exemption as to this obligation) Yet upon this condition that they each do make their personal appearance before the Judge of this Court on the said 5th day of this term of the Court (July 25. 1879) as witnesses do aforesaid, and not depart thence without leave of the Court.

On motion of Samuel R Sterling Treasurer of this County Wm H Bateman for Stonewall District. this day appeared in Court and qualified as his deputy by taking the oaths prescribed by law.

Commonwealth.
B. F. Michael } Upon an Indictment for Assault & Battery.

This day came as well the Attorney for the Commonwealth as the Defendant in person and by Counsel, and thereupon the Defendant waived process and filed his plea of not guilty. and the Court doth fix the 2nd day of the August Term next (August 19. 1879) for the trial of this Cause, And thereupon the Defendant moved the Court to grant him bail. which motion upon consideration the Court doth sustain. and fixes the amount of bail at the sum of $100.00 for himself and the same amount for his surety. and thereupon the said B. F. Michael together with L W. Kaylor his surety (who justified as to his sufficiency) acknowledged themselves to be indebted to the Commonwealth of Virginia in the sum of $100.00 each to be levied of their respective goods & chattels lands & tenements for the use of the said Commonwealth of Virginia waiving the benefit of the Homestead exemption as to this obligation) Yet upon this condition that the said B. F. Michael does make his personal appearance before the Judge of this Court on the said 2nd day of the August Term next (August 19. 1879) to answer the said Indictment, and not depart thence without leave of the Court.

The following orders which the Clerk failed to enter on yesterday the first day of this term of the Court is now entered. Nunc pro tunc

George B. Keezel. Justice of the Peace for Central District in this County this day paid into Court the Sum of $10.00 being the amount of two Judgments for fine rendered by him and J. W. Bowers J.P. in the following cases Viz:- Commonwealth vs John Long July 19. 1879. for Assault $5.00 Same vs William McGlaughlin July 19 1879. for Assault $5.00 And John W. Bowers Justice of the Peace for said District in this County also this day paid into Court the Sum of $20.00 being the amount of two Judgments for fine rendered by him in the following cases vs Commonwealth vs Richard Miller for Assault & Battery $10.00. Same vs Jacob Miller for Assault & Battery $10.00

certified. ✓

The County School Board of Rockingham County. vs Unlawful Detainer.

John Myers.

This day came again the parties by their attorney. & thereupon came again the jury sworn and impannelled on yesterday for the trial of this cause pursuant to their adjournment. and having fully heard the evidence but not having time to hear the argument of Counsel were adjourned until tomorrow morning at 10 Oclock.

George M. Dreyfus Extx & Exor. vs Upon a Notice.

✓ William Robinson's Curator &c.

On motion of the plaintiff It is ordered that this cause be dismissed

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Ordered that this Court be adjourned until tomorrow morning at 9 Oclock.

Chas. T. O'Ferrall.

At a County Court continued and held in and for the County of Rockingham at the Court House thereof on Wednesday. July 23rd 1879

Present:- Hon. Chas. T. O'Ferrall presiding.

This day Michelberry Roach who alleges that he is aggrieved by an assessment made by J. N. Roff Commissioner of the Revenue for Stonewall District in Rockingham Co. in the year 1877. whereby he is charged with $3.50 taxes on three dogs. to-wit. two Male and one female dogs. And thereupon said Roach moved the Court to order the said amount of $3.50 to be refunded to him. which motion was defended by Geo. G. Grattan the Attorney for the Commonwealth for said County. and the said J. N. Roff the Commissioner who made the assessment was examined as a witness touching the application. and it appearing that the said Roach had no dogs during the said year of 1877. & that the said Roach has paid the said Sum of $3.50 All of which the Court certifies as facts proved upon the application aforesaid on Consideration whereof the Court is satisfied that the said amount of $3.50 was erroneously charged to said Roach. whereupon it is ordered that the said amount be refunded to him

fee $.

P. M. Whitlock Committee for Eliza J. Dickson a person of unsound mind, this day presented in Court an account against The Commonwealth of Virginia, amounting to the Sum of $28.00 for the board & Care of the said Eliza J. Dickson a Lunatic, from March 25th 1879 to June 25 1879. 3 Mos @ $8.00 per Mo. ($24.00) and 3 Months Clothing for Same @ $1.50 per Mo ($4.50) which being Sworn to. was examined and allowed by the Court, and ordered to be certified to the Auditor of Public Accounts for payment.

cert'd. & d.

On the motion of William Branam the Estate of Amanda Branam is committed to D.H. Roleton Sheriff of Rockingham County for administration it appearing to the Court that the said decedent has been dead for more than three months without administration upon her Estate.

The County School Board of Rockingham County } Unlawful Detainer.
&
John Myers.

This day came again the parties by their Attorneys and thereupon came the jury impannuled and Sworn on the first day of this term of the Court for the trial of this cause pursuant to their adjournment and having heard the argument of Counsel, retired to their room to consider their verdict, and after sometime returned into Court, and upon their oaths do say "we the jury find that the defendant is in the possession of and unlawfully withholds from the plaintiff the lot of land described in the within Summons containing one fourth of an acre adjoining the lands of Michael Roller, Samuel Roller and Samuel Driver upon which there is a building formerly known as the Zirkle School house property, and was so in possession of said property and unlawfully withheld the same at the date of this writ. John S. Effinger. Foreman.

It appearing to the Court that there are certain Cases upon the Courts docket in which it would not be proper for him to sit thereupon he called the Hon. Geo. K. Calvert Judge of the County Court of Shenandoah County to sit upon the hearing of said Cases in accordance with the Statute in such case made and provided.

Chas. S. Arnall.

Present Hon. Geo. K. Calvert presiding.

Commonwealth.
&
James M. Rhodes } Upon an Indictment for Perjury.

This day the defendant James M. Rhodes who stands indicted for a misdemeanor, appeared in Court in discharge of his recognizance entered into on the first day of this term of the Court (July 21. 1879) and thereupon on motion of the Attorney for the Commonwealth and for reasons appearing to the Court the trial of this Cause is continued until the 3d day of the August term next of this Court being August 20. 1879, and on motion of the defendant the Court doth permit him to renew his bail in the sum of $500.00 for himself and the same amount for his Surety, whereupon James M. Rhodes together with Cyrus Rhodes his Surety (who justified as to his sufficiency) acknowledged themselves to be indebted to the Commonwealth of Virginia in the sum of $500.00 each to be levied of their respective goods & chattels lands & tenements for the use of the said Commonwealth of Virginia each waiving the benefit of their Homestead Exemption as to this obligation, yet upon this condition that the said James M. Rhodes does make his personal appearance before the Judge of this Court on the said 3d day of the August term next being August 20. 1879 to answer the said indictment and not depart thence without leave of the Court.

And thereupon Mrs. L. Harrison, Cyrus S. Wise, Mrs. R. Miller and Geo. W. Berlin witnesses in behalf of the Commonwealth appeared in Court and acknowledged themselves to be indebted to the Commonwealth of Virginia, in the sum of $100.00 each to be levied of their respective goods & chattels lands & tenements for the use of the said Commonwealth of Virginia, each waiving the benefit of the Homestead Exemption as to this obligation yet upon this condition that they each do make their personal appearance before the Judge of this Court on the said 3d day of the August Term next being August 20. 1879

as witnesses as aforesaid, and not depart thence without leave of the Court.

And the Court doth award Rules against John Anderson, John Wolfley A. A. Miller, John Dofflemoyer witnesses in behalf of the Commonwealth to Shew Cause if any they can why they should not be fined and attached for their contempt in failing to appear this day as witnesses as aforesaid when duly summoned.

Jacob Ryerly, for &c Appellant
&
The County of Rockingham Appellee } Upon an Appeal.

This day came the parties by their Attorneys and thereupon the defendant by its Attorney by leave of the Court moved the Court to dismiss the Appeal upon the ground that it was not taken within the time nor in the manner prescribed by Law and by leave of Court filed its pleas of the Statute of limitation and plea of non-assumpsit whereupon on motion of the plaintiff by Counsel for reasons appearing to the Court the trial of this Cause is Continued until the 3d day of the August term next being August 20. 1879.

Ordered that this Court be adjourned until tomorrow morning at 10 Oclock

Geo. R. Calvert

At a County Court Continued and held for and for the County of Rockingham at the Court-House thereof. on Wednesday July 23d 1879.

Present Hon. Chas. T. O'Ferrall presiding.

Kit Banks Committee for Egeline Banks a certified Lunatic. this day presented in Court an account against The Commonwealth of Virginia amounting to the Sum of $31.67 for the Care and maintenance of the said Egeline Banks Lunatic from March 17th to July 20. 1879. (The date of the death of the said Egeline Banks $25.00) and 2 months clothing for Same @ $20 per year ($6.67) which being Sworn to was examined and allowed by the Court (the Same being in conformity to the order entered by this Court at its September Term 1878) and ordered to be certified to the Auditor of Public Accounts for payment.

C. & Ord

It appearing to the Court that there is a certain Case upon the Court Docket in which it would not be proper for him to Sit. and thereupon he called the Hon Geo R. Calvert Judge of the County Court of Shenandoah County to Sit upon the hearing of said Case in accordance with the Statute in such case made and provided.

Chas. T. O'Ferrall.

Present Hon Geo. R Calvert presiding.

Fitzsimmons & Wilhide for the use of E. Fletcher
&
Jesse. Simmons. } upon a Warrant removed from before a Justice

This day came the parties by their Attorneys. and the decision of this Cause having been submitted to the Court, and the evidence and the argument of Counsel having been fully heard, the Court by Consent of parties, doth take time to consider until the next term of this Court as to the judgment to be rendered therein.

Geo. R. Calvert

Hon Geo. R. Calvert Absent.

Present: Hon Chas. P. O'Ferrall presiding.

Upon the motion of Hiram K Devier Trustee for Mary V. Devier. and for reasons appearing to the Court it is ordered that William Shands be and he is hereby appointed Committee of John Brown a person of unsound mind.

William Shands who was this day appointed by an order of this Court Committee for John Brown a person of unsound mind appeared in Court and refused to accept the said trust, and thereupon on the motion of Hiram K. Devier, Trustee for Mary V. Devier. and for reasons appearing. the Court doth commit the estate of said Lunatic to D. H. Rolston Sheriff of Rockingham County.

John R. Jones Commr. of the Revenue for Central District. Jo. M. Rhodes Commr. of the Revenue for Ashby District and Emanuel Wilkins Commr. of the Revenue for Plains District in this County this day returned to the Court a copy of their Certificates &c. as to the Sales of Wine. Alcoholic and Malt Liquors by all licensed retail & Barroom Liquor dealers and wholesale Liquor dealers within their respective Districts for the month of June 1879 the first amounting to $140.14 the second to $4.28 and the third to $18.79 as required by an act entitled "An act imposing a tax and prescribing the mode of collecting the same on the privilege of selling Wine. Ardent Spirits. Malt Liquors &c. approved March 30. 1877 which are ordered to be filed.

On application of J. P. Dellinger. Reuben Huffman &c for the establishment of a Public Road from Joseph Evans Shop on Swift Run Gap Road to intersect the road leading from Pleasant Valley in said County to Valley Pike at Mennonite Church on said road and to discontinue the road as it now runs running off at the Pleasant Run Church.
The viewers Edward S. Kemper. B. F. Shaver & J. S. Wright. appointed at the April Term last of this Court to view and report as required by law on the proposed road having made their report to this Court recommending the establishment of the same It is ordered that the following land owners along the route of said proposed road Viz:- J. P. Dellinger. Henry Thisler & P. K. Shwalter be summoned to appear before the Judge of this Court on the 5th day of this present term to shew cause if any they can why the road petitioned for by the said J. P. Dellinger &c. shall not be opened and established through their lands agreeably to the report of the viewers as aforesaid filed in this cause on the 16th day of June 1879.

On the application of E. D. Root Fred V. Laurent & others for the establishment of a Public Road from a point near Samuel Millers to the dwellings of the Petitioners about 3/4 of a Mile.
The viewers Thos. F. Bowers. Adam M. Fulk and J. J. Bauman appointed at the June Term last of this Court to view and report as required by law. on the proposed road having made their report to this Court recommending the establishment of the same It is ordered the following land owners along the line of the proposed road Viz: Samuel Miller E. D. Root or the Lumber Company be summoned to appear before the Judge of this Court on the 2nd day of the August term next. to shew cause if any they can why the road petitioned for by the said E. D. Root. Fred V. Laurent & others shall not be opened and established through their lands agreeably to the report of the viewers as aforesaid filed in this Cause this day July 24th 1879.

1 & 2 Copies.

On the Application of Noah M. Shuler. Geo. Lifsothers for the Establishment of a Public Road from the Massanutten Road near East Point Church to some point on the Rockingham Turnpike near the Bridge across the River at Mill Bank The viewers Wm B. Yancey. Robt A. Gibbons. & C. M. Harnisberger appointed at the April Term last of this Court to view and report as required by law. on the proposed road having made their report to this Court. recommending the establishment of the same It is ordered that the following named land-owners along the route of said proposed road viz:- John B. Ammon, Hiram Taylor & Brothers & John Morris be summoned to appear before the Judge of this Court on the 5th day of the August term next to shew cause if any they can why the road petitioned for by the said Noah M. Shuler Geo. Lifsothers shall not be opened and established through their lands agreeably to the report of the viewers as aforesaid filed in this Cause on the 21st day of July 1879.

1 & 3 Copies

Ordered. That this Court be adjourned until tomorrow morning at 10 Oclock

Chas. T. O'Ferrall.

At a County Court Continued and held in and for the County of Rockingham at the Court House thereof on Friday July 25th 1879.

Present Hon. Chas. T. O'Ferrall, presiding.

D. Pennybacker's Adm'r.
Jonathan Ritchie } upon a Scifa.

The Defendant having been Solemnly Called. and not appearing. on the motion of David H. Ralston Sheriff of Rockingham County. and as such Administrator of Dennick Pennybacker dec'd by his Attorney the Court having heard the evidence adduced. it is considered that the judgment recovered at the May term 1870 of this Court in the name of Dennick Pennybacker against Jonathan Ritchie for $80 eighty Dollars debt with interest thereon from the 27th of October 1865. until paid and $6.81 Costs be revived in the name of said plaintiff and that he have execution against the defendant Jonathan Ritchie for said sum of $80. the debt with interest as aforesaid and $6.81 Costs in the writ aforesaid mentioned. And also that the plaintiff recover against the defendant his Costs by him expended in suing forth and prosecuting this writ. and the said defendant in mercy &c

Upon the Application of Anthony Burkholder. Wm P. Byrd & others for the Establishment of a Public Road. Beginning at the Corner of B. F. Zuckle & the Widow Brunemans on the road lead from Bunmans Mill to Harrisonburg to the Brock's Gap Road near the residence of John Berry

This day came the Petitioners by their Attorneys & the viewers heretofore appointed having made their report & the land-owners regularly summoned in accordance with the Statute and evidence having been adduced. On Consideration whereof it appearing to the Court that the land-owners upon whose land the said road is proposed to be established are willing to give the right of way over their lands. provided the said road be established on the line of the private roads including the angles as shown on the plat filed in this this Cause and land-owners having waived all claims for damages. And it further appearing to the Court that the parties interested propose to open said road without cost to the County. It is adjudged & ordered that said road be and the same is hereby established as follows to-wit Beginning at a point in the Bunman Mill Road near Antioch Church and near the house of Benjamin F. Zuckle and running thence S. 82° W 72 poles to a Stone S 37¼° W 22¼ poles to a Stone near Wm P. Byrds house, and thence S 49¼° W 64 poles and 5 links

to a Stone W. thence N. 64¼ W. 28 poles from A. to B. thence S. 34½° W. 49 7/10 poles from B. to C. thence S. 51° W. 40½ poles to a Swamp Oak in a flat and thence S. 68° W. 26 poles and 16 Links to a Hickory (D) thence N. 54¾ W. 36½ poles D. to E. thence S. 16½° W. 33 poles from E. to F. thence N. 57½° W. 46 poles. and 14 Links N. 73° W. 10 poles and 10 Links to a Stone near a large white oak, thence N. 60¼° W. 36 poles and 9 links to a Stone on a Hill. N. 62° W. 84 poles and 10 Links to a Stone. and thence N. 58° W. 17¼ poles to the intersection of the Dayton and Brock's Gap Road to be of 20 feet in width

And it is further ordered that as soon as the said road is opened by the petitioners & land-owners at their own costs and placed in such condition that the Comm'r. of Roads shall receive the same, the same shall be taken in charge of by the Comm'r. of Roads for Linville District and worked & kept in order as other public roads are worked and kept in order. The said Comm'r. is further directed to report to this Court whether or not the said road has been properly made. The said road shall be fully constructed by them so that the Comm'r. of Road may make his report to the November Term of this Court.

Upon the Application of Martin Shuttner and others for the establishment of a Public Road leading from William Carpenters on the Keezletown road across to intersect the road running from J. P. Slusers to Naked Creek Church.

This day came again the parties by their Attorneys and the report of Edward S. Kemper Isaac Long and Charles A. Vandeventer viewers appointed at the instance and upon the motion of the petitioners at the October term 1878 having been filed and the land owners duly summoned in accordance with law. and no exceptions taken to said report.

Upon consideration thereof after the hearing of witnesses and argument of Counsel the Court is of opinion that said road ought to be established as recommended and set forth in said report of said viewers It is therefore ordered that said road be established in accordance with the report of the Commissioners as follows to-wit:- Commencing at a point on the Keezletown road at the intersection of the Forge road with the Keezletown road near the house of William J. Carpenter and running thence over the lands of various persons as follows N. 30½ W. 41 poles and 5 links. thence N. 9 W. 129 poles. thence N. 81¼ W. 21 poles and 3 links. N. E. 24 poles 10 links. N. E. 16 poles. N. 41. E. 41 poles and 10 links. thence N. 41. E. 14 poles and 20 links thence N. 30. E. 110 poles. thence N. 64. W. 41. poles and 10 links thence N. 36 W. 14 poles and 5 links thence N. 56¾ W. 16 poles and 9 Links. thence N. 50¾ W. 26 poles and 10 links. thence N. 33½ E. 20 poles and 20 links. thence N. 49 W. 20 poles and 10 links thence N. 41¾ E. 28 poles 20 link. thence N. 46¾ W. 69 poles to intersection with the road running from J. P. Slusers to Naked Creek Church And it appearing to the Court that none of the parties along the line of said road have claimed any damages either for land taken or for moving and making fences or for damages to residue of the lands owned by them respectively. and that the said road can be made a good solid and substantial road with the expenditure of $100 by the County. these facts are certified by the Court to the Board of Supervisors as is now required by law.

Commonwealth.
Robert Finks } Upon an Indictment for interrupting an assembly met for the worship of God.

This day came again as well the Attorney for the Commonwealth as the Defendant Robert Finks in discharge of his recognizance entered into on the 2d day of this term of the Court July 22 1878 and by Counsel. and thereupon the Defendant filed his plea of "not guilty" to the said indictment. whereupon came the following jury to-wit: Thos. H. Hammack. S. J. Jones. B. F. Berry. Joseph McMillan. J. R. Sanni Champ G. Jennings. John D. Smith

Daniel Kesee. John S. Effinger. Shem S Heatwole. John M. Melhorn. and Edward S. Kemper. who being elected, tried and Sworn, well and truly to try the issue joined, and a true verdict render according to the evidence, and having fully heard the evidence and argument of Counsel retired to their room to consider their verdict. and after Sometime returned into Court and upon their oaths do say We the jury find the defendant Robert Fricks guilty in the manner and form as charged in the Indictment John S. Effinger Foreman. And thereupon the Defendant by Counsel moved the Court to set aside the verdict and grant him a new trial, which motion on Consideration the Court doth overrule. It is therefore Considered by the Court that the Commonwealth of Virginia recover of the defendant Ten Dollars Fine and her Costs by her in this behalf expended. and that he be confined in the Jail of this County for five days and thereafter until the said fine and Costs are paid or he be discharged therefrom according to law. [and thereupon the Court fixed the fine at $10.00 and his confinement in the County Jail at five days.]

And thereupon the Defendant Robert Fricks was committed to the Jail of this County.

Ordered. That the following named persons be each allowed the sum of One Dollar for their attendance and Services at this term of the Court, in the trial of misdemeanor cases, and that the same be paid by the Treasurer of this County, and certified to the Auditor of Public Accounts Viz:-

cert'd $1 to each: M. H. Hamrick. S. J. Jones. B. F. Berry. Joseph McMullan. J. R. Dunn. Champ. G. Jennings. John B. Smith. Daniel Kesee. John S. Effinger. Shem S. Heatwole. John M. Melhorn & Edward S. Kemper.

Ordered. That the following named persons be allowed the sums opposite their names for their Services at this term of the Court as Petit Jurors and that the same be certified to the Treasurer of this County for payment. Viz:-

$3.00 each: M. H. Hamrick $3.00 S. J. Jones $3.00 B. F. Berry $3.00 Joseph McMullan $3.00 J. R. Dunn $3.00 C. G. Jennings $3.00 John B. Smith $3.00 John A. Minnick $3.00 Daniel Kesee $3.00 Shem S. Heatwole $2.00 John M. Melhorn $2.00 John S. Effinger $2.00

Moses Joseph Appellant
Israel Minnick Appellee
} Upon an Appeal from the Judgment of a Justice

This day came again the parties by their Attorneys. and thereupon on motion of the appellant by Counsel for reasons appearing to the Court the trial of this Cause is continued until the next term, and on motion of the appellee the Court doth award a Rule against Samuel B. Good, witness in behalf of the said appellee, returnable to the next term of this Court to Shew Cause if any he can why he should not be fined and attached for his failure to appear at this present term, when duly Summoned as witness as aforesaid.

Uriel Whitig Plaintiff
John P. Pence Defendant
} Upon a Warrant removed from before a Justice.

This day came the Defendant by Counsel, and the plaintiff being Solemnly called came not. and thereupon the defendant filed his plea of Statute of limitation, which plea the Court doth Sustain and on motion of the Defendant. It is ordered that the plaintiff be non-suited, and that the Defendant recover his costs by him about his defence in this behalf expended. waiving damages.

The following order which the Clerk failed to enter in yesterday proceedings is now entered Nunc pro tunc.

On motion of Stuart B. Lindsay. Benjamin R. Berlin a regularly licensed attorney at Law appeared in Court, and qualified to practice Law in this Court by taking the oaths prescribed by law.

Ordered. That this Court be adjourned until tomorrow morning at 10 o'clock.

Chas. R. O'Farrell.

At a County Court continued and held in and for the County of Rockingham at the Court House thereof on Saturday July 26th 1879.

Present. Hon Chas. T. O'Ferrall. presiding.

The writing purporting to be the last will and testament of Mary B. Donaghe decd. was this day presented in Court, and being proven by the oath of Annie E. D. Gray the Subscribing witness thereto, was admitted to probate and ordered to be recorded. And thereupon on the motion of H. G. Gray & others heirs at Law of said decedent Forehand A. Daingerfield who made oath thereto according to law, appeared in Court, and together with Granville Eastham his Surety, (who justified as to his sufficiency) entered into and acknowledged a bond in the penalty of $600 00 conditioned according to law, waiving the benefit of the Homestead exemption as to this obligation. A certificate is granted him for obtaining letters of Administration with the Will annexed, in due form, upon the Estate of Mary B. Donaghe dec'd.

cap.

Upon the Petition of J. M. Mauck and others to establish a Public Road from the Public Road near Rinkers Mill to the Binmans Mill Road near James Ritchie.

This day came the Petitioners by their Attorneys and James Ritchie and John Acker two of the land owners along the route of the proposed road by their Attorney resisting the opening of said proposed road, and the Court having examined the Report of Jasper Harbe, A. L. Mauzy and Jacob Mayes viewers heretofore appointed, and evidence being introduced for and against the establishment of said road, and the Court having maturely considered the Report of the viewers and the evidence adduced is of opinion that said road ought to be established but upon the following conditions 1st That the petitioners pay to John Acker James Ritchie the damages assessed by the viewers aforesaid, which the Court regards as just compensation to them 2nd That the said road shall be opened and put in good condition by the petitioners at their own expense and turned over to the Surv. of Road of Linville District on or before the 1st day of December 1879. It is therefore ordered that the said Road be established in accordance with the Report of the viewers as follows. Beginning at Linvilles Creek near Rinkers Mill over a private road to the intersection of said private road with the Binmans Mill road at the South End of James Ritchies orchard with the following courses and distances: Beginning at said Linvills Creek and running due North 9 poles over the lands of Sofelia Beard to the boundary of Silas Beard and E. S. Mitchells land thence along their line mainly on Beards side N. 28¼ W 15½ poles to Rinkers line:- thence along the boundary between him and Mitchells N 11 W 10 poles to the North Corner of Rinkers Mill: thence leaving Mitchells line and passing wholly on the lands of the Rinkers. N 66½ W. over a grade of 5½ degrees. Still Keeping on Rinkers lands N 38 W 4 Poles: thence N 29¼ W 16 poles to E. S. Mitchells line again thence along his and Rinkers line the same bearing 17 poles to Beards and Ackers line thence continuing the same bearing again along their line 24 poles: thence N 9¼ W. 43 7/10 poles to their corner at the mouth of Ackers lane, thence along the said Beards line but wholly on the lands of James Ritchie N 17 W 5¼ poles to the Brenneman branch lot. thence along the South side of said lot N. 43 W 15½ poles to James Ritchies line again. thence N 43 W 24 poles along the line of said Beard and Ritchie to the Binmans Mill road at the South end of said Ritchies orchard.

The Court having required of the Petitioners the payment ~~the payment~~ into Court of the amt of damages agreed by the said viewers to John Acker and James Ritchie to the said John Acker $30. 66 2/3 and to the said James Ritchie $8. 66 2/3 the same has this day been done by Joel Rinker one of the land owners on the said route and the Clerk is directed to pay the same to the said John Acker and James Ritchie

on their application. taking from them receipts for the same.
As soon as the Petitioners shall notify the Comm^rs of Roads of Linville District that the road has been opened by them; the said Comm^rs shall examine the same and report Specifically to this Court whether or not the road has been opened in accordance with this report, and whether or not the petitioners have fully complied with all the requirements of this order.

David M Andrews Plaintiff
J. S. Lewis & Wm H Blakemore Defts. } Motion upon a Suspending Bond.

This day came the parties by their Attorneys. And thereupon by consent of parties for reasons appearing to the Court the trial of this cause is continued until the 4th day of the August Term next of this Court.

The County School Board of Rockingham County } Unlawful Detainer.
John Myers

The Jury Sworn and impannelled in this cause on the first day of this term of the Court having found the defendant guilty of unlawfully withholding from the plaintiff the possession of the premises described in the writ in this cause at the time said writ was issued to-wit January 3d 1879
It is therefore Considered by the Court that the plaintiff recover of the said defendant possession of the premises in said writ mentioned, to-wit: A lot of land containing one fourth of an acre adjoining the lands of Michael Roller, Samuel Roller and Edmund Driver upon which there is a building formerly known as the Kittle School house property, and their Costs by them in this behalf expended.
And the Clerk of this Court is directed to issue a writ of possession to the Sheriff of this County directed, Commanding him to place the said plaintiff in possession of the said premises as soon as may be after the adjournment of this Court.
Memo: Be it remembered that upon the trial of this cause the Defendant by Counsel excepted to the rulings of the Court, and tendered his 1st Bill of Exceptions which is in the words & figures following to-wit: The County School Board of Rockingham County. ⊛ John Myers which he prays may be signed, sealed and enrolled and made part of the record in this cause which is accordingly done.
Memo: Be it remembered that after the jury Sworn and impannelled in this cause had rendered their verdict the Defendant by Counsel moved the Court to set aside the verdict and grant him a new trial, which motion on consideration the Court overruled, to which action of the Court in overruling said motion, the defendant excepted, and tendered his 2d Bill of Exceptions which is in the words & figures following to-wit: The County School Board of Rockingham County ⊛ John Myers which he prays may be signed, sealed and enrolled and made part of the record in this cause; which is accordingly done.
And on the motion of the Defendant by Counsel the execution of the ~~Judgment~~ in this Cause is Suspended for Sixty days from this date. Upon Condition however that the said Defendant shall execute a bond within 10 days from this date in the penalty of $200.00 with good Security. Conditioned as the law directs. before the Clerk of this Court.

On the motion of Erasmus Fletcher. the Estate of Isaac Simmers dec^d is committed to D. H. Roberts Sheriff of Rockingham County for Administration. It appearing to the Court that said decedent has been dead for more than three months without a administration upon his Estate
Ordered That the foregoing order committing the Estate of Isaac Simmers dec^d to Sheriff &c. be Set aside.

Ordered That this Court be adjourned until the 1st day of the next term.
Chas. S. O'Farrell.

At a County Court held in and for the County of Rockingham at the Court House thereof, on Monday August 18th 1879.

Present Hon, George R Calvert Judge of the County Court of Shenandoah County presiding.

The Clerk of this Court, this day presented in Court a List of Deeds &c received and admitted to record in the Clerk's Office of this Court, at and since the last July Term thereof, which list being seen and inspected by the Court is ordered to be Spread upon the minutes, and is as follows, Viz:-

Bargain & Sale	Lewis Pence & wife	to George W. Simmers.
" "	John A. Switzer, Executor of Peter Roller dec'd	Henry W. Roller
" "	Wm T. Carpenter, & wife.	Laura E. Byerly.
" "	John Paul Agnew of St. C. Delaware	W. W. Michael.
" "	Mrs Salome Rolston.	Daniel H. Good.
" "	Joseph Chickel & wife.	Harvey L. Whitmore.
" "	George S. Grattan Commissioner	John B. Smith.
	Same,	Michael B. & Klune
Release Deed	Wm B. Compton Trustee & Harvey Kyle	James C. Keltzel & Annie M his wife
Bargain & Sale	Maria, Nancy, John & Elizabeth Gordon & Silas Robinson	James C. Keltzel.
" "	Sallie A. Kisling.	Hannie V. Hopkins.
" "	Gerard T. Hopkins & wife	James L. Avis Trustee for Sophia V. M. Avis.
" "	Edward C. Conrad & Wm B. Canty Comm'r.	J. C. Marquis.
" "	Adam Kaderr	Joel S. Wright.
" "	Joseph Spriggs Special Comm'r.	L. F. Ingell & Isaiah Dove.
" "	Samuel Harper, & wife.	" Same & Same.
" "	Charles A. Yancey. Comm'r. & others.	" Harvey Lisley.
" "	James C. Keltzel & wife.	" Warren S. Lusby & A. M. Newman jr.
Trust Deed	Joel S. Wright & wife.	" Wm H. Ranjes Jr Trustee.
" "	Henry Armentrout.	" William Shands Trustee.
Bargain & Sale	Wm B. Compton Comm'r.	" Timothy Amiran.
" "	Henry Tutwiler & wife.	" Jonathan Tutwiler.
" "	Nicholas Ryger & wife.	" C. R. Rush, Jno. W. Palmer, Jno. C. Walker Trustees
" "	John A. Murray, Stephen A. Murray & wife.	" Same. Same.
" "	Joseph B. Dunnivan & wife.	" Same. Same.
" "	A. J. Johnson & wife.	" Same. Same.
" "	George D. Doyel & wife.	" Same. Same.
" "	M. M. Kersh	" Jacob M. Pirkey
" "	G. F. Grey & wife & Noah Landes & wife	" Harvey Lee
Release Deed.	J. G. Spinkel Trustee & M. Cardwell & Co.	C. E. Spinkel & A. D. Woodson.
Trust Deed	The New Rawley Springs Company	A. W. Newman Jr. & Wm R. Warren Trustees.
" "	William P. Capp & wife & Hugh Cowell	John C. Roller Trustee.
Bargain & Sale	J. C. Hansbergen & wife.	" Thornton Green.
" "	Christian Funk & wife.	" John Wimmick.
" "	James C. Keltzel & wife Peter Paul & wife & c	" Same.
" "	Alfred C. Rohr & wife	" The Board of Supervisors of Rockingham County.
" "	Mary Hurley widow & Daniel Hurley Jr.	" Abraham Heiwander Trustee for Catharine Mispropider
" "	A. W. Newman & Henry Shacklett Trustees.	" The New Rawley Springs Company
" "	John G. Miller & wife	" Jacob A. Hydes.
Lien Note	George Roadcap & Benjamin L. Roadcap	" Bruce & Harney
Bargain & Sale	Eliza Ann Seduck & John Seduck her husband.	" Edward W. Kite Comm'r.
" "	John Rhodes.	" Solomon Huffman.
" "	Silas R. Gordon & wife.	" Amanda Jane Conny.
" "	John A. Winfield & wife.	" James Allen.

"over"

Bargain & Sale	John B. Funk & wife.	Timothy Funk Trustee for Mrs Mary McMillan
Homestead Deed.	Stephen McMullan	Claim of Homestead.
Mechanics Lein.	Martin M. Holmes.	Ludwig Busch.
Bargain & Sale	John H. Baker & wife,	John M. Bowman
" "	B. G. Patterson Commissioner.	Robert Liskey.
Lein Note.	Samuel A. Long.	Lewis Seldner & Sons.
Bargain & Sale.	Elizabeth Kumpf & Mary Watt	Emma Kumpf wife of Jno F. Kumpf & her Chas Hodgin
Agreement &c.	Theophilus Att.	Joshua Witton.
Bargain & Sale.	Isaac T. Kibler & wife of Jacob N. Summers & wife	Sallie M. Mease.
Mortgage or Deed	Sallie M. Mease.	Andrew Robey Guardian for Ella V. Bogey
Bargain & Sale.	A. M. Newman Lein's Edward S. Kemper & wife	E. A. Herring.
" "	William Sandy & wife.	Israel Dunbgern
" "	Samuel Myers & wife.	Silas May
" "	Wm B. Compton Commissioner.	John Hendley.

Appraisement & Sale Bills of the Personal Property of John Lefevre dec'd.
" " " " " " " Philip Bollert dec'd.
" " " " " " " Levi Gilbert dec'd.
" " " " " " " George G. Keys dec'd.
" " " " " " " James M. West dec'd.
Appraisement Bill of the Personal Property of L. W. Gambill dec'd.
" " " " " " " E. J. Sullivan dec'd.

The foregoing Appraisement and Sale Bills were this day presented in Court and no exceptions being taken thereto. the same are ordered to be recorded.

The writing purporting to be the last will and testament of Henry Armentrout dec'd was this day presented in Court and being proven by the oaths of J. D. Logan and G. F. Compton the two Subscribing witnesses thereto. was admitted to probate and ordered to be recorded. And thereupon on the motion of Samuel R. Allebaugh the Executor therein named. who made oath thereto according to law. he appeared in Court and together with Abraham Andes his Surety (who justified as to his Sufficiency) entered into and acknowledged a bond in the penalty of $6500.00 conditioned according to law (each waiving the benefit of the Homestead exemption as to this obligation) a certificate is granted him for obtaining a probat of the will of said Henry Armentrout dec'd in due form.
And the Court doth appoint Geo. W. Yancey. Jacob C. Harrison & Peter W. Long to appraise the Estate of said Henry Armentrout dec'd after first being duly Sworn.

On the motion of David C. Clune and for reasons appearing to the Court the powers of R. J. Myers who qualified at the August Term 1876. as Guardian for Jacob M. Myers Infant of Raphael Myers. are hereby revoked. the said R. J. Myers having become insane since said qualification & doth appoint the said David C. Clune as guardian in his stead. and thereupon the said Clune appeared in Court and together with Samuel Driver as his Surety (who justified as to his Sufficiency) entered into and acknowledged a bond in the penalty of $4000.00 Conditioned according to law. (waiving the benefit of the Homestead Exemption as to this obligation) and qualified as such guardian by taking the oaths prescribed by law.

On the motion of the heirs of George Calhoun dec'd. (It appearing to the Court from evidence introduced that the widow of said decedent renounces her right to qualify as Adm't of her deceased husband. a certificate of which renunciation is to be filed during this term of the Court) George Seawright who made oath thereto according to law. appeared in Court and together with Geo. W. Dollar his Surety (who justified as to his Sufficiency) entered into and acknowledged a bond in the penalty of $2000.00 Conditioned according to law (waiving the benefit of the Homestead exemption as to this obligation) a certificate is granted

him for obtaining letters of Administration in due form upon the Estate of the said George Calhoun dec'd.

cont'd. And the Court doth appoint D. M. Dice, Elijah Huffman & Thomas Burke to appraise the Estate of said George Calhoun dec'd after first being duly Sworn.

It appearing to the Court from evidence introduced that the Rev'd R. Stewart Cunningham is a regularly ordained Deacon in the Methodist Episcopal Church South, and authorized to celebrate the Rites of Matrimony, on his motion he appeared in Court and together with Rudolph Turk his Surety (who justified as to his Sufficiency) entered into and acknowledged a bond in the penalty of $500.00 Conditioned according to law, waiving the benefit of the Homestead exemption as to this obligation, and thereupon he accordingly qualified by taking the oaths prescribed by law)

It appearing to the Court from a writing filed that Minnie D. Mauk Infant of B. F. Mauk dec'd over 14 years of age has made choice of B. G. Patterson as her guardian the Court doth appoint him as said guardian, and thereupon the said B. G. Patterson appeared in Court and together with Granville Eastham his Surety (who justified as to his Sufficiency) entered into and acknowledged a bond in the Penalty of $300.00 Conditioned according to law, waiving the benefit of the Homestead Exemptions as to this obligation, and thereupon he qualified as said guardian by taking the oaths prescribed by law.

The writing purporting to be the last will and testament of Joseph Burkholder dec'd was this day presented in Court and the hand writing in said will as well as the signature thereto, having been proven by the oaths of J. H. Rolston, Abram Byrd and A. M. Burkholder, to be the handwriting of said decedent the same was admitted to probate and ordered to be recorded.

And thereupon Preston T. Burkholder the Executor therein named, who made oath thereto according to law appeared in Court and entered into and acknowledged a bond in the penalty of $4000.00 Conditioned according to law, waiving the benefit of his Homestead Exemption as to this obligation (said will providing that no Security be required of said Executor) a Certificate is granted him for obtaining a probat of the will of said Joseph Burkholder dec'd in due form.

And the Court doth appoint Thomas J. Clune, Silas Kenton, David Lineweaver and E. M. Shaeffer, to appraise the Estate of said Joseph Burkholder dec'd any three of whom may act after first being duly Sworn.

The writing purporting to be the last will and testament of Jacob Barley, dec'd was this day presented in Court, and being proven by the oaths of R. M. Harrison and M. J. Lanier the two Subscribing witnesses thereto, was admitted to probate and ordered to be recorded.

And thereupon on the motion of R. M. Harrison a Creditor, the Estate of the said Jacob Barley dec'd is committed to D. M. Rolston Sheriff of Rockingham County, for administration, with the will annexed.

The last will and testament of Minnie R Rhudy dec'd which was at the July Term last of this Court (July 21. 1879) duly proven by two of the Subscribing witnesses thereto and continued the tax thereon not having been paid, is this day admitted to probate and ordered to be recorded the said tax having been paid.

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cont'd. On the motion of Joseph Randol, the Estate of William B. Beard is committed to D. M. Rolston Sheriff of Rockingham County for administration. It appearing to the Court that

said decedent has been dead for more three months, without administration upon his Estate.

On the motion of Sallie Hammer. the Estate of Thomas Washington dec'd is committed to D. H. Rolston, Sheriff of Rockingham County. for Administration. It appearing to the Court that said decedent has been dead for more than three months without administration upon his Estate

Fitzsimmons & Wilhide for the use of E. Fletcher Pltffs
Jesse Simmons. Deft } upon a Warrant removed from before a Justice.

This day came again the parties by their Attorneys, and the Court having maturely considered the evidence advanced and argument of Counsel is of opinion without considering any other question that it is proven that the note in suit was given for the purchase of fertilizer and that the plaintiffs who were the Manufacturers of the same had failed to Comply with the requirements of the law of the State in relation to the analysis of the same & the Stamping of the bags and are not entitled to recover on that account and doth Consider that the cause be dismissed and the plaintiff go hence without day and in mercy &c and that the defendant recover of the said plaintiffs his costs in this behalf expended.

On the motion of William A. Blakemore the Estate of Peter Paul dec'd is committed to D. H. Rolston Sheriff of Rockingham County for administration. It appearing to the Court that said decedent has been dead for more than three months without administration upon his estate.

R. G. Coakley. for &c
James Anderson &c } upon a Notice.

R. G. Coakley. for &c
Samuel B. Good &c } upon a Notice.

Abraham Wenger's Adm'r.
G. W. Berlin. &c. gar'. of John D Hood } upon a Suggestion.

Abraham Wenger's Adm'r.
G. W. Berlin Comm'r &c. garnishees of John D Hood } upon a Suggestion

Sallie Orebaugh. Pltff
Jacob Fitzwater. Deft } M. D.

Warren S. Lusty
Samuel R Sterling Treasurer &c } upon a Notice

Ordered that the foregoing Causes be placed upon the Court's Docket.

D. Pennybacker. Adm'r. for &c. Pltff.
John P. Pugh. Deft. } upon a Scifa.

Ordered that this cause be dismissed agreed

D. Pennybacker's Adm'r. for &c Pltff
Wm. C. Simmons Deft. } upon a Scifa

On motion of the plaintiff It is ordered that this cause be dismissed.

G. R. B. Roadcap. Pltff
C. L. Miller Deft. } unlawful detainer

Ordered that this cause be placed upon the Court's Docket.

On the motion of Alvira Simmers, the Estate of Abraham Simmers is committed to D. H. Roleton Sheriff of Rockingham County for administration it appearing to the Court that said deceased has been dead for more than three years without administration upon his estate.

On the motion of E. Fletcher. the Estate of Isaac Simmers is committed to D. H. Roleton Sheriff of Rockingham County for Administration. It appearing to the Court that said deceident has been dead for more three months without administration upon his estate.

Daniel Byerly. Pltff
To
George M. Hillar. Deft } M. D.

This day came the parties by their Attorneys. whereupon the defendant by Counsel filed his pleg of "not guilty" and thereupon for reasons appearing to the Court the trial of this Cause is Continued until the next term.

George Madison.
ads
The Commonwealth. } On application to be released from Jail without payment of Fines.

George Madison who was at the January Term 1879 of this Court Sentenced to imprisonment in Jail until the Fine & Costs assessed against him be paid or he be otherwise discharged therefrom according to law this day made application to this Court to be released from imprisonment without the payment of the said fine & costs, the Attorney for the Commonwealth being present and waiving the notice prescribed by the Statute. on Consideration whereof the Court doth release the said George Madyson from imprisonment without the payment of the said fine and costs. he having served six months imprisonment

On the motion of John Mast. and it appearing to the Court that J. M. Bruffy Admr. of George Bruffy dec'd is a non-resident of this state. It is ordered that his powers as such Administrator be revoked. and that the Estate of the said George Bruffy dec'd be committed to D. H. Roleton Sheriff of Rockingham County for administration.

M. S. Lusty.
To
Saml. R. Sterling. Treasurer } upon a Notice to execute new bond

This day Came again the Plaintiff. by Counsel and it appearing to the Court that the Defendant has had reasonable notice of this motion. It is ordered that the said Treasurer of Rockingham County be and is required to execute a new bond, as such, under the provisions of Sec. 1. Chapter 143 of the Code of Va of 1873 on or before the 3d or last day of the next September Term of this Court whichever shall first occur.

A. Brady. Plaintiff
To
R. F. Kontz. Defendant } upon a warrant removed from before a Justice

This day Came the parties by their attorneys and thereupon the defendant by Counsel and by leave of the Court filed his plea of non-assumpsit and bill of offsetts. and thereupon the trial of this cause is continued.

C. J. Longacre
To
Wm. H. Garland. garnishee of Jacob A. Eckard } upon a Suggestion

This day Came the parties by their attorneys. and thereupon Wm. H. Garland the garnishee after

being duly Sworn, made his Statement, which was reduced to writing and filed as his answer in this Cause and thereupon this Cause is continued

Ordered that this Court be adjourned until tomorrow morning at 10 oclock

Geo. R. Calvert

At a County Court continued and held in and for the County of Rockingham at the Court-House thereof on Tuesday August 19th 1879.

Present, Hon George R Calvert, presiding.

Commonwealth
B. F. Michael } upon an Indictment for Assault & battery.

This day came again as well the Attorney for the Commonwealth as the Defendant B. F. Michael in discharge of his recognizance entered into on the 2d day of the July Term last (July 22. 1879) and It appearing to the Court from a writing this day filed. That the prosecutor in this Cause has received satisfaction in full for the assault made upon him by the Defendant B. F. Michael. and that he does not wish to further prosecute the charge. It is therefore considered by the Court that the said Defendant B. F. Michael be discharged, and that the Commonwealth of Virginia do recover of the said B. F. Michael her costs by her in this behalf expended.

Commonwealth.
Waverly Jones alias Wade Jones } upon an Indictment for Rape.

This day the prisoner Waverly Jones alias Wade Jones, late of the County of Rockingham who stands indicted for a felony by him committed was again led to the bar of the Court in custody of the Jailor of this County, and on motion of the prisoner by Counsel and for reasons appearing to the Court his trial is continued until the 2nd day of the September Term next of this Court being (September 16. 1879)
And thereupon Garland Green, Rebecca Beeks & Matilda Gordon. and Riley Beeks as Surety for Rebecca Beeks & Matilda Gordon and Mary French witnesses in behalf of the Commonwealth and Wesley Beeks. Robert Cox, Berryman Turpine, William Beeks. Mattie Willis Bob Anderson & Sidney Dungem witnesses in behalf of the prisoner appeared in Court and acknowledged themselves to be indebted to the Commonwealth of Virginia in the Sum of $100.00 each to be levied of their respective goods and chattels lands & tenements for the use of the said Commonwealth each waiving the benefit of their Homestead exemption as to this obligation. Yet upon this Condition that they each do make their personal appearance before the Judge of this Court on the 2nd day of the September Term next being (September 16. 1879) as witnesses as aforesaid and not depart thence without leave of the Court.
And the Court doth award Rules against Hannah Weaver & Eva Johnson witnesses in behalf of the Commonwealth and Mrs Sigler Kit Banks, Squire Jones & —— Jones wife of Squire Jones witnesses in behalf of the prisoner returnable to the said 2nd day of the September term next (September 16. 1879) to show cause if any they can why they should not be fined and attached for their contempt offered in failing to attend this day as witnesses as aforesaid.
And thereupon the prisoner was remanded to Jail.

Upon the Application of John N. Melhorn & others for the Establishment of a Public Road leading from the Shenandoah River at a point near Timmons Mill to the Port-

Republic road. distance about half mile
The viewers James M Weaver. Jos. A. Hammen & T. N. Sellers appointed at the May Term 1877 to view and report as required by law. on the proposed road. having made their report and amended report to this Court at the June Term 1877. recommending the establishment of the same. It is ordered that the following land-owners along the line of the said road, Viz:- John M. Melhorn, Frances C. Melhorn Sarah E. Wolf. Wm. F. Lewis. & Margaret C. Lewis. C. Shaver another Land-owner having waived process be summoned to appear before the Judge of this Court on the 1st day of the September Term next to Shew Cause if any they can why the road petitioned for by the said John M. Melhorn & others. shall not be opened and established through their lands agreeably to the report of the viewers as aforesaid filed in this Cause at the said June Term 1877.

186 copies.

Ordered. that this Court be adjourned until tomorrow morning at 9 Oclock
Geo. R. Calvert

At a County Court continued and held in and for the County of Rockingham at the Court-House thereof on Wednesday August 20th 1879.

Present Hon. Geo. R Calvert presiding.

Commonwealth
vs. } upon an Indictment for Perjury
James M. Rhodes.

This day came again as well the Attorney for the Commonwealth as the Defendant James M. Rhodes in discharge of his recognizance entered into on the 3d day of the July Term last of this Court (July 23 1879) And thereupon the Attorney for the Commonwealth with the assent of the Court entered a Nolle Prosequi.
It is therefore considered by the Court that the Defendant James M. Rhodes go hence without day &c.

Commonwealth
vs. } upon an Indictment for Perjury
Abraham Madden.

This day came the Attorney for the Commonwealth and with the assent of the Court entered a Nolle Prosequi.
It is therefore considered by the Court that the Defendant Abraham Madden go hence without day &c.
Geo. R. Calvert

Hon Geo. R Calvert absent.

Present Hon Chas. T. O'Ferrall. presiding.

Ordered. That the Clerk of this Court do issue a Venire Facias directed to the Sheriff of this County. Commanding him to Summon a Special Grand Jury for this present term of the Court, to appear at the Court-House of this County on the 4th day of this term of the Court being August 21. 1879. at 10 Oclock A. M.

Madison Muse. John Grey. Wm. C. Harrison, Wm R. Miller. Cyprus Muse Geo. M. Berlin H. H. Miller & John Dofflemyer. this day appeared in Court and acknowledged themselves to be indebted to the Commonwealth of Virginia, in the sum of $50.00 each to be levied

of their respective goods & chattels. lands & tenements for the use of the Said Commonwealth of Virginia. each waiving the benefit of the Homestead exemptim as to this obligation Upon upon this conditim that they each do make their personal appearance before the Special Grand Jury to be impanneled on tomorrow the 4th day of this term of the Court as witnesses and not depart thence without leave of the Court.

Ordered. That this Court be adjourned until tomorrow morning at 10 Oclock.

Chas. T. O'Ferrall.

At a County Court Continued and held in and for the County of Rockingham at the Court House thereof on Thursday August 21st 1879

Present. Hon. Chas. T. O'Ferrall, presiding.

John S. Effinger. Foreman, John B. Bare, Emanuel Sipe. Samuel C. Suitzer, Samuel Sowers, John Brunk. Chas. G. Skinner. Wm C. McAlister & Wm A. Leap. were impanneled and Sworn a Special Grand Jury in and for the body of the County of Rockingham, and having received their charge from the Court, retired to their room to Consider their presentments, and after sometime returned into Court and made the following presentments Viz:-

An Indictment against James M. Rhodes for Perjury A true bill John S. Effinger Foreman

An Indictment against Abraham Madden. for Perjury A true bill John S. Effinger Foreman

An Indictment against Washington Scott for Petit Larceny A true bill John S. Effinger. Foreman.

And having Completed the business before them, were discharged from further attendance upon this term of the Court.

Ordered. That the following named persons be each allowed the Sum of One Dollar for one days Services at this term of the Court, as Grand Jurors and that the Same be certified to the Treasurer of this County for payment Viz:-

John S. Effinger. John B. Bare, Emanuel Sipe. Samuel C. Suitzer Samuel Sowers. John Brunk. Chas G. Skinner, Wm C. McAlister & Wm A. Leap.

On the motion of Samuel Driver. the Court doth appoint John B. Henkle as Committee for A. J. Myers (who has been duly ascertained to be a Lunatic) And thereupon the said John B. Henkle appeared in Court and together with Michael M. Bowman as his Surety (who justified as to his Sufficiency) entered into and acknowledged a bond in the Penalty of $5000.00 conditioned according to law. waiving the benefit of the Homestead Exemptim as to this obligation. and thereupon he the said John B. Henkle qualified as such Committee by taking the oath prescribed by law.

David M. Andrew. Pltff.
J. S. Curry & Wm A. Blakemore. Defts. } Motion upon a Suspending Bond

This day came the parties by their Attorneys and thereupon came the following Jury to wit Jacob M. Cool. J. H. Funkhouser. J. F. Neff. R. B. Liskey. M. M. Holmes. M. R. Bowman. Thomas Lamkins. I. P. Dellinger. Arch. Taylor. J. B. D. Rhodes. J. P. McLeod & D. S. Hanson who being elected tried and Sworn well and truly to try the issue joined between David M. Andrew interpleader plaintiff & J. S. Curry & Wm A. Blakemore Defts. and ascertain whether the property in controversy to wit One Bay Mule was the property of David M. Andrew at the date a certain Execution in favor of J. S. Curry & J. H. Andrew went into the hands of the officer. and if not, whether the

said David M Andrew has since acquired a good title to the same as against the said heirs of said Executrix and a true verdict render according to the evidence, and having fully heard the evidence but not having time to hear the argument of Counsel were adjourned until to-morrow morning at 10 Oclock.

Cop'd

On his motion, and it appearing to the Court that Jonathan Bateman is unable to pay his taxes, from indigent Circumstances. It is ordered that he be relieved from the payment of County and Parish Levies for the years 1878 & 1879.

Commonwealth.

James M Rhodes. } upon an Indictment for Perjury.

This day Came as well the Attorney for the Commonwealth as the Defendant James M Rhodes in person and by Counsel and thereupon the Defendant by Counsel demurred to the said Indictment and filed his plea in abatement and it appearing to the Judges of this Court that it is not proper for him to sit upon the hearing of this cause the same is continued until the 3d day of the September Term next of this Court being September 17. 1879 whereupon the said Defendant James M. Rhodes moved the Court to grant him bail, which motion upon Consideration the Court doth sustain, and fixes the amount of bail at the sum of $500.00 for himself and the same amount for his Surety. and thereupon the said James M. Rhodes together with Lyons Rhodes as his Surety (who justified as to his Sufficiency) acknowledged themselves to be indebted to the Commonwealth of Virginia in the sum of $500.00 each to be levied of their respective goods and Chattels lands and tenements for the use of the Commonwealth of Virginia (each waiving the benefit of the Homestead Exemption as to this obligation Yet upon this Condition that the said James M Rhodes does make his personal appearance before the Judge of this Court on the said 2d day of the September Term next being September 17. 1879. to answer the said Indictment and not depart thence without leave of the Court.

And thereupon Madison Miller, Wm. C. Hanson, Wm R. Miller, Geo. M. Berlin & H. H Miller, & John Dofflemoyer witnesses on behalf of the Commonwealth appeared in Court and acknowledged themselves to be indebted to the Commonwealth of Virginia in the sum of $100.00 each to be levied of their respective goods & chattels lands & tenements for the use of the said Commonwealth of Virginia each waiving the benefit of the Homestead exemption as to this obligation. Yet upon this Condition that they each do make their personal appearance before the Judge of this Court on the said 3d day of the September Term next being Sept. 17. 1879 as witnesses as aforesaid and not depart thence without leave of the Court.

Ordered. That this Court be adjourned until tomorrow morning at 10. Oclock.

Chas. S. O'Donnell.

At a County Court continued and held in and for the County of Rockingham at the Court House thereof, on Friday August 22nd 1879.

Present: Hon Chas. T. O'Ferrall, presiding.

Abraham Wengers Admr. Pltff.
G. W. Berlin Commr. &c. &c. Gar. of John D. Wood. Defts. } upon a Sug.

Same Pltff.
Same Defts. } upon a Sug.

On motion of the Plaintiff, it is ordered that the foregoing causes be dismissed.

A. Brady. Pltff.
R. F. Monty. Deft. } upon a warrant removed from before a Justice.

This day came the parties by their Attorneys. And thereupon for reasons appearing to the Court it is ordered that this cause be continued until the 4th day of the next term of this Court at the costs of the plaintiff.

And on motion of the plaintiff the Court doth award an Attachment against Andrew Carrier a witness in behalf of said plaintiff returnable to the 4th day of the Sept. term next of this Court.

David M. Andrew. Pltff.
J. S. Curry & Wm H. Blakemore Defts. } Motion upon a Suspending Bond.

This day came again the parties by their attorneys. and thereupon came again the jury impanneled and sworn on yesterday for the trial of this cause, pursuant to their adjournment. and having fully heard the argument of Counsel retired to their to their room to consider of their verdict. and after sometime returned into Court and upon their oaths do say. We the Jury find that the bay mule in Controversy was not the property of Dand M. Andrew, at the date of the execution in favor of J. S. Curry use of William H. Blakemore & John H. Andrew. but that the said David M. Andrew has since acquired a good title to the said bay mule as against the lien of said execution. D. S. Harrison. foreman.

On the motion of D. H. Roleton Sheriff of Rockingham County, and it appearing to the Court that he is a man of honesty and good demeanor John C. Henkle appeared and qualified as his Deputy, by taking the Several oaths required by law.

Moses Joseph Appellant.
Israel Minnick Appellee } upon an Appeal from the Judgment of a Justice.

This day came the parties by their Attorneys. and neither party requiring a Jury. agreed to put themselves upon the Judgment of the Court, and the evidence & argument of Counsel having been heard, and because the Court is not yet advised of its judgment to be entered in the Cause, doth take time to Consider thereof.

Commonwealth.
Washington Isett. } upon an Indictment for Petit Larceny.

This day came as well the Attorney for the Commonwealth as the Defendant Washington Isett in Custody of the Jailor of this County and by Counsel and thereupon the Defendant pleaded guilty to the said Indictment and threw himself upon the Mercy of the Court and the Court having fully considered the same, doth adjudge and order that he receive twenty Stripes this day and the same number in 48 hours thereafter, and

thereupon he was remanded to the custody of the Sheriff who is directed to execute the said judgment

Ordered. That this Court be adjourned until tomorrow morning at 10 Oclock.

Chas. T. O'Ferrall.

At a County Court continued and held in and for the County of Rockingham at the Court-House thereof, on Saturday August 23. 1879.

Present. Hon. Chas. T. O'Ferrall presiding.

William Minnick Pltff
B. S. Farmer Deft } upon an Attachment.

Same Pltff
Same Deft } upon an Attachment.

For reasons appearing to the Court, these two causes are retired from the docket, without prejudice to the right of the plaintiff to institute further and other proceedings against the defendant B. S. Farmer or his property for the recovery of the debt claimed by the plaintiff and for the costs of these attachments.

c. a/p. & fee paid by L. W. Reynolds. Atty. c.c.

This day came George Scott & Fountain Entsler who allege that they are aggrieved by an entry made in the land books made by J. N. Rob Commissioner of the Revenue for Stonewall District in said County in the year 1878, whereby S. G. & M. E. Baugher are charged with $127.28 taxes for the year 1878. on a tract of land containing 556 acres described as lying on the Shenandoah River. And thereupon the said Scott & Entsler moved the Court to exonerate them from the payment of $7.53 part of the taxes so erroneously charged for said year, which motion was defended by George L. Grattan, the Attorney for the Commonwealth for said County, and the said J. N. Rob the Commissioner who made the Assessment, was examined as a witness touching the application. And it appearing that said book, on which said alleged erroneous entry has been made, was certified by the Clerk of the County Court of said County on the 9th day of October 1878. and that an application for redress against the erroneous entry was made on this day for the first time. and it appears that the whole of the said tract of 556 acres of land came into the possession of and was owned by M. E. Baugher, and that by his last will and testament duly executed and admitted to probate on the day of September 1873 after his death, he devised 100 acres of the best part of said tract of 556 acres of land, lying on the Shenandoah River bottom, and containing the Mansion House the barn and all the out buildings, orchards to his wife Mrs Evaline Baugher in fee simple, and directed the residue of the tract of 556, which is mostly inferior upland and mountain land, to be sold by his Executor which was accordingly done several years ago. the said George Scott having purchased of said Executors sale of said land 292 Acres of said Land, Fountain Entsler 115¾ acres of said land, and the said Evaline Baugher the balance 150 acres of woodland. But no deeds have as yet been made by said Executor for any of the said lands so sold by him as aforesaid to any of said purchasers, and there never having been any transfer made on the land books of said District of said S. G. Baughers interest in said land to said M. E. Baugher and the said Commissioner having failed to strike from the 556 acres the one hundred acres devised by will to Mrs Evaline Baugher when he entered her said 100 acres on the said book, the whole 556 acres still stand charged against the said S. G. & M. E. Baugher as it originally stood, and the Collector of taxes of said District is and has been collecting said taxes in undue proportions from

the several present owners & occupants thereof. And it further appearing to the Court that the said 100 acres devised to Evaline Baugher as aforesaid with the buildings thereon is worth at the least $6000. and that the residue of the tract is not worth more than $5.320.16- The said J. N. Rose Commissioner of the Revenue as aforesaid also testified that the 100 acres of land aforesaid was improperly reported to him as land conveyed by Michie & Trout Comr. to Evaline Baugher, and that when he entered it upon said book and affixed it at $27.50 per acre, he only knows that it was located on the Shenandoah River some where, and did not know that there were any buildings on it, or that it was injured in any way. And he and three other witnesses (Farmers of the neighborhood) this day testified that said 100 acres of land are worth from $7000 to $8000. on the usual terms of sale, and that the residue of the tract is not worth more than $5.320.16.

All which the Court certifies as facts proved upon the application aforesaid. On consideration whereof and from such facts so proved, the Court is satisfied that the said George Scott & Fountain Eutsler, and the said Evaline Baugher on the 50 acres of wood-land aforesaid, are erroneously charged and held by the Tax Collector of said District on said land (the residue of the 556 acre tract after deducting the 100 acres aforesaid) with taxes amounting to $67.53, whereupon it is ordered that the said George Scott, Fountain Eutsler & Evaline Baugher as to her said 50 acres of wood-land, be exonerated from the payment of $67.53 taxes as erroneously charged, if not already paid and if paid to be refunded to them. And the Court is further of opinion that in as much as the 100 acres aforesaid were erroneously & improperly assessed by said Commissioner Rose and never having been stricken from the 556 acres aforesaid of which it is part, the said Evaline Baugher is liable to pay the balance of the $127.38 taxes to-wit $67.53 of the taxes aforesaid of which the said present owners of the residue of the tract of 556 acres are now hereby released and exonerated

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Upon the application of Martin Shuttleworth for the Establishment of a Public Road leading from William Carpenters on the Keezletown road to intersect the road running from J. P. Slusers to Naked Creek Church

This day came again the parties by their Attorneys, and it appearing to the Court from the certification made to this Court by the board of Supervisors of the County, that the said board is unanimously in favor of making the expenditure for the proposed road, it is considered by the Court that the Commissioners of roads for Ashby District, do proceed to open said road as established by the order of this Court at its last term and that he make report to this Court with a view to a final disposition of this cause.

Upon the application of Chas. G. Skinner, John Spader & others, for the establishment of a Public Road.

This day came again the parties by their Attorneys, and thereupon the Commissioners Edward S. Kemper, Charles A. Vandeer, and Henry M. Roller appointed under an order of this Court at its last term, returned their report into Court and the same having been examined and found in due form, it is considered by the Court that P. D. Whitesel, M. O. Whitesel, Lewis Argenbright, C. G. Skinner Trustee, Nancy Shaver, George A. Whitesel, Joseph E. Shaver, Lizzie Shaver, James G. Yancey, Jacob Cook, Israel Driggon, and J. R. Webb, G. H. Driggs and Joseph Byrd School Trustees of Ashby School District land owners along the line of said proposed road, be summoned to the first day of the next term of this Court, to show cause against the establishment of said road as proposed

1 & 14 copies.

On the application of Ambrose Knupp for the establishment of a Public Road beginning at a rock corner to the 2½ acres of timber land assigned to Ambrose

Knupp in the recent division of the dower land of the widow of John Knupp. dec'd. and running thence through the lands of William Bull and Hannah his wife about 160 yards to the public road at the Corner between Andes and Bull the Court doth appoint I. F. Brawner. John J. Bowman and Abraham Bloser viewers to view the ground and report to this Court at its next term the Conveniences and inconveniences that will result as well to individuals as to the public, if such road should be established as proposed, and especially whether any yard garden, orchard or any part thereof, will have to be taken, They shall further report the facts and circumstances in their opinion, useful in enabling the Court to determine the expediency of establishing the road. They shall report the names of the land owners on such route, and state which of them require Compensation; the probable amount in their opinion to which said party may be entitled, and other matter which they may deem pertinent They shall not locate any route on which there may be a grade at any one point exceeding Six degrees, and shall endeavor to locate a route which shall not exceed five degrees at any one point. A Map or diagram of the route with Courses and distances shall be returned with their report. A statement of the number of days each viewer and Surveyor was employed in executing this order, shall be appended to the report and sworn to before a Justice of the Peace, or other Officer who shall affix his certificate to the same. Any defect in the Action or report of the viewers will debar them from receiving pay for their services. The said Commissioners shall also ascertain and report to the Court whether the said road will be one of such mere private Convenience as to make it proper that it should be opened and kept in order by the person or persons for whose Convenience it is desired

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On motion of Elizabeth A. Keyes widow of John M. Keyes, dec'd, Robert S. Keyes who made oath thereto according to law, appeared in Court and together with Samuel Long his Surety (who justified as to his Sufficiency) entered into and acknowledged a bond in the penalty of $600.00 Conditioned according to law, waiving the benefit of the Homestead exemption as to this obligation. A certificate is granted him for obtaining letters of Administration in due form upon the estate of the said John M. Keyes, dec'd.

And the Court doth appoint Lewis C. Hopkins, M. J. Chrisman, John D. Showalter & George Chrisman to appraise the estate of the said John M. Keyes, dec'd any three of whom may act, after first being duly sworn.

D. R. Blecker. Appellant.
John T. Myers Adm't Appellee. } Upon an Appeal from the Judgment of a Justice

By consent of parties it is agreed that this cause be Submitted to the Hon. L. S. O'Ferrall Judge of this Court. on Thursday 28th day of August 1879 in Vacation for trial. judgment to be entered up as the judgment of the Court at the next term.

David M Andrew. Pltff
J. S. Conn & Wm H Blakemore Defts. } Motion upon a Suspending Bond

This day came again the parties by their attorneys. and thereupon the defendants by Counsel moved the to set aside the verdict of the Jury rendered in this cause at a former day of this term, and grant them a new trial.

which motions upon consideration the Court doth overrule. And it appearing that plaintiff David M Andrew has given a bond conditioned for the forthcoming of the bay mule in controversy, and now has the said mule in his possession or under his control. It is therefore considered by the Court that the said David M Andrew do retain the said mule in his possession, and that he recover of the Defendants J. S. Curry & Wm H Blakemore his Costs by him in this behalf expended.

D. H. Rolston, Sheriff & Jailor of this County this day presented in Court an Account against The Commonwealth of Virginia amounting to the Sum of $29.40 for Keeping and Supporting Wm. Spitzer, a lunatic confined in Jail 61 days from June 16th to August 15. 1879 @ 40¢ per day ($24.40) and clothing for Same two months @ $30 per year ($5.00) which being Sworn to, was examined and allowed by the Court and ordered to be certified to the Auditor of Public Accounts for payment.

Cert'd

D. H. Rolston, Sheriff & Jailor of this County this day presented in Court an Account against The Commonwealth of Virginia, amounting to the Sum of $43.55 for Keeping and Supporting various persons, covering a period from June 16 to August 15. 1879. which being Sworn to, was examined and allowed by the Court and ordered to be certified to the Auditor of Public Accounts for payment.

Cert'd

E. M Jones. Pltff.
vs
John L Pettingtn wife. } upon a Motion.
Defts.

This day came the parties by their Attorneys, and neither party requiring a Jury, agreed to put themselves upon the judgment of the Court, and the evidence and argument of Counsel having been heard, and because the Court is not yet advised of its judgment to be entered in the cause, doth take time to consider thereof.

The Court doth order that the following named persons be each allowed the Sum of One Dollar for their attendance and Services at this Term of the Court, as Veniremen Summoned for the trial of a Felony Case at $1.00 per day and that the same be paid by the Treasurer of this County and certified to the Auditor of Public Accounts. Viz:-
J. Walter Davis. B. F. Miller. Geo. W Roller. B. H. McKeever. M. J. Martz. N. M. Beery. Peter Rehert. Emanuel Roller jr. Wm H. Bowman. John F. Driver. Geo. A. Moffett. A. L. Lindsay. D. G. Whitmore. David R. Beard.

Cert'd

Ordered that the following named persons be allowed the Sum opposite their names for their attendance and Services at this Term of the Court in the trial of misdemeanor cases and that the Same be paid by the Treasurer of this County and certified to the Auditor of Public Accounts Viz:-
Jacob F. Neff $2.00 Archibald Taylor $2.00 Wm C. McAlister $2.00 John Brunk $2.00 Thomas Lamptkins $2.00
Wm. L. Harrison $2.00 I. P. Dellinger $2.00 D. S. Harrison $2.00 Wm A. Leap $2.00 J. H. Funkhouser $2.00
M. N. Holmes $1.00 M. R. Bowman $1.00 Lafayette Lee $1.00 Jacob M. Cool $1.00

Cert'd

Ordered. That the following named persons be allowed the Sum of $2.00 for their Services at this Term of the Court as Petit Jurors and that the Same be certified to the Treasurer of this County for payment. Viz-
Jacob F. Neff. Arch. Taylor. Thomas Lamptkins. I. P. Dellinger. D. S. Harrison. J. H. Funkhouser.
M. N. Holmes. M. R. Bowman. Jacob M. Cool. R. B. Lincoln. J. B. D. Rhodes. J. D. McLeod.

Ordered. That this Court be adjourned until Monday morning next at 10 o'clock.

Chas. J. O'Ferrall.

At a County Court continued and held in and for the County of Rockingham, at the Court House thereof, on Monday August 25th 1879

Present, Hon. Chas. T. O'Ferrall, presiding.

J. G. H. Miller gar &c. Appellant
C. M. Sheff & Co. Appellees } upon an Appeal from the judgt of a justice

Same
C. M. Killiam } upon an appeal from the Judgment of a justice

Same Appellant
E. A. Sanford. Appellee. } upon an Appeal from the Judgment of a justice.

It appearing to the Court that all matters in Controvery in the three foregoing Causes have been Settled by the parties, It is ordered that the Same be dismissed agreed with the Consent of both parties

The writing purporting to be the last will and testament of Jacob Maiden dec'd. was this day presented in Court and proven by the oath of Silas B. Miller one of the Subscribing witnesses thereto, and it appearing to the Court from evidence introduced that John H. Dunivin the other Subscribing witness thereto, is not a resident of this Commonwealth whereupon his Signature to the said will was proven by the oath of the said Silas B. Miller to be in the handwriting of the said John H. Dunivin, and thereupon the said will was admitted to probate and ordered to be recorded.

Ordered, That this Court be adjourned until to-morrow morning at 10. Oclock

Chas. T. O'Ferrall.

At a County Court continued and held in and for the County of Rockingham at the Court House thereof on Tuesday August 26th 1879.

Present: Hon. Chas. T. O'Ferrall, presiding.

C. J. Longacre Pltff.
Thos. H. Garland. gar of J. C. Eckard. Deft. } upon a Suggestion.

This day Came again the parties by their Attorneys and the Court having heard the evidence and argument of Counsel is of opinion that the defendant J. C. Eckard being a laboring man and a householder and head of a family and the money in the hands of T. H. Garland the garnishee debtor being due to said Eckard for wages at a rate less than fifty dollars per month, is entitled to said money under the exemption allowed by the 3d Section of Chapter 184. of the Code of Virginia, edition of 1873. and doth dismiss this Cause at the costs of the plaintiff.

Costs of Pltff.

Peter Bonds Pltff.
E. S. Peale gar. of Aug. Armentrout Deft. } upon a Suggestion

This day Came again the parties by their Attorneys and the defendant E. S. Peale having been examined on oath says that he was indebted to Augustine Armentrout the execution debtor in the Sum of fifteen dollars upon the 10th of December 1877 the date the Summons in this Cause was served upon him, and that he has Since paid

said Sum to the plaintiff. It is therefore Considered by the Court that So much of said Sum as will pay the Costs of this proceeding be applied thereto. and that the remainder of said Sum be credited upon the debt named in the Summons and this Cause is Stricken from the docket.

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upon the motion of M M Silbert. to assign Dower to Sarah Silbert widow of Levi Silbert

This day Came again the parties by their Attorneys. and thereupon the Commissioners I F Brubaker Newel Roman and John F Bowman appointed by an c.o.d. order of this Court entered at a previous term returned their report into Court and the Same having been found in due form is ordered to be filed. and to lie in the Clerks Office of this Court for thirty days from this date for exceptions to the Same.

Thomas Bunner Constable of Rockingham County. this day presented in Court an Account against The Commonwealth of Virginia amounting to the Sum of $3.60 for arresting Wade Jones charged with Felony ($1.00) Summoning 4 witnesses (80¢) conveying prisoner 18 c.o.d.o.d. miles to Jail. $1.80 which being Sworn to was examined and allowed by the Court and ordered to be certified to the Auditor of Public Accounts for payment.

James M. Burgess Constable of Rockingham County. this day presented in Court c.o.f.o.d. an account against the Commonwealth of Virginia amounting to the Sum of $2.60 for the arrest of Washington Isett charged with Felony ($1.00) Conveying prisoner to Jail 16 Miles ($1.60) which being Sworn to was examined and allowed by the Court and ordered to be certified to the Auditor of Public Accounts for payment.

M Lyndon Justice of the Peace of Rockingham County this day presented in Court an Account against the Commonwealth of Virginia amounting to the Sum c.o.f.o.d. of $1.00 for issuing warrant for arrest of Washington Isett charged with Felony (50¢) and examination of same (50¢) which being Sworn to, was examined and allowed by the Court and ordered to be certified to the Auditor of Public Accounts for payment.

On the application of Ebenezer Kinsely. It appearing to the Court that the report of Survey and Plat of Edward S. Kemper. Surveyor of Rockingham County. of a Tract of Land Containing 8 A. 1 R. 30 P Situated at or on the little North Mountain and appears on the Land books of this County to Archibald Sandy's Est. and sold by the Treasurer of Rockingham County on the 15th day of December 1873 to Said Ebenezer Kinsely for the non-payment of taxes for the years 1868. 1869 & 1871 as appears to the Court by the Receipt of S. R. Allebaugh Treasurer of Rockingham County. are made according to Law. It is ordered that said Certificate of Survey & Plat be recorded in the Clerks office of the County Court of this County.

E S. Peale .. Appellant.
B F. Rickard Appellee } Upon an Appeal from the Judgment of a Justice

This day came the parties by their Attorneys, and this Cause having been Submitted to the Court. and the Court having fully heard the evidence and argument of Counsel. doth affirm the Judgment of the Justice. It is therefore, Considered by the Court. that the Appellee recover of the appellant E. S. Peale and Strother Sheets his Surety the Sum of $14.52 with interest thereon from the 2d day of January 1861 until the 19th day of November 1878 and $2.35 Costs with damages on the aggregate at the rate of 10 per centum per annum from the 19th day of November 1878 until paid and his costs in this behalf expended

D. Pennybacker's Admr. Pltff.
vs
William Brown & Harvey Brown Defts. } Upon a Scifa.

The Defendants having been solemnly called, and not appearing, on the motion of David H. Roltston Sheriff of Rockingham County, and as such Administrator of Derrick Pennybacker dec'd by his Attorney. the Court having heard the evidence addduced. it is Considered that the Judgment recovered at the May Term 1870 of this Court in the name of Derrick Pennybacker against William Brown and Harvey Brown for ($141\frac{78}{100}$) One hundred and forty one $\frac{78}{100}$ Debt with interest thereon from the 23d. day of January 1859. till paid. and $7.41 costs. be revived in the name of said plaintiff and that he have execution against the Defendants William Brown & Harvey Brown for said Sum of $141.78 the debt. with interest as aforesaid and $7.41 costs in the writ aforesaid mentioned, and also that the plaintiff recover against the defendant his costs by him expended in suing forth and prosecuting this writ. and the said Defendants in mercy &c.

Moses Joseph. Appellant
vs
Israel Minnick Appellee } Upon an Appeal from the Judgment of a Justice.

This day came again the parties by their Attorneys, and the Court having Considered the evidence and argument of Counsel. it is Considered by the Court that the Judgment of the Justice be affirmed - and that James D. Lowman & R. G. Coakley Administrators of John Robinson, dec'd for the use of Israel Minnick recover of Moses Joseph in his own right and as Administrator of the Estate of Elias Keister dec'd the sum of $25.00 with interest thereon from the 30th January 1854 and $8.15 costs and the further Sum of $10.00 with legal interest thereon from October 30. 1853 and $8.15 Costs Subject to a credit of $1.25 paid Aug 2. 1859 with damages on the aggregate at the rate of 10 per Centum per annum from the 14th March 1868 till paid and the Costs of the appeal aforesaid. and execution is directed to issue therein. and as to John C. Joseph the Cause is dismissed

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The writing purporting to be the last will and testament of Levi Reedy dec'd was this day presented in Court and partially proven by the oath of John Swank one of the Subscribing witnesses thereto, and Continued for further proof.

The following order which the Clerk failed to enter on the 4th day of this term of the Court is now entered nunc pro tunc
M. Linden Justice of the Peace for Ashby District in this County. this day paid into Court the Sum of $5.00 being the amount of two Judgments for fines rendered by him on the 28th day of June 1879. in the following Cases Viz- Commonwealth vs George M. Simmers for Assault & Battery vs Harvey F. Flick for Assault $2.50

certified.

On the motion of John Strot Jr. the Estate of John H. Hopkins dec'd is committed to D. H. Rolston Sheriff of Rockingham County for administration. the powers of E. M. Hopkins Executrix & Wm D. Hopkins Executor of the said Estate having been revoked at a former term of this Court.

Ordered, That Court be adjourned until to-morrow morning at 10 o'clock.

Chas. J. O'Donnell.

August 29. 1879.

At a County Court continued and held in and for the county of Rockingham, at the Court House thereof, on Friday, August 29, 1879.

Present:- Hon. Chas. T. O'Ferrall, presiding.

It appearing to the Court from a writing filed that Kate Trainor Infant of Trainor dec. over the age of 14 years has made choice of Levi S. Byrd as her guardian, the Court doth appoint him as such guardian. and thereupon the said Levi S. Byrd appeared in Court and together with J. D. Logan as his Surety (who justified as to his sufficiency) entered into and acknowledged a bond in penalty of fifty dollars conditioned according to law. waiving the benefit of the Homestead exemption as to this obligation and qualified as such guardian by taking the oaths prescribed by law.

Samuel R. Sterling Treasurer of Rockingham County, this day presented in Court lists of insolvents for the non-payment of Capitation & Property Tax, and Real Estate Delinquent for the non-payment of tax thereon for the year 1878. for the several districts in this County, also Lists of Improper Assessments of land in said districts. with the oath of the said Treasurer at the foot thereof, thereto subscribed. and accompanied by the written opinion of the Commissioners and Supervisors in the several Districts aforesaid. touching the propriety of such lists and each case contained therein, verified by their oaths thereto annexed, which said lists after being examined by the Court, and the Court being satisfied of the correctness of the same, doth order that Copies thereof be certified to the Auditor of Public Accounts by the Clerk of this Court

On the motion of Geo. B. Keezle the Court doth certify that from Satisfactory evidence introduced, George Keezle died December 1. 1862 that he left a will which was destroyed by burning during the late war by the Federal Troops that his wife Amanda was named as the Executrix in the said will and that George B Keezle now aged 25 years is the only heir of the said George Keezle dec?

For reasons appearing to the Court, It is ordered that the order entered at the December Term 1878 of this Court, certifying an allowance to the Auditor of Public Accounts in favor of V. H. Lam Constable of this County for the Sum of $7.66 for arresting Jacob Snyder charged with Felony, board & lodging for prisoner Summoning witnesses & Summoning Jury of Inquest over body of Philip Slaughter Killed by said Snyder, be set aside.

Thos D. Maiden, Justice of the Peace for Stonewall District in this County. this day paid into Court the Sum of $20.00 being the amount of a Judgment for fine rendered by him on J. D. Shipp J. of P. on the 2d day of August 1879 in the Case of the Commonwealth vs Jacob Clune for Carrying Concealed weapons.

✓ Satisfied.

John Gentums for use of Jacob H. Grim Pltff.
vs
M. Hayes & Co. Defts. } upon an Attachment

This cause which was returned to this Court on the first day of the present term, and in which by accident, the Clerk failed to enter an order docketing the same, is now placed upon the Courts docket, and this order made nunc pro tunc.

Jacob Byerly, for the use of P. D Byerly Appellant.
vs
The County of Rockingham. Appellee
upon an Appeal from the judgment of a Justice.

It appearing to the Court that all matters in Controversy in the foregoing Cause has been settled, the same is dismissed agreed.

Ordered, That this Court be adjourned until to-morrow morning at 10 oclock.

Chas. T. O'Ferrall.

At a County Court continued and held in and for the County of Rockingham at the Court House thereof, on Monday September 1st 1879.

Present: Hon. Chas. T. O'Ferrall, presiding.

It appearing to the Court from privilege in proceed that the bond of John B. Kline guardian for Mary Margaret McKay, Joseph McKay & John Lewis McKay, entered into at the October Term 1875 of this Court is insufficient. It is ordered that he execute a new bond as guardian for Joseph McKay & John Lewis McKay Infant Children of John McKay dec'd over the age of 14 years, (the said Mary Margaret McKay having since become of age) And thereupon the said John B. Kline appeared in Court and together with Isaac B. Kline his surety (who justified as to his sufficiency) entered into and acknowledged a bond in the penalty of $2500.00 Conditioned according to law, waiving the benefit of the Homestead exemption as to this obligation, and qualified as such guardian by taking the oath prescribed by law

In the Matter of the Port Republic Bridge over the North River.

Whereas at the January Term 1877, of this Court, an order was entered setting forth "that so soon as the Port Republic Bridge Company shall convey by instrument of writing duly executed by said Company and approved by this Court the entire structure of said Bridge, including the abutments and each and every part of said bridge, and each and every right of the said Company so far as the Control of the same for the free and uninterrupted use of the same by the public is Concerned. Then that the sum of One hundred and fifty dollars necessary for the repairs &c. and also the sum of One hundred dollars, the indebtedness of said Company referred to in a former order, be and the same are hereby appropriated to meet the Cost of said repairs and indebtedness, payable out of the County Levy for the year 1877- reference is hereby made to said order in Minute Book No 8 p. 62 & 63.

And whereas the said Bridge Company has executed a deed to the County of Rockingham in accordance with the provisions of said order. And whereas the repairs to said bridge were made by Thomas J. Weaver in a good and workmanlike manner for which he has never been paid.

It is ordered that the deed from the Port Republic Bridge Company to the County of Rockingham be and the same is hereby approved, and the Clerk of this Court is directed to record the same- it is further ordered that the Treasurer of this County do pay to the said Thomas J. Weaver the sum of One hundred and fifty dollars the amount due him for repairs and to John W. Woods the sum of One hundred dollars the amount due him by said Bridge Company on their indebtedness to him for the construction of the same, out of the funds in his hands arising from the Levy for the year 1877, if still on hand, if not out of any surplus in his hands out of the levy for the year 1878 or 1879. It is further ordered that this matter be retired from the

Extract from this order covering the amount of $150.00 allowed Thomas J. Weaver, c of D delivered to John E. Roller, Atty. Dec. 27/79 L.T.L. C.C.C.

Extract from this order covering the amount of $100.00 allowed John Woods, c of D delivered to R.H. Patterson, Atty. Dec. 17, 1879 L.T.L. C.C.C.

Docket of this Court

Ordered. That this Court be adjourned until to-morrow morning at 10 Oclock.

Chas. T. O'Ferrall.

At a County Court Continued and held in and for the County of Rockingham at the Court House thereof on Wednesday September 3. 1879.

Present Hon. Chas. T. O'Ferrall presiding.

In the matter of the application of John G. Kulva for Barroom & Retail Liquor License at Broadway Va.

This day came the applicant by his Attorney, and thereupon on motion of the applicant by his attorney the following persons were entered as defendants contesting the said application Viz: J. M. Basore, D. W. Pugh, S. L. Williams, E. M. Williams, John Zigler, Michael Zigler, Michael B. Zigler, John A. Mayfield, Joseph Shickel & George Bowers, and the Court having fully heard the evidence introduced and argument of Counsel doth overrule his motion and refuses his said application for license as aforesaid.

It is therefore considered by the Court that the Defendants recover of the applicant John G. Kulva their Costs by them about their defence in this behalf expended.

Memo: Be it remembered that the said John G. Kulva appeals from the said opinion & action of the Court in refusing the licenses as aforesaid, to the Circuit Court of Rockingham County.

On the motion of D. H. Roller Sheriff of Rockingham County as such administrator Jacob Bailey dec'd. The Court doth appoint James White, E. P. Myers, W. R. Lamar, B. F. Armentrout & Benj. Strickler to appraise the Estate of said Jacob Bailey dec'd any three of whom may act after first being duly sworn.

Ordered. That this Court be adjourned until to-morrow morning at 10 Oclock.

Chas. T. O'Ferrall.

At a County Court Continued and held in and for the County of Rockingham at the Court House House thereof on Saturday September 6th 1879.

Present. Hon. Chas. T. O'Ferrall presiding.

D. H. Lam late Constable of this County, this day presented in Court an Account against the Commonwealth of Virginia amounting to the Sum of $6.16 for arrest of Jacob Snyder charged with Murder ($1.00) Summoning 5 witnesses by order of Justice ($1.00) board & Lodging for Prisoner 2 days ($2.00) 18 Miles travel conveying prisoner to Jail & same returning 36 Miles (no public conveyance) ($1.44) 18 Miles travel of prisoner to Jail (no public conveyance) 72¢ which being sworn to was examined and allowed by the Court and ordered to be certified to the Auditor of Public Accounts for payment.

cop.

S. M. Jones Pltff

vs

John C. Pettington & wife Defts.

This day came the parties by their Attorneys, and thereupon by consent of parties judgment in this cause is reserved until the next term of this Court.

Ordered. that this Court be adjourned until Monday morning next at 10. Oclock

Chas. T. O'Ferrall.

At a County Court continued and held for and for the County of Rockingham at the Court House thereof. on Tuesday September 9th 1879.

Present Hon. Chas. T. O'Ferrall presiding.

Ordered That this Court be adjourned until the 1st day of the next term.

Chas. T. O'Ferrall.

In Vacation. September 9th 1879.

The Clerk of the County Court of Rockingham County. is hereby directed to issue a Venire Facias directed to the Sheriff of Rockingham County, Commanding him to Summon a Special Grand Jury. for the September Term of said Court. to appear at the Court House thereof on the 1st day of said Term being the 15th day of September 1879. at 10 Oclock A M. Given under my hand this 9th day of September 1879.

Chas. T. O'Ferrall Judge of the Co. Ct of Rockingham County.

Attest.

J. T. Logan Clerk

At a County Court held in and for the County of Rockingham at the at the Court-House thereof, on Monday September 6th 1869.

Present, Hon. Chas. T. O'Ferrall, presiding.

The Clerk of this Court this day presented in Court a List of Deeds &c. received and admitted to record in the Clerk's Office of this Court, at and since the last August Term thereof, which list being seen and inspected by the Court, is ordered to be spread upon the minutes, and is as follows. Viz:—

Division of Land	Lewis Driver David Driver & John Minnick Comrs	to Martin Kline & others heirs of David Kline dec'd
Bargain & Sale	Henry Phillips	" John J. Pattergem
" "	Sarah Miller & John J. Miller her husband.	" Abraham Swartz.
" "	Conrad Berger & wife.	" Adam Lichliter.
" "	Martin G. Kelbie & wife.	" Uriel Vaughn.
" "	John Harper & wife & others heirs of Wm Harper dec'd	" Charles D. Weaver
" "	Fannie E. Martin	" C. G. Jennings
" "	Emanuel Pifer & wife.	" Same.
" "	Thomas Miller & wife.	" Sarah J. Falls.
" "	Alvin Sellers & wife.	" David Layman.
Trust Deed	J. F. Reed.	" J. Triplett Jr. Trustee for J. S. Triplett
Release Deed	Mary Hoover.	" Geo. M. Hoover.
Bargain Sale	George M Hoover.	" Samuel L. Hoover.
Quit Claim Deed	Mrs Cecelia Spencer. J. Luther Spencer & others	" E. D. Root
Release Deed	Ed. S. Conrad Trustee. & John H. Frazier.	" Brown Frazier.
Bargain & Sale	George W. Sanford Trustee.	" Same.
Trust Deed	Brown Frazier & wife	" George G. Grattan Trustee.
Bargain & Sale	Joseph S. Thorpe.	" Elizabeth Harpine.
" "	B. F. Miller.	" A. H. Wilson.
" "	Philip Strickler & wife.	" John Dreyer & Samuel Driver.
Power of Attorney	Frances Fuller & others heirs of John Dever	" Wm. A. Woodyard.
Bargain & Sale	Abraham Bloker & wife.	" John B. Rauch
Assignt in Bankruptcy	C. Douglas Gray Register in Bankruptcy.	John Paul Assignee of G. P. Myers.
Bargain & Sale	J. S. Harrisberger Special Commissioner	" Jacob L. Silbert & Jacob Dundore
	Jacob L. Silbert & Jacob Dundore & wife.	" Israel Rohrer.
Trust Deed	Israel Rohrer & wife.	" J. S. Harrisberger Trustee.
Bargain & Sale	Thomas J. Kline & wife.	" Geo. M. Shaver.
Deed of Release.	Joseph Paul	" Jacob Lakeman.
Bargain & Sale	Jacob Caplinger	" Israel Dove.
" "	Jacob Caplinger	" Israel Caplinger.
" "	George G. Grattan Commissioner	" Geo. M. Tabb.
Trust Deed	George M Tabb.	" George G. Grattan Trustee.
Bargain & Sale	Peter Geyer & wife.	" J. S. McKelley Trustee for Alice C. McKelley & her children.
" "	Daniel Hurley Jr. R. B. Ragan & others	" John E. Roller.
" "	William J. Chrisman & wife.	" George Chrisman.
" "	William J. Chrisman & wife.	" George Chrisman Trustee for Margaret A. Williams
" "	Wm. H. Jenkins & wife.	" Charles Stanley.
" "	The Port Republic Bridge Company	" County of Rockingham.
Trust Deed	Thornton Green & wife.	" John E. Roller Trustee.
" "	Levi Minnick	" Geo. M. Teller Trustee.
Bargain & Sale	Joshua Litton & wife	" Henry V. Strayer Trustee for Juliet A. Strayer
" "	Jos. S. Rice & wife.	" John A. Miller.
" "	John E. Roller Comr & Chas. T. Palmer & wife.	" J. J. Nicholas.
" "	David S. Young & wife.	" Same.
" "	Hugh D. Laird & wife	" James N. Bleeker

Bargain Sale.	John Paul Assignee of Geo. P. Myers Bankrupt	to Elizabeth Miller.
Release Deed	Wm. H. Driggus. Trustee	" The Shenandoah Valley Railroad Company
Bargain Sale.	Henry L. Shoupe & wife.	" Joseph S. Shoupe.
Trust Deed	Geo. W. Tabb	" George S. Grattan Trustee.
Deed of Homestead	Abraham Alger & Elizabeth his wife.	" Legatees of Homestead.
Release Deed	Jonas A. Loewenbach	" James A. Hutcheson.
Bargain Sale.	James A. Hutcheson & wife.	" George S. Christie.
" "	Fox Hall A. Daingerfield Spl. Comm'r.	" St. Jouette Gray.
" "	Joseph Henry Chrisser & wife.	" Jacob L. Funkhouser.
Assignment in Bankruptcy	L. Douglass Gray. Register in Bankruptcy.	" William M. Darrough Assignee of J. J. Littell Bankrupt

Appraisement and Sale Bill of the Personal Property of Jacob J. Rymer dec'd
Inventory of the Personal Property of John H. Hopkins dec'd
The foregoing Appraisement and Sale Bills, were this day presented in Court, and no exceptions being taken thereto the same are ordered to be recorded.

Settlement of the Account of D. H. Rolston S. R. L. & as Such Adm'r. of Rebecca Baglebaugh
" " " " " Levi S. Byrd Adm'r. of Isaac Bunner dec'd.
" " " " " Wm. A. Pence Adm'r. D. B. N. & C. T. A. of George Brunner dec'd.
" " " " " Ed. S. Conrad " " " of A. B. Irick dec'd.
" " " " " Edw'd S. Conrad Adm'r. of Wm. A. Conrad dec'd.
" " " " " Abram & Fred'k Cline Exor's. of John Cline, dec'd.
" " " " " Lewis Driver & D. A. Heatwole Adm'r's. of Jacob Driver dec'd
" " " " " G. H. Mulvey Adm'r. of Caroline Mulvey dec'd.
" " " " " Jacob L. Switzlerry Exor of Morgan Layton, dec'd.
" " " " " C. C. Strayer one of Trustees of J. A. Loewenbach.
" " " " " Jas. P. Rolston late S. R. L. & as Such Adm'r. of John H. Long dec'd.
" " " " " D. H. Rolston S. R. L. & as Such Adm'r. of Margaret Nicholas.
" " " " " John L. Switzer Exor of Peter Roller dec'd.
" " " " " Jesse Rolston Jr. Adm'r. of Jesse Rolston Sr.
" " " " " D. H. Rolston Guardian for Lillie Ann Burnacker. nee L. A. Reed.
" " " " " Peachy Yule Curator of William Robinson dec'd.
" " " " " D. H. Rolston. S. R. L. & as Such Adm'r. of Sarah Sellers, dec'd.
" " " " " N. M. Shafer & M. H. Thomas Adm'r's. of Richard A. Thomas dec'd.
" " " " " L. C. Whitescarver. Adm'r. of Elizabeth Wise dec'd.
" " " " " Miram Huffman Guardian for Laura C. Bettie E. & W. H. Wise.

The foregoing Settlements were this day presented in Court. and having been filed in the Clerk's Office of this Court. the time prescribed by law. and there being no exceptions taken thereto. the same are confirmed, and ordered to be recorded.

The writing purporting to be the last will and testament of Levi Reedy dec'd which was partially proven at the August Term last of this Court by the oath of John Swank one of the Subscribing witnesses thereto was this day again presented in Court and the signature of D. H. Rankin the other Subscribing witness thereto, whose where-abouts is unknown. was duly proven by the oath of Joseph A. Mitchell and said will admitted to probate and ordered to be recorded
And thereupon Jacob Spitzer the Executor therein named. who made oath thereto according to law appeared in Court and entered into and acknowledged a bond in the penalty of $2000.00 conditioned according to law, waiving the benefit of his Homestead Exemption as to this obligation (said will providing that no Security be required of said Executor) a certificate is granted him for obtaining a probat of the Will of said Levi Reedy dec'd.
And the Court doth appoint Henry C. Keery. Geo. W. Grady. M. D. Kelley Solomon Funk

and Joseph A Mitchell to appraise the Estate of said Levi Reedy. decd any three of whom may act after first being duly Sworn.

The writing purporting to be the last will and testament of Reuben A Whitmer decd was this day presented in Court and being proven by the oaths of M Linden and J M. Burgess the Subscribing witnesses thereto, was admitted to probate, and ordered to be recorded

And thereupon Julia A Whitmer the Executrix therein named who made oath thereto according to law appeared in Court and entered into and acknowledged a bond in the penalty of $7000.00 Conditioned according to law waiving the benefit of her Homestead Exemption as to this obligation (said will providing that no security be required of said Executrix) a certificate is granted her for obtaining a probat of the will of said Reuben A Whitmer decd in due form.

The writing purporting to be the last will and testament of Margaret E. Kemper decd was this day presented in Court, and being proven by the oaths of J B Webb and B J Craig the Subscribing witnesses thereto, was admitted to probate and ordered to be recorded.

And thereupon on the motion of J B Webb who made oath thereto according to law he appeared in Court and together with B J Craig his surety (who justified as to his sufficiency) entered into and acknowledged a bond in the penalty of $8000.00 Conditioned according to law, waiving the benefit of the Homestead Exemption as to this obligation, a certificate is granted him for obtaining letters of administration in due form with the will annexed upon the Estate of the said Margaret E. Kemper.

It appearing to the Court from evidence introduced that the Revd Isaac C. Myers is a regularly ordained Minister of the Gospel in the German Baptist Church and authorized to celebrate the Rites of Matrimony. on his motion he appeared in Court and together with Christian Myers his surety (who justified as to his sufficiency) entered into and acknowledged a bond in the penalty of $500.00 Conditioned according to law waiving the benefit of the Homestead Exemption as to this obligation. and thereupon he accordingly qualified by taking the oaths prescribed by Law.

The writing purporting to be the last will and testament of Rushrod Washington Hawthorn was this day presented in Court and partially proven by the oath of Jacob Life one of the Subscribing witnesses thereto and continued for further proof.

On the motion of Henry B Hamsberger who made oath thereto according to law he appeared in Court and together with J M le Hamsberger his surety (who justified as to his sufficiency) entered into and acknowledged a bond in the penalty of $10.000.00 conditioned according to law, waiving the benefit of the Homestead Exemption as to this obligation, a certificate is granted him for obtaining letters of administration in due form upon the Estate of William E Hopkins decd.

And the Court doth appoint J Hop. Rolston, Lewis Drwei, Lewis Hopkins, M D Hopkins Lewis Parrott to appraise the estate of said Wm. E Hopkins decd any three of whom may act after first being duly Sworn.

The Court at its last term, having entered an order on the motion of M. D Lusty, one of the Sureties of S. R Sterling on his bond as Treasurer of this County executed June 30th 1879 to be relieved as said surety, and requiring the said Sterling to execute a new bond as said Treasurer on or before the 3d day of this term, the said Saml R Sterling Treasurer as aforesaid this day appeared in Court and together with Saml R Allebaugh Phils Bradley

John Leedy, Henry N Beery, J. M. Irvine by his Atty in fact Jno. S. McSeeley, Jasper Sawyer, Thos M. Kellhimer, Saml L. Bluher, Jacob Moyers, David Bear, by his Atty in fact Eugene S. Bear, Abraham Landes by his Atty in fact J. S. McSeeley, John H. Braun, Jacob Wright, Jacob N. Lewan, E. R. Neff & Chas. A. Yancey his sureties (who each justified severately in an amount sufficient to aggregate the sum of One hundred & fifty thousand dollars) paid entered into and acknowledged a new bond, in the penalty of One hundred & fifty thousand dollars, the amount fixed by the Court in lieu of said bond of June 30th 1879.

G. T. Barbee foreman, Wm. H. Carpenter, John B. Garber, D. F. Fishback, B. F. Shaver, Thos. F. Heatwole, Joseph C. Ritchie, Wm. C. Price & George F. Mauck, were impannelled and sworn a Special Grand Jury for and for the body of the County of Rockingham and having received their charge from the Court retired to their room to consider their presentments, and after sometime returned into Court and made the following presentment Viz:-

An Indictment against Thomas Landes for larceny of a horse a true bill G. T. Barbee foreman.

An Indictment against Lee Broaddus for breaking and entering a Shop with intent to commit larceny, not a true bill G. T. Barbee foreman.

And not having completed the business before them were adjourned until tomorrow morning at 11 Oclock.

Commonwealth.

© Upon an Indictment for larceny of a horse.

Thomas Landes.

This Day the Defendant Thomas H. Landes who stands indicted for a felony by him committed appeared in Court in discharge of his recognizance entered into on the 22d day of August 1879 before J. S. Hansbergen Mayor of the town of Harrisonburg, whereupon the defendant by Counsel demurred to the said Indictment, which demurrer the Court doth overrule, and thereupon the defendant by Counsel moved the Court to admit him to bail which motion the Court doth sustain and doth admit him to bail until to-morrow morning at 10 Oclock whereupon the said Thomas Landes together with Joseph Chatterbuck his surety (who justified as to his sufficiency) acknowledged themselves to be indebted to the Commonwealth of Virginia in the sum of $250.00 each to be levied of their respective goods and chattels lands and tenements for the use of the said Commonwealth of Virginia, each waiving the benefit of the Homestead exemption as to this obligation. Yet upon this Condition that the said Thomas Landes does make his personal appearance before the Judge of this Court on tomorrow morning at 10 Oclock to answer the said Indictment and not depart thence without leave of the Court.

And Wm. E. Pence & Wm. H. Kaniscfe witnesses in behalf of the Commonwealth appeared in Court and acknowledged themselves to be indebted to the Commonwealth of Virginia in the sum of $100.00 each to be levied of their respective goods chattels lands & tenements for the use of the said Commonwealth of Virginia each waiving the benefit of the Homestead exemption as to this obligation. Yet upon this Condition that they each do make their personal appearance before the Judge of this Court on tomorrow morning at 10 Oclock as witnesses as aforesaid and not depart thence without leave of the Court. And the Court doth award Rules against Jefferson Breeze, Russell Miller & Geo. H. Landes witnesses in behalf of the Commonwealth returnable tomorrow morning to show cause if any they can why they should not be fined and attached for their failure to appear this day as witnesses as aforesaid

Lee Broaddus, who has been confined in the Jail of this County, to await the action of the Grand Jury at this term, upon a charge of felony, and the Grand Jury having found the Indictment against him "not a true bill". It is therefore considered by the Court that the said Lee Broaddus be discharged, and go hence without day &c.

Edgar L. Lambert. } Attachment C. M. Shepp.
W. L. & Thompson }

M. Hayes & Co } upon an Attachment.

Hiram Brodus.
M. Hayes & Co } upon an Attachment

Ordered. That the three foregoing causes be placed upon the Courts Docket.

Joel Rinker Justice of the Peace for Luvville District in this County. this day paid in Court the Sum of $5.00 it being the amount of a Judgment for fine rendered by him on the 8th day of August 1879. in the case of the Commonwealth & Julius Frank for a Misdemeanor.

Levi S. Byrd Commr. of the Revenue for Central District. Jno. H. Rhodes Commr. of the Revenue for Ashby District and Thos. L. Williamson Commr. of the Revenue for Plains District in this County. this day returned to the Court a copy of their Certificates, as to the Sales of Wines alcoholic & Malt Liquors by all licensed retail and Barroom liquor dealers and wholesale liquor dealers within their respective Districts for the Month of August 1879 the first amounting to $157.29 the Second to $4.02 and the third to $36.29 as required by an act entitled An Act imposing a tax and prescribing the mode of Collecting the Same on the privilege of Selling Wine, Ardent Spirits Malt Liquors &c Approved March 30. 1877. which are ordered to be filed.

Ordered that this Court be adjourned until tomorrow morning at 10 oclock

Chas. T. O'Ferrall

At a County Court Continued and held in and for the County of Rockingham at the Court House thereof on Tuesday September 16. 1879.

Present Hon Chas. T. O'Ferrall presiding.

It appearing to the Court from a writing filed that Ellen L. Owens Infant of — Owens dec'd over the age of 14 years has made choice of J. N. Rob. as her guardian. the Court doth appoint him as such guardian, and thereupon the said J. N. Rob. appeared in Court and together with Edward Hawkins his Surety (who justified as to his Sufficiency) entered into and acknowledged a bond in the Penalty of $500.00 conditioned according to law. waiving the benefit of the Homestead exemption. as to this obligation. and qualified as such guardian by taking the oath prescribed by law.

It appearing to the Court from evidence introduced that the Rev'd R. H. Porter. is a regularly ordained Minister of the Gospel in the Baptist Church and authorized to celebrate the Rites of Matrimony. on his motion he appeared in Court and together with L. H. Carter his Surety (who justified as to his Sufficiency) entered into and acknowledged a bond in the penalty of $500.00 conditioned according to

law. waiving the benefit of the Homestead exemption as to this obligatim. and thereupm he accordingly qualified by taking the oath prescribed by law.

Commonwealth.

Upm an Indictment for Rape.

Waverly Jones alias Wade Jones.

This day the prisoner Waverly Jones alias Wade Jones late of the County of Rockingham, who stands indicted for a felony by him committed, was again led to the bar of the Court in custody of the Jailor of this County. and thereupm from the Veniremen Summoned for the trial of Felony Cases all this term of the Court the following Sixteen were called examined by the Court on their Voir dire found to be duly qualified and free from exceptions Viz:- A. D. Pennybacker A. S. Byrd. Wm. P. Grove, David Suter J. A. Loewenbach J. D. Wakenight. A. R. Rhinehart Aaron Shutters. M. M. Holmes. Hiram Coffman Robert Manning. Robinson Shwatter. Geo. M. Effinger, John W. Sterne. Wm. H. Bricker. & Nathan L. Blakemore whereupm the prisoner was furnished a copy thereof and having stricken therefrom the names of four of the persons of said panel Viz:- J. Loewenbach A. R. Rhinehart, Hiram Coffman and G. W. Effinger. the remaining twelve of said panel Viz:- A. D. Pennybacker. A. S. Byrd Wm P. Grove David Suter. J. D. Wakenight, Aaron Shutters. M. M. Holmes Robert Manning Robinson Shwatter. John W. Sterne. Wm. H. Bricker & Nathan L. Blakemore. thereby constituting the Jury who being thus elected tried and sworn well and truly to try and true deliverance make between the Commonwealth and the prisoner at the bar, and a true verdict render according to the evidence and having fully heard the evidence and argument of Counsel retired to their room to consider their verdict, and after sometime returned into Court and not having agreed upm a verdict, were adjourned until tomorrow morning at 10 Oclock and were placed in charge of D. N. Bear and James Payne deputies for D. H. Rolston Sheriff of Rockingham County to whom was administered an oath that you shall keep this Jury together and not have any communicatim with them yourselves nor permit any other person to converse or have any communicatim with them touching this trial and cause them to appear in Court on tomorrow morning at 10 Oclock So help you God.

And thereupm the prisoner was remanded to Jail.

Commonwealth.

Upm an Indictment for the Larceny of a horse.

Thomas Landes.

This day the Defendant Thomas Landes. who stands indicted for a felony by him committed again appeared in Court in discharge of his recognizance entered into on yesterday the first day of this term of the Court, and thereupm the Court for reasons appearing doth fix Thursday next the 4th day of this term for his trial, and on the motion of the defendant the Court doth permit him to renew his bail in the sum of $200.00 for himself and the same amount for his Surety. whereupm the said Thomas Landes together with Joseph Chatterbuck his Surety (who justified as to his sufficiency) acknowledged themselves to be indebted to the Commonwealth of Virginia in the sum of $250.00 each to be levied of their respective goods and Chattels lands and tenements for the use of the said Commonwealth of Virginia, each waiving the benefit of the Homestead Exemptim as to this obligatim, Yet upm this conditim that the said Thomas Landes does make his personal appearance before the Judge of this Court on the said 4th day of this term to answer the said Indictment and not depart thence without leave of the Court.

And thereupm Wm. E. Pence, Sewell Miller, George H. Landes, Wm H. Carrole, Wm Banks. Walter Banks and Henry Gilmore witness in behalf of the Commonwealth and Levi—

Trainor, John E Landes. Wm H Slatterbuck witnesses in behalf of the Defendant appeared in Court and acknowledged themselves to be indebted to the Commonwealth of Virginia in the Sum of $100.00 each to be levied of their respective goods and chattels Lands and tenements for the use of the said Commonwealth each waiving the benefit of the Homestead Exemption, Yet upon this condition that they each do make their personal appearance before the Judge of this Court on the said 4th day of this term of the Court, as witnesses as aforesaid, and not depart thence without leave of the Court.

The Grand Jury impannelled and Sworn on yesterday the 1st day of this term of the Court in and for the body of the County of Rockingham this day appeared in Court pursuant to their adjournment and again retired to their room to Consider further of their presentments, and after sometime again returned into Court and made the following presentment Viz:-
An Indictment against William Fenny for assault with intent to maim disfigure disable & Kill a true bill G.T. Barbee Foreman
And having completed the business before them were discharged from further attendance upon this term of the Court.

It is ordered that G.T. Barbee, Wm. H. Carpenter, John B. Garriver, S.T. Fishback, B.F. Shaver Thom S. Heatwole, Joseph C. Ritchie, Wm. C. Price and George F. Marsh be each allowed the Sum of Two Dollars for their services at this term of the Court as Grand Jurors and that the same be certified to the Treasurer of this County for payment.

On the motion of D.H. Ralston Sheriff of Rockingham County, and it appearing to the Court that he is a man of honesty and good demeanor James M. Payne appeared in Court and qualified as his Deputy, by taking the several oaths prescribed by law.

Ordered that this Court be adjourned until tomorrow morning at 10 Oclock.

Chas. T. O'Ferrall.

At a County Court continued and held for and for the County of Rockingham at the Court House thereof on Wednesday September 17th 1879.

Present: Hon Chas. T. O'Ferrall, presiding

Commonwealth
} upon an Indictment for Rape.
Waverly Jones alias Wade Jones.

This day the prisoner Waverly Jones alias Wade Jones late of the County of Rockingham who Stands indicted for a felony by him Committed, was again led to the bar of the Court in custody of the Jailor of this County, and thereupon came again the Jury impannelled and Sworn on Yesterday the 2d day of this term of the Court for this trial, pursuant to their adjournment and upon their oaths do say. We the jury find the Defendant Waverly Jones alias Wade Jones not guilty of the felony charged in the Indictment but guilty of an assault upon Matilda Gordon in manner and form as charged in the Indictment Wm P. Grove Foreman, whereupon the Jury was discharged. And thereupon the prisoner was remanded to Jail.

It appearing to the Court from a writing filed that Alice Reid Infant of Jonas Reid

decd over the age of 14 years has nominated Chas. E. Haas as her guardian the Court doth confirm said nomination and appoint him as such guardian and thereupon said Charles E. Haas appeared in Court, and together with J.D. Logan as his Surety (who justified as to his Sufficiency) entered into and acknowledged a bond in the penalty of $2000.00 conditioned according to law, waiving the benefit of the Homestead Exemption as to this obligation. and qualified as such guardian by taking the oaths prescribed by law.

Commonwealth.
vs
James M. Rhodes. } Upon an Indictment for Perjury.

This day James M. Rhodes who stands indicted for a Misdemeanor appeared in Court in discharge of his recognizance entered into on the 4th day of the August Term last being August 21. 1879. and for reasons appearing to the Court the trial of this cause is continued until the 2d day of the October Term next of this Court being Octo. 21. 1879. and on the motion of the Defendant the Court doth permit him to renew his bail in the sum of $500.00 for himself and the same amount for his Surety. and thereupon James M. Rhodes together with Cyprus Rhodes as his Surety (who justified as to his Sufficiency) acknowledged themselves to be indebted to the Commonwealth of Virginia in the sum of $500.00 each to be levied of their respective goods and Chattels lands and tenements for the use of the said Commonwealth of Virginia, each waiving the benefit of their Homestead exemption as to this obligation. Yet upon this condition that the said James M. Rhodes does make his personal appearance before the Judge of this Court on the said 2d day of the October Term next of this Court. to answer the said Indictment. and not depart thence without leave of the Court.
And thereupon William C. Harrison. Wm. R. Miller. John Dofflemoyer. Cyprus Rose. John Grey. & Solm D. Kite witnesses in behalf of the Commonwealth appeared in Court and acknowledged themselves to be indebted to the Commonwealth of Virginia in the Sum of $100.00 each to be levied of their respective goods & chattels lands & tenements for the use of the said Commonwealth of Virginia each waiving the benefit of the Homestead Exemption as to this obligation. Yet upon this condition that they each do make their personal appearance before the Judge of this Court on the said 2d day of the October Term next of this Court as witnesses as aforesaid and not depart thence without leave of the Court.
Att. issued Octo 9/79. And the Court doth award an Attachment to the Sheriff of Page County directed Commanding him to attach John Wolfley and him Safely Keep. So that he may have his body before the Judge of this Court. at the Court House thereof on the said 2d day of the October Term next of this Court to do and receive what our said Court may then and there adjudge against him for his contempt in failing to appear this day as a witness in behalf of the Commonwealth vs James M. Rhodes whereof duly Summoned

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Commonwealth.
vs
William Fenny } Upon an Indictment for Assault with intent to maim. disfigure disable & Kill.

This day the prisoner Wm Fenny who stands indicted for a felony by him committed was led to the bar of the Court in Custody of the Jailor of this County and being thereof arraigned pleaded "not guilty" to the said Indictment. and thereupon the Court fixed Saturday the 6th day of this term of the Court for his trial. whereupon George Carroll. Mary Ann Carroll Peter A. Eaman and Robert Sampson witnesses in behalf of the Commonwealth appeared in Court and acknowledged themselves to be indebted to the Commonwealth of Virginia in the Sum of $100.00

each to be levied of their respective goods and chattels lands & tenements for the use of the said Commonwealth of Virginia. each waiving the benefit of the Homestead Exemption as to this obligation. Yet upon this Condition that they each do make their personal appearance before the Judge of this Court on the said 6th day of this term of the Court. being September 20. 1879. as witnesses as aforesaid and not depart thence without leave of the Court.

And thereupon the prisoner was remanded to Jail.

Daniel Byerly. Pltff.
Geo. W. Hollar. Dft. } Unlawful Detainer

This day came the parties by their Attorneys. and thereupon by consent of parties came the following Jury of Seven to-wit: Charles A. Vandeear, F. M. Sellers. J. G. H. Miller. Philip P. Sheffler. D. D. Pennybacker. John W. Steine. & Nathan L. Blakemore who being elected tried and Sworn to try whether the Defendant unlawfully withholds the possession of the premises mentioned in the writ and proceedings and whether he did so unlawfully withhold possession of the said premises on the 8th day of August 1879. the date of the issuance of the writ and a true verdict find. according to the evidence. and having heard the evidence but not having time fully to hear the argument of Counsel. were adjourned until tomorrow morning at 10 Oclock

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It appearing to the Satisfaction of the Court that Madison Wise. H. H. Miller and G. W. Berlin who were bound by their recognizance entered into at the last term of this Court in the penalty of $100 to appear here this day and testify on behalf of the Commonwealth vs James M. Rhodes. were Solemnly called. but came not Therefore it is considered by the Court that they be Summoned to appear here on the Second day of the October Term next. to show Cause if any they can why a writ of Scire Facias shall not be awarded against them upon their recognizance.

1 & 2 copies to Pay. Oct. 9/79.
1 & 2 " " Rodgers " "

Ordered. That the Clerk of this Court do issue a Venire Facias directed to the Sheriff of this County Commanding him to Summon Sixteen persons to be taken from a list to be furnished him by the Judge of this Court. to appear on tomorrow the 4th day of this term of the Court to Serve as Veniremen upon the trial of Thomas Landes Charged with a felony. under an Indictment found by the Grand Jury at this term of the Court.

Ordered. That the Clerk of this Court. do issue a Venire Facias directed to the Sheriff of this County Commanding him to Summon Sixteen persons to be taken from a list to be furnished him by the Judge of this Court. to appear on Saturday next the 6th day of this term of the Court. to serve as Veniremen upon the trial of Ellen Terry Charged with a felony under an Indictment found by the Grand Jury at this term of the Court.

Ordered that this Court be adjourned until to morrow morning at 10 Oclock

Chas. T. O'Ferrall.

At a County Court continued and held in and for the County of Rockingham, at the Court-House thereof, on Thursday September 18th 1879.

Present, Hon. Chas. T. O'Ferrall presiding.

The following order which the Clerk failed to enter on yesterday the 3rd day of this term of the Court is now entered Nunc-pro-tunc.
The writing purporting to be the last will and testament of Mary Keran was this day presented in Court, and being duly proven by the oaths of A.P. Eider and E.O. Beale the Subscribing witnesses thereto, was continued the full amount of the tax thereon not having been paid.

The writing purporting to be the last will and testament of Jacob Wenger dec'd. was this day presented in Court, and being proven by the oaths of Jacob Geil and Silas Beard two of the Subscribing witnesses thereto, was admitted to probate, and ordered to be recorded.

D. M. Beam Justice of the Peace for Plains District in this County, this day paid into Court the Sum of $5.00 it being the amount of a Judgment for fine rendered by him on the 15th day of Sept. 1879. in the case of the Commonwealth vs John Barglebaugh for assault & battery.

Daniel Byerly Pltff
Geo. W. Kollar. Deft. } Unlawful Detainer

This day came again the parties by their Attorneys, and thereupon came the jury impanneled and Sworn on yesterday the third 3d day of this term of the Court for the trial of this Cause, pursuant to their adjournment and having heard the Argument of Counsel retired to their room to consider their verdict, and after sometime returned into Court and upon their oaths do say "We the jury find that the defendant unlawfully withheld from the plaintiff at the date of the writ, issued in this Cause, and still unlawfully withholds from him, the possession of a field forming a part of the home farm of the plaintiff, which field lies immediately west of the Valley turnpike and adjoins the barn, and in which the defendant has recently done some plowing. T. M. Sellers Foreman. And thereupon the Defendant by Counsel moved the Court to set aside the verdict of the jury and grant him a new trial which motion on Consideration the Court doth overrule. It is therefore Considered by the Court that the plaintiff recover of the said Defendant possession of the premises in said writ mentioned to wit- a field forming a part of the home farm of the plaintiff which field lies immediately west of the Valley Turnpike and adjoins the barn, and in which the defendant has recently done some plowing and his Costs by him in this behalf expended. And the Clerk of this Court is directed to issue a writ of possession to the Sheriff of this County directed Commanding him to place the said plaintiff in possession of the said premises as soon as may be after the adjournment of this Court.

And on the motion of the Defendant by Counsel the execution of the Judgment in this Cause is Suspended for 10 days from this date, upon Condition however that the said Defendant shall execute a bond within ~~3~~ days from this date in the penalty of $200.00 with good Security Conditioned as the law directs before the Clerk of this Court.

Commonwealth.

vs. } Upon an Indictment for the Larceny of a horse.

Thomas Landes

This day the Defendant Thomas Landes who stands indicted for a felony by him committed, again appeared in Court upon discharge of his recognizance entered into on Tuesday last the 2. day of this term of the Court, and thereupon from the Veniremen Summoned for the trial of ~~felony~~ Cases at this term of the Court the following eight were called examined by the Court on their voirdire and found to be duly qualified and free from exceptions Viz:- James P. McLeod. David Suter. Robinson Shwalter Aaron Shutters. George M. Effinger. C. M. Kayler. Noah Wenger and A. D. Pennybacker. And thereupon the Court directed the Clerk to issue a Venire Facias to the Sheriff of Rockingham County directed commanding him to Summon nine additional veniremen from a list furnished by the Court Clerk which was accordingly done and from the veniremen Summoned as aforesaid the following eight persons were examined by the Court on their voirdire and found to be duly qualified and free from exceptions Viz:- B. F. Shwalter. E. O. Beale. C. M. Maitz. M. D. Eaman. Silas Beard. Geo. L. Brunshorn. Peter P. Kuntz. D. H. Kuntz & and the panel of Sixteen being thus completed the Defendant was furnished a copy thereof and having Stricken therefrom the names of four of the persons of said panel Viz:- Aaron Shutters. Geo. M. Effinger. M. D. Eaman & Silas Beard. the remaining twelve of said panel viz:- James P. McLeod. David Suter. Robinson Shwalter C. M. Kayler. Noah Wenger. B. F. Shwalter. E. O. Beale. C. M. Maitz. Geo. L. Brunshorn Peter P. Kuntz D. H. Kuntz & A. D. Pennybacker. thereby constituting the jury who being thus elected tried and Sworn well and truly to try. and true deliverance make between the Commonwealth and the prisoner at the bar and a true verdict render according to the evidence and not having time fully to hear the evidence and argument of Counsel were adjourned until tomorrow morning at 9 Oclock, and were placed in charge of D. H. Rolston Sheriff of this County and Levi S. Byrd his deputy to whom was administered an oath that you shall Keep this jury together and have no Communications with them yourselves nor permit any other person to converse or have any Communication with them touching this trial and cause them to appear for Court on tomorrow morning at 9 Oclock So help You God.

Commonwealth.

vs. } Upon an Indictment for Rape.

Waverly Jones alias Wade Jones.

This day the prisoner Waverly Jones alias Wade Jones late of the County of Rockingham who stands indicted for a felony by him Committed, was again led to the bar of the Court in Custody of the Jailor of this County, and the Jury impannelled and Sworn in this Cause having found the prisoner not guilty of the felony charged but guilty of an Assault upon Matilda Gordon in manner and form as charged in the indictment. the Court doth therefore impose upon the said Defendant a Fine of $10.00 and imprisonment in the County Jail at 10 days.

It is therefore considered by the Court that the Commonwealth of Virginia recover of the Defendant Waverly Jones alias Wade Jones the Sum of $10.00 Fine and her costs by her in this behalf expended and that he be confined in the Jail of this County for the period of Ten days and thereafter until the said Fine & Costs be paid or he be discharged therefrom according to law.

And thereupon the Defendant was Committed to the Jail of this County.

Ordered that this Court be adjourned until tomorrow morning at 9 Oclock

Chas. T. O'Ferrall.

At a County Court continued and held in and for the County of Rockingham at the Court House thereof on Friday September 19. 1879.

Present Hon. Chas. T. O'Ferrall presiding.

Commonwealth.
Thomas Landes } upon an Indictment for the larceny of a horse

This day the Defendant Thomas Landes who stands indicted for a felony by him committed, again appeared in Court in discharge of his recognizance entered into on Tuesday last the second day of this term of the Court and thereupon came the jury sworn and impannelled on yesterday the 4th day of this term of the Court, for his trial pursuant to their adjournment and having fully heard the evidence and argument of Counsel retired to their room to consider their verdict and after sometime returned into Court and upon their oaths do say We the jury find the Defendant not guilty L. H. Taylor foreman. whereupon the jury was discharged.

It is therefore considered by the Court that the Defendant Thomas Landes be discharged and go hence without day &c.

S. M. Jones. Pltff
vs
John C. Pettington & Barbara C. his wife formerly Barbara C. Taylor. Defts } upon a Motion

This day came again the parties by their Attorneys, and neither party requiring a jury, but Submitted the whole question of law and fact to the Court, and thereupon the Court having heard the evidence adduced and argument of Counsel is of opinion and doth adjudge and order that the wheat in Controversy was not the property of Barbara C. Taylor now Barbara C. Pettington wife of John C. Pettington, but was the property of L. H. Taylor, and liable to Sale under the execution against him in favor of the plaintiff S. M. Jones and must be so applied by the Officer and doth dismiss this motion and doth order that the plaintiff S. M. Jones recover of the defendants J. C. Pettington and wife his costs about his Suit in this behalf expended.

Jacob Holsinger Appellant
vs
E. M. Shaeffer Appellee } upon an Appeal from the judgment of a Justice

This day came the appellant by his Attorney, the appellee being Solemnly called came not, and this Cause having been Submitted to the Court and the Court having heard the evidence adduced and argument of Counsel is of opinion that the judgment of the justice is erroneous, and doth reverse the said judgment. It is therefore considered by the Court that the appellant recover of the Appellee E. M. Shaeffer the Sum of $11.25 with legal interest thereon from March 15. 1876. till paid, and $1.25 before the justice expended & also his Costs in this behalf expended.

Sebastian Propes Appellant
vs
James F. Davis Appellee } upon an Appeal from the judgment of a Justice.

This day came the appellant by his attorney, and the appellee being Solemnly called came not, and this Cause having been Submitted to the Court, and the Court having heard the evidence adduced, doth affirm the judgment of the Justice

of date February 15th 1879. It is therefore considered by the Court that the Appellee recover of the Appellant Sebastian Propes and D. H. Lam his Surety the Sum of $10.87 with legal interest therein from the 20th day of August 1878. till paid.

D. H. M. Newman Commnt. of Accounts for this County. having presented his Report as required by Act of General Assembly. approved April 1. 1879. in regard to the form. conditions. penalty and Solvency of the Sureties on the official bond of Samuel R. Sterling. Treasurer of this County. shewing that said bond is in due form and Sufficient in penalty &c which was ordered to be filed.

Ordered That this Court be adjourned until tomorrow morning at 10 Oclock

Chas. J. O'Ferrall

At a County Court continued and held in and for the County of Rockingham. at the Court House thereof. on Saturday September 20. 1879

Present. Hon. Chas. O'Ferrall presiding.

Commonwealth.

William Furry.

This day the prisoner William Furry late of the County of Rockingham. who Stands indicted for a felony by him committed. was again led to the bar of the Court in custody of the Jailor of this County. and thereupon the Sixteen Veniremen Summoned for the trial of this cause, at this term of the Court, were called. examined by the Court on their voir dire. and found to be duly qualified and free from exceptions. Viz:- John M. Steen. Wm P. Grove. A. S. Byrd. M. M. Holmes. John F. McKenight. M. E. Lamer. Geo. W. Effinger. N. L. Blakemore. James P. McLeod. L. M. Kaylor. A. D. Pennybacker. David Suter. Cyrus S. Wise. Noah Wenger. A. H. Wilson & Wm. C. Harrison. whereupon the prisoner was furnished a copy thereof. and having Stricken therefrom the names of four of the persons of said panel Viz:- John M. Steen. George W. Effinger. Cyrus S. Wise. & Wm. C. Harrison. the remaining twelve of said panel Viz:- Wm. P. Grove. A. S. Byrd. M. M. Holmes. John F. McKenight. M. E. Lamer. N. L. Blakemore. James P. McLeod. L. M. Kaylor. A. D. Pennybacker. David Suter. Noah Wenger. A. H. Wilson. thereby constituting the jury, who being thus elected. tried and Sworn. well and truly to try. and true deliverance make between the Commonwealth and the prisoner at the bar and a true verdict render according to the evidence, and having fully heard the evidence and argument of Counsel retired to their room to consider their verdict. and after Sometime returned into Court and upon their oaths do Say "we the jury find the prisoner William Furry not guilty of maliciously Shooting, but guilty of unlawfully Shooting George Carroll in manner and form as charged in the indictment and ascertain the term of his imprisonment in the County Jail at three months and ascertain his fine at One hundred Dollars Wm. P. Grove Foreman. and thereupon the jury was discharged, and it being enquired of the prisoner if anything he had or Knew to say why the Court Should not now proceed to pronounce judgment against him according to law. and nothing being offered or alleged in delay of Judgment. It is therefore considered by the Court that the Commonwealth of Virginia recover of the Defendant William Furry the Sum of One hundred Dollars. the Fine by the jurors in their verdict ascertained, and her costs by her in this behalf expended. and that he be confined in the Jail of this

County for three months. the period by the Jurors also in their verdict ascertained, and thereafter until said fine and Costs or paid or he be discharged therefrom according to law.

And thereupon the prisoner was committed to the Jail of this County.

The writing purporting to be the last will and testament of Mary Kerau dec'd which was duly proven on the 3. day of this term of the Court and continued was this day again presented in Court and admitted to probate and ordered to be recorded. the full amount of tax therein having been fully paid.

On the Application of Abraham Miller. Robert Cox Elijah Canzan for the establishment of a Public Road Beginning on the Rockingham & Standardsville Turnpike near Taylor Springs thence by said Springs & Culpp's Mill to the Swift Run Gap. Road the distance Supposed to be 1¼ miles.

The Court doth appoint James L. Settzel. Edward S. Kemper & John Leedy viewers to view the ground, and report to this Court at its next term the conveniences and inconveniences that will result, as well to individuals as to the public. if ~~Such~~ road should be established as proposed, and especially whether any yard. garden. orchard. or any part thereof will have to be taken.

They shall further report the facts and circumstances in their opinion, useful in enabling the Court to determine the expediency of establishing the road. They shall report the names of the land-owners on such route and state which of them require Compensation; the probable amount. in their opinion, to which such party may be entitled. and any other matter which they may deem pertinent. The shall not locate any route on which there may be a grade at any one point exceeding Six degrees. and shall endeavor to locate a route which shall not exceed five degrees at any one point. A Map. or diagram of the route with Courses and distances. shall be returned with report. A Statement of the number of days each viewer or Surveyor was employed in executing this order, shall be appended to the report. and Sworn to before a Justice of the Peace. or other officer. who shall affix his Certificate to this Same. Any defect in the return or report of the viewers will debar them from receiving pay for their Services.

Ordered. That this Court be adjourned until Monday morning next at 10 Oclock

Chas. T. O'Ferrall.

At a County Court continued and held in and for the County of Rockingham at the Court House thereof on Monday September 22nd 1879.

Present Hon. Chas. T. O'Ferrall. presiding.

Ordered That this Court be adjourned until tomorrow morning at 10 Oclock

Chas. T. O'Ferrall.

At a County Court continued and held in and for the County of Rockingham at the Court-House thereof on Wednesday September 2d 1879.

Present Hon. Chas. T. O'Ferrall, presiding.

The writing purporting to be the last will and testament of Mrs Mary VanBett dec'd. was this day presented in Court and proven by the oath of Philo Bradley one of the Subscribing witnesses thereto, and continued for further proof.

It is Ordered to be certified to the Auditor of Public Accounts that George G. Grattan Attorney for the Commonwealth for this County is entitled to $55.00 for prosecuting to conviction in 3 Misdemeanor cases as follows. July 1st. Commonwealth vs Robt Funks. Aug 1st Same vs B. F. Michael + Same vs Washington Scott. and for prosecuting 4 Felony Cases Viz: May 1st. Commonwealth vs John A. McDorman Sept 1st. Same vs Waverly Jones alias Wade Jones. Same vs Thomas Sanders. Same vs William Penny.

cert'd

The Court doth order that the following named persons be allowed the sum opposite their names for their attendance and services at this term of the Court as Veniremen summoned for the trial of Felony Cases at $1.00 per day and that the same be paid by the Treasurer of this County, and certified to the Auditor of Public Accounts.

J. A. Loewenbach $1.00	M. E. Carrier $1.00	C. M. Marty $2.00	M. M. Holmes $3.00
A. R. Rhinehart $1.00	Cyprus L. Price $1.00	Geo. L. Brunshorn $2.00	Robert F. Manning $3.00
Hiram Coffman $1.00	A. H. Wilson $1.00	Peter P. Koontz $2.00	Geo. M. Effinger $3.00
Solomon Buntner $1.00	Wm. B. Harrison $1.00	P. A. Koontz $2.00	L. M. Kayler $3.00
Moses Mann $1.00	John M. Stern $2.00	A. D. Pennybacker $3.00	Jas. P. McLeod $3.00
Julius J. Marty $1.00	Wm. H. Bricker $2.00	A. S. Byrd $3.00	Noah Steiger $3.00
cert'd M. M. Carman $1.00	N. L. Blakemore $2.00	Wm. P. Graves $3.00	Robinson Showalter $4.00
Silas Beard $1.00	B. F. Shwalter $2.00	J. P. McKnight $3.00	David Suter $5.00
Peter Roller $1.00	E. O. Peale $2.00	Aaron Shutters cert'd $3.00	

Ordered That the following named persons be allowed the sum opposite their names for their services at this term of the Court as Petit Jurors and that the same be certified to the Treasurer of this County for payment.

Chas. A. Vandear $2.00	James Payne $2.00	A. D. Pennybacker $2.00	Nathan L. Blakemore $2.00
H. B. Hamsberger $2.00	Layton Moyers $2.00	John M. Stern $2.00	T. N. Sellers cert'd $3.00
J. G. A. Miller $4.00	Philip P. Shifflett cert'd $4.00		

Ordered That this Court be adjourned until tomorrow morning at 10 Oclock

Chas. T. O'Ferrall.

At a County Court continued and held in and for the County of Rockingham at the Court-House thereof, on Thursday September 2d 1879.

Present Hon. Chas. T. O'Ferrall. presiding.

The writing purporting to be last will and testament of Mrs. Mary VanBett which was partially proven on yesterday. by the oath of Philo Bradley one of the Subscribing witnesses thereto. was this day again presented in Court and fully proven by the oath of Robert B. Ragan, the other Subscribing witness thereto. admitted to probate and ordered to be recorded. And thereupon James H. VanBett the Executor therein named who ma

oath thereto according to law. appeared in Court and together with D.H. VanPelt his Surety (who justified as to his Sufficiency) entered into and acknowledged a bond in the penalty of $500.00 Conditioned according to law, waiving the benefit of the Homestead Exemption as to said obligation. A Certificate is granted him for obtaining a probat of the will of said Mary VanPelt dec'd in due form.

Rosanna Bligh Committee for Susannah C. Evey a female Lunatic, this day presented in Court an Account against The Commonwealth of Virginia. cap'd. amounting to the Sum of $47.40 for Keeping & Supporting the said Susannah C. Evey Lunatic from June 16th to Sept 15. 1879 92 days @ 45¢ per day $41.40 and 6 Months Clothing for Same @ $24.00 per Year ($6.00) which being Sworn to was examined and allowed by the Court, and ordered to be certified to the Auditor of Public Accounts for payment.

D.H. Rolston Sheriff & Jailor of this County. this day presented in Court an Account against The Commonwealth of Virginia amounting to the Sum of cap'd. $14.20 for Keeping and Supporting Wm Spitzer a Lunatic Confined in Jail from Aug. 16. to September 15. 1879. 31. days @ 40¢ per day $12.40 and Clothing for Same One Month @ $30. per Year. ($2.50) which being Sworn to was examined and allowed by the Court and ordered to be certified to the Auditor of Public Accounts for payment.

D.H. Rolston Sheriff & Jailor of this County. this day presented in Court, an cap'd. account against The Commonwealth of Virginia amounting to the Sum of $26.20 for Keeping and Supporting various persons. Covering a period from August 16 to Sept. 15. 1879, which being Sworn to, was examined and allowed by the Court and ordered to be certified to the Auditor of Public Accounts for payment.

Shenandoah County Bank Appellant.
William B. Yancey & James H. Larkins. Appellees. } Upon an Appeal from the judgment of a justice.

This day came again the parties by their Attorneys, and thereupon the evidence adduced and arguments of Counsel having been heard, it is Considered by the Court, that the judgment of the justice be reversed, and that the Appellant The Shenandoah County Bank recover of the Appellees William B. Yancey and James H. Larkins, the Sum of Forty two dollars and thirteen Cents, with interest on Forty Dollars part thereof from the 20th of September 1876 until paid and on Two dollars and thirteen Cents the residue thereof from the 3d of October 1877 until paid, and its Costs in this Court and before the justice in this behalf expended. Execution to lie for 60 days.

Ordered That this Court be adjourned until tomorrow morning at 10 Oclock.

Chas. T. O'Ferrall.

At a County Court Continued and held in and for the County of Rockingham at the Court House thereof, on Saturday September 27th 1879.

Present Hon Chas. T. O'Ferrall, presiding.

Daniel Byerly, Pltff;
vs
George W. Collar, Deft. } Unlawful Detainer.

The defendant, by counsel, moved the Court to set aside the verdict of the Jury in this cause, and grant him a new trial; which motion, on consideration, the Court doth sustain; It is therefore considered by the Court, that the judgment entered in this cause on the 18th of September 1879, be, and the same is hereby set aside.

Ordered, That Court be adjourned until Monday morning next, at 10 o'clock.

Chas. T. O'Ferrall.

At a County Court continued and held in and for the County of Rockingham, at the Court-House thereof, on Monday, September 29, 1879.

Present:- Hon. Chas. T. O'Ferrall, presiding.

Ordered, That Court be adjourned until to-morrow morning at 10 o'clock.

At a County Court continued and held in and for the County of Rockingham, at the Court-House thereof, on Wednesday, October 1, 1879.

Present:- Hon. Chas. T. O'Ferrall, presiding.

Charles E. Haas, who, at a former day of this term of the Court, entered into bond and qualified as the guardian of Alice Reid, infant of Jonas Reed, dec'd, over the age of 14 years, this day tendered his resignation, (as of date Sept. 23, 1879,) which is accepted by the Court, and it is therefore considered that his powers as guardian of said Alice Reed, be and the same are hereby revoked.

On his motion, A Licence is this day granted to Peter D. Byerly, on his application to sell by retail, only in quantities up to five gallons at any one time to any one individual, Wine, Ardent Spirits, Malt Liquors, Cider, or any mixture thereof, at his house near Pleasant Valley, in this County, which shall not be drunk within the house or curtilage where sold, but shall be delivered to the purchaser in bottles, jugs, demijohns or other vessels, to be re-

copied.

onvened therefrom, for the period beginning on the 1st. day of October 1879, and expiring on the 30th. day of April 1880; the Court being fully satisfied upon hearing the evidence that the applicant is a fit person, and that the place of business is suitable and convenient, and that the specific tax required by law has been paid to the proper officer, and the applicant having executed a bond as required by law, with good security, payable to the Commonwealth of Virginia, in a penalty of Six Hundred Dollars, conditioned for the faithful performance of all the requirements of the Act of the General Assembly of Virginia, entitled "An Act imposing a tax, and prescribing the mode of collecting the same, on the privilege of selling Wine, Ardent Spirits, or Malt Liquors, within the limits of the Commonwealth, for the support of the Government and to pay the interest on the Public Debt," approved March 30th. 1877, as amended by the Act approved April 2, 1877, and as amended by the Act approved April 6, 1879."

Ordered, That this Court be adjourned until to-morrow morning at 10 o'clock.

Chas. J. O'Ferrall.

At a County Court continued and held in and for the County of Rockingham, at the Court-House thereof, on Saturday, October 4, 1879.

Present:- Hon. Charles J. O'Ferrall, presiding.

Ordered, That this Court be adjourned until Monday morning next at 10 o'clock.

Chas. J. O'Ferrall.

At a County Court continued and held in and for the County of Rockingham, at the Court-House thereof, on Monday, October 6, 1879.

Present:- Hon. Charles J. O'Ferrall, presiding.

It appearing to the Court, from the certificate of John H. Bowers, J. of P. of Central District in this County, that Alberta Jackson, an infant over the age of 14 years, had nominated her brother Wm. Jackson as her guardian, on the motion of John Wm. Jackson the Court doth appoint him as the guardian aforesaid; and thereupon the said John Wm. Jackson appeared in Court, and together with Allen Shands, his surety, (who justified as to his sufficiency) entered into and acknowledged a bond in the penalty of $25.00, conditioned as the law requires, waiving the benefit of the Homestead exemption as to this obligation, and thereupon said John Allen Jackson qualified as the said guardian according to law.

Ordered, That this Court be adjourned until to-morrow morning at 10 o'clock.

Chas. J. O'Ferrall.

At a County Court continued and held in and for the County of Rockingham County, at the Court House thereof on Wednesday October 8, 1879.-

Present:- Hon. Chas. T. O'Ferrall, presiding.

Ordered, That Court be adjourned until to-morrow morning at 10 o'clock.

Chas. T. O'Ferrall.

At a County Court continued and held in and for the County of Rockingham at the Court House thereof on Saturday October 11th 1879.

Present: Hon. Chas. T. O'Ferrall presiding

Ordered That Court be adjourned until Monday morning next at 10 Oclock.

Chas. T. O'Ferrall.

At a County Court continued and held in and for the County of Rockingham. at the Court House thereof on Tuesday October 14th 1879.

Present Hon. Chas. T. O'Ferrall. presiding.

Ordered That Court be adjourned until to-morrow morning at 10 Oclock

Chas. T. O'Ferrall.

At a County Court continued and held in and for the County of Rockingham at the Court House thereof on Thursday October 16. 1879

Present Hon. Chas. T. O'Ferrall presiding.

On the Motion of James J. Miller, and from evidence introduced, the Court being satisfied that he is a person of good character, and a proper person in whom to confide the trust of selling or distributing religious Books pamphlets &c. do the direct any one of the Commissioners of the Revenue for this County to grant him such license with a nominal tax only.

Daniel Byerly ... Pltff }
Geo. W. Holler Deft. } Unlawful Detainer

Memo: Be it remembered that the plaintiff in the foregoing cause by Counsel excepted to the ruling of the Court in setting aside the judgment in this cause and granting a new trial, and tendered his bill of exceptions which he prays may be signed sealed and enrolled which is accordingly done and is in the words & figures following to-wit Daniel Byerly vs Geo. W. Holler. &c.

Ordered That this Court be adjourned until the first day of next term.

Chas. T. O'Ferrall.

At a County Court held in and for the County of Rockingham at the Court-House thereof, on Monday October 20th 1879.

Present: Hon Chas. T. O'Ferrall. Presiding.

The Clerk of this Court this day presented in Court a List of Deeds &c. received and admitted to record in the Clerk's office of this Court, at and since the last September Term thereof which list being seen and inspected by the Court is ordered to be spread upon the minutes & is as follows Viz

Bargain & Sale.	John H. Nair.	to Charles N. Coakley
" "	James Smith & wife.	" Charles Painter.
" "	Robt. B. Jones & wife & A. D. Strayer Trustee	Geo. S. Christie.
" "	Elizabeth Miller.	" John H. Showalter.
" "	William M. Schumaker. & wife	" Stephen H. Thacker
" "	Isaac T. Kibler & wife.	" Daniel Long.
" "	John Paul Assignee of Jas. B. Dickson	John B. Dickson & Elizabeth M. Dickson his wife
Power of Attorney	J. M. Irvine	" J. S. Mefferley.
" " "	Abraham Andes.	" Same
" " "	David Bear	" E. A. Bear.
Deed of Homestead	Layton B. Shiflett	" Claim of Homestead.
Marriage Contract	Sofelia V. Mitchell	& James L. Avis Trustee.
Indenture.	Lydia Doutt	to Henry Guy & Mary L. A. Guy his wife
Lien Note	J. M. Dorman.	" John Dofflemyer
Bargain & Sale	John Palmer & wife.	" Annie H. Stoddard.
" "	Geo. Miller's Admr. & widow.	" Joseph D. Logan,
Trust Deed.	Wm. H. Garland.	" Oliver B. Roller Trustee.
" "	Adam J. Good.	" Jacob F. Good. Trustee.
" "	James M. Wellman & wife.	" Geo. G. Grattan Trustee.
Bargain & Sale.	John B. Bare.	" Nathaniel T. Chase.
Lis Pendens.	Calvin Chest.	" C. H. Fellows.
Bargain & Sale.	George M. Cooper & wife.	" Elias Roberson.
" "	Israel Dungan.	" Henry Byrd &c. Trustees M. B. Church
" "	Wm. B. Compton. Comm'r.	" H Jonetta Gray.
" "	M. Harvey Effinger & wife.	" Philip Liggett Old Deed.
" "	Cyrus Rhodes Exor of Jacob Rhodes.	" Preston Rhodes.
" "	Frederick Rhodes & wife	" David C. Jenkins Trustees for Sarah E. Jenkins
" " "	Mary J. Arnold. & others.	" Joseph Chas. M.
Trust Deed.	C. H. Fellows.	" Chas. A. Yancey Trustee.
Bargain & Sale.	Fannie M. & Henry M. Argabright	" Jacob M. Foley
" "	C. Miller & wife.	" Same.
" "	Judson M. Kent & wife	" J. Fred. Effinger Exor of M. Harvey Effinger
Trust Deed	Thomas G. Logan	" Wm. D. Marden Trustee for Sarah C. Logan.
Bargain & Sale.	M. M. Sibert & wife	" John G. Yancey.
Trust Deed.	John Leas sq. Saml. Runnin & wife Wm. Andes.	Wm. A. Pence Trustee for M. Shiflett.
Agreement	Abraham Paul	" Mrs Harriet E. Pankey.
Bargain & Sale	Mary E. Wise & wife of Wm. Wise.	" John M. Wise.
"	Aaron H. Wilson & wife.	" Maggie L. Austin.
Bill of Sale	Wm. J. Chrisman	" George Chrisman.
" " "	Same.	" Wesley M. Gay.
Bargain & Sale	William Travel	" S. B. Mills.
" "	Barbara Ann Huggins	" Amanda Catharine Liskey.
" "	Sallie M. Yeast.	" Andrew Robey.
" "	Edward S. Kemper Trustee. &c.	" Robert H. Baskins.

Bargain & Sale	Joseph & Abraham Garber.	to Abraham Flemming.
Trust Deed.	Ambrose. Kmuff. & wife.	" Peter C. Reed Trustee
" "	A. K. Fletcher. & wife	" Wm B. Lytly. "
Bargain & Sale	heyrs Rhodes Exor of Jacob Rhodes dec'd	" Gideon Layman.
Bill of Sale.	Robert H Hammen	" Nancy Hammen.
Bargain & Sale	Leroy S. Heistan & wife.	" Richard H. Bear.
Mortgage	The Shenandoah Valley Rail road Company.	William H. Travers Trustee.
Lien Note.	A. S. Dinkel	" Baker. Bro's.
Trust Deed.	Philip Wagner.	" Abram Huffman Trustee
" "	James L. Avis.	" Charles E. Haas Trustee.
Mechanics Lien	John C. Argabright	" Ebza Hedrick & John Hedrick.
Bargain & Sale	Chas. H. Fellows & wife James H. Curry wife.	" Algernon White.
" " *	Chas. H. Fellows & wife.	" R. H. Snyder
" "	Michael Wyne & wife	" James Sellers.
" "	heyrs Rhodes & wife	" George Philips
" "	L. R. Keiffer & wife.	" Hannah Bear.
" "	Albert Long & wife.	" Ephraim Ruebush.
" "	J. B. Gangewer. & wife.	" Same.
" "	Timothy Funk & wife	" Same.
" "	Solomon Buttner & others Trustees	" Ruebush Keiffer & Co.
" "	Same. Same.	" Rev. Geo. W. Howe.
" "	Peter M Armentrout.	" P. A. Bertram Trustee for Phoebe Armentrout.
" "	Robert Chandler	" Abram P. Rondabush Trustee for Catharine A. Chandler.
" "	J. G. Fred. Effinger Exor of M. H. Effinger	" Jas. L. Avis & others School Trustees Hburg.

The writing purporting to be the last will and testament of John Long dec'd was this day presented in Court and being proven by the oaths of Joseph N. Driver and Henry A. Heatwole, two of the Subscribing witnesses thereto, was admitted to probate, and ordered to be recorded.

The writing purporting to be the last will and testament of John Haugh dec'd was this day presented in Court and being proven by the oaths of Erastus Pirkey & J. B. Webb. the Subscribing witnesses thereto, was admitted to to probate and ordered to be recorded.

The writing purporting to be the last will and testament of William Byrd dec'd was this day presented in Court and being proven by the oaths of Abraham Sager & J. M. Sagey. the Subscribing witnesses thereto, was admitted to probate, and ordered to be recorded.

And thereupon Lewis D. Byrd the Executor therein named, who made oath thereto according to law, appeared in Court, and together with B. M Rice & Abraham Sager his Sureties (who justified as to their sufficiency) entered into and acknowledged a bond in the penalty of $2500.00 Conditioned according to law, waiving the benefit of the Homestead Exemption as to this obligation. A certificate is granted him for obtaining a probat of the will of said William Byrd dec'd in due form.

And the Court doth appoint Noah Wenger, Michael Shank, Jacob Hedrick, Joseph Keagy & Geo. Hollar to appraise the estate of said Wm Byrd dec'd any three of whom may act after first being duly Sworn.

On the motion of John D. Wise the Estate of Benjamin Fifer dec'd is committed to D. H. Rolston Sheriff of Rockingham County for administration it appearing to the Court that said decedent has been dead for more than three months without admin

istration upon his estate.

On the motion of Samuel R Sterling Treasurer of this County Samuel R Myers, appeared in Court and qualified as his Deputy for Linville District, by taking the oaths prescribed by law.

Commonwealth.
}
Wm. H. Dean.

This day the Defendant Wm H Dean appeared in Court in discharge of his recognizance entered into before M. Lindsay Justice of the Peace of this County on the 13th day of October 1879. and thereupon on his motion the Court doth permit him to renew his bail in the sum of $200.00 for himself and the same amount for his surety. Whereupon the defendant Wm H Dean together with John E Roller as his surety (who justified as to his sufficiency) acknowledged themselves to be indebted to the Commonwealth of Virginia in the sum of $200.00 each, to be levied of their respective goods & chattels lands & tenements for the use of the said Commonwealth of Virginia, each waiving the benefit of the Homestead exemption as to this obligation. Yet upon this condition that the said Wm H Dean does make his personal appearance before the Judge of this Court on the 1st day of the November Term next of this Court being November 17th 1879 to await the action of the Grand Jury and not depart thence without leave of the Court.

cof'd. P. M. Whitlock Committee for Eliza J. Dickson, a person of unsound mind, this day presented in Court an account against The Commonwealth of Virginia, amounting to the sum of $28.50 for the board & care of the said Eliza J. Dickson a Lunatic from June 25. to Sept. 25. 1879 3 Mos. @ $8. per Mo ($24.00) and 3 Months clothing for same @ $1.50 per Mo ($4.50) which being Sworn to was examined and allowed by the Court, and ordered to be certified to the Auditor of Public Accounts for payment.

On the Motion of Geo. A. Garner, and it appearing and ~~it appearing~~ to the Court from evidence introduced that he is physically disabled and incapable of performing labor upon roads as required by law It is accordingly ordered that he be exempted from all Services upon the roads of this County, and also that he be exempted from the payment of ~~Capitation Tax~~ County & Parish Levies until the future order of this Court. he being in indigent circumstances.

cof'd. Catharine Flick, Committee for Anna Flick a person of unsound mind this day presented in Court an account against The Commonwealth of Virginia amounting to the sum of $85.20 for the Support and Maintenance of the said Anna Flick in accordance with the provisions of the order of this Court of the 18th day of April 1876 183 days from April 20. to October 20. 1879. at 40¢ per day $73.20 and Clothing for Same 6 Months @ $2.00 per Mo. ($12.00) which being sworn to, was examined and allowed by the Court and ordered to be certified to the Auditor of Public Accounts for payment

× On the Motion of Orebaugh distributee the Estate of Lydia Orebaugh is committed to
✓ to D. H. Roberts Sheriff of Rockingham County for administration it appearing to the Court that said decedent has been dead for more than three months without Administration upon her Estate.

Ordered That this Court be adjourned until to-morrow morning at 10 o'clock

Chas. T. Yancey.

At a County Court continued and held in and for the County of Rockingham at the Court House thereof on Tuesday October 21. 1879.

Present Hon. Geo. R. Calvert Judge of the County Court of Shenandoah County presiding.

Commonwealth.
James M. Rhodes. } Upon an Indictment for Perjury.

This day James M. Rhodes who stands indicted for a misdemeanor appeared in Court pr discharge of his recognizance entered into on the 2d. day of September Term last of this Court being September 17 1879. and for reasons appearing to the Court the trial of this cause is continued to the 2d day of Nov. Court being now Nov 8 - 1879 and on the motion of the Defendant the Court doth permit him to renew his bail in the sum of $500.00 for himself and the same amount for his surety, and thereupon James M. Rhodes together with Cyrus Rhodes his surety (who justified as to his sufficiency) acknowledged themselves to be indebted to the Commonwealth of Virginia in the sum of $500.00 each to be levied of their respective goods & chattels lands & tenements for the use of the said Commonwealth of Virginia. each waiving the benefit of the Homestead exemption as to this obligation Yet upon this condition that the said James M. Rhodes does make his personal appearance before the Judge of this Court on the 2d. day of the November Term next of this Court, being November 18. 1879. to answer the said indictment and not depart thence without leave of the Court.
And thereupon Wm. L. Harrison, Wm R. Miller, Cyrus S. Wise, Solon D. Kite, John Grey, Madison Wise & Geo W. Berlin witnesses in behalf of the Commonwealth and Robert M. Dovel Daniel B. Reed, J. W. Kite & Wm H. Step witnesses in behalf of the Defendant appeared in Court and acknowledged themselves to be indebted to the Commonwealth of Virginia in the sum of $100.00 each to be levied of their respective goods & chattels lands & tenements for the use of the said Commonwealth. each waiving the benefit of the Homestead exemption as to this obligation. Yet upon this condition that they each do make their personal appearance before the Judge of this Court on the said 2d. day of the November Term next being Nov. 18. 1879. as witnesses as aforesaid, and not depart thence without leave of the Court.

Upon the motion of John D. Wise in his own behalf and in behalf of the other heirs of David Wise dec'd and it appearing to the Court that due notice has been given of this motion in writing, the service of which is acknowledged by John Smith & D. H. Rolston Sheriff of Rockingham County and as such Administrator of Benjamin Fifer dec'd & now before the Court, the Court doth Substitute and appoint George G. Grattan Trustee in the place of John Smith who has removed beyond the limits of this Commonwealth, and who was the trustee in a certain deed of trust executed by Benjamin Fifer to said Smith on the 4th of April 1857 to secure a certain bond therein mentioned to the heirs of David Wise dec'd. which deed was recorded in the Clerk's Office of the County Court of Rockingham County on the day of April 1857.

Ordered That this Court be adjourned until tomorrow morning at 10 o'clock.

Geo. R. Calvert

At a County Court continued and held in and for the County of Rockingham at the Court House thereof. On Wednesday October 22nd 1879.

Present. Hon. Chas. T. O'Ferrall presiding.

Upon the Application of J. N. Manck & others for the establishment of a Public road from the public road near Rinkers Mill to the Bowmans Mill Road near James Ritchie

It appearing to the Court that James Ritchie one of the land owners along the line of the proposed public road which was ordered to be established as a Public Road at the July Term 1879 of this Court refuses to remove certain fence or fences which occupy a portion or portions of land set out by the report of Viewers to the said proposed road. It is ordered that James Ritchie do forthwith remove said fence or fences and that the Petitioners do at once open said road, and notify the Comm'rs of Roads for Linville District of the opening of the same, and the said Comm'rs of Roads will examine the said road & report to the next term of this Court whether the same has been opened in accordance with the report of the Viewers in this cause and the said Comm'rs of Roads will take such steps as to compel the removal of any fence or fences which interfere with the opening of said road.

Levi S. Byrd Comm'r. of the Revenue for Central District, Jos. N. Rhodes Comm'r. of the Revenue for Ashby District & Thomas L. Williamson Comm'r. of the Revenue for Plains District in this County this day returned to the Court a copy of their certificates as to the sales of Mfrs. Alcoholic & Malt Liquors by all licensed retail and Barroom liquor dealers and wholesale liquor dealers within their respective Districts for the Month of September 1879 the first amounting to $126.22 the Second to $2.28 & the third to $14.22½ as required by an act entitled "An Act imposing a tax and prescribing the mode of collecting the same on the privilege of selling Mfrd. Ardent Spirits, Malt Liquors &c. approved March 30. 1877 which are ordered to be filed.

J. Thomas B. Burner Constable of Rockingham County. this day presented in Court an account against the Commonwealth of Virginia amounting to the sum of $3.44 for arresting Lee Broddus charged with Felony $1.00 Summoning 6 witnesses $1.00 Conveying prisoner to Jail & returning 36 Miles @ 4¢ $1.44 which being sworn to was examined, by the Court allowed & ordered to be certified to the Auditor of Public Accounts for payment

cap'd & d.

J. Thomas B. Burner Constable of Rockingham County. this day presented in Court an account against the Commonwealth of Virginia amounting to the sum of $4.19 for arrest of Garland McCauley charged with Assault & battery. 50¢ Martha Ann Shipp. Chg'd with same 50¢ Fannie Seal charged with same 50¢ & Benjamin Acres charged with same 50¢ Conveying Benjamin Acres (convicted of Assault & Battery & Sentenced to imprisonment in Jail) to Jail & returning 36 M. @ 4¢ $1.44 Boarding last named party after conviction 3/4 day @ $1.75¢ which being sworn to was examined and allowed by the Court and ordered to be certified to the Auditor of Public Accounts for payment.

cap'd & d.

On the Motion of E. Melton Beard, and it appearing to the Court that he is Physically disabled and incapable of performing labor upon roads as required by law. It is ordered that he be exempted from all services upon the roads of this County, and further that he be exempted from the payment of Capitation tax County & Parish taxes until the future order of this Court. he being in indigent circumstances.

This day came John T. Harris, who alleges that he is aggrived by an entry in the Personal Property Book made by J. R. Jones Commissioner of the revenue for Central District in this County, in the year 1878, whereby he is charged with $108. taxes. on income and thereupon the said John T. Harris moved the Court to exonerate him from the payment of $108.00 all of the taxes on said income so erroneously charged against him said year which motion was defended by Geo G Grattan the Attorney for the Commonwealth for said County, and the said J. R. Jones, the Commissioner who made the assessment, was examined as a witness touching the application.

Cop.d to S.R.S. ✓

And it appearing that said book in which said alleged erroneous entry has been made was certified by the Clerk of the County Court of this County on the day of 1878. and that application for redress against the erroneous entry was made on this day for the first time; and it appearing that the said J. T. Harris gave to the said J. R. Jones Comm.r as aforesaid the sum of $10.80 00 as income which amount was received by said Harris as his Salary as a Member of the United States Congress from Virginia and it appearing to the Court that said Salary is not liable to taxation On Consideration whereof, and from such facts so proved the Court is satisfied that the said John T. Harris is erroneously charged on said book with income taxes amounting to $108.00; whereupon It is ordered that the said John T. Harris be exonerated from the payment of $108.00 taxes so erroneously charged if not already paid. and if paid that it be refunded to him.

Upon the Application of Noah M. Shuler & others for the Establishment of a Public Road leading from the Massanutten Road near East Point Church to a point on the Rockingham Turnpike near the Bridge across the River at Mill Bank

This day came again the parties by their attorneys and the report of Thos. B. Yancey Robert N. Gibbons & Le M. Harnsberger viewers appointed at the instance and upon the motion of the petitioners at the April Term 1879, having been filed and the land owners duly Summoned in accordance with law. and no exceptions taken to said report. Upon consideration thereof after the hearing of witnesses and argument of Counsel the Court is of Opinion that said road ought to be established as recommended & set forth in said report of said Viewers.

It is therefore ordered that said road be established in accordance with the report of the Commissioners as follows to-wit:- Beginning on the Massanutten road at Harnsbergers Gate thence S 39 E 56 poles. thence N 67 E 24 poles. S 18 E 47.4 poles S 72 W 2 ps. S 29 1/4 E 23 poles. S 1/2 W 14.8 ps. S 30 1/2 E 16 ps. S 39 1/2 E 5 ps. S 3 1/2 E 12 ps. S 78 3/4 E 20.3 S 82 1/2 E 14.2 S 45 E 9 1/4 poles to a point on the Rockingham Turnpike one mile west of the bridge. and it appearing to the Court that none of the parties along the line of said proposed road have claimed damages except John Ammon & John Morris to whom the the Comm.rs have allowed damages as follows to Ammon $25.00 & to Morris $20. and that the said road can be made a good solid and substantial road with the expenditure of $100.00 by the County. these facts are certified by the Court to the board of Supervisors as now required by law.

Ordered That this Court be adjourned until tomorrow morning at 10 Oclock.

Chas. T. O'Ferrall.

At a County Court continued and held in and for the County of Rockingham at the Court-House thereof on Saturday October 25th 1879

Present Hon. Chas. T. O'Ferrall, presiding.

Ordered. That this Court be adjourned until Monday Morning at 10 Oclock.

Chas. T. O'Ferrall.

At a County Court continued and held in and for the County of Rockingham at the Court House thereof on Monday October 27th 1879.

Present Hon. Chas. P. O'Ferrall presiding

Ordered That this Court be adjourned until tomorrow morning at 10 Oclock

Chas. P. O'Ferrall.

At a County Court continued and held in and for the County of Rockingham at the Court House thereof on Wednesday October 29. 1879.

Present:- Hon. Chas. P. O'Ferrall, presiding.

Ordered. That this Court be adjourned until tomorrow morning at 10 Oclock.

Chas. P. O'Ferrall.

At a County Court continued and held in and for the County of Rockingham at the Court House thereof on Saturday November 1. 1879

Present Hon Chas. P. O'Ferrall presiding

Ordered that this Court be adjourned until Monday morning next at 10 Oclock

Chas. P. O'Ferrall.

At a County Court continued and held in and for the County of Rockingham County at the Court-House thereof, on Monday November 3. 1879.

Present:- Hon, Chas. P. O'Ferrall presiding.

Ordered, That this Court be adjourned until to morning at 10 Oclock.

Chas. P. O'Ferrall.

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At County Court continued and held in and for the County of Rockingham at the Court-House thereof, on Thursday ~~Morning~~ November 6th 1879.

Present:- Hon. Chas. P. O'Ferrall, presiding.

In the Matter of the Application of E. D. Root & others for the Establishment of a Public Road.

It is ordered that the Report of the Commrs. of date July 18. 1879 be recommitted to John J. Bowman Thos. F. Bowers & A. M. Fulk viewers to report whether or not any Yard, Garden, or Orchard will have to be taken or any part thereof in the construction of said road on the line Surveyed, and make report to first day of the November Term next of this Court.

Ordered, That this Court be adjourned until tomorrow morning at 10 Oclock

Chas. P. O'Ferrall.

At a County Court continued and held in and for the County of Rockingham, at the Court House, on Saturday, October 8, 1879.

Present:- Hon. Chas. F. O'Ferrall, Presiding.

Ordered, That Court be adjourned until to-Monday morning at 10 o'clock.

Chas. F. O'Ferrall.

At a County Court continued and held in and for the County of Rockingham, at the Court House thereof, on Monday November 10, 1879.

Present:- Hon. Charles F. O'Ferrall, presiding.

The Clerk having failed at the September Term, 1879, of this Court to enter an Order allowing to George F. Mauck, the sum of One Dollar, for one day's service as a Petit Juror, It is ordered that said order be entered nunc pro tunc, which is accordingly done.

ticket issued.

G. W. Gable & Son this day presented in Court three accounts for Coal amounting in the aggregate to $14.05 for Coal furnished, to-wit: (For Treasurer's office, $2.80 - for Court-House, $6.25 - for County, Circuit Court Clerk's offices, $5.00) which being sworn to, was examined and allowed by the Court and ordered to be certified for payment to the Treasurer of this County out of the Levy for the year 1879.

c of o'd

On the motion of Peter E. Anthony and from evidence introduced, the Court being satisfied that he is a person of good character and a proper person in whom to confide the trust of Selling or distributing religious books, pamphlets &c. doth direct any one of the Commissioners of the Revenue for this County to grant him such license with a nominal tax only.

c of.

Commonwealth }

Albert Brady }

This day the Defendant Albert Brady (who was by the Judgment of D. G. Marty & D. M. Beam Justices of the Peace of this County committed to the Jail of this County for his failure to find sufficient Surety to be bound with him in the Sum of Four Hundred Dollars by recognizance to Keep the peace for the term of One Year from the 10th day of November 1879 towards all the Citizens of this Commonwealth and especially towards Amanda Brady) appeared in Court in custody of the Sheriff of this County and tendered Madison N. Thomas as his Surety.
Whereupon the said Albert Brady together with Madison N. Thomas as his Surety (who justified as to his sufficiency) entered into and acknowledged a bond in the penalty of $400.00 Conditioned as above set forth waiving the benefit of the Homestead exemption as to this obligation.
And thereupon the said Albert Brady was released from custody.

Ordered That this Court be adjourned until tomorrow morning at 10 o'clock.

Chas. F. O'Ferrall.

At a County Court continued and held in and for the County of Rockingham at the Court House thereof, on Wednesday November 12th 1879.

Present Hon. Chas. T. O'Ferrall presiding.

On the motion of D. H. Rolston Sheriff of Rockingham & and Sugh Administrator of Lydia Orebaugh, the Court doth appoint David Bowman Solon Bowman Geo Arehart & Isaac Arehart to appraise the Estate of the said Lydia Orebaugh dec'd any three of whom may act, after first being duly sworn.

On his motion, and it appearing to the Court that Peyton G Bowman is a man of good character and honest demeanor, of the age of twenty-one years, and has resided in this County one year next preceding this application, It is ordered that a certificate be granted him to obtain the necessary license to practice law in this Commonwealth.

Ordered, That this Court be adjourned until tomorrow morning at 10 o'clock.

Chas. T. O'Ferrall.

At a County Court continued and held in and for the County of Rockingham at the Court House thereof on Saturday November 15th 1879.

Present Hon. Chas. T. O'Ferrall presiding.

Ordered, That this Court be adjourned until the 1st day of the next term.

Chas. T. O'Ferrall

At a County Court held in and for the County of Rockingham at the Court House thereof on Monday November 17th 1879.

Present. Hon Chas P. O'Ferrall, presiding.

The Clerk of this Court, this day presented in Court a List of Deeds &c. received and admitted to record in the Clerk's Office of this Court at and since the last September Term thereof, which list being seen and inspected by the Court is ordered to be spread upon the minutes and is as follows. Viz:-

Bargain Sale	John E. Roller, Commr.	to Joseph Click.
" "	Joseph Click & wife	" Mary C. Young.
" "	Martin Garber & wife	" John Minnick & Henry A. Rife.
" "	Henry A. Rife & wife.	" John Minnick
" "	John M. Garber.	" Same
" "	Ella A. Schreckhise.	" Susan Lambert.
" "	John P. Lewis & wife.	" Jacob A. Baugh.
" "	Frederick Lewis & wife.	" Samuel Crabb.
" "	Jackson Martz.	" Lydia A. Martz.
" "	John G. Robinson & wife.	" Jos. Heatwole & others Trustees of Mennonite
" "	Juliet L. Strayer & her Trustee & others	" J. P. Lynch Trustee for Mary A. Houck.
Joint Deed	Thomas Mason.	" Thales Johnson & wife.
Lien Note	E. M. Shaeffer.	" Bickford & Huffman.
Trust Deed	A. S. Dunkle.	" Hiram Huffman Trustee.
Deed of Homestead	William C. Kiblinger	" Claim of Homestead.
Bargain & Sale	Cyrus H. Brown & wife.	" C. J. Dudley.
" "	E. A. Shands Trustee & Wm. F. Kountz & wife	Joseph C. Latterbuck.
" "	J. S. Hansberger Special Commissioner.	Annie E. Elizabeth S. Mary B. & W. K. Jennings
" "	Wm Shands Commr.	" John N. Shank.
" "	Gabriel D. Heatwole & wife	" Conrad Linhof.
" "	Wm. B. Compton, Commissioner.	" Mrs M. Gay.
" "	Simeon Long & wife	" John N. Shank & wife.
" "	Isaac Riddle & wife.	" Isaac Davis & Jacob Davis.
" "	David Bear, J. H. Payne & wife & W. C. Whitmore & wife	" Edward Mason.
" "	A. Jonette Gray & wife	" Sallie N. Gray.
" "	Sally N. Gray.	" Walker Keller.
Art of Agreement	Jacob L. Sibert	" Abraham S. Byrd.
Asst in Bankruptcy	C. Douglas Gray. Register in Bankruptcy	John M. Rolston of D. Assignee of Saml. A. Long (Bankrupt)
Bargain & Sale.	G. B. Compton Commissioner	" Harvey Kyle.
" "	John M. Rolston of D. Assignee of Saml. A. Long	James C. Hetzel, S. H. Moffett & Granville Eastham
Trust Deed.	Edgar L. Lambert & wife.	" J. S. Hansberger, Trustee.
Bargain & Sale	Jacob Hinegardner & wife.	" James M. Moore.
" "	Catharine & Hannah Bockman.	" Benjamin F. & Samuel H. Bowman.
" "	S. P. H. Miller & wife.	" Rebecca M. Runcle wife of Wm J. Runcle.
" "	John Echols. Commissioner	" B. F. Rickard.
" "	Winfield Liggett Commissioner.	" John A. Winfield.
" "	Samuel Myers & wife	" Isaac Myers.
" "	Madison Riley & wife	" Gideon Layman.
" "	John M. Long & wife	" Ephraim B. Mitchell.
" "	John P. Swank & wife	" Same.
" "	Joseph H. Driver & wife	" David Brunk.
" "	B. F. Pattesson Commissioner	" John D. Harris.
" "	John D. Harris & wife.	" Houck & Wallis.
Trust Deed.	Houck & Wallis	" B. F. Pattesson Trustee.

Bargain Sale.	Chas. A. Yancey trufe.	to	Virginia B. McGlaughlin wife of J. H. McGlaug[illegible]
Trust Deed	J. H. McGlaughlin trufe.	"	Ed. D. Conrad Trustee.
" "	Isaac Shoemaker.	"	Oliver B. Roller Trustee.
Bargain Sale.	Jeremiah Thomas & Zachariah Ritchie	"	Solomon Ritchie
" "	Peter A. Miller & wife & others.	"	Same.
" "	John E. Roller Commissioner	"	Andrew B. Lago.
" "	Christian Price trufe.	"	William S. Midnight or Minnick
" "	Lawrence Crawford trufe.	"	Lydia Doubt.
Agreemt. or Contract	John E. Boyd	"	Virginia A Boyd.
Trust Deed	Newton V. Bare.	"	O. B. Roller. Trustee.
" "	Albert Lewis trufe.	"	Joseph J. Logan. Trustee.
Bargain Sale.	Lewis & Hoffkuis trufe of Jas. P. Rolston	Com.	John Lincoln
" "	Wm. A. Ruffner trufe. Sallie M. Gray &c.	"	A. Hunter Johnson. Old Deed.
" "	Chas. A. Yancey. Comm'r.	"	Same.
" "	Same.	"	Same.
" "	A. N. Johnson trufe.	"	J. S. Hansbergen.
" "	Elizabeth D. Orebaugh.	"	Joseph Orebaugh.
Trust Deed	John F. Lewis trufe.	"	F. A. Daugenfield Trustee
Deed of Homestead	George O. Rhodabaugh.	"	Claim of Homestead.
Bargain Sale.	Warren S. Lurty Special Comm'r	"	Emily Harris.

Appraisement & Sale Bills of the personal property of Henry Armentrout dec'd.
Inventory " " " " R. H. McGuire dec'd.
Sale Bill " " Real Estate " Jacob Rhodes dec'd.
Sale Bill. " " Personal Property. Peter Yatter dec'd.
The foregoing Appraisement & Sale Bills were this day presented in Court & no exceptions being taken thereto. the same are ordered to be recorded.

Settlement of the Account of W. F. & H. B. Armentrout Executors of David Armentrout dec'd.
" " " " " John H. Rolston Adm'r. C. T. A. Christian Bowers. dec'd.
" " " " " Reuben Kisling guardian for Margaret C. Bintz.
" " " " " E. H. Cromer one of the Exr. of Joseph Cromer. dec'd.
" " " " " Lewis Dover & D. H. Heatwole Adm'r. of Jacob Dover dec'd.
" " " " " D. H. Rolston S. R. C. & as such Adm'r of L. M. Gayheart dec'd.
" " " " " A. C. Kinzy guardian for Josie M. & Eliza A. Gaither
" " " " " Wm. A. Hoffkuis Committee for Wm. E. Hoffkuis.
" " " " " Joel Avery executor of Henry Minegardner dec'd.
" " " " " John P. Zigler guardian for Charles O. Myers.
" " " " " B. A. Myers. " " Anna C. Myers
" " " " " Wm Rehard Adm'r of Lewis N. Rehard dec'd.
" " " " " D. H. Rolston S. R. C. & as such Adm'r of Rob. Rippetoe dec'd.
" " " " " Shaver & Burkholder Trustees of John C. Shaver.
" " " " " M. J. Myers Executor of Henry S. Showalter dec'd.
" " " " " Reuben M. Grubb. Executor of Moses Cromer. dec'd.
" " " " " Granville Eastham Adm'r of John C. Woodson dec'd.
" " " " " D. H. Rolston S. R. C. & as such Adm'r of James Wallace Mast dec'd.
" " " " " Thos. K. Hansbergen. Adm'r of Robert L. Yancey dec'd.
The foregoing Settlements were this day presented in Court and having been filed in the Clerk's office of this Court the time prescribed by law. and there being no exceptions taken thereto. the same are confirmed. and ordered to be recorded.

On the motion of Mary Stampler widow of Samuel Stampler dec'd. Frederick K. Shue who made oath thereto according to law appeared in Court. and together

with John Wampler as his surety (who justified as to his Sufficiency) entered into and acknowledged a bond in the penalty of $2000.00 Conditioned according to law waiving the benefit of the Homestead exemption as to this obligation a certificate is granted him for obtaining letters of administration in due form upon the Estate of the said Samuel Wampler dec'd.
And the Court doth appoint John R. Bowman. Jas. R. Eller. Ananias Pirkey & Daniel Harrison to appraise the Estate of said Samuel Wampler dec'd any three of whom may act after first being duly Sworn.

The writing purporting to be the last will and testament of Lucinda Yancey dec'd was this day presented in Court and being proven by the oaths of P.K. Hansberger & Chas. B. Yancey the Subscribing witnesses thereto, was admitted to probate and ordered to be recorded.
And thereupon Mrs. B. Yancey. the Executor therein named who made oath thereto according to law appeared in Court and together with Chas. D. Yancey and R.D. Gibbons his sureties (who justified as to their Sufficiency) entered into and acknowledged a bond in the penalty of $5000.00 Conditioned according to law waiving the benifit of the Homestead exemption as to this obligation.
A certificate is granted him for obtaining a probat of the will of the said Lucinda Yancey dec'd in due form.
And the Court doth appoint P. P. Hansberger. G. G. Grattan. J. D. Scott & B. G. Patterson to appraise the Estate of said Lucinda Yancey dec'd any three of whom may act after first being duly Sworn

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On the motion of D. H. VanPelt heirs of Benjamin VanPelt dec'd the powers of David A. Roleton Sheriff of Rockingham County to whom was committed the Administration of the Estate of said Benjamin VanPelt dec'd at the Term 1887 are hereby revoked. (The said D.H. Roleton consenting thereto) and thereupon James A. VanPelt who made oath thereto according to law, appeared in Court and together with D. H. VanPelt as his surety (who justified as to his Sufficiency) entered into and acknowledged a bond in the penalty of $500.00 Conditioned according to law. waiving the benefit of the Homestead exemption as to this obligation. A certificate is granted him for obtaining letters of Administration de bonis non. with the will annexed upon the estate of Benjamin VanPelt dec'd in due form.
And the Court doth appoint A. S. Byrd. J. K. Smith. A. E. Wallis and George S. Christie to appraise the estate of said Benjamin VanPelt dec'd any three of whom may act after first being duly Sworn.

It appearing to the Court from a writing filed that Mrs Margaret Henkel widow of Siram P. Henkel dec'd relinquishes her right to qualify as Administratrix of the Estate of her deceased husband. And thereupon on her motion Henry M. Henkel and John L. Henkel who made oath thereto according to law. appeared in Court, and together with Franklin L. Henkel and L.P. Henkel their sureties (who justified as to their Sufficiency) entered into and acknowledged a bond in the penalty of $6000.00 Conditioned according to law. waiving the benefit of the Homestead exemption as to this obligation. A certificate is granted them for obtaining letters of Administration in due form upon the Estate of Siram P. Henkel dec'd.
And the Court doth appoint John Thomas Henry Moffett William West & George Sohn to appraise the Estate of said Siram P. Henkel dec'd any three of whom may act after first being duly Sworn.

On the motion of Margaret Henkel widow of Siram P. Henkel dec'd the Court doth

appoint Lewis P. Henkel as guardian for M. Margaret Henkel Infant under 14 years of age of said Siram P. Henkel dec'd and thereupon the said Lewis P Henkel appeared in Court and together with Silon Finkle and Henry M Henkel his sureties (who justified as to their Sufficiency) entered into and acknowledged a bond in the penalty of $3500.00 Conditioned according to law. waiving the benefit of the Homestead exemption as to this obligation and qualified as such guardian by taking the oaths prescribed by law.

On the motion of Margaret Henkel widow of Siram P. Henkel dec'd the Court doth appoint Lewis P. Henkel as Committee for Samuel Henkel a person of unsound mind, and thereupon the said Lewis P. Henkel appeared in Court and together with Frank L. Henkel and John P. Foltz as his sureties (who justified as to their Sufficiency) entered into and acknowledged a bond in the penalty of $3500.00 Conditioned according to law waiving the benefit of the Homestead exemption as to this obligation. and accordingly qualified as such Committee by taking the oaths prescribed by law.

The writing purporting to be the last will and testament of Catharine Mason dec'd was this day presented in Court and being proven by the oaths of W. B. Grove & Charles E. Fahrney two of the subscribing witnesses thereto, was admitted to probate and ordered to be recorded.
And thereupon Wm A. Pence the Executor therein named who made oath thereto, according to law, appeared in Court and together with Chas. E. Fahrney his surety (who justified as to his Sufficiency) entered into and acknowledged a bond in the penalty of $600.00 Conditioned according to law. waiving the benefit of the Homestead exemption as to this obligation. A certificate is granted him for obtaining a probat of the will of said Catharine Mason dec'd in due form.
And the Court doth appoint Wm McInturff, Wm. B. Grove, P. M Celine & G. E. Bush to appraise the Estate of said Catharine Mason dec'd any three of whom may act after first being duly sworn.

Ashby Rhinehart Infant over 14 Years of age of Isaac Rhinehart dec'd this day appeared in Court and nominated Isaac Wenger as his guardian whereupon on his motion the Court doth appoint him as such guardian. and thereupon the said Isaac Wenger appeared in Court and together with Jacob F. Neff his surety (who justified as to his Sufficiency) entered into and acknowledged a bond in the penalty of $1000.00 Conditioned according to law, waiving the benefit of the Homestead exemption as to this obligation and accordingly qualified as such guardian by taking the oath prescribed by law.

The writing purporting to be the last will and testament of John Rodeffer dec'd was this day presented in Court and being proven by the oaths of A. J. Showalter J. D. W Showalter & John D. Rolston the subscribing witnesses thereto, was admitted to probate, and ordered to be recorded.
And thereupon Conrad Rodeffer & D. M Rodeffer the Executors therein named who made oath thereto according to law, appeared in Court and entered into and acknowledged a bond in the penalty of $5000.00 Conditioned according to law waiving the benefit of the Homestead exemption as to this obligation. (the said will providing that no security be required of said Executors) A certificate is granted them for obtaining a probat of the will of said John Rodeffer dec'd

in due form
And the Court doth appoint J. Hoff Roleston Jno. Showalter. A.J. Showalter & Saml. Long to appraise the Estate of said John Rodeffer dec'd any three of whom may act after first being duly Sworn.

It appearing to the Court from evidence introduced that John D. Donovon is a regularly authorized Minister or Licentiate in the United Brethren Church in Christ and Authorized to Celebrate the Rites of Matrimony. On his motion he appeared in Court and together with Wm N. Burtner his surety (who justified as to his Sufficiency) entered into and acknowledged a bond in the penalty of $500.00 conditioned according to law. waiving the benefit of the Homestead exemption as to this obligation, and thereupon he accordingly qualified by taking the oaths prescribed by Law.

Capd. rd.

Wm Beard, Foreman Strother J. Jones. Geo. R. Eastham. James C. Seltzer, R. D. Weaver. C. M. Harnsberger. John R. Bowman. Samuel Fawtens. Shem S. Heatwole M. Strickler Wm C. Harrison Eugene West. I. F. Brunner. John B. Gangwer, E. P. Myers & R. L. Gray. were impannelled and Sworn a Grand Jury in and for the body of the County of Rockingham, and having received their charge from the Court, retired to their room to consider of their presentments, and after sometime returned into Court and made the following presentments. Viz:
An Indictment against Richard P. Robinson for obstructing an officer in the discharge of his duties a true bill Wm. Beard Foreman.
An Indictment against Joseph Santmyer alias Joseph Bamber for Assault with intent to maim disfigure disable & Kill a true bill Wm Beard. Foreman.
and having completed the business before them were discharged from further attendance upon this Court.

issued 10 & cap.

Ordered. That Wm. Beard, Strother J. Jones. Geo. R. Eastham. James C. Seltzer. R. D. Weaver C. M. Harnsberger. John R. Bowman. John B. Gangwer. Samuel Fawtens. Shem S. Heatwole. M. Strickler. Wm. C. Harrison. Eugene West. I. F. Brunner. E. P. Myers & R. L. Gray. be each allowed the Sum of One Dollar for their services at this term of the Court as Grand Jurors. and that the same be certified to the Treasurer of this County for payment.

A. L. Shoup. Pltff
J. S. Miller Assignee Deft. } upon an appeal from a Justice

The death of the Appellant A. L. Shoup being Suggested & it appearing to the Court that Winfield Liggett has qualified as administrator of the Estate of A. L. Shoup dec'd this cause is revived by Consent of parties and is ordered to proceed hereafter in the name of said Administrator against said J. S. Miller Assignee.
And said Administrator having appeared in Court by Counsel and said J. S. Miller by Counsel and it being admitted by both parties that the matters in Controversy were settled during the lifetime of the said A. L. Shoup. dec'd. between said Miller & Shoup the Court doth order that this Cause be dismissed from the Courts Docket without costs to either party.

Commonwealth.

William A. Dean.
This day William A. Dean appeared in Court in discharge of his recognizance entered into before this Court on the 1st day of the last term of this Court. and it appearing to the Court that Lucy E. May the principal witness in behalf of the

Commonwealth upon the charge against said Dean is now sick and in such condition that she will be unable to attend before the Grand Jury at this term of the Court. and thereupon on the motion of the said Wm. H. Dean the Court doth permit him to renew his bail in the sum of $200.00 for himself and the same amount for his surety. whereupon the said Wm H Dean with John E. Roller as his surety (who justified as to his sufficiency) acknowledged themselves to be indebted to the Commonwealth of Virginia in the sum of $200.00 each to be levied of their respective goods & chattels lands and tenements for the use of the said Commonwealth each waiving the benefit of the Homestead exemption as to this obligation. Yet upon this condition that the said Wm. H. Dean does make his personal appearance before the Judge of this Court on the 1st day of the December Term next being December 1879 to await the action of the Grand Jury. and not depart thence without leave of the Court.

Daniel Byerly Pltff.
vs. } Unlawful Detainer.
Geo. W. Dollar Deft.

This day came the parties by their Attorneys. and thereupon came the following Jury towit: A.J. Whitmore. Geo. P. Buntner. Mansfield Marshall. A.S. Williams. George Logan. Henry Fickle. S.A. Moffett. Geo. Fawcett. E.H.B. Huffman. Jacob Myers. Wm F. Berry & Noah Bowman. who being elected tried and Sworn to try whether the Defendant unlawfully withholds the possession of the premises mentioned in the writ and proceedings. and whether he did so unlawfully withhold possession of the said premises on the 8th day of August 1879. the date of the issuance of the writ. and a true verdict find according to the evidence and having fully heard the evidence and argument of Counsel retired to their room to Consider their verdict. and after sometime returned into Court. and upon their oaths do say We the Jury find that the defendant unlawfully withheld from the plaintiff at the date of the writ, issued in this cause and still unlawfully withholds from him the possession of a field forming a part of the home farm of the plaintiff which field lies immediately west of the Valley turnpike and adjoins the barn, and in which the defendant had done some plowing at the date of this writ Geo. P. Buntner Foreman. And thereupon the Jury was discharged.

Ordered. That A.J. Whitmore Jr'd. Geo. P. Buntner Jr'd. Mansfield Marshall Jr'd. A.S. Williams Jr'd. George Logan Jr'd. Henry Fickle, S.A. Moffett Jr'd. Geo. Fawcett Jr'd. E.H.B. Huffman Jr'd. Jacob Myers Jr'd. William F. Berry & Noah Bowman Jr'd be each allowed the sum of One dollar for their services at this term of the Court as Petit Jurors. and that the same be certified to the Treasurer of this County for payment.

Eshman & Oestricker Pltff
vs. } Sug
Wallis & Baker. gar. of Albert Lewis Deft.

Wm. A. Hill. Pltff.
vs. } Suggestion
Wallis & Baker gar. of Albert Lewis Deft.

Philip Koller. Pltff
vs. } U.D.
David Hoover. Deft.

Wm F. Kountz & wife. Pltffs.
vs. } Unlawful Detainer
Wm Hiden. Deft.

Ordered. That the foregoing causes be placed upon the Courts Docket.

Levi S. Byrd Commr. of the Revenue for Central District. Jos. H. Rhodes. Commr. of the Revenue for Ashby District and F.L. Williamson Commr. of the Revenue for Plains District in. this

County. this day returned to the Court a copy of their report as to the sales of Illicit Alcoholic and Malt Liquors. by all licensed retail and Barroom liquor dealers and wholesale liquor dealers within their respective districts for the month of October 1879. the 1st amounting to $113.93 the 2nd to $5.93 the 3d nothing he having overtaxed them for the month of September. 1879. as required by an act entitled "An Act imposing a tax and prescribing the mode of collecting the same on the privilege of selling wine, ardent Spirits Malt Liquors &c approved March 30. 1877. which are ordered to be filed.

Wm F. Kuntz trustee Pltffs.
vs
William Siden Deft. } Unlawful Detainer.

This day came the Pltffs by their Attorney, and thereupon the Defendant Wm Siden being Solemnly called came not. whereupon the Court entered the plea of not guilty. and the cause was submitted to the decision of the Court. and the Court having fully heard the evidence addduced. is of opinion that the defendant unlawfully withheld from the plaintiff at the date of the writ in this cause and still unlawfully withholds from the plaintiff the premises in the said writ mentioned. It is therefore considered by the Court that the plaintiff recover of the Defendant possession of the premises in said writ mentioned to-wit- A House and lot in Keezletown adjoining the lots of A. Taylor and Solomon Shepp. formerly the property of John F. Bradburn. and his costs by him in this behalf expended.
And the Clerk of this Court is directed to issue a writ of possession to the Sheriff of this County directed. commanding him to place the said plaintiff in ~~the~~ possession of the said premises as soon as may be after the adjournment of this Court.

Philip Kollar. Pltff
vs
David Hoover Deft. } Unlawful Detainer.

On the motion of the Plaintiff it is ordered that this cause be dismissed from the Courts Docket.

Upon the Application of Melhorn Lemmon & Co. and others for the establishment of a Public Road.

This day came the petitioners by their attorney and the Commonwealth by G. G. Grattan Commonwealths Attorney for the County of Rockingham, and it appearing to the Court. that process has been duly served upon all the land-owners requiring them to appear and shew cause why the road hereinafter described should not be established. And that the Original and amended report of the viewers of said road is in due form. and the land-owners not appearing to contest said report & petition. It is considered by the Court after hearing evidence that the said road reported upon the viewers in their Original and amended report be and the Same is hereby ordered to be established in accordance with said report beginning at a point designated on the flat on the Port Republic Road on the ridge on the North west side of Big Run thence S 15½ W 12.6 to a corner. thence N 11 W 15.88 to another corner thence N 10. W 22.28 to another corner. thence N 31. W 62 to a point near a Mulberry lying on the North West side of big run between said Run and a wash on the North West side of proposed location. the road to this point from the Port Republic Road. being on the top of a ridge thence N 35½ W. 45 crossing Smith & Main Channel of Shenandoah River to a corner "B" thence N 45½ W 12.28 to a corner. thence S 72 W 6.52 to a corner "D" thence crossing the North Channel to said River S 70 W 12 to a corner thence S 79 W. 11.12 crossing the Race of the Ammons Mill above the Mill to another corner on the

N. W Bank of the said race. thence N32 W 6.0 to another Corner. and thence N43½ E. 6.00 to a Corner "A" the end of the Road at the said Cummins Mill. And it appearing to the Court that Costs estimated by the viewers for the Construction of said Road is $45. It is ordered that the County pay of this amount $30. & the costs of this petition and that the petitioners or some one for them pay the residue. And the Commissioner of Roads for Stonewall District is ordered to open said Road as soon as the same can be done after the payment of the sum of $15.00 by the petitioners to the road Commissioner for Stonewall District and the treasurer of this County is ordered to pay to the Commissioner of Roads of Stonewall District the sum of $30.00 above mentioned so soon as the petitioners shall have paid the said sum of $15.00

Joel Rinker Justice of the Peace for Linville District in this County. this day paid into Court the sum of $2.50 it being the amount of a judgment for fine rendered by him on the 30th day of October 1879. in the case of the Commonwealth vs Mrs Ebaline Painter for Assault.

It appearing to the Court that the Registration Book for white voters at Coates Store precinct in this County, is now full. It is Ordered that John G. Coates the Registrar for said precinct transcribe the names of said white voters at said precinct in a New Registration Book.

Ordered. That this Court be adjourned until tomorrow morning at 10 oclock.

Chas. D. O'Ferrall.

Nov. 18, 1879. At a County Court continued and held in and for the County of Rockingham, at the Court-House thereof, on Tuesday, November 19, 1879.

Present:- Hon. Chas. D. O'Ferrall, presiding.

John Riservanider, Committee for Malinda Correll, a person of unsound mind, this day presented in Court an Account against the Commonwealth of Virginia, amounting to the sum of $59.00 for the board and care of the said Malinda Correll, a Lunatic, from April 27, 1879 to Oct. 27, 1879, 6 months @ $10.00 per year, ($5.00) and 6 months clothing @ $1.50 per mo. ($9.00) which being sworn to was examined and allowed by the Court, and ordered to be certified to the Auditor of Public Accounts, for payment.

c/f.

Ordered. That this Court be adjourned until to-morrow morning at 10 Oclock.

Chas. D. O'Ferrall.

At a County Court Continued and held in and for the County of Rockingham at the Court House thereof on Wednesday November 19th 1879.

Present Hon. Chas. T. O'Ferrall presiding

Upon the Petition of J. M. Mauck & others to Establish a Public Road from the Public Road near Rinkers Miller to the Bowmans Mill Road near James Ritchie. This Cause came on to be again heard this 19th day of November 1879.- upon the proceedings heretofore had and the Report of F. D. Kildow Commr. of Roads for Linville District filed Novr. 17th 1879. showing that the Petitioners had opened said Road in accordance with the requirements of the order establishing the same and that the said Commissioner has examined the s'd Road and accept the same as a Public Road. On Consideration whereof the Court doth hereby confirm the Report of the said F. D. Kildow Commr. of Roads of Linville District and it appearing to the Court that all matters of Controversy in this Cause having been adjusted it is ordered that the same be Stricken from the docket.

Commonwealth.
} Upon an Indictment for Perjury.
James M. Rhodes.

This day the Defendant James M. Rhodes who stands indicted for a Misdemeanor appeared in Court in discharge of his recognizance entered into on the 2d day of the October Term last October 21st 1879. and thereupon for reasons appearing to the Court the trial of this Cause is Continued until the 7th day of the December Term next being December 22nd 1879. And on the Motion of the Defendant James M. Rhodes the Court doth permit him to renew his bail in the Sum of $500.00 for himself and the same amount for his surety. whereupon James M. Rhodes together with Lepus Rhodes his surety (who justified as to his Sufficiency) acknowledged themselves to be indebted to the Commonwealth of Virginia in the Sum of $500.00 each to be levied of their respective goods & chattels lands & tenements for the use of the said Commonwealth of Virginia, waiving the benefit of their Homestead exemption as to this obligation. Upon this Condition that the said James M. Rhodes does make his personal appearance before the Judge of this Court on the said 7th day of the December Term next being December 22d 1879. to answer the said Indictment and not depart thence without leave of the Court.
And thereupon Lepus S. Wise John Dofflemyer. Solon F. Kite. Wm C. Harrison. John M. Viney N. H. Miller. Madison Wise & John Welfley witnesses in behalf of the Commonwealth and John Straun. J. M. Kite. Robert M. Dovel Wm H. Step & Peter C. Reed witnesses in behalf of the Defendant appeared in Court and acknowledged themselves to be indebted to the Commonwealth of Virginia in the Sum of $100.00 each to be levied of their respective goods & chattels lands & tenements for the use of the said Commonwealth of Virginia each waiving the benefit of the Homestead exemption as to this obligation Upon this Condition that they each do make their personal appearance before the Judge of this Court on the said 7th day of the December Term next being December 22d 1879. as witnesses as aforesaid. and not depart thence without leave of the Court.

John G. Cootes Registrar at Cootes Store in this County this day presented in Court an account against the County of Rockingham amounting to the Sum of $6.00 for copying Book of Registration at Cootes Store Precinct which being sworn to was examined and allowed by the Court and ordered to be certified to the Treasurer of this County for payment.

cap'd & d. to J. G. Cootes, Dec. 15/79.

Ordered. That this Court be adjourned until tomorrow morning at 10 Oclock

Chas. T. O'Ferrall.

At a County Court continued and held in and for the County of Rockingham at the Court House thereof on Saturday November 22nd 1879

Present Hon. Chas. T. O'Ferrall presiding

It appearing to the Court from a writing filed that Julia A Henkel Infant of Sirgus P. Henkel dec'd. over the age of 14 Years, has made choice of her brother Lewis P. Henkel as her guardian the Court doth appoint him as such guardian. And thereupon the said Lewis P. Henkel appeared in Court and together with J. C. Henkel & Martin M. Henkel his sureties (who justified as to their sufficiency) entered into and acknowledged a bond in the penalty of $3500.00 conditioned according to law. waiving the benefit of the Homestead exemption as to this obligation, and qualified as such guardian by taking the Oath prescribed by law.

The writing, purporting to be the last Will and Testament of Francis M. Ervine deceased. was this day presented in Court, and there being no subscribing witnesses thereto, Chas. E. Haas and Thomas A Jackson were sworn, and severally deposed, that they are well acquainted with the Testator's hand writing, and verily believe the said writing and the name thereto subscribed, to be wholly written by the Testator's own hand. whereupon the said writing was admitted to probate and ordered to be recorded as the true last Will and Testament of the said Francis M. Ervine dec'd. and George Schuisman the Executor and Hetty A. Ervine the Executrix named in the said will having by writing filed renounced & relinquished their right to qualify as Executor & Executrix aforesaid. thereupon on the motion of Hetty A. Ervine widow of F. M. Ervine deceased Jacob Funkhouser, who made oath thereto according to law. appeared in Court and together with Jacob Dingore and Michael Kline his sureties (who justified as to their sufficiency) entered into and acknowledged a bond in the penalty of $2400.00 conditioned according to law. waiving the benefit of the Homestead exemption as to this obligation. A certificate is granted him for obtaining letters of Administration with the will annexed upon the Estate of the said Francis M Ervine dec'd. in due form.
And the Court doth appoint T. A. Jackson. Peter Kline. Jacob Thomas Abraham Click & Abraham Andes to appraise the Estate of said F. M. Ervine deceased any three of whom may act after first being duly Sworn.

Commonwealth.

Joseph Santemyer alias Joseph Bamber. } Upon an Indictment

This day the Prisoner Joseph Santemyer alias Joseph Bamber late of the County of Rockingham who stands indicted for a Felony by him committed. was led to the bar of the Court in custody of the Jailor of this County, and being thereof arraigned pleaded "not guilty" to the said Indictment. whereupon for reasons appearing to the Court his trial is continued until the 2d day of the December Term 1879. being December 16. 1879.
And thereupon the Prisoner was remanded to Jail.

Ordered That this Court be adjourned until Monday morning next at 10 Oclock.

Chas. T. O'Ferrall.

Novbr 24. 1879. At a County Court continued and held in and for the County of Rockingham, at the Court-House thereof, on Monday November 24, 1879.

Present:- Hon. Chas. J. O'Ferrall, presiding.

On the motion of Anthony Funkhouser, Wm. P. Byrd and others, applicants for the establishment of a public road, beginning at the corner of B. H. Zirkle's & the widow Brenneman's lands on the road leading from Bowman's Mill to Harrisonburg, to the Brock's Gap Road, near the residence of John Beery, It is ordered that the order made at the July Term 1879, on this application, be modified so as to direct the Commissioners of Roads for Central District, and the Commissioners of Roads for Linville district, to proceed to examine said road and report to this Court whether or not the said road has been properly made.

Ordered, That Court be adjourned until to-morrow morning at 10 o'clock A.

Chas. J. O'Ferrall.

Novbr. 25, 1879. At a County Court continued and held in and for the County of Rockingham, at the Court-House thereof, on Tuesday, Nov. 25, 1879.

Present:- Hon. Chas. J. O'Ferrall, presiding.

The following Accounts for services of Viewers and Surveyors on the Dry River Road, was this day presented in Court, being sworn to, was examined and allowed by the Court, and ordered to be certified to the Treasurer of this County, for payment out of the Levies made for the construction of said road, viz:-

cert'd. ✓	To David A. Heatwole,	viewer,	$12.00
cert'd.	" Abraham Anders,	chain carrier, &c,	3.00
cert'd	" George Brineman,	viewer,	12.00
cert'd	" Jacob Funkhouser,	Surveyor, &c,	15.62

cert'd & d. to James L. Hutzel.

James L. Hutzel, Commissioner of Roads for Central District, having reported to the Court that there was due and payable to Samuel McDorman, the sum of $167.00 on his contract for building certain Sections of the road known as the "Dry River" Road, It is ordered that of this amount, the said Samuel McDorman be allowed the sum of One Hundred Dollars, and that the same be certified to the Treasurer of this County for payment out of the Special Levy of $1500 for the year 1879.

Ordered, That Court be adjourned until to-morrow morning at 10 o'clock.

Chas. J. O'Ferrall.

Nov. 27, 1879. At a County Court continued and held in and for the County of Rockingham, at the Court-House thereof, on Thursday November 27, 1879.

Present: Hon. Chas. T. O'Ferrall, presiding.

D. M. Rodeffer, Constable of Rockingham County, this day presented in Court an Account against the Commonwealth of Virginia, amounting to the sum of $4.50 for the following arrests, &c, For arresting John Bazzel & Albert Pittington for misdemeanor 50¢ in each case, To inflicting stripes in each case, by order of the Justice, (50¢ each,) For arresting John Bazzle & Peter Sites for felony ($1.00 each,) For inflicting stripes on Peter Sites, by order of Justice of Peace, (50¢) which having been sworn to before Joel Rinker, a Justice of the Peace, was examined and allowed by the Court, and ordered to be certified to the Auditor of Public Accounts for Payment.

Cert'd.

It appearing to the Court from the report of A. W. Newman, Commissioner of Accounts, bearing date October 14th 1879, & admitted to record at the November Term, 1879, that there is in the hands of Thomas M. Harnsberger, Admr. of Robert L. Yancey dec'd, the sum of ($299.82) two hundred and ninety-nine dollars & eighty-two cents, two-thirds of which said sum of $299.82 to-wit: the sum of $199.88 is the interest therein of the five infant children of the said Robert L. Yancey, dec'd, as named in said report of date October 14th 1879.

Cert'd. ✓

Therefore, the Court doth order that Thomas M. Harnsberger as Administrator of the Estate of Robert L. Yancey, dec'd, do pay over to George E. Sipe, General Receiver of this Court the said sum of $199.88 as aforesaid.

And the said Sipe as said General Receiver is ordered to loan the same out upon good & sufficient real estate security, compounding the interest thereon annually, & thus holding the said fund subject to the further order of this Court.

And said Sipe as said General Receiver is ordered to report to this Court what Real Estate security he has for the funds herein ordered to be loaned out of the Estate of said Robt. L. Yancey, dec'd, so soon as he shall invest the said funds.

Ordered. That Court be adjourned until to-morrow morning at 10 o'clock.

Chas. T. O'Ferrall.

At a County Court continued and held in and for the County of Rockingham at the Court House thereof, on Friday November 28th 1879.

Present: Hon. Chas. T. O'Ferrall presiding.

M. S. Braithwaite Chief of Police of Harrisonburg, this day presented in Court an account against the Commonwealth of Virginia, amounting to the sum of $8.80, for the following arrests &c. For arresting Ann Jackson for Misdemeanor 50¢ Summoning witnesses 40, Levi Crawford for same 50¢ Summ. witnesses 60¢ Henry Argabright for same 50¢ Summ. witnesses 20; John Conley for same 50¢ Summ. Witnesses 60¢ James L. Inman for same 50¢ Summ. Witnesses 60¢ Henry Heffer for same 50¢ Summ. Witnesses &c. To inflicting Stripes on

Cert'd

each case by order of Mayor of Harrisonburg @ 50¢ each $3.00 which being sworn to was examined and allowed by the Court and ordered to be certified to the Auditor of Public Accounts for payment.

Annie Cole &c. Plffs
John D. Wood Deft. } Unlawful Detainer

This day came the plaintiffs by their Attorney, and thereupon the Defendant John D. Wood being solemnly called came not, whereupon the Court entered the plea of not guilty and the decision of this cause having been submitted to the Court and having fully heard the evidence adduced is of opinion that the Defendant unlawfully withheld from the plaintiff at the date of the issuance of the writ in this cause and still unlawfully withholds from the plaintiff the possession of the premises in the said writ mentioned.
It is therefore considered by the Court that the plaintiffs recover of the Defendant John D. Wood possession of the premises in said writ mentioned to wit: A House and Lot situated in Rockingham County, Va., near Lacey Springs on the West side of The Valley Turnpike, adjoining the Lands of Preston Rhodes & Annie Cole now occupied by the Defendant and their costs by them in this behalf expended.
And the Clerk of this Court is directed to issue a writ of possession to the Sheriff of this County directed, commanding him to place the said plaintiffs in possession of the said premises as soon as may be after the adjournment of this Court.

On the Application of Samuel Long, John D. Showalter & Geo. Lehrman & others for the establishment of a Public Road 20 feet wide. Beginning at the North Mountain Road and running on a line between Samuel Long & John D. Showalter to Wm J. Lehrman's land thence on William J. Lehrman's to the Mill Lot and through the Mill Lot to the Hopkins Mill Road the distance supposed to be one mile.
1 & 3 copies iss'd.
The Court doth appoint Michael Whitmer, John Funk & John B. Garber viewers, to view the ground, and report to this Court at its next term the conveniences and inconveniences that will result, as well to individuals as to the public, if such road should be established as proposed, and especially whether any yard, garden, orchard, or any part thereof will have to be taken.
They shall further report the facts and circumstances in their opinion, useful in enabling the Court to determine the expediency of establishing the road. They shall report the names of the land-owners on such route, and state which of them require Compensation; the probable amount, in their opinion, to which such party may be entitled, and any other matter which they may deem pertinent. They shall not locate any route on which there may be a grade at any one point exceeding Six degrees, and shall endeavor to locate a route which shall not exceed five degrees at any one point. A Map or diagram of the route, with Courses and distances, shall be returned with their report. A Statement of the number of days each viewer and Surveyor was employed in executing this order, shall be appended to the report, and Sworn to before a Justice of the Peace, or other Officer, who shall append his certificate to the same. Any defect in the action or report of the viewers will debar them from receiving pay for their services.

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c/c

Geo. W. Willis Policeman of Harrisonburg, this day presented in Court an Account against The Commonwealth of Virginia, amounting to the sum of $3.40 For arresting Allen Fenny charged with Felony $1.00 Summoning 5 witnesses $1.00 & for arresting Joseph Santeingers alias Bamber charged with Felony $1.00 Summoning witnesses 40¢, which being Sworn to, was examined and allowed by the Court and ordered to be certified to the

Auditor of Public Accounts for payment.

The following order which ought to have been entered at the September (15) Term of this Court, is now entered nunc pro tunc to wit:
Geo. E. Sipe General Receiver of this Court this day made his report to the Court for the quarter ending September 15. 1879. as required by S 19 Ch. 175. Code of Virginia of 1873. which is ordered to be filed.

Ordered, That Court be adjourned until to-morrow morning at 10 o'clock.

Chas. T. O'Ferrall.

At a County Court continued and held in and for the County of Rockingham, at the Court House thereof, on Monday, December 1. 1879.

Present:- Hon. Chas. T. O'Ferrall, presiding.

L. H. Ott, this day presented in Court an Account against the Commonwealth of Virginia, amounting to the sum of $19.00 for medicines furnished to prisoners confined in the Jail of this County, under various charges, covering a period from June 17, 1878 to June 2, 1879, which being sworn to, was examined and allowed by the Court, and ordered to be certified to the Auditor of Public Accounts for payment.

c. upd. ord.

Ordered That this Court be adjourned until to-morrow morning at 10 Oclock

Chas. T. O'Ferrall.

At a County Court continued and held in and for the County of Rockingham, at the Court House thereof, on Wednesday December 3d. 1879.

Present:- Hon. Chas. T. O'Ferrall, presiding.

Daniel Byerly, Pltff.
vs
George W. Hollar, Deft. } Unlawful Detainer.

The Jury sworn and impannelled on the 2d. day of this Term of the Court having rendered the following verdict, viz:- "We, the Jury find that the defendant unlawfully withheld from the plaintiff at the date of the writ issued in this cause, and still unlawfully withholds from him the possession of a field forming a part of the Home farm of the plaintiff, which field lies immediately west of the Valley turnpike and adjoins the barn, and in which the defendant had done some plowing at the date of this writ. Geo. P. Bunting, Foreman." It is therefore considered by the Court that the plaintiff recover of the said Defendant, possession of the premises in said writ mentioned, to-wit:- A field forming a part of the Home farm of the plaintiff, which field lies immediately west of the Valley Turnpike, and adjoins the barn

and in which the defendant has recently done some plowing," and his costs by him in this behalf expended.

And the Clerk of this Court is directed to issue a Writ of Possession to the Sheriff of this County directed, commanding him to place the said Plaintiff in possession of the said Premises, as soon as may be after the adjournment of this Court.

Memo:- Be it remembered that upon the trial of this cause, the Defendant, by counsel, excepted to the opinions of the Court, and filed his bills of Exceptions thereto, which he prays may be signed, sealed and enrolled, which is accordingly done, and are in words & figures following, to-wit:- "Daniel Byerly & Geo. W. Kollar, &c." &c.

C. L. Kemper this day presented in Court an Account against the Commonwealth of Virginia, amounting to $2.46 for services rendered as guard to W. H. Lamb, Constable of this County, in conveying Robert White, Allen & Mary C. Green, charged with a misdemeanor, to the Jail of said County, mileage & House fine; which being sworn to by said Kemper and certified to, as necessary by Allen D. Maiden Justice of the Peace, was examined and allowed by the Court, and ordered to be certified to the Auditor of Public Accounts for payment.

C. L. Kemper's a/c. d. d. to W. H. Lamb

Ordered, That this Court be adjourned until to-morrow morning at 10 o'clock A.

Chas. J. O'Ferrall.

At a County Court continued and held in and for the County of Rockingham, at the Court-House thereof, on Saturday, Dec. 6, 1879.

Present:- Hon. Chas. J. O'Ferrall, presiding.

Ordered, That Court be adjourned until Monday morning next at 10 o'clock

Chas. J. O'Ferrall.

At a County Court continued and held in and for the County of Rockingham, at the Court-House thereof, on Monday, Dec. 8, 1879.

Present:- Hon. Chas. J. O'Ferrall, presiding.

Ordered, That an Alias Attachment be awarded against Thomas G. Logan for failing to appear at the present term as a witness before the Grand Jury, when duly recognized, returnable to the first day of the next Term of this Court.

The Court doth appoint David G. Whitmore, a Justice of the Peace for Ashby District, in this County, to fill the vacancy occasioned by the failure of G. P. Barlee to qualify, to serve as such until his successor is elected, and qualified to enter upon the discharge of the duties of his office.

The Court doth appoint Alfred C. Rohr as Overseer of the Poor for Central District in this County, to fill the vacancy occasioned by the failure of W. G. Partlow to qualify, to serve as such until his successor is elected and qualified to enter upon the discharge of the duties of his Office.

Ordered, That this Court be adjourned until the first day of the next term.

Chas. T. O'Ferrall.

At a County Court held in and for the County of Rockingham, at the Court House, thereof, on Monday December 15th 1879.

Present:- Wm. Chas. P. O'Ferrall presiding.

The Clerk of this Court this day presented in Court a list of Deeds &c., received and admitted to record in the Clerk's Office of this Court, at and since the last November Term thereof, which list being seen and inspected by the Court, is ordered to be spread upon the minutes, and is as follows, Viz:-

Bargain & Sale	Noah Martz, Exor of Daniel Bazzel	to Wm. H. Barley.
" "	Adam Thomas & wife.	" Silas Sandy
" "	G. W. Berlin Commissioner.	" John Manning.
" "	Peter Shaver Trustee for John E. Shaver &c.	" Henry J. Showalter.
" "	John Adam Armentrout & wife.	" William Armentrout.
" "	John E. Roller Commissioner.	" Joel B. Miller.
" "	Henry Phillips	" Solomon N. Patterson & Bennie L. Patterson.
Trust Deed.	Daniel Rogers	" James N. Sheets Trustee.
" "	William H. Marshall	" Wm. E. Kite, Trustee.
Power of Attorney	Melvina Baker.	" Robinson Showalter.
Trust Deed.	Henry Crist.	" Oliver B. Roller. Trustee.
" "	Allen Sellers & wife.	" Cyrus S. Hyde. Trustee.
" "	Daniel M. Bleeker.	" George S. Grattan Trustee.
" "	G. F. Compton Commissioner.	" Jacob H. Cowan.
" "	B. G. Patterson, Commissioner.	" D. M. McCommon.
" "	Erasmus F. Rinker.	" James Layman.
" "	Cyrus Spitzer & wife.	" Cyrus N. Spitzer.
" "	Hannah M Donaldson.	" James Layman.
Art. of Agreement	Jacob H. Cowan	" Michael Whitmer & William C Whitmer
Mechanics Lien	Alexander Logan & Son.	" John Hedrick & Eliza Ann Hedrick.
	Peter Geiger.	" Thomas Hughes & others Trustees of Bethel Church (Colored)
Bargain & Sale	Adam Long Jr.	to Henry E Cramer. (Old Deed)
" "	B. G. Patterson, Commissioner.	" D. M. Layton & S. L. Layton.
" "	Israel P. Dellinger & wife.	" John Headrick.
" "	Robert L. Thurmond & wife.	" A. M. Seale.
" "	Frederick Myers & wife.	" Wm. P. Booker. Trustee for M. J. Booker
" "	Wm. P. Booker & wife & her Trustee.	" Wm P. Carpenter.
" "	Harvey Kyle & wife.	" J. W. F. Allemong.
" "	Catharine Gibert.	" Same.
" "	Isaac P. Kibler & wife.	" Lemuel Stern.
" "	Same.	" Joseph High.
" "	B. G. Patterson Commissioner.	" Abraham D. Heatwole.
Deed of Homestead	Daniel M Travel	" Claim of Homestead.
Marriage Contract &c	Erasmus F. Rinker.	to Josephine Nicholas.
Bargain & Sale	James C. Seltzer & wife.	" John D. Sites.
" "	B. G. Patterson & wife.	" Martha P. Cramer.
Lis Pendens.	Joseph W. Orebaugh.	" William Orebaugh.
Bargain & Sale	William B. Compton Commissioner.	" Erasmus F. Neff.
" "	Same.	" Mrs Elizabeth E Brown.
" "	J. S. Harnsberger Comm'r.	" Harrison Bateman.
" "	Oliver P. Roller, Comm'r.	" Thomas C Conrey
Trust Deed.	Thomas C. Conrey	" Oliver B. Roller Trustee.
Bargain & Sale.	George W. Headrick & wife.	" Wm Life Trustee for Margaret A Life
" "	Mansfield Leggett Special Comm'r.	" Henry W. Strayer.

Trust Deed.	William Life	to Oliver B. Keller Trustee.
" "	William Copeland.	" Ernest S. Strayer Trustee
Bargain Sale.	Naasm M. Turner. ux.	" Daniel Turner.
" "	Harvey Kyle ux.	" Jos S. Loose,
" "	Algernon R. Rhinehart & Susan Rhinehart	" Henry N. Beery Trustee for Rebecca Fletcher
" "	Isaac N. Miller ux.	" Henry N. Beery
Power of Attorney	Mary C. Conrad widow of Stephen Conrad	" R. F. Kingree
" " "	M. M. Hamsberger	" Sayde.
" " "	Robert Hamsberger	" Same.
Lien Note or Contract.	Israel Rohrer	" A. H. Long.
Bargain Sale.	G. W. Berlin Commissioner.	" Robert Manning
" "	Joseph D. Logan Clerk of the Co Ct of Co.	" Thomas D. Hamsberger.
" "	John B. Funk ux.	" C. A. Long.
" "	J. M. Zuckle. ux.	" Same
" "	John G. Moore ux.	" Lydia Moore

It appearing to the Court from a writing filed that Mary A. Lohr Infant of John Lohr over the age of 14 years has made choice of E. P. Huff as her guardian, the Court doth appoint him as such guardian. And thereupon the said E. P. Huff appeared in Court and together with A. S. Rozenberger as his Surety (who justified as to his Sufficiency) entered into and acknowledged a bond in the penalty of $400.00 Conditioned according to law, waiving the benefit of the Homestead Exemption as to this obligation, and qualified as such guardian by taking the oaths prescribed by law.

On the motion of Julia A. Gutshall the Court doth appoint John A. Switzer as Committee for Susan Funkhouser a person of unsound mind. And thereupon the said John A. Switzer appeared in Court and together with D. M. Switzer, S. L. Switzer & P. M. Switzer his Sureties (who justified as to their Sufficiency) entered into and acknowledged a bond in the penalty of $1000.00 Conditioned according to law, waiving the benefit of the Homestead Exemption as to this obligation, and accordingly qualified as such Committee by taking the oath prescribed by law.

It appearing to the Court from evidence that the Rev. Daniel S. Deaner is a regularly ordained Minister of the Gospel in the Christian Church and Authorized to Celebrate the Rites of Matrimony. On his motion he appeared in Court and together with David H. Lineweaver his Surety (who justified as to his Sufficiency) entered into and acknowledged a bond in the penalty of $500.00 Conditioned according to law, waiving the benefit of the Homestead Exemption as to this obligation, and thereupon he accordingly qualified by taking the oaths prescribed by law.

On the motion of Andrew C. Long (the Executor named in the will of John Long dec'd admitted to probate in this Court at the October Term 1879) who made oath thereto according to law, appeared in Court and together with Michael Whitmer as his Surety (who justified as to his Sufficiency) entered into and acknowledged a bond in the penalty of $2000.00 Conditioned according to law, waiving the benefit of the Homestead Exemption as to this obligation. A certificate is granted him to obtain a probate of the will of said John Long dec'd in due form.

It appearing to the Court from a writing filed, that Mrs Susan Whistler widow of Henry Whistler dec'd. relinquishes her right to qualify as the Administratrix of the Estate of her deceased husband, And thereupon on her motion Peter R. Shoemaker who made oath thereto according to law appeared in Court and together with Daniel J. Wright and J. G. Landes his Sureties (who justified as to their Sufficiency) entered into and acknowledged a bond in the penalty of $2000.00 conditioned according to law, waiving the benefit of the Homestead Exemptions as to this obligation, A certificate is granted him for obtaining letters of Administration in due form upon the Estate of said Henry Whistler, dec'd.

And the Court doth appoint J. D. Brunk, Abram Early, Abram Miller & W. P. Carpenter to appraise the estate of said Henry Whistler dec'd any three of whom may act after first being duly sworn.

On the Motion of Abraham D. Brunk who made oath thereto according to law, he appeared in Court and together with Hugh D. Brunk his Surety. (who justified as to his Sufficiency) entered into and acknowledged a bond in the penalty of $800.00 conditioned according to law, waiving the benefit of the Homestead Exemptions as to this obligation, A certificate is granted him for obtaining letters of Administration in due form upon the Estate of Thomas Cooper dec'd.

Cop'd

And the Court doth appoint Daniel Bowman, Jos. Heatwole, Solomon Heatwole John Miller and Benj. Miller to appraise the Estate of said Thomas Cooper, dec'd. any three of whom may act after first being duly sworn.

C. W. Harnsberger, Foreman, Henry Nickel, J. H. Wilson, E. L. Switzer, Solomon Burtner, Wm. H. Carpenter, Marion Long, A. L. Lindsay, & Thos. H. Willis were impannelled and sworn a Special Grand Jury for and for the body of the County of Rockingham, and having received their charge from the Court, retired to their room to consider their presentments, and after sometime returned into Court, and not having completed the business before them were adjourned until to-morrow morning at 10 Oclock.

David G. Whitmore who was appointed at the last term of this Court a Justice of the Peace for Ashby District in this County, to fill the vacancy occasioned by the failure of G. D. Barbee to qualify, this day appeared in Court and qualified as said Justice of the Peace by taking the Oaths prescribed by law.

Levi S. Byrd, Comm'r. of the Revenue for Central District, Jos. M. Rhodes Comm'r. of the Revenue for Ashby District and Thomas L. Williamson Comm'r. of the Revenue for Plains District in this County, this day returned to Court a copy of their report as to the sales of Wine, alcoholic and Malt Liquors by all licensed retail and Barroom liquor dealers and wholesale liquor dealers within their respective Districts for the month of November 1879. the 1st amounting to $105.72 the 2nd to $1.64 and the 3rd to $6.57 as required by an act entitled, An Act imposing a tax and prescribing the mode of Collecting the same on the privilege of selling Wine Ardent Spirits, Malt Liquors &c. approved March 30th 1877. which are ordered to be filed.

Upon the motion of Reuben Huffman, the Estate of S. M. Hunter is committed to David S. Rolston Sheriff of Rockingham County, for administration, the said S. M. Hunter having departed this life, and his estate having been without a personal representative for more than three months.

On the motion of Benj Long a creditor the Estate of Jacob M. Fisher dec'd, is committed to D. H. Rolston Sheriff of Rockingham County for Administration with the will annexed. It appearing to the Court that Mrs M. J. Fisher the Executrix has been dead more than three months before the making of this motion.

And the Court doth appoint James F. Lowman, C. Irvine, Jacob Wynant Peter S. Miller & D. F. Sanger to appraise the Estate of the said Jacob M. Fisher, dec'd, any three of whom may act after first being duly Sworn.

B. M. Rice, J. of P. for Ashby District in this County, this day presented in Court an account against the Commonwealth of Virginia, amounting to the sum of $1.00 for issuing warrant for the arrest of, and the examination of Henry Jones, upon the charge of Felony, which being sworn to, was examined and allowed by the Court, and ordered to be certified to the Auditor of Public Accounts for payment.

Cap'd.

G. W. Skelton, a Special Constable, for Ashby District, in this County, this day presented in Court an Account against the Commonwealth of Virginia, amounting to the sum of $2.30 for the arrest of Henry Jones, charged with Felony, summoning 3 witnesses, conveying them to Jail & 16 miles & toll, which being sworn to, was examined and allowed by the Court, and ordered to be certified to the Auditor of Public Accounts for payment.

Cap'd.

Commonwealth.

William H. Dean

This day William H. Dean appeared in Court in discharge of his recognizance entered into before this Court on the 1st day of the last term of this Court and it appearing to the Court that Lucy E. May the principal prosecuting witness in this cause has failed to appear before the Grand Jury. Thereupon with the assent of the Commonwealths Attorney the defendant William H. Dean is discharged.

Ordered That this Court be adjourned until tomorrow morning at 10. Oclock

Chas. S. Arnold.

At a County Court Continued and held in and for the County of Rockingham at the Court House thereof. on Tuesday December 16th 1879.

Present: Hon. Chas. T. O'Ferrall. presiding.

Commonwealth.

} upon an Indictment for an Assault with

Joseph Sautenmyer alias Joseph Bamber. } intent to Maim disfigure disable or Kill.

This day the prisoner Joseph Sautenmyer alias Joseph Bamber late of the County of Rockingham who stands indicted for a Felony by him committed was led to the bar of the Court in Custody of the Jailor of this County. And thereupon from the Veniremen Summoned for his trial the following Eight persons appeared were examined by the Court on their Voir dire. found to be duly qualified and free from exceptions Viz:- Fred. K. Speck. Timothy Quinlan. David B. Sites. W. R. Bowman. Jacob S. Sellers. Samuel Leap. John W. Strickler & Jos. A. Hammen. Whereupon the Sheriff Summoned the following Eight additional Veniremen from a list furnished by the Court sitting Viz:- Jacob B. Myers. J. R. Price Samuel Showalter. Jas. T. Kenton. Asher Mefferd. Levi King. Thomas S. Shifflett & John Lineweaver who appeared were examined by the Court on their voir dire and found to be duly qualified and free from exceptions. the panel of Sixteen being thus completed the prisoner was furnished a copy thereof and having Stricken therefrom the names of four of the persons of said panel Viz- Fred. K. Speck. Jacob B. Myers Jas. T. Kenton. & Asher Mefferd the remaining twelve of said panel Viz- Timothy Quinlan. David B. Sites W. R. Bowman Jacob S. Sellers. Samuel Leap. John W. Strickler Jos. A. Hammen. J. R. Price. Samuel Showalter. Levi King Thomas S. Shifflett & John Lineweaver thereby constituting the Jury. who being thus elected tried and sworn well and truly to try and true deliverance make between the Commonwealth and the prisoner at the bar and a true verdict render according to the evidence. and having fully heard the evidence and argument of Counsel retired to their room to consider their verdict and after sometime returned into Court. and upon their oaths do say. "We the jury find the prisoner not guilty of Maliciously shooting. Cutting. Stabbing and wounding Price Pence. but guilty of unlawfully Cutting & wounding the said Price Pence in manner and form as charged in the within indictment. and ascertain the term of his confinement in the County Jail at four months & affix his fine at thirty five dollars John Lineweaver Foreman. whereupon the Jury was discharged.

And it being enquired of him if anything he had or Knew to say why the Court should not now proceed to pronounce judgment against him according to law. and nothing being offered or alleged in delay of judgment.

It is therefore Considered by the Court that the Commonwealth of Virginia recover of the defendant Joseph Sautenmyer alias Joseph Bamber the Sum of $35.00 the Amount of the Fine by the jurors in their verdict ascertained and her Costs by her in this behalf expended. and that he be imprisoned in the Jail of this County for the period of four months the period by the jurors in their verdict also ascertained. and thereafter until the said fine and Costs are paid or he be otherwise discharged therefrom according to law.

And thereupon the prisoner was remanded to Jail.

On the motion of Thomas K. Kountz. the Estate of Elizabeth A. Kountz dec'd is committed to David H. Rolston Sheriff of Rockingham County for Administration. It appearing to the Court that the said decedent has been dead for more than three months without administration upon her estate.

The Grand Jury, impannelled and Sworn on yesterday the first day of this term of the Court, in and for the body of the County of Rockingham, this day appeared in Court, pursuant to their adjournment and again retired to their room to Consider further of their presentments and after Sometime again returned into Court and made the following presentments. Viz:

An Indictment against George W. Davis for assault with intent to maim disfigure disable & Kill a True bill C. W. Harnsberger, foreman,

An Indictment against Peter Sites for breaking & entering a Spring house with intent to Commit Larceny, a true bill, C. W. Harnsberger Foreman,

An Indictment against Wm. Minnick for Malicious Mischief, a true bill C. W. Harnsberger, foreman,

An Indictment against Henry Jones For breaking & Entering a Spring house with intent to Commit Larceny, A true bill C. W. Harnsberger, foreman,

An Indictment against John Bazzle For breaking & Entering a Spring house with intent to Commit Larceny Not a true bill C. W. Harnsberger, Foreman,

and having Completed the business before them were discharged from further attendance upon this term of the Court.

It is ordered that C. W. Harnsberger, Henry Hickel, A. N. Wilson, E. C. Switzer, Solomon Buttner, Wm N. Carpenter, Marion Long, A. L. Lindsay & Thomas M. Willis be each allowed the sum of Two Dollars for their services at this term of the Court as Grand Jurors, and that the same be certified to the Treasurer of this County for payment.

Upon the motion of Barbara A. Kyle the Estate of St. C. Kyle dec'd is committed to David N. Roller Sheriff of Rockingham County for administration It appearing to the Court that said decedent has been dead for more than three months without administration upon his Estate.

Commonwealth.

George W. Davis } Upon an Indictment For assault with intent to maim disfigure disable & Kill.

This day the Defendant Geo. W. Davis who stands indicted for a Felony by him Committed appeared in Court in discharge of his recognizance entered into on the 14th day of November 1879. before J. H. Shipp, Justice of the Peace, and being thereof arraigned pleaded not guilty to the said Indictment, whereupon the Court fixed the 4th day of the January Term 1880 being January 22nd 1880 for his trial. And thereupon the Defendant George W. Davis moved the Court to permit him to renew his bail which motion on Consideration the Court doth sustain and doth fix the amount of bail at $200.00 for himself and the same amount for his surety, whereupon the said George W. Davis together with John E. Roller his surety (who justified as to his Sufficiency) acknowledged themselves to be indebted to the Commonwealth of Virginia in the sum of $200.00 each to be levied of their respective goods & chattels lands & tenements for the use of the Commonwealth, each waiving the benefit of the Homestead Exemption as to this obligation. Yet upon this Condition that the said George W. Davis does make his personal appearance before the Judge of this Court on the said 4th day of the January Term 1880 to answer the said Indictment and not depart thence without leave of the Court.

And thereupon D. N. Lam, J. M. Lam & Thomas S. Shiflett witnesses in behalf of the Commonwealth appeared in Court and acknowledged themselves to be indebted to the Commonwealth of Virginia in the sum of $100.00 each to be levied of their respective goods & chattels lands & tenements for the use of the said Commonwealth of Virginia each waiving the benefit of the Homestead Exemption as to this obligation. Yet upon

this Condition that they each do make their personal appearance before the Judge of this Court on the said 1st day of the January Term 1880. as witnesses as aforesaid and not depart thence with leave of the Court.

Commonwealth. }
vs. } Upon an Indictment for Breaking & entering a Spring-house with
Henry Jones. } intent to Commit Larceny.

This day the prisoner Henry Jones late of the County of Rockingham who stands indicted for a felony by him Committed was led to the bar of the Court in custody of the Jailor of this County. and being thereof arraigned pleaded not guilty to the said indictment. and thereupon the Court fixed the 2d day of January Term 1880 for his trial.

And thereupon the prisoner was remanded to Jail.

Commonwealth. }
vs. } Upon an Indictment for breaking & entering a Spring-house with
Peter Sites. } intent to commit Larceny.

This day the prisoner Peter Sites. late of the County of Rockingham who stands indicted for a felony by him committed was led to the bar of the Court. in Custody of the Jailor of this County. and being thereof arraigned pleaded not guilty to the said Indictment. whereupon the Court fixed the 3d day of the January Term 1880 for his trial.

And thereupon the prisoner was remanded to Jail.

John Baggle who has been confined in the Jail of this County to await the action of the Grand Jury was this day led to the bar of the Court in custody of the Jailor of this County. and the Grand Jury having found the Indictment against him not a true bill. and the Attorney for the Commonwealth having nothing further to allege against him. It is therefore Considered by the Court that he be discharged and go hence without day &c.

Rosanna Bligh Committee for Susannah le Evy a female Lunatic. this day presented in Court an account against the Commonwealth of Virginia amounting to the sum of $41.78 for Keeping and Supporting the said Susannah le Evy a Lunatic from Sept 16. 1879 to December 5th 1879 81 days @ 45¢ per day $36.45 and 2 2/3 months Clothing for Same @ $24.00 per year $5.33 which being sworn to was examined and allowed by the Court and ordered to be certified to the Auditor of Public Accounts for payment.

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The Court doth order that the following named persons be each allowed the sum of $1.00 for their attendance and Services at this term of the Court as Veniremen Summoned for the trial of a Felony case at $1.00 per day. and that the same be paid by the Treasurer of this County & certified to the Auditor of Public Accounts. Viz. Fred. K Speck. Timothy Quinlan. David B. Sites. W. R. Bowman. Jacob S. Sellers. Samuel Leap. John W. Strickler Jr. A. Hammen. Jacob B. Myers J. R. Price. Samuel Showalter Jas. S. Newton. Asher Messick Levi King Thomas S. Shifflett. John Swineaver & J. R. Bowman.

Cop.d

On the motion of J. N. Roop and from evidence introduced the Court being Satisfied that he is a person of good character and a proper person in whom to confide the trust of selling and distributing religious books pamphlets &c doth direct any one of the Commrs. of the Revenue for this County to grant him such license with a nominal tax only

Ordered. That this Court be adjourned until tomorrow morning at 10 o'clock.

Chas. T. O'Ferrall.

December 17, 1879. At a County Court continued and held in and for the County of Rockingham, at the Court House thereof, on Wednesday, December 17, 1879.

Present:- Hon. Chas. J. O'Ferrall, presiding.

It appearing to the Court that there is yet due to Henry Dovel, contractor, the sum of Three Hundred Dollars, upon the construction of Sections three and four, of the Public Road, known as the "Dry River Road, in this County, It is ordered that he be allowed the said sum of $300.00 as appearing to the Court due on his said contract, and that the same be certified to the Treasurer of this County, out of any surplus that may remain in his hands from the levy of the year 1878, and if none out of the levy for the year 1879, made for the purpose of said road. construction of

cp'd & delivered to George L. Counselman, Dec. 17/79. L.L.C.C.

It is ordered that J. D. Bucher be allowed the sum of $2.50 for one days services as Surveyor on the Road Petition of Daniel Kiser & others. & that Charlie O'Ferrall & Hubert Wise be each allowed the sum of 50¢ for ½ days services as Chain Carrier on Same road, and that the same be certified to the Treasurer of this County for payment out of the levy for the year 1879.

Cp'd.

D. H. Rolston Sheriff & Jailor of this County this day presented in Court an account against The Commonwealth of Virginia amounting to the sum of $93.43 for Keeping & Supporting Wm Spitzer a Lunatic Confined in Jail 70 days from Sept 16th to Nov. 24. 1879. @ 40¢ per day ($28.00) and Clothing for Same 2⅓ Mos. @ $30.00 Year ($5.83) for Keeping & Supporting Jacob H. Lewis a Lunatic Confined in Jail 7½ days from October 5th to Dec. 15. 1879. @ 40¢ per day $28.20 for Keeping & Supporting Samuel Swartz a Lunatic Confined in Jail 71 days from October 6. to Dec. 15. 1879 @ 40¢ per day $28.40 and for Keeping & Supporting Henry Swartz a Lunatic Confined in Jail 6 days from Dec. 1. to Dec. 6th 1879 @ 40¢ per day $2.40 which being Sworn to was examined and allowed by the Court and ordered to be certified to the Auditor of Public Account for payment.

Cp'd.

D. H. Rolston, Sheriff & Jailor of this County this day presented in Court an account against The Commonwealth of Virginia, amounting to the Sum of $123.10 for Keeping and Supporting various prisoners during a period from September 16th to Dec 15th 1879. which being Sworn to, was examined and allowed by the Court and ordered to be certified to the Auditor of Public Accounts for payment.

Cp'd.

Jacob Spitzer for the use of J. S. Miller. }
vs } upon a Warrant removed from before a Justice
Henry Emswiller. }

This day came the plaintiff by his attorney and the Defendant not appearing either in person or by Counsel. and thereupon the decision of this Cause was submitted to the Court and having fully heard the evidence adduced & argument of Counsel The Court doth consider that the Plaintiff recover of the Defendant Henry Emswiller the Sum of $33.33 with legal interest thereon from the 24th day of February 1869 till paid Subject to a credit of $10.00 as of date Feby. 24th 1869 and his costs by him in this behalf expended.

Ordered. That this Court be adjourned until tomorrow morning at 10 oclock.

Chas. T. O'Ferrall.

At a County Court continued and held in and for the County of Rockingham at the Court House thereof on Thursday December 18th 1879.

Present. Hon Chas T. O'Ferrall presiding.

It appearing to the Court that the order heretofore made committing to D. H. Roleton Sheriff of Rockingham County the Estate of Reuben Moore. dec'd. was informal & erroneous — On motion of Wm F. Gaines the said order is set aside & the estate of said Reuben Moore with the will annexed is committed to D. H. Roleton S. R. C. for Administration de bonis non — C. T. A. the Executors John Moore & Thomas Moore being dead. It appearing to the Court that said decedent has been dead for more than three months without administration upon his estate.

Ordered, That this Court be adjourned until to-morrow morning at 10 oclock.

Chas. T. O'Ferrall.

At a County Court continued and held in and for the County of Rockingham at the Court House thereof on Monday December 22nd 1879.

Present. Hon. Chas T. O'Ferrall, presiding.

Commonwealth.

vs.

George M. Davis. Upon an Indictment for assault with intent to maim disfigure disable and Kill

This day Geo. M. Davis, who stands indicted for a Felony by him committed was delivered into Court by John E Roller his surety under a recognizance entered into on the 2nd day of this term of the Court. and thereupon the said defendant Geo. M. Davis moved the Court to permit him to renew his bail, which motion upon consideration the Court doth sustain. and fixes the amount of bail at $200.00 for himself and the same amount for each of his sureties whereupon the said Defendant Geo. M. Davis together with Richard M. Bear and J. Thomas Bumer his sureties (who justified as to their sufficiency) acknowledged themselves to be indebted to the Commonwealth of Virginia in the sum of $200.00 Each to be levied of their respective goods Chattels lands & tenements for the use of the said Commonwealth of Virginia each waiving the benefit of the Homestead Exemption as to this obligation.

Yet upon this condition that the said Geo. M. Davis does make his personal appearance before the Judge of this Court on the 4th day of the January Term next being January 22. 1880. to answer the said Indictment against him and not depart thence without leave of the Court.

Commonwealth.

James M. Rhodes. } Upon an Indictment for Perjury.

This day the Defendant James M. Rhodes, who stands indicted for a Misdemeanor, appeared in Court in discharge of his recognizance entered into on the 3d day of the November Term last (November 19 1879) whereupon for reasons appearing the trial of this Cause is continued until the 5th day of the January Term 1880 being January 23d 1880. And on the motion of the said Defendant James M. Rhodes the Court doth permit him to renew his bail in the sum of $500.00 for himself and the same amount for his surety. Thereupon James M. Rhodes together with Byrus Rhodes his Surety (who justified as to his sufficiency) acknowledged themselves to be indebted to the Commonwealth of Virginia in the sum of $500.00 each to be levied of their respective goods & chattels lands & tenements for the use of the said Commonwealth of Virginia waiving the benefit of the Homestead Exemptions as to this obligation. Yet upon this Condition that the said James M. Rhodes does make his personal appearance before the Judge of this Court on the said 5th day of the January Term 1880 being January 23 1880, to answer the said Indictment, and not depart thence without leave of the Court.

And thereupon John R. Miller, Madison Wise and John W. Grey witnesses in behalf of the Commonwealth appeared in Court and acknowledged themselves to be indebted to the Commonwealth of Virginia in the sum of $100.00 each to be levied of their respective goods & chattels lands & tenements for the use of the said Commonwealth of Virginia each waiving the benefit of the Homestead Exemptions as to this obligation. Yet upon this Condition that they each do make their personal appearance before the Judge of this Court on the said 5th day of the January Term 1880 being January 23d 1880 as witnesses as aforesaid, and not depart thence without leave of the Court.

This day Samuel Swartz, who has been heretofore adjudged a lunatic and is now confined in the jail of this County as such was brought into Court, and after hearing the testimony of Dr. W. O. Hill his attending Physician and of the witnesses in regard to the Condition of the mind of said Samuel Swartz, the Court being satisfied that said Swartz ought not to be longer detained in Custody as a lunatic. It is therefore ordered that he be discharged by the Jailor from Confinement in said Jail.

Alfred L. Rohr, who was at the November Term last appointed by the Judge of this Court as overseer of the Poor for Central District in this County, to fill the vacancy occasioned by the failure of M. H. Partlow to qualify, to serve as such until his successor is qualified to enter upon the discharge of the duties of said office, this day appeared in Court and together with G. F. Logan his surety (who justified as to his sufficiency) entered into and acknowledged a bond in the penalty of $500.00 conditioned for the faithful execution of the duties of his said office, and each of said obligors waiving the benefit of the Homestead Exemption as to this obligation. And thereupon the said Alfred L. Rohr qualified by taking the several Oaths required by Law.

D. M. Reain Justice of the Peace for Plains District in this County, this day paid into Court the sum of $20.00 it being the amount of a Judgment for fine

rendered by him on the 22nd day of December 1879. in the case of the Commonwealth & John N. Thomas for a visitation of the Fish Laws.

The following Order which ought to have been entered on the first day of this term of the Court is now entered nunc pro tunc
Geo. E. Sipe General Receiver of this Court this day made his report to the Court for the quarter ending December 15. 1879 as required by 19 Ch. 175. Code of Virginia of 1873 which is ordered to be filed.

Appraisement & Sale of the Personal Property of George Huff. dec'd
Inventory of the Estate of John R Trumbo. dec'd
Appraisement & Inventory of the personal property of Elizabeth Coles Estate
Appraisement of the Personal Property of John Wine. dec'd
The foregoing Appraisement & Sale Bill &c were this day presented in Court & no exceptions being taken thereto. the same are ordered to be recorded.

The settlement of the Account of R M. Newman Substituted Trustee for Addison Harper was this day presented in Court. and having been filed in the Clerk's Office of this Court the time prescribed by law. and there being no exceptions taken thereto. the same is confirmed. and ordered to be recorded.

Ordered That this Court be adjourned until tomorrow morning at 10 oclock

Chas. T. O'Ferrall.

At a County Court continued and held in and for the County of Rockingham at the Court House thereof. on Tuesday December 23. 1879

Present Hon. Chas. T. O'Ferrall, presiding.

Carpenter & Kerlin. Appellants.
The Road Board of Ashby District Appellees } upon an Appeal from the Judgment of the Justice.

This day came the parties by their Attorneys and the testimony and argument of Counsel being heard. upon Consideration the Court is of Opinion that the judgment of the justice be reversed and that the appellants recover of the appellee the sum of $17 11/100 the amount of the account without interest. and without costs against the Appellee. It being the opinion of the Court that the appellants are not required by Law. to keep up the bridge over their Mill race on the public road passing their Mill referred to in the proceedings in this Cause.

Edgar L Lambert. Pltff.
W. L & Thompson Deft. } upon an Attachment

Edgar L. Lambert having obtained an attachment from W. D. Maiden a Justice of the Peace for the County of Rockingham against the Estate of W L & Thompson. upon affidavit that the said Defendant intended to remove his effects out of this State so that there would probably not be therein sufficient effects of the said Defendant W. L & Thompson to satisfy the claim of the said plaintiff. when judgment was obtained therefor should only the ordinary process of the law be used to obtain such judgment.

This day came the said Plaintiff and his Attorney and it appearing to the Court upon the evidence adduced and argument of Counsel that the

allegations of the said Plaintiff in his affidavit aforesaid are true and that the said defendant is indebted to the said Plaintiff in the sum of One hundred dollars with interest thereon from the 15th day of June 1879 And the Defendant not having discharged or replevied the attached effects. It is Considered by the Court that the Plaintiff recover against the said Defendant the said Sum of One hundred dollars with interest as aforesaid together with his Costs. And it is further ordered that the Sheriff of this said County make sale of the property attached in the hands of E L Lambert for Cash in due form of law. And G E Sipe Assignee of E L Lambert & Co A garnishee having appeared in Court and acknowledged that there is in his hands as assignee aforesaid the sum of twenty nine 1/100 Dollars with interest from the 30th day of August 1878. to which the said Thompson was entitled at the time of serving the said attachment It is further Considered that the said Plaintiff recover of said G E Sipe Assignee as aforesaid the said Sum of twenty Nine 1/100 Dollars with interest as aforesaid towards Satisfying this judgment. And S H Kaun having also appeared in Court and acknowledged that at the time of the serving of the said Attachment he was indebted to the said Defendant Thompson in the sum of ten dollars. It is further Considered that the said Plaintiff recover of the said S H Kaun the said Sum of ten Dollars. And it is further ordered that said Sheriff before making sale of the said property and before paying over the said Sums of money to said Plaintiff take the bond of the said Plaintiff with approved Security in the penalty of $100.00 with Condition to perform the future order of the Court in this behalf.

Eshman & Oestricher Pltffs
Albert E Wallis Gar of A Lewis Defendt } Upon a Suggestion
And Wm A Hill Pltff.
Same Gar of A Lewis Deft } Upon a Suggestion

These two causes Came on to be heard together this day of December 1879 and were argued by Counsel And it being Shewn to the Court that the said defendant Albert E Wallis as a partner of the late firm of Wallis & Baker is indebted to the said A Lewis in the sum of $52.40 with interest from April 3d 1879 till paid. It is accordingly adjudged ordered and decreed that the said plaintiffs Eshman & Oestricher recover of the said Albert E Wallis the sum of $28.43/100 with interest on $26.00 part thereof from January 1st 1877 till paid and also the Costs of this Suggestion and that Wm A Hill recover of the said Albert E Wallis the sum of $15.94 with interest on $12.00 part thereof from Dec. 14. 1879. till paid and the costs of this Suggestion if the amount Shewn to be Still due from the said Albert E Wallis to the said A Lewis will pay the same.

Upon the application of E D Root & Co. to establish a Public Road Beginning at the Ford in the Shenandoah River at or near Saml Millers Residence in Brocks Gap and running up Marshall Run to E D Root & Co's Mill

This day Came again the petitioners by their Attorney and the report of J J Bowman M H Bowers and A A Fulk viewers appointed at the instance and upon the motion of the petitioners at the June term of the Court 1879 having been filed and the Land-Owners duly Summoned in accordance with Law and no exceptions taken to said report. Upon Consideration thereof after the

hearing of witnesses and argument of Counsel the Court is of Opinion that said road ought to be established as recommended and set forth in said report of said viewers. It is therefore Ordered that said road be established in accordance with the report of the Commissioners as follows. to-wit- Commencing at a point on what is known as the ford in the branch of the Shenandoah river in Brocks Gap at or near Saml. Millers Residence. and running thence over the Lands of said Saml. Miller a distance of about one and one fourth of a Mile to the lands of E. D. Root & les Known as the Brocks Gap Lumber Company to the Mill of said Company a distance of about one half mile making the entire distance of said road about 1 3/4 miles said road to be opened and Constructed according to the report and diagram of said viewers following the Courses and distances therein set forth. And it appearing to the Court that none of the land-owners along the line of said road have claimed any damages except Saml. Miller and for Land taken and removing fence the Commissioners have allowed said Saml. Miller thirty dollars damage for land taken and damage to the residue of the tract and removing fence. and that said road can be made a good Solid and substantial road with the expenditure of $50.00 and that E. D. Root agrees and promises to make said road for fifty dollars to be paid him by the County. upon the road being completed and turned over by the Road Com'r. of Plains District These facts are ordered to be certified by the Court to the Board of Supervisors as now required by Law.

Upon the Petition of Charles G. Kuhner and others for the establishment of a public road &c

This day came again the parties by the Attorneys and the report of Edward S. Kemper. Charles A. VanLear and Henry M. Keller viewers appointed at the instance and upon the motion of the petitioners at the May term 1879 having been filed and the land owners duly Summoned in accordance with law and no exceptions taken to said report.

Upon Considerations whereof after hearing the examination of witnesses and arguments of Counsel the Court is opinion that said road ought to be established at recommended and set forth in said report of said viewers.

It is therefore ordered that said road be established in accordance with said report of said viewers as follows to-wit. Beginning at a point on the Freedens Church road marked "A" on the viewers diagram and running thence N. 40 1/2 W 105 poles & 5 links. thence N 72 1/4 W. 15 poles & 8 links. thence N. 54 1/4 W. 30 poles & 20 links N. 34 1/2 W 48 1/4 poles. thence N 38 W 28 poles. S. 88 W 18 poles & 20 links. N. 53 3/4 W 24 poles. S. 43 3/4 W 22 poles & 15 links. N. 36 1/2 W 28 1/2 poles. N. 14 W. 54 poles & 20 links N 82 3/4 W 80 poles to the point of intersection of the Landis Mill Road at Spaders Church.

And it appearing to the Court that according to the said report of said viewers damages have been allowed to parties living along the line of said road to the amount of Sixty nine dollars and fifty Cents for land taken or for removing & making fences or for damages to the residue of the land owned by them respectively and that the said road can be opened and made a good solid & substantial road with the expenditure of $75.00 by the County. these facts are ordered to be certified by the Court to the Board of Supervisors as is now required by law.

Ordered. That this Court be adjourned until tomorrow morning at 10 Oclock

Chas. T. O'Ferrall.

At a County Court continued and held in and for the County of Rockingham at the Court House thereof on Wednesday, December 24th 1879.

Present: Hon. Chas. T. O'Ferrall presiding.

For reasons appearing to the Court. It is ordered that the order entered at the August Term 1879 of this Court certifying an allowance to the Auditor of Public Accounts in favor of Thomas Bunner Constable of this County for the sum of $3.60 for arresting Wade Jones alias Waverly Jones charged with Felony $1.00 Summoning 4 witnesses 80¢ Conveying prisoner 18 Miles to Jail 1.80 be set aside.

J. Thomas Bunner Constable of Rockingham County this day presented in Court an Account against The Commonwealth of Virginia amounting to the Sum of $3.24 for arresting Wade Jones charged with Felony $1.00 Summoning 4 witnesses (80¢) Conveying prisoner 18 Miles to Jail & returning ($1.44) which being Sworn to was examined and allowed by the Court and ordered to be certified to the Auditor of Public Accounts for payment.

cof'd

Adam H. Brewer Appellant

B. E. Long who Sues for &c Appellee

Upon an Appeal from a Judgment of a Justice.

This day came again the parties by their Attorneys, and the Court having Maturely Considered the evidence adduced & argument of Counsel is of opinion that the Judgment rendered by the said Justice of the Peace on the 13th day of September 1879. against the said Appellant is erroneous, the discharge of the appellant in Bankruptcy being a bar to the debt sued on by appellee. It is therefore Considered that the said Judgment be and the same is hereby reversed, and that the said appellant recover of B. H. Sperrel Trustee his Costs in this behalf expended.

J. Thomas Bunner Constable of Rockingham County this day presented in Court an Account against The Commonwealth of Virginia amounting to the Sum of $2.00 for arresting Geo. W. Davis charged with Felony ($1.00) Summoning 5 witnesses $1.00 which being sworn to, was examined and allowed by the Court and ordered to be certified to the Auditor of Public Accounts for payment.

cof'd

J. Thomas Bunner Constable of Rockingham County this day presented in Court an Account against The Commonwealth of Virginia amounting to the Sum of $2.35 for arresting Ann Jackson charged with Petit Larceny 50¢ Summoning 3 Witnesses 60¢ Keeping prisoner over night 75¢ Whipping prisoner 50¢ which being Sworn to was examined and allowed by the Court and ordered to be certified to the Auditor of Public Accounts for payment.

cof'd

J. Thomas Bunner, Constable of Rockingham County this day presented in Court an account against The Commonwealth of Virginia amounting to the Sum of $3.10 for arresting Dallas Bank charged with Petit Larceny 50¢ Whipping same 50¢ Services of Assistant 2 days @ 75¢ $1.50 Summoning 3 Witnesses 60¢ which being Sworn to was examined and allowed by the Court and ordered to be certified to the Auditor of Public Accounts for payment the justice having certified as to the necessity of guard.

cof'd

J. Thomas Bunner Constable of Rockingham County this day presented in Court an Account against The Commonwealth of Virginia amounting to the Sum of $4.01 for arrest of Dog

Webster charged with Misdemeanor 50¢ Summoning 5 Witnesses @ 20¢ $1.00 Conveying
prisoner 22 Miles to jail $1.76 1 Guard 1 day 75¢ (the Certificate of Justice that said
Cert'd guard could not be dispensed with) which being Sworn to, was examined and
allowed by the Court, and ordered to be certified to the Auditor of Public Accounts
for payment.

J. Thomas Burner Constable of Rockingham County. this day presented in Court an
account against The Commonwealth of Virginia amounting to the sum of $4.01
Cert'd for arrest of Lewis McDaniel charged with Misdemeanor 50¢ Summoning 5 Witnesses
$1.00 Conveying prisoner 22 Miles to jail $1.76 1 Garard 1 day 75¢ (the Certificate of
Justice as to necessity of guard) which being sworn to. was examined and
allowed by the Court and ordered to be certified to the Auditor of Public
Accounts for payment.

C. N. Shepp Pltff.
M. Hayes & Co. Defts. } Upon an Attachment.

On the motion of the Plaintiff It is ordered that this cause be dismissed.

John Gentry for &c. Pltffs.
M. Hayes & Co. Defts. } Upon an Attachment.

This day came again the parties by their Attorneys and thereupon by
consent of parties, and for reasons appearing to the Court this attachment
is dismissed without prejudice to the right of the plaintiff to institute
further and other proceedings to recover the debt. upon which said attachment
was issued. and leave is given him to withdraw the note evidencing the
debt upon leaving an attested Copy with the papers.

It appearing to the Court. that the allowance made to Geo. M. Tabb & Son
for the Sum of $41.37 for Coal furnished County & Circuit Court Clerks offices
Treasurers office & for Court House. at the March 21st Term 1879. and ordered
to be certified to the Treasurer of this County for payment, a copy of which
See Page of this Book 152. allowance was duly delivered to the said Geo. M. Tabb & Son. by the Clerk of
this Court. and the same having been misplaced or lost by them it is ordered
that the Clerk deliver them a Duplicate of said allowance.

Ordered. That this Court be adjourned until Friday morning next at 10 Oclock.

Chas. T. O'Ferrall.

At a County Court Continued and held in and for the County of Rockingham. at the Court House thereof. on Friday December 26th 1879.

Present: Wm. Cha's. T. O'Ferrall. presiding.

This day Came Cha's. A. Sprinkel. who alleges that he is aggrieved by an entry in the land book made by John R. Jones. Commissioner of the revenue for Central District in said County. in the year 1878. whereby he is charged with $26.27 on a House & Lot described as lying on So Main Street Harrisonburg. and thereupon the said Charles A. Sprinkel moved the Court to exonerate him from the payment of $26.27 all of the taxes so erroneously charged against him said year. which motion was defended by Geo. L. Grattan. the Attorney for the Commonwealth for said County. and the said J. R. Jones the Commissioner who made the assessment. was examined as a Witness touching the application.

And it appearing that said book. in which said alleged erroneous entry has been made. was certified by the Clerk of the County Court of this County on the day of 1878. and that application for redress against the erroneous entry was made on this day for the first time: And it appearing that the said Cha's. A. Sprinkel is twice assessed with said property one at $3700.00 and the other at $2800. the last of which is the Correct assessment. all which the Court certifies as facts proved upon the application aforesaid: On Consideration whereof. and from such facts so proved the Court is satisfied that the said Charles A Sprinkel is erroneously charged on said books with taxes amounting to $26.27; Whereupon it is ordered that the said Cha's. A Sprinkel be exonerated from the payment of $26.27 taxes so erroneously charged. if not already paid. and if paid that it be refunded to him $18.50 of which is State $7.77 County taxes.

exp'd. ord

P. M. Whitlock. Committee for Eliza J. Dickens a person of unsound mind this day presented in Court an Account against The Commonwealth of Virginia Amounting to the Sum of $28.50 for the board & Care of the said Eliza J. Dickens a Lunatic from Sept 25th to December 25. 1879. 3 Mo. @ $8.00 per Mo. ($24.00) and 3 Months Clothing for same @ $1.50 per Mo. ($4.50) which being Sworn to was examined and allowed by the Court. and ordered to be certified to the Auditor of Public Accounts for payment.

cop?

Isaac Broadus. Pltff.
&
M. Hayes & Co. Deft. } upon an Attachment.

This day Came again the defendants in person & by his attorney and the Plaintiff being Called Came not. whereupon on argument of Counsel and upon the evidence adduced the Court is opinion that the attachment in this Case was sued out on false suggestion and without Cause. It is therefore Considered that the said attachment be and the same is hereby abated & dismissed. and that the Defendant recover of the Plaintiff his Costs in this behalf expended. But this order and judgment is not to prejudice the rights of the plaintiff to take such Steps as he may think in the premises. and leave is given him to withdraw any paper filed by him which may be necessary for the assertion of his rights from the papers in this Cause. upon leaving an attested Copy thereof.

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Upon the Petition of The Rockingham Bank to Correct an erroneous assessment.

This day Came The Rockingham Bank which alleges in its petition in writing

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filed that it is aggrieved by an assessment made by Levi S. Byrd Commissioner of the Revenue for Central District in said County. in the year 1879. whereby it is charged with $250.00 for the privilege of dealing as Stock Brokers from the 30th day of April 1879 until the 1st day of May 1880 in the town of Harrisonburg Va. And thereupon The Rockingham Bank aforesaid moved the Court by written application to exonerate it from the payment of $250.00 all of the Taxes so erroneously charged against it said year; which motion was defended by Geo. G. Grattan the Attorney for the Commonwealth for said County. and the said Levi S. Byrd the Commissioner who made the assessment. was examined as a Witness touching the application. And it appearing that said alleged erroneous assessment was made on the 26th day of November 1879. and that application for redress against the erroneous assessment aforesaid was made at this December Term 1879 of this Court for the first time. And it appears that Mr Ephraim Reubush who was not a depositor in said Bank about 25th Nov. 1879 called at The Rockingham Bank for the purpose of having Coupons ordered & Mr H. R. Warren Cashier of said Bank said he had one $30.00 Coupon & that he Reubush purchased it. that Mr. Timothy Funk the latter part of Nov. 1879 purchased two $30 Coupons at said Bank of Mr Warren Cashier: that Mr. Jacob Funkhouser who was not a depositor in said Bank about the latter part of Novr 1879 bought 3 Coupons of the denomination of $30 Each. at said Bank of Mr Warren Cashier he had not ordered or Spoken to him before about Coupons. that when Good who was not a depositor in said Bank went to said Bank on the 26th of Nov. and asked for Coupons and bought one $30. Coupon for $26.00 that he had never ordered any to be purchased for him. that about the last of November G. E. Sipe & E. S. Conrad Each purchased $30. Coupons at said Bank at $26.00 but could not state positively whether they had ordered any Coupons to be bought for them previous to the date of purchase. that Mr. R Warren is the Cashier of said Bank that on the 17th Nov: 1879 (County Court day) many persons applied at said Bank for Va Coupons that in pursuance of said demands for said Coupons said Warren Cashier ordered $600.00 of Coupons from Baltimore & that later in the day thinking that that amount would not supply the demand he ordered $600.00 of $30.00 Coupons from Richmond which were received by him. that said parties so calling were told by said Warren Cashier to call on Thursday following & get them. all the said Coupons were not taken by them. & others came & got them. that Coupons did not quite cost $26.00 Each that there was about $12.00 difference between the Cost & Sale of said $1200.00 of Coupons. the expenses attending the ordering of them from Baltimore & Richmond to be deducted from said $12.00 that the object of buying & selling said Coupons was not for profit. but to accomodate depositors: that said Bank dont make it a business to deal in Coupons to buy & Sell the same that the Nov. 1879 purchase of Coupons is the only lot purchased since last April: that the Rockingham Bank is a Corporate Banking association of Va that the Charter of said Bank was introduced & read as evidence which is made a part hereof & is in the words & figures following Viz:- (Here insert Charter of said Bank see Session acts 1872-3 Chapter 386 page 375) & also the savings Bank act ch. 59 code 1873. 86.

All which the Court Certifies as fact proved upon the application aforesaid. On Consideration whereof. & from such fact so proved. the Court is Satisfied that the said Rockingham Bank is not erroneously. but properly charged with taxes amounting to $250.00 as Stock Brokers.

Ordered. That this Court be adjourned until Monday morning next at 10 Oclock.

Chas. T. O'Ferrall

At a County Court continued and held in and for the County of Rockingham at the Court House thereof, on Monday December 29th 1879.

Present Hon. Chas. T. O'Ferrall. presiding.

Mrs M. E. Lupton: this day presented in Court an account against The Commonwealth of Virginia amounting to the Sum of $24.00 for duting Venire in the following Cases Viz:- Commonwealth vs Wade Jones alias Waverly Jones charged with Felony 1 day @ $1.00 per day Ea ($12.00) & Same vs Thomas Sanders charged with Felony 3/4 day @ $1.00 per day Ea. ($9.00) & Same vs Wm Tunny charged with Felony 1/4 day @ $1.00 per day Ea ($3.00) which being Sworn to was examined and allowed by the Court, and ordered to be certified to the Auditor of Public Accounts for payment.

Copied & d.

Ordered That the following named persons be allowed the Sum opposite their names for their attendance and Services at this Term of the Court as Petit Jurors and that the same be certified to the Treasurer of this County for payment. Viz:-

S. M. Bowman $2.00 John A. Armentrout $2.00 John Lineweaver $2.00 L. C. Harvey $2.00 Jno. Speck $2.00
M. E. Lanier $2.00 J. M. Taliaferro. Sr. $2.00 J. B. Runner. $2.00 P. D. Ryerly $2.00

Ordered. That this Court be adjourned until tomorrow morning at 10 Oclock

Chas. T. O'Ferrall,

At a County Court continued and held in and for the County of Rockingham at the Court House thereof on Thursday January 1st 1880

Present Hon. Chas. T. O'Ferrall presiding.

Ordered That this Court be adjourned until tomorrow morning at 10 Oclock.

Chas. T. O'Ferrall.

At a County Court continued and held in and for the County of Rockingham at the Court House thereof on Saturday January 3d 1879.

Present:- Hon. Chas T. O'Ferrall, presiding.

Upon the Application of P. B. Sublett & Co to Correct an erroneous Assessment of License tax.

This day came P. B. Sublett & Bro. who allege that they are aggrieved by an assessment made by Levi S. Byrd Commissioner of the Revenue for Central District of Rockingham County for the year 1879. whereby they are charged with license tax of $18.75/100 as agents for the sale of Manufactured Articles of other States. and thereupon the said P. B. Sublett & Bro. moved the Court to exonerate them from the payment of said license tax and to annul said assessment, which motion was defended by G. G. Grattan the Commonwealths Attorney for this County and the said Levi S Byrd the Commissioner of the Revenue who made the Assessment was examined as a witness touching the application. And it appearing to the Court that P. B. Sublett who is a merchant doing business in the City of Staunton bought a quantity of fertilizer manufactured in another State, and was

assessed and paid his tax upon the purchase thereof as a Merchant in the City of Staunton and that afterwards the said P. B. Sublett sent a part of the fertilizer so purchased by him to the firm of P. B. Sublett & Co at Harrisonburg of which firm he was a member to be sold by them, and the said P. B. Sublett & Co. sold the said fertilizer at Harrisonburg upon commission for the said P. B. Sublett they the said P. B. Sublett & Co. having been regularly assessed & having paid their license tax as Commission Merchants doing business in Harrisonburg Va & thereupon the said Commissioner assessed them with a license tax as agents for the sale of Manufactured articles of other States. all of which the Court certifies as facts proved upon the application aforesaid. On Consideration whereof and from such facts so proved the Court is satisfied that there is no error in the assessment so made by the Commissioner & therefore doth refuse to set aside and annull the same

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Upon the motion of Daniel E. May. and it appearing to the Court. that the said Daniel E. May is physically disabled and incapable of performing labor upon roads. as required by the Law. It is accordingly ordered that he be exempted from all service upon the roads of this County.

On the motion of Benjamin Long a Creditor. the Estate of Malinda J. Fisher dec'd is committed to D. H. Roleter Sheriff of this County for administration. it appearing to the Court that said deceased has been dead for more than three months without administration upon her Estate.

On the motion of John Huffman and it appearing to the Court that the said John Huffman is physically disabled and incapable of performing labor upon road as required by law. It is accordingly ordered that he be exempted from all service upon the roads of this County. and further that he be exempted from the payment of Capitation Tax County & Parish Levies, until the future order of this Court. he being in indigent circumstances.

M. Linder, a Justice of the Peace for this County. this day presented in Court an account against The Commonwealth of Virginia amounting to the Sum of $1.00 for issuing Warrant for arrest of Wm H. Dean charged with Felony (50¢) & examination of same 50¢. which being sworn to was examined and allowed by the Court and ordered to be certified to the Auditor of Public Accounts for payment

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James N. Burgess. Constable of Rockingham County. this day presented in Court an Account against The Commonwealth of Virginia amounting to the Sum of $1.00 for arresting Wm H Dean charged with Felony. which being sworn to was examined and allowed by the Court, and ordered to be certified to the Auditor of Public accounts for payment.

Upon the Petition of Peter D. Zimmerman &others for the establishment of a Public Road from Smiley's Gate to Dry River.

The viewers Thos. J. Jackson. Michael Whitmore & Jacob Funkhouser appointed at the May Term 1879. to view and report as required by law. upon the proposed road having made their report to the Court. recommending the Establishment of said road. It is ordered that the land-owners along the route of said proposed road to-wit:- Hugh H. Smiley Abraham P. Reppy. Franklin Devier. William Beard. David Vanfossen. Philip Lambert. Peter D. Zimmerman, Rebecca Baker John Curry & Wm Curry be summoned to appear on the 1st day of the January Term 1880. to Show cause if any they can. why the said road should not be established in

accordance with the report of said viewers.

Ordered. That this Court be adjourned until Monday morning next at 10 Oclock

Chas. T. O'Ferrall.

At a County Court Continued and held in and for the County of Rockingham. at the Court-House thereof, on Tuesday January 6th 1880

Present Hon. Chas. T. O'Ferrall, presiding.

Ordered. That this Court be adjourned until tomorrow morning at 10 Oclock

Chas. T. O'Ferrall.

At a County Court Continued and held in and for the County of Rockingham at the Court House thereof on Friday January 9th 1880

Present. Hon. Chas. T. O'Ferrall. presiding.

copied & delivered Capt. J. J. Patton Atty, &c

D. & L. C. C.

It appearing to the Court from an examination of the settlement made by A. M. Newman, Commr. of Accounts in the case of Daniel A. Wine, Committee for Elizabeth Simmons, a Lunatic, that there is due to said Committee a balance, after applying rents, &c, of Lunatic's land, the sum of $150.00 for the care & board of the said Elizabeth Simmons from Sept. 20, 1878 to Sept. 20, 1879, which the Court doth allow, and ordered the same to be certified to the Auditor of Public Accounts for payment.

Ordered, That this Court be adjourned until the first day of the next term.

Chas. T. O'Ferrall.

At a County Court held in and for the County of Rockingham at the Court House thereof on Monday January 19. 1880

Present Hon. Chas. T. O'Ferrall. presiding

The Clerk of this Court this day presented in Court a List of Deeds &c. received and admitted to record in the Clerk's Office of this Court at and Since the last December Term thereof which list being Seen and inspected by the Court is ordered to be Spread upon the minutes, and is as follows. Viz:-

Lein Note	S. S. Bowman,	to The Patapsco Guano Co of Baltimore.
Bargain Sale	Mrs. S. Thompson.	" Mrs Brandt.
" "	John B. Stenger. & wife.	" Jacob Geil.
" "	John S. Coffman & wife.	" Emanuel Heatwole.
" "	J. S. Edwards. Trustee & P. S. Roller & wife &c.	" Robt M. Edwards.
" "	Reuben G. Sellers. & wife.	" Reuben Kerlin.
" "	Samuel Kline & wife.	" C. G. Kline.
" "	Emanuel Roller. Sr.	" Peter Roller
Lein Note.	J. H. Moore.	" Bickford & Huffman.
Homestead Deed	Benj S. Cubbage.	" Claim of Homestead
Bargain Sale	Richard C. Chandler & wife.	" Amanda Herron wife of Thos D Herron
" "	A. M. Newman Trustee	" J. M. R. Moore.
Trust Deed	J. M. R. Moore. & wife	" David S. Keagy Trustee.
Bargain Sale	Samuel M. Glenn	" F. H. Glenn Trustee for Eliz.h H. Glenn.
Land Division under Decree &c	Wm Beard. Jos. Miller & Peter Paul Comm.rs	" Daniel Cupp.
" "	Same.	" George Paulsel & wife.
" "	Same.	" George Riser & wife.
" "	Same.	" Anna Shavatter
" "	Same.	" Heirs of Simeon Cupp.
" "	Same.	" John Cupp.
" "	Same.	" George Rusmisel & wife
" "	Same.	" Jacobs Carricofes Heirs
Bargain Sale	Jacob S. Runcle & wife, & others.	" Christena Miller.
" "	John F. Myers & wife.	" Joseph B. Myers.
" "	J. S. Logan Clerk County Ct of Rockingham	" Ebenezer Kinsely.
Land Division under Decree &c	John E. Dovel. Exr. & Driver &c. Comm.rs	" Mary Crandel wife of Harvey Crandel.
" "	Same.	" Madison Wise.
" "	Same.	" Evaline Armentrout.
" "	Same.	" Hannah Jane Fogle wife of James Fogle.
" "	Same.	" Hiram Wise.
" "	Same.	" Elmira Wise.
" "	Same.	" Cyrus S. Wise.
" "	H. B. Hamsher. Danl Bowman &c. Comm.rs	" John P. Brock. Arch.d Brock & Adam Allen.
" "	Same.	" Erasmus Ruiker.
" "	Same.	" Virginia Douglass
" "	Same.	" Daniel Stickley
Agent of Dower	Reuben Kisling. J. R. Bowman &c Comm.rs	" Mrs Elizabeth Bantz. widow of Harvey Bantz.
Partition of Land under Decree &c	D. S. Harrison & A. Stickles &c, Comm.rs	" Sallie L Rondabush wife of A. M. Rondabush
Same.	Same.	" Eugene O. Peale.
Same.	Same.	" John B. Peale.
Same.	Same.	" Walter N. Peale.
Bargain Sale	John A. Cowan	" Luther A. Utt.
" "	John E. Roller & wife.	" C. Rife.
" "	R. Y. Bowman & Mary C. C. Strayer Trustees &c.	" Peter W. Rehard
Trust Deed	Frances A. Borders	" Wm. Koontz Trustee.

B Sale	Thomas A. Long & wife	to	Sophia Silvius
"	Sophia Funk & others Widow & heirs of Jonathan		Solomon Funk
Art of Agmt	Thomas J. Mahon		Lucretia Pottenger
B & S	Co. R. Rush Trustee for A. J. O. Bader		Wm. R. Bader & S. Bader & Rebecca Bader
" "	B. F. Armentrout & wife & A. B. Armentrout & wife		Geo. W. Yancey
" "	Jonathan M. Pope & wife		Jesse Myers
" "	Jacob L. Megear & wife		Liram May
P. Deed	Samuel H. Swigwearer		Wm. E. Long Trustee
Mortgage & Joint Deed	The M. Linn. & St Louis Railroad Company		P. Edward Hamilton & Jno. A. Hamilton Trustees
Joint Deed	Peter M. Rehard		Warren S. Lyly
B & S	B. G. Patterson Comm'r		Frederick Kyles
" "	Same		Sarah Shoemaker
" "	Jos. Funkhouser & wife		John M. Leine
" "	Henry M. Keller & wife		Jonathan Entwater
" "	John M. Shipplett		Same
" "	J. F. Brauner & wife		David D. Aylsworth
" "	J. S. Hausberger & wife		Jefferson Breeze
" "	Solomon Gladwell & wife		Otto Karle
" "	Daniel Garber & wife		Martha Alice Hilbert wife of Jno. E. Hilbert
" "	James M. Hellman & wife		F. H. Murray Trustee for Harriet S. Murray
" "	James Kenney Exor of John Kenney		Lewis Mirbach
" "	James Kenney Exor of Jno. Kenney & others		Wm. H. Glatterbuck
"	John Graham Effinger		Warren S. Lyly Trustee for Sallie H. Effinger
P. Deed	John S. Effinger		Warren S. Lyly Trustee
"	George Messersmith		Oliver B. Roller Trustee
Agmt in Bankcy	Co. Douglas Gray Register in Bankruptcy		John E. Roller Assignee of D. Lafayette Dovel
B & S	Anthony Good & wife		Robert Sampson
" "	Solomon Buttner & P. Funkhouser &c		Ephraim Rorebush
" "	Jefferson Breeze & wife		Sarah J. Leake
" "	Samuel Shank		Jacob H. Aylsworth
" "	Wm. A. Hall & wife		Richard Trimegar
P. Deed	Wm. H. Glatterbuck		B. G. Patterson Trustee
" "	Ludwig Hirsch		E. A. Shands Trustee
B & S	G. P. Logan Clerk of Co. Ro Co.		Melvina Back
" "	G. W. Smith & Noah Smith		Lewis Alexander
Trust D.	George Roadcap		Graham M. Harris
S. Pendens	Wm. J. Robertson & Randolph Tucker		M. G. R.R. Co. The C. & O. & M. R.R. Co. & M. & O. R.R. Co. & G. & R. R.R. Co.
B & S	Andrew J. Baugher & wife		Benjamin Hensley
" "	Leythera A. Jones		Nathan Harris
" "	Abner J. Nicholas & wife		Mahala C. Fultz & Hannah R. Fultz
" "	George Herring & wife		Theophilus Lausm
" "	Peter Guyer & wife		Jennie Whitlock wife of Wm. Whitlock
" "	John E. Roller Assignee of J. P. Littell & wife		F. M. Littell
" "	James M. Bradford & wife		The Valley Turnpike Company
" "	Franklin S. Grove & wife & others Trustees &c		Lafayette Lee
" "	Abraham Sauter & wife		Wm. H. Monger
" "	Peter S. Good & wife		Jacob H. Good & Isaac B. Good
P. Deed	Joseph Michael & wife		Oliver B. Roller Trustee
Lien Note	Benjamin F. Barr		E. R. Neff
Homestead Deed	James Mc Guire		Claim of Homestead
"	Benjamin F. Conner		Same
B & S	John A. Winfield & wife		John P. Strickhouse
" "	George Miller & wife & Elizabeth Swartz		Susan Gordey
" "	George M. Shuler & wife		John B. Amick

Bargain & Sale	Asa S. Baugher	to Edward Herring
Trust Deed	B. F. Armentrout & wife	" S. R. Allebaugh Trustee
" "	Madison West	" David F. Keagy Trustee.
Lein Note	J. S. Miller	" Basore & Shearer
Bargain & Sale	Thos. Dolin & wife & others	" Samuel Smith
"	Samuel Smith & wife	" Wm. C. Harrison
"	Alexander Holsinger & wife &c	" Noah C. Spitzer
"	John D. Davis Commr.	" John Leedy.

Appraisement Bill of the Personal Property of William Byrd dec'd.
Appraisement & Sale Bill of the " " " Thomas Looker dec'd.
" " " " " " " Mary M. Martz dec'd.
" Bill " " " " Catharine Mason dec'd.
Appraisement & Sale Bill " " " Levi Leedy dec'd.
Sale Bill " " " Jacob Wine dec'd.,

The foregoing Appraisement & Sale Bills were this day presented in Court, and there being no exceptions thereto, the same are ordered to be recorded.

Settlement of the Account of David M. Breneman Admr. D.B.N. & D.A. of Eli Anders. dec'd.
" " " " " Reuben A. Scott Guardian for Louisa Burtner.
" " " " " Thos. A. Waesche Admr. of Margaret Bowles. dec'd.
" " " " " Thos. K. & Henry Hansberger's Admrs. of John Hansberger dec'd.
" " " " " D. H. Rolston S. R. & Admr. of Peter Koontz. dec'd.
" " " " " Samuel Miller guardian for Susan & Joel Miller.
" " " " " Thos. H. Hamrick " " Ida R. Riswanger.
" " " " " E. M. Shaeffer " " Ella M. & Lilly H. Rehard.
" " " " " B. H. Baugher Trustee " Alice Reed.
" " " " " B. H. Baugher " " Mary C. Reed.
" " " " " Reuben Scott Admr of William Bayley dec'd.
" " " " " H. A. Spruckel guardian for Mary L. Spruckel
" " " " " T. M. Rohr " " Maggie M. Spruckel.
" " " " " Daniel A. Wine Committee for Elizabeth Simmons.

The foregoing Settlements were this day presented in Court, and having been filed in the Clerk's office of this Court the time prescribed by law, and there being no exceptions taken thereto, the same are confirmed, and ordered to be recorded.

On the motion of Joseph A. Carrier the Court doth appoint him as guardian for his two Infant Children Abner Lee Carrier and Joseph Layton Carrier under the age of 14 Years. And thereupon the said Joseph A. Carrier appeared in Court and together with Wm. C. Kite his surety, (who justified as to his sufficiency) entered into and acknowledged a bond in the penalty of $100.00 conditioned according to law, waiving the benefit of the Homestead Exemption as to this obligation and qualified as such guardian by taking the oaths prescribed by law.

Geo. M. Shaver the surety on the official bond of E. M. Shaeffer as guardian for Ella May Rehard & Lilly Hamilton Rehard. Infants under 14 Years of age of Lewis H. Rehard dec'd having required him by notice to execute a new bond with other security. He the said E. M. Shaeffer appeared in Court and together with Filghman A. Stevens by his Atty in fact E. M. Shaeffer (who justified as to his sufficiency) entered into and acknowledged a bond in the penalty of $5000.00 conditioned according to law waiving the benefit of the Homestead Exemption as to this obligation, and the Clerk of this Court is directed to record in the Deed Book of the Clerk's office of this Court the Power of Attorney from the said Filghman A. Stevens to E. M. Shaeffer.

On the motion of Michael J. Good the Court doth appoint him as guardian for Ulric C. Mauzy Infant under 14 years of age of Samuel Mauzy, dec'd. and thereupon the said Michael J. Good appeared in Court and together with Samuel Good his surety (who justified as to his sufficiency) entered into and acknowledged a bond in the penalty of $800.00 conditioned according to law. waiving the benefit of the Homestead Exemption as to this obligation and qualified as such guardian by taking the oaths prescribed by law.

On the motion of Reuben F. Strickler who made oath thereto according to law. he appeared in Court and together with Emanuel Driver his surety (who justified as to his sufficiency) entered into and acknowledged a bond in the penalty of Five Hundred Dollars conditioned according to law. waiving the benefit of the Homestead Exemption as to this obligation. A certificate is granted him for obtaining letters of Administration in due form upon the Estate of Harrison Dearor, dec'd.
And the Court doth appoint E. P. Huff C. G. Jennings Madison Thomas Reuben F. Koontz. John Armentrout to appraise the Estate of the said Harrison Dearor. dec'd. any three of whom may act after first being duly sworn.

On the motion of Wm Berry who made oath thereto according to law. he appeared in Court and together with John H. Moore his surety (who justified as to his sufficiency) entered into and acknowledged a bond in the penalty of $300.00 conditioned according to law. waiving the benefit of the Homestead Exemption as to this obligation. A certificate is granted him for obtaining letters of Administration D.B.N. with the will annexed upon the Estate of James Gaines dec'd in due form.
And the Court doth appoint N. A. Rhydes John Swartz. Jacob Wenger and Jacob Guyer. to appraise the Estate of the said James Gaines dec'd any three of whom may act after first being duly sworn

The writing purporting to be the last will and testament of Thomas Brice was this day presented in Court, and being proven by the oaths. cap'd. of Henry M. Miller. John H. May & Jasper Hawse the subscribing witnesses thereto, was admitted to probate, and ordered to be recorded.

The Court doth appoint the following persons as Registrars at the various voting places in this County to serve as such for the term of two years. Commencing January 1st 1880. Viz:-

Plains District.	Fishersville	Charles E. Fahrney.	Coiles Store. John G. Coiles.
" "	South Legion.	Jackson Mauzy.	Mettig's Store. George Mettig.
" "	Broadway.	W. H. O. Evans.	
Linville "	Melrose	E. P. Myers.	Hoovers Shop. Nagem Turner.
" "	Edom.	D. M. Strickel.	Singer's Glen. Solomon Funk.
Central "	Harrisonburg.	Ran. D. Cushen.	M. Clinton. S. H. Firebaugh.
" "	Keezletown	Geo. P. Buntner,	
Ashby "	Cross Keys.	W. S. Sluser.	Bridgewater. John W. Jacobs.
" "	McCrawford	Geo. D. D. Sheets.	Allebrie. Edwin S. Heatwole.
" "	Dayton	Stephen J. Dove.	Meyerhoeffer's Store. Isaac Long.
" "	Pleasant Valley	Newton M. Garrison.	
Stonewall "	Conrad's Store	Joseph H. Kite.	Port Republic. John W. Lee.
" "	McGaheysville.	Joseph D. Hammon.	Furnace No. 2. James M. Blair.

Corporations

Harrisonburg: Ran. D. Cushen. Bridgewater: Henry Smals.

Jos. S. Runnans Admr. Pltff
Jacob & Roads &c. Deft. } upon a Scifa. — Notice.

P. T. Burkholder Pltff
Thompsm. Steele &c. Defts.

Martin Hogles Admr. Pltff
P. R. Pickering Deft. } upon an Attachment

Chas. A. Spruckel Pltff
J. D. Ward Deft. } upon an Attachment

J. S. Miller Pltff
Thompsm Steele &c. Defts. } upon a Notice

Mrs. Annie Fletcher Deft. } upon a Notice

David Kline Pltff
Isaac Kline, gar. of M. J. Zukle & Christian Brunk Defts. } upon a Suggestion

Ordered. That the foregoing causes be placed upon the Cmts Docket.

Leopold Wise Pltff
Mrs. Annie Fletcher Deft. } Unlawful Detainer.

This day came the parties by their Attorneys. whereupon the defendant filed her plea of not guilty and thereupon for reasons appearing, the trial of this cause is continued until a future day of this term of the Court

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David Kline Pltff
Isaac Kline, gar. of M. J. Zukle & Christian Brunk Deft. } upon a Suggestion

This day came the plaintiff by his Attorney. and the defendant Isaac Kline being examined on oath says that he was indebted to Christian Brunk one of the executors debtors in the sum of $1000.00 with interest thereon from the 1st day of January 1880. at the date the summons in this cause was served upon him. It is therefore considered by the Court that the plaintiff David Kline recover of the said Isaac Kline the said sum of $1000.00 with interest thereon from the 1st day of January 1880 till paid.

This day came John F. Good, who alleges that he is aggrieved by an entry in the Personal Property book made by Henry N Beery Commissioner of the Revenue for Linville District, in said County, in the year 1879 whereby he is charged with $21.30 taxes for the year 1879 on $2000.00 of bonds, and thereupon the said John F. Good moved the Court to exonerate him from the payment of $21.30 all of the taxes so erroneously charged against him said year, which motion was defended by Geo. G. Grattan the attorney for the Commonwealth for said County, and the said Henry N Beery the Commissioner who made the assessment, was examined as a witness touching the application. And it appearing that said book, in which said alleged erroneous entry has been made, was certified by the Clerk of the County Court of this County on the day of 1879. and that application for redress against the erroneous entry was made on this day for the first time; and it appearing that the time the Commr. called upon the said J. F. Good sometime in May 1879 the said Good being under the impression that the assessment dated from the time at which it was made to wit in the Month of May 1879 gave to the Comm. $2000.00 worth of bonds which said bonds were for [illegible] sold by the said John F. Good sometime in the month of april 1879 and he the said John F. Good at that time was properly assessed with said Land for said year 1879.

All which the Court certifies as facts proved upon the application aforesaid: On Consideration whereof and from such facts so proved, the Court is satisfied that the said John F. Good is erroneously charged on said books with taxes amounting to $21.30. Whereupon it is ordered that the said John F. Good be exonerated from the payment of $21.30 taxes so erroneously charged $10.00 of which is State + $11.30 County taxes.

Copied & d. to D. H. Heatwole

Ordered. That this Court be adjourned until tomorrow morning at 10 Oclock.

Chas. T. O'Ferrall.

At a County Court continued and held in and for County of Rockingham at the Court House thereof, on Tuesday January 20th 1880.

Present. Hon. Chas. T. O'Ferrall presiding.

Levi S. Byrd Commissioner of the Revenue for Central District Joseph H. Rhodes Commr. of the Revenue for Ashby District and D. M. Williamson Commr. of the Revenue for Plains District in this County this day returned to the Court a copy of their report as to the sales of Malted Alcoholic & Matt Liquors by all licensed retail and Barroom liquor dealers and wholesale liquor dealers within their respective districts for the month of December 1879 The first amounting to $107.54 2/0 to $5.17 3/0 $14.52 as required by an act entitled An Act imposing a tax and prescribing the mode of collecting the same on the privilege of selling wine. Ardent Spirits. Matt Liquors &c Approved March 1st 1877 which are ordered to be filed.

Commonwealth.

vs.

Henry Jones. Upon an Indictment for breaking & entering a Spring House with intent to Commit Larceny.

This day the prisoner Henry Jones late of the County of Rockingham who stands indicted for a Felony by him Committed was led to the bar of the Court in Custody of the Jailor of this County, and thereupon forty Veniremen Summoned for the trial of this case at this term of the Court the following Eight were called examined by the Court on their voir dire and found to be duly qualified and free from exceptions Viz:- Reuben L. Good Peter C. Tutwiler M. K. D. Enos. George L. Cronshaw. Jackson Horn. David B Kline John P. Pence & M. M. Hedrick. and thereupon the Court directed the Clerk to issue a Venire Facias to the Sheriff of Rockingham County directing Commanding him to summon Eight additional Veniremen from a list furnished by the Court sitting, who appeared were examined by the Court on their voir dire and found to be duly qualified and free from exceptions. Viz:- John. G. Effinger. M. M. Partlow. Wm. H. Clatterbuck James D. Heaton. Emanuel Wilkins Samuel Showalter. John Swineweaver. John M. Heaton. and the panel of Sixteen be thus completed the prisoner was furnished a copy thereof and having Stricken therefrom the names of four of the persons of said panel Viz:- George L. Cronshaw. Jackson Horn. John Swineweaver & John M. Heaton. the remaining twelve of said panel Viz:- Reuben L. Good Peter C. Tutwiler M. K. D. Enos. David B Kline John P. Pence. John G. Effinger. M. M. Partlow. Wm. H. Clatterbuck James D. Heaton Emanuel Wilkins. Samuel Showalter & M. M. Hedrick thereby constituting the jury who being thus elected tried and sworn well and truly to try, and true deliverance make between the Commonwealth and the prisoner at the bar and a true verdict render according to the evidence: and having fully heard the evidence and argument of Counsel retired to their room to consider their verdict and after sometime returned into Court and upon their oaths do say "We the jury find the prisoner Henry Jones guilty of the felony in manner & form as charged in the indictment and do ascertain & fix his punishment to be

Thirty Stripes Emanuel Wilkins Foreman. and thereupon the jury was discharged.
And it being enquired of him if any thing he had or knew to say why the Court should not now proceed to pronounce judgment against him according to law and nothing being offred or alleged in delay of judgment It is therefore considered by the Court that the Sheriff of this County inflict upon the said Henry Jones Thirty Stripes the amount by the jurors in their verdict ascertained thereupon he was remanded to the custody of the Jailor of this County.

Ordered That this Court be adjourned until tomorrow morning at 10 o'clock

Chas. T. O'Ferrall.

At a County Court continued and held in and for the County of Rockingham at the Court House thereof, on Wednesday, January 21st 1880.

Present. Hon. Chas. T. O'Ferrall presiding.

Commonwealth.
vs. } Upon an Indictment for breaking & entering a Spring House with
Peter Sites. } intent to commit Larceny.

This day the prisoner Peter Sites late of the County of Rockingham, who stands indicted for a felony by him committed was led to the bar of the Court in custody of the Jailor of this County, and thereupon from the Veniremen summoned for the trial of this case the following Eight appeared were examined by the Court on their voirdire and found to be duly qualified and free from exceptions Viz:- F. D. Kildow, G. M. Miller, Michael Ward, Joseph Bauserman, Albert P. Esler, James A. Manspin, Wm P. Sites & John S. Effinger. And thereupon the Court directed the Clerk to issue a Venire Facias to the Sheriff of Rockingham County directed, him to summon eight additional (Commanding) veniremen from a list furnished by the Court sitting, who appeared were examined by the Court on their voirdire and found to be duly qualified and free from exceptions Viz- John Graham Effinger, Wm H. Clatterbuck, James T. Kenton Joseph Argabright, C. G. Skinner George W. Jones, Sydney A. Moffett & George Chrisman and the panel of Sixteen being thus completed the prisoner was furnished a copy thereof and having Stricken therefrom the names of four of the persons of said panel Viz- Albert P. Esler, John S. Effinger, C. G. Skinner & Sydney A. Moffett the remaining twelve of said panel Viz:- F. D. Kildow, G. M. Miller, Michael Ward, Joseph Bauserman, James A. Manspin, Wm P. Sites, John S. Effinger, Wm. H. Clatterbuck, James T. Kenton, Joseph Argabright, George W. Jones, George Chrisman, thereby constituting the jury who be thus elected, tried and Sworn well and truly to try and true deliverance make between the Commonwealth and the prisoner at the bar and a true verdict render according to the evidence, and having fully heard the evidence and argument of Counsel retired to their room to consider their verdict, and after sometime returned into Court, and upon their oaths do say we the jury find the prisoner Peter Sites guilty of the felony in manner & form as charged in the indictment and ascertain & fix his punishment to be thirty stripes John S. Effinger Foreman whereupon the jury was discharged And it being enquired of him if anything he had or knew to say why the Court should not now proceed to pronounce Judgment against him according to law, and nothing being offered or alleged in delay of judgment. It is therefore Considered by the Court that the Sheriff of this County, inflict upon the said Peter Sites

thirty Strikes the amount by the jurors in their verdict ascertained. And thereupon the prisoner was remanded to the Custody of the Jailor of this County.

It appearing to the Court from a writing filed that Rosa Ford Infant of Henry Ford. decd over the age of 14 years has made choice of James H. Lilley as her guardian. the Court doth appoint him as such guardian. And thereupon the said James H. Lilley appeared in Court and together with William Shands his surety (who justified as to his Sufficiency) entered into and acknowledged a bond in the penalty of $250.00 Conditioned according to law waiving the benefit of the Homestead Exemption as to this obligation and qualified as such guardian by taking the oaths prescribed by law.

On the motion of Anna Driesel the Executrix named in the will of Jacob Driesel decd (which was duly admitted to probate in this Court at the July Term 1879) who made oath thereto according to law. appeared in Court and together with John Bloser. Joseph H. Driesel & Sallie Driesel her sureties (who justified as to their Sufficiency) entered into and acknowledged a bond in the penalty of $500.00 Conditioned according to law. waiving the benefit of the Homestead Exemption as to this obligation A Certificate is granted her for obtaining a probat of the will of said Jacob Driesel decd in due form.

John H. Moore Commr of Roads for Ashby District. this day presented in Court an account against the County of Rockingham amounting to the sum of
Ap'd. $3.00 for two day's services viewing Road upon the Petition of John D. Coffman & others. @ $1.50 per day. which being sworn to was examined and allowed by the Court and ordered to be certified to the Treasurer of this County for payment out of the Levy for the year 1879.

Ordered. That this Court be adjourned until tomorrow morning at 10 Oclock

Chas. T. O'Ferrall.

At a County Court continued and held in and for the County of Rockingham at the Court House thereof on Thursday January 22nd 1880.

Present Hon Chas. T. O'Ferrall presiding.

Commonwealth.

vs. } upon an Indictment for assault with intent to maim disfigure
George M. Davis. } disable and Kill.

This day the Defendant George M. Davis who stands indicted for a felony by him committed, appeared in Court in discharge of his recognizance entered into on the 7th day of the December Term (Dec. 22 1879) last of this Court. and thereupon from the Venire-men summoned for the trial of this case the following Eleven appeared were examined by the Court on their voir dire and found to be duly qualified and free from exceptions Viz:- Reuben L. Good. Wm. H. Grove, Peter C. Detwiler, John D. Deneé, M. M. Hedrick D. F. Conner W. K. F. Evers. George Chrisman. A. L. Mauzy. George L. Cromshaw & David B. Kline. whereupon the Court directed the Clerk to issue a Venire Facias to the Sheriff of Rockingham County directed commanding him to summon five additional Veniremen from a list furnished by the Court sitting. which was accordingly done and they appeared were examined by the Court on their voir dire and found to be duly qualified and free from exceptions

Viz: Wm H. Clatterbuck M. J. Partlow. John G. Effinger. James D. Heatwole & Samuel Showalter and the panel of sixteen being thus completed the defendant was furnished a copy thereof and having stricken therefrom the names of four of the persons of said panel Viz: Reuben L. Good. H. H. Medlock George L. Brockhorn & George Lehrman. the remaining twelve of said panel Viz: Wm H. Grove. Peter C. Paterson. John D. Pence. B. F. Cromer H. H. Evans D. L. Marpin David B. Kline. Wm H. Clatterbuck M. J. Partlow. John G. Effinger. James D. Heatwole & Samuel Showalter. thereby constituting the jury who being thus elected tried and sworn well and truly to try and true deliverance make between the Commonwealth and the prisoner at the bar and a true verdict render according to the evidence and having fully heard the evidence but not having time to hear the argument of Counsel were adjourned until tomorrow. and were placed in charge of D H Rolston Sheriff of this County and D. N. Bear & Levi S. Byrd his Deputies to whom was administered an oath that you shall keep this jury together and not have any communication with them yourselves nor permit any other person to converse or have any communication with them touching this trial and cause them to appear in Court on tomorrow when directed by the Court. So help you God.

Ordered. That this Court be adjourned until tomorrow morning at 9 Oclock.

Chas. T. O'Ferrall.

At a County Court Continued and held in and for the County of Rockingham at the Court House thereof. on Friday January 23rd 1880

Present: Hon Chas. T. O'Ferrall presiding.

Commonwealth.

upon an Indictment for an assault with intent to maim

George W. Davis. disable disable and kill

This day came again the Defendant George W. Davis who stands indicted for a felony by him committed, and thereupon came again the jury sworn and impanneled on yesterday the fourth day of this term of the Court for his trial pursuant to their adjournment and having fully heard the argument of Counsel retired to their room to consider their verdict and after sometime returned into Court and upon their oaths do say, we the jury find the prisoner not guilty of the felony as charged in the indictment but guilty of assault and battery upon D. H. Lam. M. J. Partlow Foreman whereupon the jury was discharged.

Commonwealth

upon an Indictment for Perjury.

James M Rhodes.

This day the Defendant James M Rhodes who stands indicted for a Misdemeanor by him committed, appeared in Court in discharge of his recognizance entered into on the 7 day of the December Term 1879 of this Court. whereupon for reasons appearing the trial of this Cause is continued until the 2nd day of the February Term next being February 17th 1880, and on the motion of the said Defendant James M Rhodes the Court doth permit him to renew his bail, in the sum of $500.00 for himself and the same amount for his surety. And thereupon James M. Rhodes together with Cyrus Rhodes his surety (who justified as to his sufficiency) acknowledged themselves to be indebted to the Commonwealth of Virginia in the sum of $500.00 each to be levied of their respective goods & chattels, lands & tenements for the use of the said Commonwealth of Virginia each waiving the benefit of the Homestead Exemption as to the

obligation. It is upon this condition that the said James M. Rhodes does make his personal appearance before the Judge of this Court on the said 2d day of February Court next being February 17th 1880. to answer the said Indictment against him and not depart thence without leave of the Court.

D. H. Rolston. Sheriff & Jailor of this County. this day presented in Court an account against the Commonwealth of Virginia amounting to the sum of $15.20 for Keeping and Supporting Jacob M. Lewis a Lunatic Confined in Jail 31 days from Dec 16 1879 to Jany 15. 1880. ($12.40) and for Keeping & Supporting Saml. Swartz a Lunatic Confined in Jail 4 days from Dec. 16. to Dec. 22 1879. ($2.80) which being sworn to was examined and allowed by the Court and ordered to be certified to the Auditor of Public Accounts for payment.

D. H. Rolston. Sheriff & Jailor of this County this day presented in Court an account against The Commonwealth of Virginia amounting to the sum of 58.80 for Keeping & Supporting Dennis prisoner Covering a period from December 16. 1879 to January 15. 1880. which being sworn to was examined and allowed by the Court and ordered to be certified to the Auditor of Public Accounts for payment.

D H Rolston Sheriff & Jailor of this County. this day presented in Court an account against The Commonwealth of Virginia amounting to the sum of $2.00 for Whipping Philip Phillips Convicted of a Misdemeanor. (50¢) Whipping Washington Isett. Convicted for a Misdemeanor. (50¢) Whipping Henry Jones Convicted of Felony & Stand for Whipping Peter Estes Convicted of Felony (50¢) which being Sworn to was examined and allowed by the Court and ordered to be certified to the Auditor of Public Accounts for payment.

C. & P. Rd.

James Lee this day presented in Court an account against The Commonwealth of Virginia amounting to the sum of $1.95 for 1 days services guarding Henry Jones charged with Felony 75¢ + 15 Miles travel Conveying prisoner to Jail + same in returning. the justice having certified as to necessity of said guard. the same was examined and allowed by the Court and ordered to be certified to the Auditor of Public Accounts for payment.

The Court doth order that the following named persons be each allowed the sum opposite their names for their attendance and services at this term of the Court as Veniremen summoned for the trial of Felony Cases at $1.00 per day. and that the same be paid by the Treasurer of this County & certified to the Auditor of Public Accounts. Viz:-

C. & P. Rd

✓ John Graham Effinger $4.00	✓ R. L. Fowl $2.00	✓ James A. Maupin $1.00
✓ Allen H. Clatterbuck $4.00	✓ M. M. Keduck $2.00	✓ Allen P. Estes $1.00
✓ James P. Denton $4.00	✓ George Lehisman $2.00	✓ John S. Effinger $1.00
✓ Allen H Grove $3.00	✓ A. L. Maupin $2.00	✓ John Linewedver $1.00
✓ Peter C. Tutwiler $3.00	✓ George L. Cromshom $2.00	✓ Emanuel Wilkins $1.00
✓ John P. Senee $3.00	✓ Jackson Horn $1.00	✓ John M. Denton $1.00
✓ Benj F. Kraemer $3.00	✓ F. D. Kildow $1.00	✓ Joseph Argabright $1.00
✓ M K P. Enos $3.00	✓ G. M. Miller $1.00	✓ C. G. Effinger $1.00
✓ David B. Kline $3.00	✓ Michael Mund $1.00	✓ George M. Jones $1.00
✓ M. M. Sattler $3.00	✓ Joseph Bauserman $1.00	✓ Sydney A. Moffett $1.00
✓ Samuel Shewalter $3.00	✓ Albert P. Estes $1.00	

Commonwealth
} Upon an Indictment for Malicious Mischief.
William Minnick

This day came as well the Attorney for the Commonwealth as the Defendant in person and by Counsel and thereupon for reasons appearing the trial of this cause is continued until the February Term next 1880 of this Court.

Ordered. That this Court be adjourned until tomorrow morning at 10 Oclock

Chas. T. O'Ferrall.

At a County Court continued and held in and for the County of Rockingham at the Court House thereof. on Saturday January 24th 1880.

Present Hon. Chas. T. O'Ferrall presiding.

Commonwealth.
} Upon an Indictment for assault with intent to Maim disfigure
George W. Davis disable and Kill.

This day came again the Defendant George W. Davis. and the jury sworn + impannelled in this cause having found the defendant guilty of an assault and battery upon D. H. Lam. The Court doth therefore impose upon the said Defendant George W. Davis a Fine of Ten Dollars and imprisonment in the County Jail for the period of One hour.

It is therefore considered by the Court that the Commonwealth of Virginia recover of the Defendant George W. Davis the sum of Ten Dollars Fine and her Costs by her in this behalf expended. and that he be confined in the jail of this County for the period of one hour. and thereafter until Thirty Dollars of the said Fine and Costs are paid. or he be discharged therefrom according to law.

And thereupon the Defendant was committed to the Jail of this County.

Ordered. That this Court be adjourned until Monday morning next at 10 oclock

Chas. T. O'Ferrall.

At a County Court continued and held in and for the County of Rockingham at the Court House thereof. on Tuesday January 27th 1880

Present Hon. Chas. T. O'Ferrall, presiding.

On the motion of Gibson Ward. and it appearing to the Court. that the said Gibson Ward is physically disabled and incapable of performing labor upon Roads as required by law. It is accordingly ordered that he be exempt from all service upon the roads of this County. and further that he be exempt from the payment of Capitation Tax. County and Parish Levies until the future order of the Court. he being in indigent circumstances

upon the application of Samuel Long. John D. Showalter. George Lehrman & others for the establishment of a Public Road. 26 feet wide. Beginning at the North Mountain Road and running on a line between Samuel Long & John D. Showalter to Wm. J. Lehrmans land. and thence on Wm J. Lehrmans to the Mill Lot. and through the

Mill Lot to the Hopkins Mill Road. the distance supposed to be one mile The viewers Michael Whitmer. John Funk & John B. Gangwer appointed at the November Term 1879 of this Court to view and report as required by law on the proposed road. having made their report to this term of the Court recommending the establishment of the same, and John D. Showalter one of the land-owners along the route of said proposed road. having waived process. It is ordered that the following land-owners along the line of said proposed road Viz:- George Lehmisman Trustee for Mrs Margaret Williams. Samuel Long. William Keyo. Mrs Addie Barb. Lizzie Keyo. John H Barb. be summoned to appear before the Judge of this Court on the 1st day of the February Term next being February 16. 1880 to shew cause if any they can why the road petitioned for by the said Samuel Long others shall not be opened and established through their lands. agreeably to the report of the viewers as aforesaid filed in this cause on the 19 day of January 1880. (Jany Term)

Ordered That this Court be adjourned until tomorrow morning at 10 oclock

Chas. J. O'Ferrall.

At a County Court continued and held in and for the County of Rockingham. at the Court House thereof. on Friday January 30. 1880.

Present Hon Chas. J. O'Ferrall. presiding.

Ordered. That this Court be adjourned until tomorrow morning at 10 oclock.

Chas. J. O'Ferrall.

At a County Court continued and held in and for the County of Rockingham. at the Court House thereof on Monday February 2d. 1880.

Present. Hon Chas. J. O'Ferrall presiding.

Ordered. That this Court be adjourned until tomorrow morning at 10 oclock

Chas. J. O'Ferrall.

At a County Court continued and held in and for the County of Rockingham at the Court House thereof on Wednesday February 4th 1880

Present Hon. Chas. J. O'Ferrall. presiding.

Ordered That this Court be adjourned until tomorrow morning at 10 oclock.

Chas. J. O'Ferrall.

At a County Court continued and held in and for the County of Rockingham at the Court House thereof on Saturday February 7th 1880.

Present Hon. Chas. J. O'Ferrall presiding.

Ordered
Ordered That this Court be adjourned until to morrow morning at 10 oclock

Chas. J. O'Ferrall.

At a County Court continued and held in and for the County of Rockingham at the Court House thereof on Monday February 9th 1880

Present. Hon. Chas. P. O'Ferrall presiding.

Ordered That this Court be adjourned until tomorrow morning at 10 Oclock.

Chas. P. O'Ferrall.

At a County Court continued and held in and for the County of Rockingham at the Court-House thereof on Wednesday February 11. 1880

Present. Hon. Chas. P. O'Ferrall presiding

Leopold Wise, Pltff.
vs
Annie Fletcher, Deft. } Unlawful Detainer.

This day came the parties, by their Attorneys, and this cause being submitted to the decision of the Court; and the Court having fully heard the same, is of opinion, that the summons or notice is not in accordance with an existing agreement between the parties. It is therefore considered by the Court that this cause be dismissed, and that the Defendant recover of the Plaintiff her costs, by her in this behalf expended.

Ordered That this Court be adjourned until 1st day of the next term.

Chas. P. O'Ferrall.

At a County Court held in and for the County of Rockingham at the Court House thereof, on Monday February 1st 1886.

Present. Hon. Chas. T. O'Ferrall presiding.

The Clerk of this Court this day presented in Court a List of Deeds &c. received and admitted to record in the Clerk's Office of this Court, at and since the last January Term thereof, which list being seen and inspected by the Court is ordered to be spread upon the Minutes, and is as follows, Viz:-

Bargain & Sale.	Solomon Shifflett & wife & others,	to Robert N. Gibbons & J. P. Hopkins
" "	Jacob H. Newman & wife	" E. P. Huff.
" "	Lewis M. Kayler Exor of M. L. Baugher.	" Michael H. Scott.
" "	Samuel Good & wife.	" Michael J. Good.
" "	Jacob S. Sellers & wife.	" C. S. Jennings.
" "	Levi Wise & wife.	" George S. Ebbram.
" "	Jacob H. Newman. & wife.	" Samuel Roller & Michael J. Roller.
" "	John E. Roller Agt. nee of C. Weaver & others.	James Edward Bateman.
" "	Jos. Saml. Leap & wife.	" Abram A. Leap & Albert M. Leap.
" "	Eli Keeran & wife.	" Harriet Givens.
" "	William Wise & wife.	" John M. Wise.
Power of Atty.	Leighman A. Stevens	" Edmund M. Shaver.
Homestead Deed	James C. Kettyet.	" Claim of Homestead
Lis Pendens.	Wm. P. Roadabush & Son & others	" John Graham Effinger & wife & others.
Bargain & Sale	James F. Dovel & wife & Jacob S. Snyder	" Richard M. Bear.
" "	James H. Newman. & wife.	" Jacob Pickering
" "	Levi S. Byrd & wife	" Gabriel P. Heatwole
" "	Annie D. Grady in her own right & as Executrix for Orra A. Laughorne	" Orra A. Laughorne wife of Thos. M. Laughorne
" "	Noah Miller	" Lucinda M. J. Grey.
" "	James M. McCutchen & wife	" Frances V. Kagey wife of Abraham V. Kagey
" "	Alex Redr. Admr. d. b. n. c. t. a. of Jno. R. Newman	" John S. Thomas.
" "	Adam C. Bear & wife	" Edward Grady.
" "	Michael Gessler & wife & others	" Fred K. Speck & others Trustees U. B. Church
Art. of Agreement.	Edward Grady & wife.	" Wm. Milnes Junr.
Trust Deed	Henry Rosenheim	" Herman Cone Trustee.
Agreement or Contract	The Railroad Equipment Company	The Shenandoah Valley Railroad Company.
Bargain & Sale	Mansfield Liggett Special Comm'r.	" Bettie J. Nelson.
" "	Ralph J. Shute & wife.	" D. O. P. Horn.
" "	Mansfield Liggett Special Comm'r.	" John J. Kemph.
" "	Andrew J. Shwalter & wife & others	" Thomas K. Shwalter.
" "	Wm. A. Driggs & wife & Jonathan Miller & wife	" Daniel M. Randol.
" "	John H. Roleton & D. & wife	" Abram Brunk
Deed of Homestead	Samuel Carpenter.	" Claim of Homestead.
Trust Deed.	Eli Keeran	" Eugene C. Beale Trustee.
Bargain & Sale	Isaac M. Byers & wife.	" David F. Lineweaver
" "	Charles E. Haas Special Comm'r.	" Same
" "	Wm. B. Compton Comm'r.	" Wm. A. Pence
" "	John H. Newman. Special Comm'r. & others	" David Frank
" "	George Beauwright & wife	" John Roby
" "	Elizabeth A. Moore Widow Otis D. Newton & Mayne & wife	" George W. Roark
Mortgage or Deed of Trust	George W. Roark & wife.	" Samuel Mauzy.
Lien Note.	J. M. H. Miller & J. J. Miller	" Lorentz & Miller
" "	Mich'l J. Heukel & Mary A. Heukel & G. M. Heukel	Same.
" "	Daniel L. Shank.	Same.
" "	James F. Harper & Susan Harper	Same.

Bargain & Sale.	A. D. Heatwole.	to David E. Rodes Trustee for Magdelena Heatwole
"	William Crawford Commissioner.	" Benjamin Crawford
Homestead Deed.	Wm. P. McCall.	" claim of Homestead.
	Abram Paul.	
Bargain & Sale.	S. H. Moffett. Granville Eastham & John M. Rolston	" Asher Mesick & Peter Bloser.
" "	Asher Mesick.	" Peter Bloser.
" "	Wm. B. Yancey & wife.	" Mrs. A. Long.
" "	Chas. A. Yancey & Husband.	" Lucy C. Bauserman.
Art. of Agreement	John Burkett & wife.	" Wm. H. Carpenter.
Bargain & Sale	J. N. Liggett.	" J. W. Glenn.
" "	Solomon Huffman & wife.	" William Crawford.
" "	William Huffman & wife & others.	Same.
Assignment of Dower	J. Bowman Herod Homan & I. D. Brunner Comrs.	Sarah Kelbert Widow of Levi Kelbert.
" "	J. Bowman. B. B. Myers & A. Shank Comrs.	Catharine Miller Widow of Daniel Miller
Bargain & Sale	E. M. Shaeffer & wife & Martin Brunner & wife.	N. M. Burkholder.
" "	Jno. M. & Jas. C. Rolston Exrs of John M. Rolston Jr.	Samuel Long.
Mechanics Lien	William H. Byrd	against George Mesersmith.

S. Rosenfield & Co. } Upon a Warrant removed from before a Justice of the Peace. — Smith & Shackman } Upon a Warrant removed from before a Justice of the Peace.

Wm. P. Grove. Agt. &c. — Wm. P. Grove &c.

F. M. Johnson. Appellant. } Upon an Appeal from a Judgment of a Justice.
The Commonwealth. Appellee.

Mary Jane Cooley. Pltff. } U. S. — Leopold Wise. Pltff. } U. S.
John H. Rudy. Deft. — Mrs. Anna Fletcher. Deft.

J. Madison Weaver. Pltff. } Upon a Notice. — Emanuel Sipe. Pltff. } Upon a Notice.
Reuben Rinds Admr. &c. Deft. — Thompson Steele &c. Defts.

Ordered. That the foregoing Causes be placed upon the Cents Docket.

It appearing to the Court that Armanda R. Sprinkel is confined in the Jail of this County as a Lunatic and the Court conceiving it practicable and proper to contract under Sec. 38. chap. 82 Code of Va for his care and Maintenance and the father of said Sprinkel. J. Gambill Sprinkel of Harrisonburg being willing to receive him for such services as he may render him the Court agrees that he shall be committed to his charge on these terms but is is provided that the said Armanda Sprinkel shall not by this order be released from the control of the Court. and that the said Gambill Sprinkel shall return him to the Jail of the County and charge of the Sheriff if he finds that his insane Condition is such as to require this action. Upon the execution by the said J. Gambill Sprinkel as Committee for the said Armanda Sprinkel of a bond, with approved security in the penalty of five hundred dollars conditioned according to law.
And thereupon the said J. Gambill Sprinkel appeared in Court and together with Thomas M. Basford his surety (who justified as to his Sufficiency) entered into and acknowledged a bond in the penalty of $500 00 conditioned according to law. waiving the benefit of the Homestead Exemption as to this obligation, and qualified as such Committee by taking the oath prescribed by law.

Upon the motion of Europe Johnson an heir of Henry Johnson dec'd the estate of said Henry Johnson dec'd is committed to D. H. Rolston Sheriff of Rockingham County for Administration. the said decedent having departed this life more than three Months previous to this date and there having been ~~no~~ no administration upon said estate.

The writing purporting to be the last will and testament of John Harrison dec'd together with a Codicil thereto attached was this day presented in Court and the will being proven by the oaths of Wm M. Carpenter & Joseph Roades two of the Subscribing witnesses thereto and the Codicil thereto attached by the oaths of John B. Smith and Curtis Yates two of the Subscribing witnesses thereto. were admitted to probate and said will and Codicil ordered to be recorded. And thereupon on the motion of Barbara Catharine Harrison the executrix therein named who made oath thereto according to law. appeared in Court and entered into and acknowledged a bond in the penalty of $18000.00 Conditioned according to law waiving the benefit of the Homestead Exemption as to this obligation. A Certificate is granted her for obtaining a probat of the will of said John Harrison dec'd in due form. (said will providing that no security be required of her)

John B. Henkel who at the August Term 1879. of this Court was appointed and qualified as the Committee of A. J. Myers a person of unsound mind. this day appeared in Court and tendered his resignation as such Committee, and which resignation was accepted.

And thereupon on the motion of Michael H. Bowman the Court doth appoint him as Committee for the said A. J. Myers in the stead & place of the said John B. Henkel. whereupon the said Michael H. Bowman appeared in Court and together with Jacob G. Bowman & Samuel Dwier his sureties (who justified as to their sufficiency) entered into and acknowledged a bond in the penalty of $2500.00 Conditioned according to law waiving the benefit of the Homestead Exemption as to this obligation and qualified as such Committee by taking the oaths prescribed by law.

On the Motion of Wm M. Shafer, the Court doth appoint him as guardian for Mary E. Thomas Infant of Richard A. Thomas dec'd under 14. Years of age.

And thereupon the said Wm. M. Shafer appeared in Court and together with Jacob Sellers his surety (who justified as to his sufficiency) entered into and acknowledged a bond in the penalty of $2500.00 Conditioned according to law. waiving the benefit of the Homestead Exemption as to this obligation. and qualified as such Guardian by taking the oaths prescribed by law.

Martha J. Cooley Plff

John Rudy. Deft. } Upon a Writ of Unlawful Detainer

This day came the plaintiff by her Attorney and the writ in this case having been regularly executed, returned and docketed, and the defendant was solemnly called and came not, whereupon the Court doth enter the plea of Not Guilty for the said defendant and the testimony and argument of Counsel for the plaintiff being heard. It is considered by the Court that the plaintiff recover of the defendant the possession of the premises as demanded and described in the writ aforesaid. and her costs by her in this behalf expended. And the Clerk of this Court is directed to issue a Writ of Possession to the Sheriff of this County directed. Commanding him to place the said Plaintiff in possession of the said premises, as soon as may be after the adjournment of this Court.

Upon the Petition of E. D. Root &c. to Establish a Public Road. Beginning at the Ford in the Shenandoah River at or near Samuel Millers residence in Brocks Gap. and running up Marshalls Run to E. D. Root & Co's Mill.

This day came again the petitioners by their Attorneys and it appearing to the Court that the Board of Supervisors of Rockingham County has declined to make an appropriation to pay the damages ascertained by the order of December Term 1879. and the costs of opening said road, and the said E. D. Root & Co. agreeing to open said road at their own expense. And the entire cost of said road being thereby reduced to the sum of thirty dollars It is ordered that the said road be established in accordance with the report and diagram of the viewers, and that the sum of $30.00 be paid to Samuel Miller for damages to his land.

It is further ordered that the said E. D. Root & Co. proceed at once to open said road, and that when opened the Road Commissioner of Plains District proceed to examine the same, and report to this Court at or before the June Term next, whether the said road has been made in such a Manner as required by law.

Commonwealth.

James M Rhodes. } Upon an Indictment for Perjury.

This day James M. Rhodes who stands indicted for a Misdemeanor. this day appeared in Court in discharge of his recognizance entered into on the 5th day of the January Term last. whereupon for reasons appearing the trial of this Cause is continued until the 2d day of the March term next being March 16. 1880. and on the motion of the said Defendant James M Rhodes the Court doth permit him to renew his bail in the sum of $500. for himself and the same amount for his surety. And thereupon the said James M Rhodes together with Cyrus Rhodes his surety (who justified as to his sufficiency) acknowledged themselves to be indebted to the Commonwealth of Virginia in the sum of $500.00 each to be levied of their respective goods & Chattels lands & tenements for the use of the said Commonwealth of Virginia. each waiving the benefit of the Homestead Exemption as to this obligation.

Yet upon this Condition that the said James M. Rhodes does make his personal appearance before the Judge of this Court on the said 2d day of the March Term next being March 16th 1880. to answer the said Indictment against him and not depart thence without leave of the Court.

T. M. Johnson. Appellant.
The Commonwealth. Appellee. } Upon an Appeal from the judgment of a Justice

This day the Appellant T. M. Johnson appeared in Court in discharge of his recognizance entered into before J. H. Shipp a Justice of the peace in this County on the 20. day of January 1880. And thereupon for reasons appearing the trial of this cause is continued until the 3d day of the March Term next being March 18. 1880. and on the motion of the said T. M. Johnson the Court doth permit him to renew his bail in the sum of $200.00 for himself and the same amount by his Sureties whereupon the said T. M. Johnson together with A. J. Johnson & D. Leap his Sureties (who justified as to their sufficiency) acknowledged themselves to be indebted to the Commonwealth of Virginia in the sum of $200.00 each to be levied of their respective goods & chattels lands & tenements for the use of the said Commonwealth of Virginia each waiving the benefit of the Homestead Exemption as to this obligation

Yet upon this condition that said T. M. Johnson does make his personal appearance before the Judge of this Court on the said 3d day of the March term next being March 18th 1880. and not depart thence without leave of the Court.

Levi S. Byrd. Comm. of the Revenue for Central District Jos. W. Rhodes Comm. of the Revenue for Ashby District and P. H. Williamson Comm. of the Revenue for Plains District in this County this day returned to Court a Copy of their report as to the sales of Wine Alcoholic and Malt Liquors by all licensed retail and Barroom liquor dealers and wholesale liquor dealers within their respective districts for the Month of January 1880 the first amounting to $99.95 the second to $2.88 and the third to $1.54 as required by an act entitled An Act imposing a tax and prescribing the mode of Collecting the same on the privilege of selling Wine, Ardent Spirits, Malt Liquors &c. which are ordered to be filed.

Martin Fogle's Adm. Pltff.
P. R. Pickering Deft. } Upon an Attachment.

Upon Motion of the Plaintiff It is ordered that P. R. Pickering a Non-resident of the State of Virginia do appear here within One month after due publication of this order and the object of this suit and answer the plaintiff or do what is necessary to protect his interest, and that a Copy of this order & object of this suit be published Once a week for four Successive weeks in the Rockingham Register a Newspaper published & an other Copy of this order and object of this suit be posted at the front door of the Court House of this County on the first day of the next term of the County Court of said County.

Joel Rinker a Justice of the Peace for Linville District in this County this day paid into Court the sum of $5.00 It being the amount of a Judgment for fine rendered by him on the 9th day of February 1880 in the case of the Commonwealth & Isaac Laing for a Misdemeanor.

It is ordered to be certified to the Auditor of Public Accounts that George G. Grattan Attorney for the Commonwealth for this County is entitled to the sum of $40.00 for prosecuting 4 Felony Cases. Viz:- December Term 1879 Commonwealth & Joseph Bantzinger alias Bamber. Jany Term 1880 Commonwealth & Henry Jones & Same & Peter Sites and Same & George W. Davis. c of?

Leopold Wise Pltff.
Annie Fletcher. Deft. } Unlawful Detainer.

This day came the parties by their Attorneys, whereupon the Defendant filed her plea of Not guilty, and thereupon for reasons appearing the trial of this cause is continued until the next term of the Court.

This day came S. F. Sanger who alleges that he is aggrieved by an assessment made by Jos. W. Rhodes Comm. of the Revenue for Ashby District in this County whereby he is charged with license tax amounting to $2.00 on $500. estimated purchases as a Merchant for the year 1878. and thereupon the said S. F. Sanger moved the Court to exonerate him from the payment of $10.85 part of the license tax aforesaid which motion was defended by George G Grattan the Atty for the Commonwealth for said County. and the said Jos. W. Rhodes the Comm. who made the assessment was examined as a Witness touching the application. And it appearing to the Court that the said S. F. Sanger who was a Merchant doing business in the town of Bridgewater in this County discontinued business during the said year 1878 and that his actual purchases for said c of? 2.00 75

year 1878 were only to the amount of $2288, all which the Court certifies as facts proved upon the application. On Consideration whereof and from such facts so proved the Court is satisfied that the said S. F. Sanger is erroneously assessed with licence tax amounting to the sum of $10.85 wherefore it is ordered that the sum of $10.85 be refunded to him if paid. if not that he be exempted from the payment of it (And it appearing that application for redress against the erroneous assessment was made on this day for the first time)

Robert Johnston, who was on the day of January 1880 elected by the General Assembly of Virginia Judge of the County Court of this County for the term prescribed by law, and Commissioned by his Excellency F. W. M. Holliday Governor of Virginia on the 31st day of January 1880 as Judge aforesaid this day appeared in Court and qualified by taking the several oaths prescribed by law.

Ordered. That this Court be adjourned until the first day of the next term

Chas. T. Ferrall.

In Vacation. March 6. 1879

The Clerk of the County Court of Rockingham County is hereby directed to issue a Venire Facias directed to the Sheriff of Rockingham County commanding to Summon a Special Grand Jury for the March Term of said Court to appear at the Court House thereof on the 1st day of said Term. being the 15th day of March 1880. at 10 o'clock A. M. Given under my hand this 6th day of March 1880

Ro. Johnston Judge of the
Co. Ct. of Rockingham County

Attest.
J. S. Logan Clerk

At a County Court held in and for the County of Rockingham at the Court House thereof on Monday, March 15th 1886.

Present Hon Ro. Johnston, presiding.

The Clerk of this Court this day presented in Court a List of Deeds &c. received and admitted to record in the Clerk's Office of this Court, at and since the last February Term thereof, which list being seen and inspected by the Court is ordered to be Spread upon the Minutes, and is as follows. Viz:

Lien Note	Isaac Huffman.	The Patapsco Guano Company of Baltimore.	
Bargain Sale	John Paul Commissioner.	" Elias Hollen.	
" "	Elias Hollen. & wife.	" Magdalene Floyd.	
" "	Jeremiah Dorman & wife.	" Lydi Tetts.	
" "	Charles Sherman & wife.	" George H. Morris.	
" "	George H. Morris.	" Charles Sherman	
" "	Newton G. Moore & wife.	" Michael J. Scothorn & Virginia P. Scothorn.	
" "	Same.	" Franklin Broadus.	
" "	Jacob M. Swan & wife.	" John B. Smith.	
" "	Reuben Sellers & wife.	" Harvey Grandle.	
" "	Noah Spitzer & wife	" Wm. H. Spitzer	
" "	Philip Brunner & wife & others heirs of D. Brunner Sp Com	" Michael Brunner.	Old Deed
" "	John Bibler & wife.	" Same.	Old Deed
" "	Sarah J. Reedy	" Levi Reedy	
" "	Robert H. Spindle & wife & H. Hunter Spindle	" Noah M. Strayer.	
" "	John E. Roller Special Comm'r	" Lewis M. Kayler.	
" "	Jesse Burkholder & wife.	" John Burkholder	Old Deed
" "	Martin Burkholder & wife.	" Same	Old Deed
" "	Chas. E. Haas, Special Commissioner	" Samuel Grim.	
Power of Atty	A. M. Hannah	" Belle C. Hannah.	
Bargain Sale	Solomon B. Kulp & wife.	" Erasmus A. Kulp.	
" "	Mathias M. Kersh.	" Jacob D. Frey.	
" "	D. B. Roller Comm'r	" Erasmus Long.	
" "	G. M. Berlin Commissioner.	" Same.	
" "	Wm. G. Thompson.	" Geo. L. Hill. John H. Orebaugh. Joseph H. Orebaugh Trustee Peter Ritchie &	
" "	William Mansford & wife.	" Townsend Tribby.	
" "	Graham H. Davis. Commissioner	" Daniel Brunk	
" "	Henry Fusing & wife.	" Israel Fusing.	
" "	Israel Fusing & wife.	" Henry Fusing.	
" "	Joel Funkhouser	" Jacob Funkhouser	
" "	George Grady & wife.	" Catharine Landes.	
" "	George Moorman & wife.	" John H. Moorman.	
Art of Agreement	Edmund Harper.	" George M. Effinger.	
Bargain Sale	Adam M. Long & wife.	" Peter M. Long	
" "	Wm. Shands Comm'r	" David H. Lefevy.	
" "	Edward Yea & wife & John Pirkey & wife	" Adam Koontz Trustee for Elizabeth Koontz.	
Homestead Deed	J. M. Beale.	" Claim of Homestead.	
Trust Deed.	Adam J. Fowler	" Abraham D. Brunk Trustee.	
" "	D. H. Lantz. J. M. Lantz & Sebastian Propes	" J. S. Logan Trustee.	
Bargain Sale	Annie Layman	" Daniel Layman	
" "	Lewis Frickey & wife	" Reuben M. Frickey.	
" "	James P. Scott & wife.	" Peter Bazzle.	
Deed of Lease	Humphreys Shugarue	" A. M. Hamilton.	
" " "	Archibald Taylor.	" Same.	

Trust Deed	John Lewis. Wise.	to David F. Newkirk trustee.
Bargain Sale	Charles E. Haas Special Commissioner.	" Abraham Billhimer
" "	Daniel Bowman trustee.	" Harry Shoemaker.
Mortgage	Harry Shoemaker	" James M. Jeffries.
Homestead Deed	Calvin M. Clatterbuck.	" Clarin J. Homestead.
Trust Deed	Daniel S. Lizzie M. & Chas. D. Harrison.	" George P. Buttner Trustee.
Conf. Lien Note	F. le Hoff Kuis & Brothers.	" The Maryland Fertilizer Company.
" " "	Martin Beery.	" Same Same
" " "	J. D. Armentrout.	" Same Same
Bargain Sale	John E. Roller trustee.	" John T. Atkins.
" "	John E. Roller Commissioner.	" William Richards.
" "	David M. Brenneman Admr. de B.N. Eli. Anders.	" John Geil.
" "	John Zigler trustee.	" Joseph. Smith.
" "	Same.	" Michael Zigler
" "	Noah Buckholder trustee.	" S.H. Moffett & Granville Eastham.
Trust Deed	George Russell	" E.A. Shands. Trustee.
" "	M.E. Cadrier.	" A.S. Rosenberger Trustee.
Bargain Sale	C.B. Roller Commissioner.	" Thomas C. Hershey.
" "	George L. Grattan. Commissioner.	" William Rehard
" "	Jacob Spitzer Exor of Levi Reedy	" Philip Hollar
Deed of Release	Herman Lenz Trustee.	" Henry Rosenheim.
Bargain Sale	Chas. E. Haas Special Commissioner.	" Same
" "	Christoph Mohr. trustee.	" Ellen Morris.
" "	Samuel H. Kirkpatrick	" Timothy Funk
" "	M.S. White Exr. & Daniel Wine trustee	" Conrad Berger
Trust Deed	John W.R. Moore trustee	" J.M. Miller. Trustee
Bargain Sale	Ulrich Mittig.	" Henry Mittig.
" "	Chas. F. Ecker. trustee.	" Thomas J. Atchison.

Appraisement and Sale Bill of the Personal Property of James Games dec?
" " " " " " Mrs Margaret Nicholas dec'
" Bill " " " David Whitmore dec?
" and Sale Bill " " Henry Whisler. dec?
" Bill " " " Lucinda Yancey dec?

The foregoing Appraisement & Sale Bills were this day presented in Court and no exceptions being taken thereto. the same are ordered to be recorded

Settlement of the Account of D.H. Rolston & R.L. Adms. of Mrs Fanny Brown. dec?
" " " " Noah Martz Exor of Daniel Bazzell dec?
" " " " L.M. Kaylor Executor of M.D. Baugher. dec?
" " " " John J. Brenner Admr. of Rebecca C. Brenner. dec?
" " " " Daniel Hunt Gaurdian for D.P. Bowman
" " " " Wm F. Carpenter . Edward M. & Mary L. Carpenter
" " " " Rudolph Moyers Executor of Joseph Bowman dec?
" " " " Same Same
" " " " D.H. Rolston & R.L. Admr. of Daniel D. Dovel dec?
" " " " J.B. Dingledine Executor of Balser Dingledine dec?
" " " " Joseph A. Eaman one of Executors of David Huffman dec?
" " " " Wm F. Carpenter one of Same
" " " " Wm M. Henning Admr. of Jacob Henning dec?
" " " " A.S. Rosenberger Executor of George Huff dec?
" " " " John B. Gaugwer Admr. of Michael Hoover dec?
" " " " Same Same dec?

Settlement of the Accounts of Robert Liskey Executor of Martin Liskey dec'd
" " " " John B. Kline Guardian for Joseph S. & John L. McKay.
" " " " A. J. Myers " " Jacob M. Myers
" " " " B. G. Patterson Trustee for Joseph S. Strayer.
" " " " Milton Taylor guardian for John R. Trulove.
" " " " D. H. Roston S.R.C. Edw. Dold C.C. of Benjamin Yount.

The foregoing Settlements were this day presented in Court and having been filed in the Clerks office of this Court the time prescribed by law and there being no exceptions taken thereto the same are confirmed and ordered to to be recorded.

Robert Johnson who was on the day of January 1880 elected by the General Assembly of Virginia Judge of the County Court of Rockingham for the term prescribed by law and Commissioned by his Excellency F. W. M. Holliday Governor of Virginia on the 31st day of January 1880 as Judge aforesaid this day appeared in Court and qualified by taking the several oaths prescribed by law. (Copy from Minutes February Term 1880 See pp 340 this book)

The Commonwealth of Virginia.

To all to whom these presents shall come - Greeting:

Know You, That our Governor having been duly notified of the Election by the joint vote of the two Houses of the General Assembly of Robert Johnston, as Judge of the County Court of Rockingham County, for the Term of Office prescribed by law, do hereby Commission him the said Robert Johnston Judge of the said Court, to exercise the functions and discharge the duties of his Office according to law.

In Testimony Whereof, These our Letters are Sealed with the Lesser Seal of the Commonwealth, and made patent Witness our said Governor, this 31st day of January in the Year of our Lord eighteen hundred and Eighty and of the Commonwealth the One hundred and fourth.

Fred W. M. Holliday

By the Governor
J. J. Standard Leroy
Secretary of the Commonwealth.

It appearing to the Court from a writing filed that Sallie A. Probst Infant of Lewis Probst dec. over of the Age of 14 Years has made choice of Isaac Hoover as her guardian, the Court doth appoint him as such Guardian, and thereupon the said Isaac Hoover appeared in Court and together with John L. Joseph his Surety (who justified as to his Sufficiency) entered into and acknowledged a bond in the penalty of $100.00 Conditioned according to law waiving the benefit of the Homestead exemption as to this obligation and qualified as said guardian by taking the Oath prescribed by law.

Philip H. Pugh who was on the 20th day of February 1880 duly Commissioned by the Governor of Virginia a Notary Public in and for the County of Rockingham, for the term of four years from said date this day appeared in Court and together with Herod Homan his surety who justified as to his Sufficiency entered into and acknowledged a bond in the penalty of $500.00 Conditioned for the faithful execution of the duties of said office each

waiving the benefit of the Homestead exemption as to this obligation. which bond is ordered to be recorded by the Clerk of this Court. who is directed to transmit a copy of said bond and copy of this order to the Secretary of the Commonwealth. and thereupon the said Philip H. Pugh qualified. by taking the several oaths prescribed by law.

It appearing to the Court from a writing filed that Mrs Caroline P. Lincoln widow of Jacob Lincoln dec'd relinquishes her right to qualify as the Administratrix of her deceased husband. and thereupon on her motion John H. Taylor and Charles H. Nicholas who made oath thereto according to law. appeared in Court and together with J. J. Nicholas their Surety (who justified as to his Sufficiency) entered into and acknowledged a bond in the penalty of $1000.00 Conditioned according to law waiving the benefit of the Homestead exemption as to this obligation. (A certificate is granted them for obtaining letters of administration on the Estate of said Jacob Lincoln dec'd in due form. And the Court doth appoint Abram M. Ling. P. H. Baugher. Charles J. Brock. J. H. White & S. K. Allebaugh to appraise the Estate of said Jacob Lincoln dec'd any three of whom may act after first being duly Sworn.

On the Petition and motion of B. G. Patterson Guardian of Minnie D. Martz. and it appearing to the Court that the interest arising from the estate of Minnie D. Martz in the hands of said Guardian is insufficient to Maintain and School his said ward. It is therefore ordered that said Guardian and he is hereby empowered and directed to use and expend so much of the principal of any money or moneys now in his hands or that may come into his hands as such Guardian as will be sufficient to maintain. clothe and School his said ward. Minnie D. Martz. provided said sum so expended shall not exceed One hundred dollars until a further order of this Court.

Geo. E. Sipe General Receiver of this Court. this day made his report to the Court. for the quarter ending March 15th 1880. as required by Section 19. Chapter 175. Code of Virginia of 1873. which is ordered to be filed.

It appearing to the Court from the report of Geo. E. Sipe. Gen'l Receiver of this Court this day filed. that said Sipe. Receiver out of the funds in his hands to the credit of the heirs of R. L. Yancey. dec'd has loaned two hundred Dollars to Cyrus Bence. as of the 4th day of March 1880. the action of the said Receiver is hereby ratified and approved. and said Sipe Receiver is directed to secure the payment of the said Sum of by Deed of Trust or Mortgage on the lands of the said Bence.

On the Application of Abraham Miller. Robert Cox & Elijah Earman & others. for the establishment of a public Road. Beginning on the Rockingham & Standardsville Turnpike near Taylor Springs. thence by said Springs & Cupps Mill to the Swift Run Gap Road. the distance supposed to be 1¼ Miles. the Court at the September Term 1879 appointed James C. Keltzel. Edward S. Kemper & John Leedy as viewers. and said viewers having located the said route. but not yet having made a report thereof. and the said Applicants being land-owners along the said route. having suggested certain changes in the proposed location which will reduce the damages and convenience all parties. upon motion of their Attorney The Court doth order the said viewers. appointed at the September 1879. to return and view and locate the said route suggested by the said Land-owners and make

a report thereof, Stating all the circumstances required in the order of Sept. Ct. 1879. And make a return of the report of the said Suggested location with the report of the location made in accordance with the order of Sept Term 1879. at the next term.

Leopold Meier Pltff.
vs
Mrs. Annie Fletcher, Deft. } Unlawful Detainer.

This day came again the parties by their Attorneys, and the defendant by her Counsel having withdrawn her plea of Not Guilty filed at the February Term 1880. It is considered by the Court that the plaintiff do recover possession of the premises as demanded and described in the writ issued in this cause to-wit: a certain House and lot in the Town of Harrisonburg on the corner of West Market and High Streets, adjoining the Catholic Church property and the old graveyard lot, and the Court doth order that a writ of possession do issue forthwith for the possession of the premises aforesaid. returnable to the 2d day of March 1880. and that the plaintiff recover of the defendant his costs in this behalf expended.

writ of Possession issd.

Levi S. Byrd Commr. of the Revenue for Central District. Jno. H. Rhodes Comr. of the Revenue for Ashby District and T. L. Williamson Commr. of the Revenue for Plains District in this County, this day returned to Court a copy of their report, as to the sales of Wine, Alcoholic and Malt Liquors, by all licensed retail and Bar-room liquor dealers and wholesale liquor dealers within their respective Districts for the Month of February 1880 The first amounting to $79.54 the 2d to $2.76 and the 3d to $11.50 as required by an act entitled "An Act imposing a tax and prescribing the mode of Collecting the same on the privilege of selling Wine Ardent Spirits, Malt Liquors &c, which are ordered to be filed.

exd. rd.

John Niswander Committee for Malinda Worrell a person of unsound mind this day presented in Court an Account against the Commonwealth of Virginia amounting to the sum of $39.33 for the board and Care of the said Malinda Worrell a Lunatic from October 27th 1879 to February 27 1880. 4 Months @ $100. per year. ($33.33) and 4 Months Clothing for same @ $1.50 per Month. ($6.00) which being Sworn to was examined and allowed by the Court and ordered to be certified to the Auditor of Public Accounts for payment.

D. A. M Newman. Commr. of Accounts for this County having presented his report as required by Act of General Assembly. Approved April 1. 1879 in regard to the form, conditions, and Solvency of the Sureties on the Official bond of Samuel K. Sterling, Treasurer of this County. shewing that said Bond is in due form and Sufficient in penalty. &c. which was ordered to be filed

copied

M. J. Martz. Special Constable for Plains District in this County this day presented in Court an Account against the Commonwealth of Virginia, amounting to the Sum of $9.32 for one days board for two prisoners @ $1.00 per day ($2.00) One days board for self and three guards @ $1.00 per day ($4.00) One days allowance to each of said guards @ 75¢ per day + 4¢ per mile for two miles ($2.42) & One day services + 4¢ per mile for self. ($3¢) which being sworn to was examined

and allowed by the Court and ordered to certified to the Auditor of Public Accounts for payment (the justices having certified as to the appointment of said Special Constables, and the necessity for said guards.

The writing purporting to be the last will and testament of Abraham Knopp dec'd was this day presented in Court and being proven by the oaths of Edwin Taylor & Samuel D. Wampler the Subscribing witnesses thereto was admitted to probate and ordered to be recorded.
and the Executor named in the said will having by his writing filed refused to take upon himself the burthen of the execution thereof. And Catharine Knopp. widow and relict of the Testator. having also by her writing filed renounced her right to qualify as the Administratrix of her deceased husband And on her motion Michael Zigler who made oath thereto, according to law appeared in Court and together with John Zigler his Surety (who justified as to his Sufficiency) entered into and acknowledged a bond in the penalty of $5000.00 conditioned according to law. waiving the benefit of the Homestead exemption as to this obligation. A certificate is granted the said Michael Zigler for obtaining letters of Administration on the Estate of said Abraham Knopp dec'd with his will aforesaid annexed in due form.
And the Court doth appoint Andrew J. Daugherty. D. D. Wampler. Daniel Travel and Abram Shank to appraise the Estate of the said Abraham Knopp dec'd any three of whom may act after first being duly Sworn.
And the said Catharine Knopp widow of Abraham Knopp. having by her writing duly witnessed filed. renounced the provisions of the said will in her favor. which she might claim by the said will.

Joseph W. Rhodes who was on the 24th day of February 1880. duly commissioned by the Governor of Virginia, a Notary Public in and for the County of Rockingham. for the term of four years from the said date. this day appeared in Court and together with Jasper Dawse his surety (who justified as to his Sufficiency) entered into and acknowledged a bond in the penalty of $500.00 conditioned for the faithful execution of the duties of his office. each waiving the benefit of the Homestead Exemption as to this obligation, which bond is ordered to be recorded by the Clerk of this Court. who is directed to transmit a copy of said bond and a copy of this order to the Secretary of the Commonwealth.
And thereupon the said Joseph W. Rhodes qualified by taking the several oaths prescribed by law.

Emanuel Sipe Foreman Eugene West J. W. Basore. Preston Rhodes. Geo. W. Skelton Fred K. Speck P. H. Dice J. H. Berry & John Lineweaver. were impannelled and sworn a Special Grand Jury in and for the body of the County of Rockingham. and having received their charge from the Court retired to their room to consider of their presentments and after sometime returned into Court and made the following presentments Viz:-
An Indictment against George W. Wood & Patrick H. Reed for the Murder of Jacob Lincoln a true bill Emanuel Sipe, Foreman.
An Indictment against Preston Layman as accessory after the fact to felony committed by G. W. Wood no Indictment found. Emanuel Sipe Foreman.
And having completed the business before them were discharged from further attendance upon this Court.

c of D. 1 d. Ordered that Emanuel Sipe, Eugene West J. W. Basore, Preston Rhodes, George W. Skelton Fred K. Speck P. H. Dice J. H. Berry & John Lineweaver be each allowed the sum of one

Dollar for their services at this term of the Court as Grand Jurors. and that the same be certified to the Treasurer of this County for payment

Commonwealth
vs
George M. Mood and Patrick H. Reed } Upon an Indictment for the Murder of Jacob Lincoln.

This day Patrick H Reed who Stands indicted for a felony by him committed. appeared in Court in discharge this recognizance entered into before D. G. Maitz & D. M Beam Justices of the Peace of this County on the 24th day. February 1880 for his appearance this day to await the action of the Grand Jury. and thereupon the said Patrick H Reed was committed to the Sheriff of this County. whereupon Abraham Lincoln. J. Edward Lincoln Preston Lincoln, Preston Layman & E. J. Brock. Jos S. Pennybacker & Thomas J. Kontz. witnesses in behalf of the Commonwealth appeared in Court and acknowledged themselves to be indebted to the Commonwealth of Virginia in the sum of $100.00 each to be levied of their respective goods & Chattels lands and tenements for the use of the said Commonwealth of Virginia each waiving the benefit of the Homestead exemption as to this obligation. Yet upon this condition that they each do make their personal appearance before the Judge of this Court on tomorrow morning the 2d day of this term of the Court as witnesses as aforesaid and not depart thence without leave of the Court.

Preston Layman this day appeared in Court in discharge of his recognizance entered into before D. G. Maitz & D. M Beam Justices of the Peace of this County on the 24th day of February 1880. for his appearance this day to await the action of the Grand Jury. and they having failed to find an Indictment against him. It is therefore considered by the Court that he be discharged from said recognizance and go hence without day &c.

On the motion of Saml. R. Sterling Treasurer of this County. J. H. Reynolds appeared in Court and qualified as his Deputy (for Elmendall District) by taking the several oaths prescribed by law.

Mary Billheimer Pltff
vs
A. H. Peale Deft. } Ejectment.

On motion of the plaintiff It is ordered that this cause be dismissed and that the Defendant recover of the plaintiff his costs by him abt this behalf expended.

J. P. Effinger Pltff.
vs
Joseph Bowman, gar of
John H. Baker Deft } upon a Suggestion.

This day came Joseph Bowman and having been examined on oath says that he is not indebted to the said John H Baker nor was he indebted to him at the date at which the process was served upon him. It is therefore considered by the Court that this cause be dismissed and that the Defendant Jos. Bowman recover of the plaintiff his costs in this behalfe expended.

The Shenandoah Valley Railroad Company vs A. C. Bear } upon a motion for the appointment of Commissioners to assess Land damages.

Same vs Henry A. Bear } same motion.

Same vs Thomas K. Miller. } same motion

Same vs Thomas Shifflett, S. M. Shifflett, Rosa Miller, Bettie L. Miller, Susan Miller, & Joseph Miller. } same motion

Same vs J. M. T. Samuels. } Same motion.

Same, vs C. K. Hamsberger. } Same motion.

Same vs Mrs. Amanda J. Yancey, A. P. Yancey, Sallie Yancey, Richard Yancey, Bernard Yancey, Robert Yancey } Same motion.

Same, vs Allen B. Yancey. } Same motion.

Same, vs R. A. Gibbons. } same motion.

Same vs John A. Wood, R. M. E. Wood & Anna P. Waggaman. } same motion.

Same, vs J. W. Gitt } same motion.

same vs C. A. & Allen B. Yancey. } same motion.

same, vs Geo. R Engenbright } same motion.

The Shenandoah Valley Railroad Company, } Same motion
vs
Robert M. Burke,

Same,
vs
John F. Lewis } Same motion

Same,
vs
Amos Scott } same motion.

Same,
vs
W. L. Bateman } same motion.

Same,
vs
J. J. Nicholas. } same motion

Same,
vs
J. B. Nicholas } same motion.

Same,
vs
Charles D. Hamsbergen, Wm. N. Hamsbergen, Annette Hamsbergen, } Same motion.

Same,
vs
J. M. Blackburn, } same motion.

Same,
vs
L. S. L. Preston. } same motion.
&
same
vs
Peter Naylor. } same motion.

Ordered, That the foregoing causes be placed upon the Court's Docket.

Ordered, That Court be adjourned until to-morrow morning at 10 o'clock.

R. Johnston

At a County Court continued and held in and for the County of Rockingham at the Court House thereof, on Tuesday March 16. 1880.

Present Hon. Robert Johnston, presiding.

On the Application of R.G. Coakley, Jacob Dundore David B. Showalter & others for the establishment of a Public Road 20 feet wide Commencing at the Dayton Public Road near John Lengers and running thence Northwest a distance of about One Mile to intersect the Rawley Springs Road near Whitmers Mill.
The Court doth appoint D. J.S. Curry, J. Alex Stultz and Jos. M. Rhodes viewers, to view the ground, and report to this Court at its next term the conveniences and inconveniences that will result, as well to individuals as to the public, if such road should be established as proposed, and especially whether any yard, garden orchard, or any part thereof will have to be taken.
They shall further report the facts and circumstances in their opinion, useful in enabling the Court to determine the expediency of establishing the road.
They shall report the names of the land-owners on such route, and State which of them require Compensation; the probable amount, in their opinion, to which such party may be entitled, and any other matter which they may deem pertinent.
They shall not locate any route on which there may be a grade at any one point exceeding Six degrees, and shall endeavor to locate a route which shall not exceed five degrees at any one point. A Map or diagram of the route, with Courses and distances, shall be returned with their report. A statement of the number of days each viewer and Surveyor was employed in executing this order shall be appended to the report, and Sworn to before a Justice of the Peace, or other officer, who shall append his Certificate to the same. Any defect in the action or report of the viewers will debar them from receiving pay for their Services.

J. M. Weaver. Pltff
Reuben Bond's Admr &c Defts } upon a Notice

This day came the parties by their Attorneys, and the defendants moved the Court to require the plaintiff to file a Statement of the grounds of his motion And the plaintiff thereupon filed the Constables receipt upon which his motion is based.

P. Whie Admr of William Robinson dec'd. Pltff
Shem Heatwole Gar. of John A. Kelp. Deft. } upon a Suggestion

This day came the defendant Shem Heatwole and made answer to said suggestion upon oath, and it appearing to the Court that the said Heatwole is indebted to the said John A. Kelp the execution debtor in the sum of fifteen dollars he is ordered to pay the same to the plaintiff to be applied first to the costs of this suggestion which are hereby adjudged to said plaintiff, and the remainder to the execution set forth in the Suggestion

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On Motion of J. P. Rolston, late S. R. C. & as such Committee Admr of Geo. W. Miller dec'd. representing that he has in his hands about $90.- to $95.- dollars belonging to the Estate of said intestate, and that he is advised that owing to certain litigation involving the Estate of his intestate he can not Safely disburse the same upon any ascertained debt of said Estate.
It is ordered that said James P. Rolston, late S. R. C. & Admr as aforesaid do Scott his deputy in whose hand said fund now is, do pay over the said sum

to the General Receiver of this Court. taking his receipt therefor, said Receiver to hold the same subject to the future order of this Court.

The following order which ought to have been in yesterdays proceedings is now entered Nunc pro tunc.

The Shenandoah Valley Railroad Company

J. F. Lewis and L. L. Lewis Exors of the last will and testament of Saml. S. Lewis. dec'd. } Upon a motion for the appointment of Commissioners to assess Land damages

Ordered. That the foregoing cause be placed upon the Courts Docket.

Commonwealth.

James M Rhodes. } Upon an Indictment for Perjury.

This day James M Rhodes, who stands indicted for a Misdemeanor appeared in Court in discharge of his recognizance entered into on the 1st day of the February Term last, and thereupon for reasons appearing, the trial of this Cause is continued until the 4th day of the April Term next being April 22d 1880. and on motion of the said Defendant James M Rhodes the Court doth permit him to renew his bail in the sum of $500.00 for himself and the same amount for his surety. whereupon the said James M. Rhodes together with Keyrus Rhodes his Surety (who justified as to his sufficiency) acknowledged themselves to be indebted to the Commonwealth of Virginia in the sum of $500.00 each. to be levied of their respective goods and Chattels lands and tenements for the use of the said Commonwealth of Virginia, each waiving the benefit of the Homestead exemption as to this Obligation

Yet upon this Condition that the said James M Rhodes does make his personal appearance before the Judge of this Court on the said 4th day of the April Term next being April 22 1880 to answer the said Indictment against him. and not depart thence without leave of the Court.

The Shenandoah Valley Railroad Company

R. A. Gibbons. } Upon a Motion to appoint Commissioners to assess Land Damages

This day came the parties by their Attorneys. And thereupon the defendant by Counsel moved the Court to quash the notice in this cause, which motion upon Consideration the Court doth overrule, to which action of the Court in overruling said motion, the defendant by Counsel excepted, and tendered his bill of exceptions which he prays may be signed sealed and enrolled, and made a part of the record in this cause which is accordingly done, and is in the words & figures following to-wit (here insert)

The Shenandoah Valley Railroad Company

Wm B. Yancey. } Upon a Motion to appoint Commissioners to assess Land Damages

This day Came the parties by their Attorneys. And thereupon the Defendant by Counsel moved the Court to quash the notice in this cause which motion upon Consideration the Court doth overrule, to which action of the Court in overruling said motion the defendant by Counsel excepted, and tendered his bill of exceptions, which he prays may be signed sealed and enrolled and made a part of the record in this Cause which is accordingly done, and is in the words & figures following, to-wit (here insert)

The Shenandoah Valley Railroad Company.
vs. } Upon a Motion to appoint Commissioners
A. & Thos B. Massey. } to assess Land damages.

This day came the parties by their Attorneys. And thereupon the Defendants by Counsel moved the Court to quash the Notice in this Cause. which motion on Consideration the Court doth overrule. to which action of the Court in overruling said motion the defendants by Counsel excepted. and tendered their bill of exceptions which they pray may be signed. sealed and enrolled. and made a part of the record in this Cause. which is according is done & is in the words & figures following to-wit. (here insert)

Commonwealth
vs. } Upon an Indictment for the Murder of Jacob
George W. Wood & Patrick H. Reed. } Lincoln.

This day the prisoners George W. Wood and Patrick H. Reed late of the County of Rockingham who stand indicted for a Felony by them committed. were led to the bar of the Court in custody of the Jailor of this County. and being thereof arraigned each pleaded "not Guilty" to the said Indictment and upon their arraignment each elected to be tried Separately. whereupon on their motion their trial was fixed for the 1st day of the April Term next of this Court being April 1st 1880.

And thereupon Jacob S. Sellers. David Sudduth A. W. Koontz & Harvey Deaver. witnesses in behalf of the Commonwealth appeared in Court and acknowledged themselves to be indebted to the Commonwealth of Virginia in the Sum of $500.00 each to be levied of their respective goods & Chattels. Lands & tenements for the use of the said Commonwealth of Virginia, each waiving the benefit of the Homestead Exemption as to this obligation.

But upon this Condition that they each do make their personal appearance before the Judge of this Court. on the 4th day of this March Term being Thursday March 18th 1880. as witnesses as aforesaid. and not depart thence without leave of the Court.

And thereupon the prisoners were remanded to Jail.

The writing purporting to be the last will and testament of Isaac Paul dec'd was this day presented in Court, and there being no Subscribing witnesses thereto. John G. Effinger, John S. Lewis & Arthur Paul, were Sworn, and Severally deposed. that they are well acquainted with the Testators hand writing, and verily believe the said writing, and the name thereto subscribed, to be wholly written by the Testators own hand, whereupon the said writing was admitted to probate, and ordered to be recorded, as the true last will and testament of the said Isaac Paul, dec'd.

The Shenandoah Valley Railroad Company.
vs. } Upon a Motion to appoint Commissioners
A. C. Bear. } to assess Land damages.

On the motion of The Shenandoah Valley Railroad Company. George Chrisman Wm R. McKeever. Michael J. Martz. John H. Holsten of D. and Isaac Long. any three of whom may act. are hereby appointed Commissioners to ascertain what will be just Compensation for such of the Land of the freehold of A. C. Bear, as is proposed to be taken by the Shenandoah Valley Railroad Company for its purposes and for the damages to the residue of the lands of said Bear. beyond the peculiar benefit to be derived in respect to said residue from the work to be constructed. And the Court doth designate the 25th day of March 1880 for the meeting of the said Commissioners who shall, before proceeding to execute this order be duly sworn to faithfully discharge their

duty in pursuance hereof.

The Shenandoah Valley Railroad Company
vs
Henry A. Bear.

Upon a Motion to appoint Commissioners to Assess Land damages.

On the motion of The Shenandoah Valley Railroad Company, George Chrisman Wm. R. McKeever, Michael J. Martz, John H. Rolston of D. and Isaac Long - any three of whom may act, are hereby appointed Commissioners to ascertain what will be just Compensation for such of the land of the freehold of Henry A. Bear as is proposed to be taken by the Shenandoah Valley Railroad Company for its purposes and for the damages to the residue of the lands of said Bear beyond the peculiar benefit to be derived in respect to said residue from the work to be Constructed. And the Court doth designate the 25th day of March 1880, for the meeting of the said Commissioners who shall, before proceeding to execute this order be duly sworn to faithfully discharge their duty in pursuance hereof.

The Shenandoah Valley Railroad Company
vs
Thomas K. Miller

Upon a Motion to appoint Commissioners to assess Land Damages

On the Motion of The Shenandoah Valley Railroad Company George Chrisman Wm R. McKeever, Michael J. Martz John H. Rolston of D. and Isaac Long any three of whom may act, are hereby appointed Commissioners to ascertain what will be just Compensation for such of the land of the freehold of Thomas K. Miller as is proposed to be taken by the Shenandoah Valley Railroad Company for its purposes and for the damages to the residue of the lands of said Miller beyond the peculiar benefit to be derived in respect to said residue from the work to be Constructed. And the Court doth designate the 26th day of March 1880, for the Meeting of the said Commissioners who shall, before proceeding to execute this order be duly Sworn to faithfully discharge their duty in pursuance hereof.

Same.
vs
Thomas Shifflett, S. H. Shifflett, Rosa Miller, Bettie L. Miller, Susan Miller & Joseph Miller

Same. Motion

On the motion of The Shenandoah Valley Railroad Company, George Chrisman Wm R. McKeever, Michael J. Martz, John H. Rolston of D. and Isaac Long any three of whom may act, are hereby appointed Commissioners to ascertain what will be just Compensation for such of the land of the freehold of Thomas Shifflett, S. H. Shifflett, Rosa Miller, Bettie L. Miller, Susan Miller & Joseph Miller as is proposed to be taken by the Shenandoah Valley Railroad Company for its purposes and for the damages to the residue of the lands of said Shifflett &c. beyond the peculiar benefit to be derived in respect to said residue from the work to be Constructed. And the Court doth designate the 26th day of March 1880, for the meeting of the said Commissioners who shall, before proceeding to execute this order be duly Sworn to faithfully discharge their duty in pursuance hereof.

Same.
vs
J. M. T. Samuels.

Same Motion

On the motion of The Shenandoah Valley Railroad Company George Chrisman Wm R. McKeever, Michael J. Martz, John H. Rolston of D. and Isaac Long any three

of whom may act. are hereby appointed Commissioners to ascertain what will be just compensation for such of the land of the freehold of J.M.D. Samuels as is proposed to be taken by The Shenandoah Valley Railroad Company for its purposes and for the damages to the residue of the lands of said J.M.D. Samuels beyond the peculiar benefit to be derived in respect to said residue from the work to be constructed. And the Court doth designate the 29th day of March 1880. for the meeting of the said Commissioners who shall before proceeding to execute this order be duly sworn to faithfully discharge their duty in pursuance hereof

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The Shenandoah Valley Railroad Company
vs
D.K. Hamsberger
} Upon a Motion to appoint Commissioners to Assess Land Damages.

On the motion of the Shenandoah Valley Railroad Company. George Chrisman. Wm R. McKeever. Michael J. Martz. John H. Rolston of D. and Isaac Long any three of whom may act. are hereby appointed Commissioners to ascertain what will be just Compensation for such of the land of the freehold of D.K. Hamsberger as is proposed to be taken by The Shenandoah Valley Railroad Company for its purposes and for the damages to the residue of the lands of said Hamsberger. beyond the peculiar benefit to be derived in respect to said residue from the work to be constructed. And the Court doth designate the 30th day of March 1880 for the meeting of the said Commissioners who shall before proceeding to execute this order be duly sworn to faithfully discharge their duty in pursuance hereof.

Same.
Mrs Amanda J. Yancey. A.P. Yancey. Sallie Yancey
Richard Yancey. Bernard Yancey & Robert Yancey
} Upon Same Motion

On the motion of The Shenandoah Valley Railroad Company. George Chrisman. Wm R. McKeever. Michael J. Martz John H. Rolston of D. and Isaac Long any three of whom may act. are hereby appointed Commissioners to ascertain what will be just Compensation for such of the land of the freehold of Mrs Amanda J. Yancey. A.P. Yancey Sallie Yancey. Richard Yancey Bernard Yancey & Robert Yancey as is proposed to be taken by The Shenandoah Valley Railroad Company. for its purposes and for the damages to the residue of the lands of said Yanceys. beyond the peculiar benefit to be derived in respect to said residue from the work to be constructed. And the Court doth designate the 31st day of March 1880. for the meeting of the said Commissioners who shall. before proceeding to execute this order be duly sworn to faithfully discharge their duty in pursuance hereof.

Same.
Wm. P. Yancey
} Same Motion

On the motion of The Shenandoah Valley Railroad Company George Chrisman Wm R. McKeever. Michael J. Martz. John H. Rolston of D. and Isaac Long any three of whom may act, are hereby appointed Commissioners to ascertain what will be just Compensation for such of the land of the freehold of Wm. P. Yancey as is proposed to be taken by The Shenandoah Valley Railroad Company for its purposes and for the damages to the residue of the lands of said Yancey. beyond the peculiar benefit to be derived in respect to said residue from the work to be constructed. And the Court doth designate the 31st day of March 1880. for the meeting of the said Commissioners who shall. before proceeding to execute this order be duly sworn to faithfully discharge their duty in pursuance hereof

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The Shenandoah Valley Railroad Company.
R. A. Gibbons } Upon a Motion to appoint Commissioners to Assess Land damages.

On the motion of The Shenandoah Valley Railroad Company, George Lehrman Wm R. McKeever, Michael J. Martz, John H. Rolston of D. and Isaac Long any three of whom may act, are hereby appointed Commissioners to ascertain what will be just Compensation for such of the land of the freehold of R. A. Gibbons as is proposed to be taken by The Shenandoah Valley Railroad Company for its purposes and for the damages to the residue of the lands of said Gibbons, beyond the peculiar benefit to be derived in respect to said residue from the work to be constructed. And the Court doth designate the 31st day of March 1880. for the meeting of the said Commissioners who shall before proceeding to execute this order be duly sworn to faithfully discharge their duty in pursuance thereof.

Same.
John I Wood, R. M. & Wood & Anna P. Maggart. } Same Motion.

On the motion of The Shenandoah Valley Railroad Company, George Lehrman Wm R. McKeever, Michael J. Martz, John H. Rolston of D. and Isaac Long any three of whom may act, are hereby appointed Commissioners to ascertain what will be just Compensation for such of the land of the freehold of John I Wood, R. M. & Wood & Anna P. Maggart as is proposed to be taken by The Shenandoah Valley Railroad Company, for its purposes and for the damages to the residue of the lands of said John I Wood &c. beyond the peculiar benefit to be derived in respect to said residue from the work to be constructed. And the Court doth designate the 1st day of April 1880 for the meeting of the said Commissioners who shall before proceeding to execute this order be duly sworn to faithfully discharge their duty in pursuance hereof.

Same.
J. W. Gitt } Same Motion.

On the motion of The Shenandoah Valley Railroad Company, George Lehrman, Wm R. McKeever, Michael J. Martz, John H. Rolston of D. and Isaac Long any three of whom may act, are hereby appointed Commissioners to ascertain what will be just Compensation for such of the land of the freehold of J. W. Gitt as is proposed to be taken by The Shenandoah Valley Railroad Company, for its purposes, and for the damages to the residue of the lands of said J. W. Gitt, beyond the peculiar benefit to be derived in respect to said residue from the work to be constructed. And the Court doth designate the 1st day of April 1880, for the meeting of the said Commissioners who shall before proceeding to execute this order be duly sworn to faithfully discharge their duty in pursuance hereof.

Same
L. A. & Wm B. Yancey } Same Motion

On the motion of The Shenandoah Valley Railroad Company, George Lehrman, Wm. R. McKeever, Michael J. Martz, John H. Rolston of D. and Isaac Long any three of whom may act, are hereby appointed Commissioners to ascertain what will be just Compensation for such of the land of the freehold of L. A. & Wm B. Yancey as is proposed to be taken by The Shenandoah Valley Railroad Company, for its purposes and for the damages to the residue of the lands of said Yanceys beyond the peculiar benefit to be derived

in respect to said residue from the work to be constructed. And the Court doth designate the 1st day of April 1880. for the meeting of said Commissioners. who shall before proceeding to execute this order. be duly sworn to faithfully discharge their duty in pursuance thereof.

The Shenandoah Valley Railroad Company } Upon a Motion to appoint Commissioners to
vs. } Assess Land damages
Geo. R. Ergenbright.

On the motion of The Shenandoah Valley Railroad Company. George Chrisman. Wm. R. McKeever. Michael J. Martz. John H. Rolston. of D. and Isaac Long. any three of whom may act. are hereby appointed Commissioners to ascertain what will be just Compensation for such of the land of the freehold of Geo. R. Ergenbright as is proposed to be taken by The Shenandoah Valley Railroad Company for its purposes. and for the damages to the residue of the lands of said Ergenbright. beyond the peculiar benefit to be derived in respect to said residue from the work to be constructed. And the Court doth designate the 2nd day of April 1880. for the meeting of the said Commissioners. who shall before proceeding to execute this order be duly sworn to faithfully discharge their duty in pursuance hereof.

Same,
vs. } Upon same motion.
Robert M. Burke.

On the motion of The Shenandoah Valley Railroad Company, George Chrisman, Wm. R. McKeever, Michael J. Martz, John H. Rolston, of D, and Isaac Long. any three of whom may act, are hereby appointed Commissioners to ascertain what will be just compensation for such of the land of the freehold of R. M. Burke, as is proposed to be taken by the Shenandoah Valley Railroad Company for its purposes; and for the damages to the residue of the lands of R. M. Burke, beyond the peculiar benefit to be derived in respect to said residue from the work to be constructed. And the Court doth designate the 2nd day of April 1880, for the meeting of the said Commissioners, who shall, before proceeding to execute this order be duly sworn to faithfully discharge their duty in pursuance hereof.

Same,
vs. } Upon same motion.
John F. Lewis.

On the motion of The Shenandoah Valley Railroad Company, George Chrisman, Wm. R. McKeever, Michael J. Martz, John H. Rolston, of D. and Isaac Long. , any three of whom may act, are hereby appointed Commissioners to ascertain what will be just compensation for such of the land of the freehold of John F. Lewis, as is proposed to be taken by the Shenandoah Valley Railroad Company for its purposes, and for the damages to the residue of the lands of John F. Lewis, beyond the peculiar benefit to be derived in respect to said residue from the work to be constructed. And the Court doth designate the 6th day of April 1880, for the meeting of the said Commissioners, who shall, before proceeding to execute this order be duly sworn to faithfully discharge their duty in pursuance hereof.

The Shenandoah Valley Railroad Company, } Upon a motion to appoint
D. F. Lewis & L. L. Lewis Exors of Samuel H. Lewis dec'd. } Comm[issioners] to assess land damages.

On the motion of The Shenandoah Valley Railroad Company, George Chrisman, Wm. R. McKeever, Michael J. Marty, John H. Roleton of D, and Isaac Long. any three of whom may act, are hereby appointed Commissioners to ascertain what will be just compensation for such of the lands of the freehold of the Estate of said Samuel H. Lewis, dec'd, as is proposed to be taken by the Shenandoah Valley Railroad Company for its purposes and for the damages to the residue of the lands of said Estate of Samuel H. Lewis, dec'd, beyond the peculiar benefit to be derived in respect to said residue from the work to be constructed. And the Court doth designate the 6th. day of April 1880, for the meeting of the said Commissioners, who shall, before proceeding to execute this order be duly sworn to faithfully discharge their duty in pursuance hereof.

Same,
Amos Scott. } Upon same motion.

On the motion of The Shenandoah Valley Railroad Company George Chrisman, Wm. R. McKeever, Michael J. Marty, John H. Roleton of D, and Isaac Long. any three of whom may act, are hereby appointed Commissioners to ascertain what will be just compensation for such of the land of the freehold of Amos Scott as is proposed to be taken by the Shenandoah Valley Railroad Company for its purposes and for the damages to the residue of the lands of said Estate of Amos Scott, beyond the peculiar benefit to be derived in respect to said residue from the work to be constructed. And the Court doth designate the 7th. day of April 1880, for the meeting of the said Commissioners, who shall, before proceeding to execute this order be duly sworn to faithfully discharge their duty in pursuance hereof.

Same.
Wm L. Bateman. } upon Same Motion

On the motion of The Shenandoah Valley Railroad Company. George Chrisman Wm R. McKeever. Michael J. Marty John H. Roleton of D. and Isaac Long any three of whom may act are hereby appointed Commissioners to ascertain what will be just compensation for such of the land of the freehold of Wm L. Bateman as is proposed to be taken by the Shenandoah Valley Railroad Company for its purposes and for the damages to the residue of the lands of said ~~Estate of~~ Wm L. Bateman beyond the peculiar benefit to be derived in respect to said residue from the work to be constructed. And the Court doth designate the 7th day of April 1880 for the meeting of the said Commissioners, who shall before proceeding to execute this order be duly sworn to faithfully discharge their duty in pursuance hereof.

Same.
J. J. Nicholas } upon Same Motion.

On the motion of The Shenandoah Valley Railroad Company. George Chrisman Wm R. McKeever Michael J. Marty, John H. Roleton of D. and Isaac Long. any three of whom may act, are hereby appointed Commissioners to ascertain what will be just compensation for such of the land of the freehold of J. J. Nicholas as is proposed to be taken by the Shenandoah Valley Railroad Company for its purposes and for the damages to the residue

of the lands of said Nicholas beyond the peculiar benefit to be derived in respect to said residue from the work to be constructed. And the Court doth designate the 9th day of April 1880. for the meeting of the said Commissioners, who shall before proceeding to execute this order be duly Sworn to faithfully discharge their duty in pursuance hereof.

The Shenandoah Valley Railroad Company
vs
J. B. Nicholas } upon a Motion to appoint Commissioners to Ascertain Land damages.

On the motion of The Shenandoah Valley Railroad Company, George Chrisman, Wm R. McKeever, Michael J. Martz, John H. Rolston, of D. and Isaac Long any three of whom may act, are hereby appointed Commissioners to ascertain what will be just Compensation for such of the land of the freehold of J. B. Nicholas as is proposed to be taken by the Shenandoah Valley Railroad Company for its purposes, and for the damages to the residue of the lands of said J. B. Nicholas beyond the peculiar benefit to be derived in respect to said residue from the work to be constructed. And the Court doth designate the 8th day of April 1880 for the meeting of the said Commissioners who shall before proceeding to execute this order be duly sworn to faithfully discharge their duty in pursuance thereof.

Same
vs
Charles D. Hamsberger, Wm H. Hamsberger & Annette Hamsberger } upon Same Motion

On the motion of The Shenandoah Valley Railroad Company, George Chrisman, Wm R. McKeever, Michael J. Martz, John H. Rolston of D. and Isaac Long, any three of whom may act, are hereby appointed Commissioners to ascertain what will be just Compensation for such of the land of the freehold of Charles D. Hamsberger, Wm. H. Hamsberger & Annette Hamsberger as is proposed to be taken by the Shenandoah Valley Railroad Company for its purposes and for the damages to the residue of the lands of the said Charles D. Hamsberger, Wm H. Hamsberger & Annette Hamsberger, beyond the peculiar benefit to be derived in respect to said residue from the work to be constructed. And the Court doth designate 8th day of April 1880 for the meeting of the said Commissioners, who shall, before proceeding to execute this order be duly sworn to faithfully discharge their duty in pursuance hereof.

Same
vs
J. W. Blackburn } upon the same motion.

On the motion of The Shenandoah Valley Railroad Company, George Chrisman, Wm R. McKeever, Michael J. Martz, John H. Rolston of D, and Isaac Long, any three of whom may act, are hereby appointed Commissioners to ascertain what will be just compensation for such of the land of the freehold of J. W. Blackburn as is proposed to be taken by the Shenandoah Valley Railroad Company for its purposes and for the damages to the residue of the lands of the said J. W. Blackburn, beyond the peculiar benefit to be derived in respect to said residue from the work to be constructed. And the Court doth designate the 9th day of April 1880 for the meeting of the said Commissioners, who shall, before proceeding to execute this order be duly sworn to faithfully discharge their duty in pursuance hereof.

The Shenandoah Valley Railroad Company,
J. P. L. Preston, } Upon a motion to appoint Commissioners to assess land damages.

On the motion of The Shenandoah Valley Railroad Company, George Chrisman, Wm. R. McKeever, Michael J. Martz, John H. Rolston, of D., and Isaac Long, any three of whom may act, are hereby appointed Commissioners to ascertain what will be just compensation for such of the land of the freehold of J. P. L. Preston as is proposed to be taken by The Shenandoah Valley Railroad Company for its purposes and for the damages to the residue of the lands of J. P. L. Preston beyond the peculiar benefit to be derived in respect to said residue from the work to be constructed. And the Court doth designate the 9th day of April 1880 for the meeting of the said Commissioners, who shall, before proceeding to execute this order, be duly sworn to faithfully discharge their duty in pursuance hereof.

Same
Peter Kaylor. } Upon Same Motion

On the motion of The Shenandoah Valley Railroad Company, George Chrisman, Wm. R. McKeever, Michael J. Martz, John H. Rolston, of D., and Isaac Long, any three of whom may act, are hereby appointed Commissioners to ascertain what will be just compensation for such of the land of the freehold of Peter Kaylor as is proposed to be taken by The Shenandoah Valley Railroad Company for its purposes and for the damages to the residue of the lands of Peter Kaylor beyond the peculiar benefit to be derived in respect to said residue from the work to be constructed. And the Court doth designate the 9th day of April 1880 for the meeting of the said Commissioners, who shall, before proceeding to execute this order, be duly sworn to faithfully discharge their duty in pursuance hereof.

Ordered, That Court be adjourned until tomorrow morning at 10 o'clock.

R. Johnston

At a County Court continued and held in and for the County of Rockingham at the Court House thereof on Wednesday March 17th 1880.

Present Wm Robert Johnston. presiding.

J. M Weaver Pltff.
Reuben Bird's Admr &c. Defts. } upon a Notice.

This day came the parties by their Attorneys. and thereupon on the motion of the Defendant the trial of this cause is continued until the next term.

J. S Miller Pltff.
Thompson Steele &c. Defts. } upon a Notice

This day came the parties by their Attorney. and upon motion of the Plaintiff this cause is continued until next term

Commonwealth
ads. } Upon an Appeal from the judgment of a Justice.
F. M Johnston.

This day came again as well the Attorney for the Commonwealth as the Defendant F. M Johnson in discharge of his recognizance entered into on the 1st day of the February Term 1880. And thereupon came the following jurry to-wit Joseph A. Mauzy. DeWitt C. West. Jacob P. Rhodes. Silas M. Rolston. Madison Muse. Green Armentrout. Wright Gatewood. Samuel Lowmer A. A Long M. J. Frantum John F. Soule. & Jacob G. Whitmer who being elected, tried and Sworn. well and truly to try the issue joined. and a true verdict render according to the evidence. and having fully heard the evidence, and argument of Counsel. retired to their room to Consider their verdict, and after sometime returned into Court, and upon their oaths do say, we the jury find the prisoner at the bar, F. M Johnson, not guilty. W. Gatewood. Foreman

It is therefore Considered by the Court, that the Defendant be discharged. and go hence without day, &c.,

Ordered That this Court be adjourned until tomorrow morning at 10 Oclock

R. J Johnston

Fd a County Court continued and held in and for the County of Rockingham. at the Court House thereof, on Thursday, March 18th 1880

Present: Hon. Robert Johnston, presiding.

Samuel Tomer Pltff.

vs

Moses Tomer's Exor. Deft. } upon a Motion

This day came the parties by their Attorneys. and the defendant R. M. Grubb. Executor of Moses Tomer, dec'd appeared also in person; and thereupon it appearing to the Court that an account has been taken by A. M. Newman, the Commissioner of Accounts of this Court so far as necessary of the debts and demands against the estate of the decedent. Moses Tomer and that the said account has been reported to this Court. and filed in the Clerk's Office of this Court, and it further appearing that the said Commissioner has also settled the Accounts of the said Reuben M. Grubb. as executor of the said decedent and has also reported said Settlement to this Court, and the same has been filed in the Clerk's Office, and confirmed by an order of this Court and it further appearing to the Court that more than two years have elapsed since the qualification of the said personal representative. and that the funds in his hands arising from the said estate will be ready within a short time, and before this proceeding can be matured for a final distribution among those entitled. upon the motion of the plaintiff Samuel Tomer a legatee and distributee of said estate. the Court doth order. that the creditors of said decedent and all others parties in interest be required to show cause before this Court on the 2nd day of the May term 1880. if any they can against the payment and delivery of the estate of said decedent to his legatees. and distributees. either with or without refunding bonds from the said legatees and distributees as the Court may prescribe. and doth order that a Copy of this order shall be published once a week for four weeks in the Rockingham Register a Newspaper published in the town of Harrisonburg, and be posted at the front door of the Court house in Harrisonburg for the time prescribed by law.

Cop. & d to Register

D. H. Rolston Sheriff & Jailor of this County, this day presented in Court an account against The Commonwealth of Virginia amounting to sum of $41.40 for Keeping and Supporting Jacob M. Levin a Lunatic confined in Jail 60 Days from Jany 16th to Mar. 15th 1880 @ 40¢ per Day ($24.00) and Clothing for same 1/6 of a year @ $5.00 per year ($5.00) and for Keeping & Supporting A. R. Spinkel a Lunatic confined in Jail 31 days from Jany 16th 1880 to Febry 15th 1880 @ 40¢ per day $12.40 which being sworn to, was examined and allowed by the Court, and ordered to be certified to the Auditor of Public Accounts for payment.

Cop. d.

D. H. Rolston Sheriff & Jailor of this County this day presented in Court an account against the Commonwealth of Virginia amounting to the sum of $69.95 for Keeping & Supporting various prisoners from Dec. 16. 1879. to March 15 1880. which being sworn to, was examined and allowed by the Court and ordered to be certified to the Auditor of Public Accounts for payment.

Cop. d.

Commonwealth

vs

William Minnick } upon an Indictment for Malicious Mischief.

This day came again as well the Attorney for the Commonwealth as the Defendant in person and by Counsel. and thereupon on the motion of the Commonwealth

Attorney the trial of this cause is continued until the next term of this Court.

Wade Jones alias Waverly Jones
ads.
Commonwealth.

} On application to be released from Jail without the payment of Fine, Costs &c

Wade Jones alias Waverly Jones who was at the September Term 1879 of this Court sentenced to imprisonment in Jail for the period of 60 days and thereafter until the fine of $10.00 by the jury in their verdict ascertained and the Costs of the prosecution be paid or he be discharged therefrom according to law. This day made application to this Court to be released from imprisonment without the payment of the said fine & costs. the Attorney for the Commonwealth being present and waiving the notice prescribed by the Statute. On Consideration whereof the Court do th release the said Wade Jones alias Waverly Jones from imprisonment without the payment of the said fine and costs he having served Six months imprisonment.

Commonwealth.
Patrick H Reed.

} Upon an Indictment for the Murder of Jacob Lincoln.

This day the prisoner Patrick H Reed late of the County of Rockingham who stands indicted for a felony by him Committed, was again led to the bar of the Court in Custody of the Jailor of this County And thereupon the prisoner by Counsel moved the Court to grant him bail, and the Court having fully heard the evidence and argument of Counsel doth take time to consider Whereupon Abraham Lincoln. Edward Lincoln Preston Lincoln. Preston Layman Le. J. Brock. David Huddle Jno. S. Pennybacker Thomas J. Koontz. Harvey Denor. Julius Mantz. Godfrey Brock. Jenetta Pickering. Virginia Layman James R Estes & James W White witnesses in behalf of the Commonwealth appeared in Court and acknowledged themselves to be indebted to the Commonwealth of Virginia in the Sum of $100.00 each, to be levied of their respective goods & chattels lands & tenements for the use of the said Commonwealth of Virginia, each waiving the benefit of the Homestead exemption as to this obligation. Upon upon this Condition that they each do make their personal appearance before the Judge of this Court on the 1st day of the April Term next being April 19th 1880. as witnesses as aforesaid and not depart thence without leave of the Court.

And thereupon the prisoner was remanded to Jail.

Ordered. That the following named persons be allowed the Sum opposite their names for their attendance and Services at this term of the Court for the trial of Misdemeanor Cases, and that the same be paid by the Treasurer of this County, and certified to the Auditor of Public Accounts. Viz:-

Co's Bd.

Dewitt C. West $2.00 Jos. N. Mauzy $3.00 Silas M. Rolston $3.00 A. G. Armentrout $3.00 Samuel Lowman $2
A. H. Long $2.00 Jacob P. Rhodes $3.00 Madison Wise $3.00 Wright Gatewood $3.00 M. J. Franklin $3.
John F. Dale $3.00 Jacob G. Whitmer $3.00

Ordered. That this Court be adjourned until tomorrow morning at 10 o'clock.

R. Johnston

At a County Court continued and held in and for the County of Rockingham at the Court House thereof, on Friday, March 19th 1880

Present. Hon. Robert Johnston, presiding.

The Shenandoah Valley Railroad Company

John F. Lewis & L. L. Lewis Exors of Samuel H. Lewis dec'd } Upon a Motion to Appoint Commissioners to Assess Land damages.

It appearing to the Court that the order entered in this Cause on the 16th day of March 1880. is erroneous by reason of the insufficiency of notice of the motion instituting these proceedings. The said order is hereby annulled & set aside: And the defendants John F. Lewis & L. L. Lewis Exor's of Saml. H. Lewis dec'd now appearing by F. H. Daingerfield their Attorney & accepting & acknowledging service of Notice of this motion. On Motion of the Shenandoah Valley Railroad Company & by Consent of parties The Court doth appoint George Cheriman Hon R. McKee Michael J. Mauzy. John H. Rolston of D. and Isaac Long. and three of whom may act, Commissioners to ascertain what will be just Compensation for such of the land of the freehold of the Estate of Saml. H. Lewis. dec'd as is proposed to be taken by the Shenandoah Valley Railroad Company for its purposes & for the damages to the residue of the lands of the Estate of said Saml. H. Lewis. dec'd beyond the peculiar benefit to be derived in respect to said residue from the work to be constructed; And the Court doth designate the 6th day of April 1880. for the meeting of the said Commissioners. who shall before proceeding to execute this Order be duly sworn to faithfully discharge their duty in pursuance hereof.

Commonwealth

Patrick H. Reed } Upon an Indictment for the Murder of Jacob Lincoln

This day the prisoner Patrick H. Reed, late of the County of Rockingham, who stands indicted for a felony by him Committed, was again led to the bar of the Court in Custody of the Jailor of this County. And the Court having fully Considered his motion for bail made on yesterday doth sustain his said motion, and fixes the amount of his bail at $6000.00 and not being prepared to give bail to-day, the prisoner was remanded to Jail.

Ordered. That this Court be adjourned until tomorrow morning at 10 O'clock

R. Johnston

At a County Court Continued and held in and for the County of Rockingham at the Court House thereof on Saturday March 20th 1880.

Present Hon. Robert Johnston presiding.

D. A. M. Newman Commissioner of Security this day presented in Court a Supplemental report as to the bond of Saml. R. Sterling Treasurer of this County shewing that said bond is sufficient in penalty &c. which is ordered to be filed.

Commonwealth.
Patrick H. Reed } Upon an Indictment for the Murder of Jacob Lincoln

This day Patrick H. Reed was brought into Court in custody of the Sheriff of Rockingham County & he & Mildred Reed in person & by his Attorney in fact Winfield Liggett Esq. having executed and acknowledged before the Court a bond in the penalty of Five thousand dollars conditioned for the appearance of said Patrick H. Reed before the said County Court on the 1st day of the next term thereof being the 19th day of April 1880, the said sureties having justified as to their sufficiency. The said Patrick H. Reed is admitted to bail & discharged from custody until the 1st day of the next term of this Court.

Ordered That this Court be adjourned until the 1st day of next term

R. Johnston

At a County Court held in and for the County of Rockingham, at the Court House thereof on Monday, April 19th 1880.

Present, Hon. Robert Johnston presiding.

The Clerk of this Court this day presented in Court a List of Deeds &c, received and admitted to record in the Clerk's office of this Court, at and since the last March Term thereof, which list being seen, and inspected by the Court, is ordered to be Spread upon the minutes, and is as follows Viz:-

Bargain & Sale	David B. Brenneman & wife.	to John A. Mimfield.
" "	S. M. May & wife.	" Reuben S. Whitmer.
" "	David Graham. & wife.	" Lewis P. Gaynor.
" "	Isaac N. Beery & wife.	" James Lamb.
" "	Peter M. Whitmore	" John H. Smith.
" "	Jacob. Baugh & wife.	" David Mepsik
" "	Wm. G. White & wife.	" Jacob. C. Simmons, Trustee.
" "	Henry Crist & wife.	" Susan R. Hawkins.
" "	Geo. M. Snell & wife	Solomon G. Snell & others " Daniel Kisei.
" "	Wm. G. Thompson	" Trustees German Reformed Church &c.
" "	S. H. Spitzer & wife.	" Benjamin S. Byerly.
Trust Deed.	Peter Shoney.	" Wm. A. Pence. Trustee for &c
" "	Noah Summers & wife.	" Chas. E. Haas. Trustee.
" "	John H. Reynolds.	" John H. Palmer. Trustee.
" "	Joseph S. Miller	" B. G. Patterson Trustee.
Bargain & Sale.	John. A. Lewan Lewan. Lessors	" J. P. Rhodes.
" "	John E. Roller Lessors	" Edward. Jordan & Ruth his wife
Trust Deed	Drusilla Sawyers	" Chas. P. McGuire Trustee.
Homestead D.	James H. D. Dawn.	" Claim of Homestead.
Bargain & Sale	Harvey Evers & wife.	" Martin Heatwole.
" "	Joseph Smith & wife	" Lewis Scothorn.
" "	John E. Roller Lessors	" J. Bird Eastham.
" "	Wm. P. Rondabush & wife.	" Wm. S. Kyger.
" "	Wm. B. Compton Lessors	" Isaac Kerger.
Trust Deed	Jeremiah Dorman.	" George M. Offlemeyer. Trustee.
" "	R. H. Brewer & wife & N. B. B. Hannah	Granville Eastham. Trustee.
Bargain & Sale.	J. S. Hansberger. Lessors	" A. J. Blakemore
" "	Jr. H. Kite & wife.	" John H. Bear.
" "	Henry Phillips & wife	" Mary J. Blakemore wife of A. J. Blakemore
Mechanics Lien	Wm. C. McAlister	vs George Messersmith.
B & Sale	John Swartz & wife.	to John S. Swartz.
" "	Frances Shank.	" Same.
" "	J. P. Logan & wife.	" Nathaniel T. Chase.
Mech. Lien	Wm. M. Billheimer	vs Walker Ritter.
" "	R. Magalis	" Ludwig Lisch.
Agreement	Samuel Comer.	to John H. Rhodes & wife.
B & Sale.	John H. Long & wife.	" J. P. Swank.
" "	Wm. H. Conrad & others heirs of Geo Conrad	Wm. M. Billheimer.
" "	J. S. Hansberger Lessors.	" Jacob. H. Taliaferro
" "	Benj. S. Byerly & wife.	" Hannah C. Spitzer wife of S. H. Spitzer
" "	Columbus Cubbage & D. M. Cubbage	" Franklin L. Jenkins.
Trust Deed.	Chas. A. Bear.	" Baron Shuttes. Trustee.
B & Sale	Wm. M. Bedrick & wife.	" Samuel Comer.
" "	John E. Roller Lessors	" John H. Riley

B. & Sale	John Leedy & wife.	to Harvey Sechrist.
" "	Eddis or W. Kimpple & wife.	" Reuben Huffman & Trustee Ger. Ref. Ch.
Sale of Crops	John W. R. Morre	" John L. Pittman.
B. & Sale.	Nancy Miller & others heirs of Jonathan Miller dec'd	" Henry Neukel.
" "	John Leedy & wife.	" Wm Barneyhough.
" "	George J. Adam & wife & others	" Clarissa Kennes.
" "	Wm. C. Simmers & wife	" Timothy Funk & Trustees Linville School
" "	John D. Riniel & wife.	" Same.
" "	Isaac B. Kline & wife.	" Same.
" "	Jr. Crumes Exors &c	" Same.
" "	Daniel Brenneman & wife.	" Same.
Trust Deed.	John A. Bear	" Wm. J. Nelson Trustee.
" "	C. H. Southwick	" Ed. S. Conrad Trustee
B. & Sale	John C. Spunkel wife	" Wm May.
" "	C. Henry Hagensberger & wife & others	" Dorid E. Bowman.
" "	Thomas G. Logan & wife	" Geo. M. Grim.
" "	Same	" Same.
" "	Samuel Landes.	" John M. Landes.
" "	John. E. Roller Assignee of J. M. Hamsberger	" James M. Hamsberger.
" "	John. E. Roller Commr.	" Jacob. M. & Andrew B. Lindsay
Deed of Division	Andrew B. Lindsay & wife.	" Jacob. M. Lindsay & wife
Deed of Release	B. G. Patterson Trustees & others	to Franklin Liskey
B. & Sale	Julia A. Kryger	" Wm. P. Rondabush.
" "	Wm. P. Kryger & wife.	" Same.
" "	Jacob. Kryger & wife & others.	" Same.
" "	Miriam M. Rondabush & wife.	" Same.
" "	Wm P. Rondabush & wife.	" Henry M. Hickle & Evaline B. Peale.
" "	John. D. Shewalter. & wife.	" Joseph. D. Kilpatrick
" "	Same	" Daniel P. & Samuel J. Shewalter.
" "	John P. Green	" Alexander M. Hamilton.
" "	John. Burkholder	" Isaac. M. Bowers. Old Deed
" "	Anthony Burkholder & wife	" Same.
" "	Samuel. Sinner & wife	" Hannah Hedrick wife Wm H. Hedrick
Trust Deed	John Hedrick & wife	" A. M. Newman trustee.
B. & Sale	Jacob. Bumberger & wife.	" Christian Long.
" "	Michael B. E. Klein.	" George S. Adelhrser.
Bill of Sale	John M. Rhendy.	" The Singer Manufacturing Company
P. of Atty.	Jacob. Steinegardner.	" Graham M. Davis. P. Atty.
B. & Sale	Frederick Speck & others Trustee M. E. Church	Saml. J. Keller & others Trustee Baptist Ch.
Land Division	J. H. Kite John B. Brunner & R. Shifflett Commr.	Layton Moyers.
" "	Same.	" Mrs Mary E. Heiston
" "	Same.	" Danny Carrier.
" "	Same.	" Joseph Carrier
" "	P. Bradley. J. D. Logan & A. E. Henebergen Commr.	" Susan. M. Bowman.
" "	Same.	" Samuel M. Bowman.
" "	Arch. Taylor. Sug. Armentrout & Ed. S. Kemper Commr.	" Mrs Catharine Shugart widow of P. Shugart
" "	Same.	" Julia Shugart.
" "	Same.	" Humphrey Shugart.
" "	Same.	" Margaret Shugart.
" "	Same.	" Michael P. Shugart
" "	Same.	" Daniel Shugart
" "	Same.	" Patrick Shugart
" "	Bowman. A. L. Mauphin John Zigler Commr.	" The Infant heirs of Thos. J. & Wm P. Baker.

Land Division	Edd. S. Kemper. J. R. Giles & J. R. Bowman Commrs	to Mrs. Margaret Mampler, widow of Saml. A. Mampler
" "	Same.	" Wm. C. Mampler.
" "	Same.	" Lydia V. Mampler.
" "	Same.	" Sarah M Mampler.
" "	Same.	" Isaac L. Mampler.
" "	Same.	" Jacob M Mampler.
" "	Same,	" John T. Mampler.
" "	Same.	" Amanda C. Mampler.
" "	Same.	" David B. Mampler.
" "	Same.	" Anna R. Mampler.
Mortgage.	Asa. Shifflett	" Elizabeth Ann. Maiden.
Trustee Deed.	Samuel Wetherholtz & wife.	" George D. Moffett Trustee.
Bargain & S.	David Garber & wife.	" Wm. Muse (in lieu of old Deed)
"	George Nickel	" Sarah Cassady wife of John Cassaday
Deed of T.	Daniel F. Baker.	" Wm. M. Roller Trustee.
B. & Sale.	Jacob Snell & wife.	" James H. Keyton.
P. of Atty	Lewis Lean R. Rolf. & wife.	" Same
" " "	Wm. H. Snell	" Same
" " "	John. Snell & wife.	" Same
" " "	Solomon S. Snell & wife	" Elizabeth Keyton.
" " "	Abraham S. Snell	" Same
" " "	Daniel P. Snell	" James H. Keyton.
B. & Sale	Jas. H. Key & wife as atty	as agent & attorney in fact for above " Elias Keller.
" "	Andrew Lewis & wife	" Hugh. Morrison.
" "	Anthony Lockman. & wife.	" Wm. M. Bucher.
Bill of Sale	J. H. R. Moore.	" Israel Allen.
Mortgage	The Shenandoah Railroad Company	" The Fidelity Ins. Trust & Safe Deposit Co
Payne	Same	Same
B. & Sale	C. H. Boyd & wife & R. A. VanPelt.	" J. C. Staples
" "	Samuel Emswiller & wife	" George W. Thompson.
" "	John Eaman & others heirs of Geo. Eaman dec'd	" Sarah Ann Logan.
P. of Atty	Aaron Dove & wife	" H. M. Dove
B. & Sale	Josiah Sowder & wife & others	" Philip Sowders
" "	George M. Fulk & wife	" Philip Sowder Sr.
" "	A. B. Hansberger & wife & J. M. & Hansberger	" Shenandoah Valley Railroad Co.
" "	Harrison Bateman & wife	" Same
" "	Samuel H. Wagner & wife	" Same
" "	John. H. Johnson & wife	" Same
" "	John D. Wisner & wife	" Same
" "	John H. Blackburn & wife	" Same

Appraisement & Sale Bill of the Personal Property of George Calhoun dec'd.
" " " " " " " " " H. Deaver. dec'd.

The foregoing Appraisement & Sale Bill, were this day presented in Court and no exceptions being taken thereto, the same are ordered to be recorded

Settlement of the Account of Silas Keyton Committee for Henry Andes.
" " " " " " Reuben L. Gwl. guardian " Perry F. Andes.
" " " " " " Jeremiah & Cornelius Armentrout Exor's of George Armentrout, dec'd.
" " " " " " Joseph Bauserman guardian for Fannie Bauserman.
" " " " " " D. L. Long " Mary C. Bazzel.
" " " " " " Jacob & John Geil Exor's Solomon L. Burkholder dec'd.
" " " " " " David Bowman Exor. of Geo. M. Bowman. dec'd.
" " " " " " John & Brannon Admin's of Elizabeth Brannon dec'd.

Settlement of the Account of George Chrisman Exor of George M. Chrisman. decd
" " " " . E. A. Cromer one of Exors. of Joseph Cromer. decd
" " " " . Joseph Coffman. guardian for Sallie Miranda & Mary Coffman.
" " " " . D. M. Rolston Admr. of George Dove. decd
" " " " . J. P. Rolston S. R. C. Admr. of John Fulk. decd
" " " " . Reuben Shuffman. guard. of Mary, Alice & Fannie S. Gaber.
" " " " . David C. Klune. Exor of David Klune. decd
" " " " . J. P. Rolston S. R. C. Admr. of R. M. Kyle. decd
" " " " . J. Preston Miller Admr. of Daniel Miller. decd
Statement of Debts against Estate of Margaret Nicholas. decd
Settlement of the Account of Henry J. Showalter Admr. of Ferguson M. Parrott. decd
" " " " . Jas. A. Rolston S. R. C. Admr. of Jacob W. Deadcash.
" " " " . Mathew Ireland Admr. of Cyprus G. Perley. decd
" " " " . Same " " " Same "
" " " " . Geo. Chrisman Trustee &c. for Mrs M. A. Williams.
" " " " . Same " " " Same "
" " " " . D. M. & Saml. M. Wirie Exors. of Michael Wirie. decd
" " " " . Saml. Irvin Admr. of Peter P. Wirie. "

The foregoing Settlements were this day presented in Court and having been filed in the Clerks office of this Court the time prescribed by Law, and there being no exceptions taken thereto. the same are confirmed and ordered to be recorded.

The writing purporting to be the last will and testament of Wm Perry Estep decd was this day presented in Court and being proven by the oath of Joseph Heatwole one of the Subscribing witnesses thereto was admitted to probate and ordered to be recorded. And thereupon Christian Good, the Executor therein named who made oath thereto according to law, appeared in Court and entered into and acknowledged a bond in the penalty of $600.00 conditioned according to law, waiving the benefit of the Homestead exemption as to this obligation. A certificate is granted him for obtaining a probat of the will of said William P. Estep decd in due form (said will providing that no security be required of said Executor).

And the Court doth appoint Joseph Heatwole, James Billings and Peter S. Heatwole to appraise the Estate of said Wm. P. Estep after first being duly sworn.

On the motion of Daniel S. Harnsen who made oath thereto according to law, he appeared in Court and together with J. S. Scott his surety (who justified as to his sufficiency) entered into and acknowledged a bond in the penalty of $200.00 conditioned according law, (waiving the benefit of the Homestead exemption as to this obligation). A certificate is granted him for obtaining letters of Administration in due form upon the Estate of Elisha Pendleton decd.

And the Court doth appoint James Scott, John Hooke, Peter Earman, J. B. Webb & John Shaffer to appraise the Estate of said Elisha Pendleton decd any three of whom may act after first being duly sworn.

The writing purporting to be the last will and testament of Elizabeth Harnsberger was this day presented in Court and being proven by the oaths of Daniel Evers & Oscar A. Bell two of the subscribing witnesses thereto, was admitted to probate and ordered to be recorded. And thereupon James A. Harnsberger one of the Executors therein named, who made oath thereto according to law, appeared in Court and entered into and acknowledged a bond in the penalty of $1000.00 conditioned according to law, waiving the benefit of the Homestead Exemption as to this obligation. A certificate

is granted him for obtaining a probat of the will of said Elizabeth Hansbergen dec'd. (M. M. Newman the other Executor named in said will having declined to qualify as the Executor thereof) And the Court doth appoint Daniel Evers, Daniel Miller J. Walter Davis, G. W. Rives and Daniel Langer to appraise the Estate of said Elizabeth Hansbergen, dec'd any three of whom may act after first being duly sworn.

On the motion of A. B. Driver the Court doth appoint him as guardian of Savilla Frances, Anna Lana, Mary Elizabeth, & Jno. Samuel Driver infants of John A. Driver under the age of 14 years, And thereupon the said A. B. Driver appeared in Court and together with Lewis Driver his surety (who qualified as to his sufficiency) entered into and acknowledged a bond in the penalty of $600.00 conditioned according to law waiving the benefit of the Homestead Exemption as to this obligation and qualified as said guardian by taking the oath prescribed by law.

On the motion of Henry McDorman who made oath thereto according to law, he appeared in Court and together with Samuel McDorman his surety (who qualified as to his sufficiency) entered into and acknowledged a bond in the penalty of $100.00 conditioned according to law waiving the benefit of the Homestead exemption as to this obligation a certificate is granted him for obtaining letters of administration in due form upon the Estate of Nancy Almond dec'd.

And the Court doth appoint Samuel Bowman, Michael Whitmore P. H. Dree and Samuel Smith to appraise the estate of said Nancy Almond dec'd. any three of whom may act after first being duly sworn.

John W. Palmer, who was on the 3rd day of April 1880. duly commissioned by the Governor of Virginia, a Notary Public in and for the County of Rockingham for the term of four years from the said date this day appeared in Court and together with Reuben A. Scott his surety (who qualified as to his sufficiency) entered into and acknowledged a bond in the penalty of $500.00 conditioned for the faithful execution of the duties of his office, each waiving the benefit of the Homestead exemption as to this obligation, which bond is ordered to be recorded by the Clerk of this Court, who is directed to transmit a copy of this bond and a copy of this order to the secretary of the Commonwealth. And thereupon the said John W. Palmer qualified by taking the several oaths prescribed by law.

The writing purporting to be the last will and testament of Martin Keahn dec'd. was this day presented in Court, and being proven by the oaths of Samuel Long and Jacob Miller two of the subscribing witnesses thereto was admitted to probate and ordered to be recorded.

And thereupon Samuel Bowman (of Benjamin) the Executor therein named who made oath thereto according to law appeared in Court and together with M. M. Bowman his surety (who qualified as to his sufficiency) entered into and acknowledged a bond in the penalty of $500.00 conditioned according to law (each waiving the benefit of the Homestead exemption as to this obligation) a certificate is granted him for obtaining a probat of the will of said Martin Keahn dec'd. in due form.

And the Court doth appoint Adam Good, Abraham Sydes and Conrad Rodoffer to appraise the Estate of the said Martin Keahn dec'd. after first being duly sworn.

A. Licence is this day granted to H. Rosenheim on his application to sell by Retail, only in quantities not to five gallons at any one time to any one individual, Wine, ardent Spirits, Malt Liquors, or any mixture thereof or fruits preserved in ardent Spirits in quantities not exceeding five gallons at any time to any one individual, at his present place of business at Timberville, in Rockingham County Virginia, which shall not be drunk within the house or curtilage where sold, but shall be delivered to the purchaser in bottles, jugs, demijohns or other vessels, to be removed therefrom, for the period beginning on the 1st day of May 1880, and expiring on the Thirtieth day of April 1881 the Court being fully satisfied upon hearing the evidence, that the applicant is a fit person, and that the place of business is suitable and convenient, and that the specific tax required by law has been paid to the proper office, and the applicant having executed a bond as required by law, with good security, payable to the Commonwealth of Virginia, in the of $500.00 conditioned for the faithful performance of all the requirements of the act of the General Assembly of Virginia, entitled "An act imposing a tax, and prescribing regulations for collecting the same, on the privilege of selling wine, Ardent Spirits, or Malt Liquors, or any mixture thereof, within the limits of the Commonwealth, for the support of the Government and to pay the interest on the public debt." Approved March 3. 1880.

Iss'd. & fee pd.

A Bar Room licence is this day granted to H. Rosenheim, on his application to sell by the Drink, not to be taken away from the place of delivery, but to be drunk at the place where sold; wine Ardent Spirits, Malt liquors, or any mixture thereof alcoholic bitters, or fruits preserved in Ardent Spirits, at his present place of business at Timberville Rockingham County Virginia, for the period beginning on the 1st day of May 1880 and expiring on the Thirtieth day of April 1880; the Court being fully satisfied upon hearing the evidence that the applicant is a fit person, and that the place of business is suitable and convenient, and that the specific tax required by law has been paid to the proper office, and the applicant having executed a bond as required by law, with good security, payable to the Commonwealth of Virginia, in a penalty of $0.00 conditioned for the faithful performance of all the requirements of the act of the General Assembly of Virginia, entitled "An Act imposing a tax and prescribing regulations for collecting the same, on the privilege of selling wine, Ardent Spirits or malt liquors or any mixture thereof, within the limits of the Commonwealth, for the support of the Government, and to pay the interest on the public debt approved March 3d 1880.

Iss'd. & fee pd.

A. Licence is this day granted to J. P. Lowman, on his application to sell by Retail, only in quantities not to five gallons at any one time to any one individual, wine, ardent spirits, malt liquors, or any mixture thereof, alcoholic bitters or fruits preserved in ardent spirits, in quantities not exceeding five gallons at any one time to any one individual, at his house on East Market street in the town of Harrisonburg, in this County, which shall not be drunk within the house or curtilage where sold, but shall be delivered to the purchaser in bottles, jugs, demijohns, or other vessels, to be removed therefrom, for the period beginning on the 1st day of May 1880, and expiring on the 30th day of April 1881, the Court being fully satisfied, upon hearing the evidence, that the applicant is a fit person, and that the place of business is suitable and convenient, and that the specific tax required by law has been paid to the proper officer, and the applicant having executed a bond as required by law, with good security, payable to the Commonwealth of Virginia, in the penalty of

Five Hundred Dollars, conditioned for the faithful performance of all the requirements of the Act of the General Assembly of Virginia, entitled "an Act imposing a tax, and prescribing regulations for collecting the same, on the privilege of selling wine, ardent spirits, or malt liquors, or any mixture thereof, within the limits of the Commonwealth, for the support of the government, and to pay the interest on the public debt," approved March 3, 1880.

Issued & fee paid.

A License is this day granted to John W. Viney, on his application to Manufacture or distill Brandy, at his house, on Dry River in this County, which shall not be drunk within the house or curtilage where sold, but shall be delivered to the purchaser in bottles, jugs, demijohns or other vessels, to be removed therefrom, for the period of three months from the 1st. day of May 1880 until the 30th. day of April 1881; the Court being fully satisfied, upon hearing the evidence, that the applicant is a fit person and that the place of business is suitable and convenient, and that the Special Tax required by law, has been paid to the proper officer, and the applicant having executed bond as required by law, with good security, payable to the Commonwealth of Virginia, in the penalty of Five Hundred and fifty dollars, conditioned for the faithful performance of all the requirements of the Act of the General Assembly of Virginia, entitled "an Act imposing a tax and prescribing regulations for collecting the same on the privilege of selling wine, ardent spirits or malt liquors or any mixture thereof within the limits of the Commonwealth, for the support of the Government and to pay the interest on the public debt, approved March 3, 1880.

On the motion of the Heirs thereof, the Estate of Joseph Michael, dec'd, is committed to D. H. Rolston, Sheriff of this County, for administration, it appearing to the Court that said Michael has been dead more than three months without administration upon his Estate.

On the motion of Page Pendleton, a creditor thereof, the Estate of William Cannon, dec'd, is committed to D. H. Rolston, Sheriff of this County for administration de bonis non.

On the motion of Thomas J. R. Kenan, the Estate of Mary Kenan, dec'd, the wife of Eli Kenan, was committed to D. H. Rolston, Sheriff of this County, for administration, with the will annexed, it appearing to the Court that the testatrix has been dead for more than three months without administration upon her Estate.

Levi S. Byrd, Commissioner of the Revenue for Central District, Joseph W. Rhodes, Commr. of the Revenue for Ashby District and Wm. L. Williamson, Commr. of the Revenue for Plains District in this County, this day presented to the Court a copy of their reports as to the sales by all Licensed retail Bar-room Liquor Dealers and Wholesale Liquor dealers within their respective Districts of wine, alcoholic and malt liquors for the month of March 1880 - the first amounting to $73.85, the second to $3.10 and the third to $6.22½, as required by an Act entitled "an Act imposing a tax and prescribing a mode for collecting the same, on the privilege of selling wine, ardent spirits, malt liquors, &c, which are ordered to be filed.

Catharine Slick Committee for Anna Slick a person of unsound mind this day presented in Court an Account against The Commonwealth of Virginia, amounting to the sum of $84.40 for the support and Maintenance of the said Anna Slick in accordance with provisions of the order of this Court of the 19th day of April 1876. 181 days from October 20. 1879 to April 18th 1880 @ 40¢ per day ($72.40) and clothing for same 6 Months @ $2.00 per Mo ($12.00) which being summed was examined and allowed by this Court and ordered to be certified to the Auditor of Public Accounts for payment.

C.C.

On the motion of Abraham Gentry, and it appearing to the Court that he is physically disabled and incapable of performing labor upon roads as required by law, It is accordingly ordered that he be exempt from all service upon the roads of this County. And further that he be exempt from the payment of Capitation tax, County and Parish levies until the future order of this Court. he being in indigent circumstances.

On the motion of Wm Thacker, and it appearing to the Court that he is physically disabled and incapable of performing labor upon Road as required by law. It is ordered that he be exempt from all service upon the roads of this County. And further that he be exempt from the payment of Capitation tax County and Parish levies until the future order of this Court. he being in indigent circumstances.

Commonwealth
Patrick H. Reed. } Upon an Indictment for the Murder of Jacob Lineslu.

This day Patrick H. Reed who stands indicted for a felony by him committed, appeared in Court in discharge of his recognizance entered into on the 1st day of the March Term last of this Court, and for reasons appearing, his trial is continued until Thursday next the 4th day of this term of the Court being April 22. 1880. And on motion of the prisoner, the Court doth permit him to renew his bail in the sum of $5000.00 and in same amount for his sureties. And thereupon the said Patrick H. Reed together with Mildred Reed and Lepus Rhodes as his sureties (who justified as to their sufficiency) acknowledged themselves to be indebted to the Commonwealth of Virginia in the sum of $5000.00 to be levied of their respective goods & chattels, lands and tenements for the use of the said Commonwealth of Virginia, each waiving the benefit of the Homestead Exemption as to this obligation. Yet upon this condition that the said Patrick H. Reed does make his personal appearance before the Judge of this Court on the said 4th day of this term of the Court being Thursday April 22d 1880. to answer the said Indictment, and not depart thence without leave of the Court.

Commonwealth.
George M. Wood. } Upon an Indictment for the Murder of Jacob Lineslu.

This day the prisoner George M. Wood late of the County of Rockingham who stands indicted for a felony by him committed was led to the bar of the Court in custody of the Jailor of this County, and thereupon the panel of twenty four veniremen summoned for his trial were called, all of whom appeared were examined by the Court on their voirdire and nine found to be duly qualified and free from exceptions Viz: Henry S. Sprinkel, P. P. Rohr, Henry M. Roller, Robert J. Wise John Brown Jr. Wm E. Kite D. H. Butler Wm. P. Carpenter, H. W. Rinebarger, whereupon the Court ordered the Clerk

to issue a Venire Facias to the sheriff of this County directed Commanding him to summon 15 additional Veniremen to Complete the panel of twenty four which was accordingly done and the Veniremen summoned as aforesaid having appeared were examined by the Court on their voirdire and nine of their number found to be duly qualified and free from exceptions Viz:- David M. Silley S.S Heatwole. R.A. Scott. R.H. Rondabush. J.A. Hammen. M.H. Bowman. Calvin Miller Thomas Davis and Levi Kurig. at this point D.P. Rohr. one of the Veniremen aforesaid for reasons appearing to the Court was excused from serving on the Jury. whereupon the Court ordered the Clerk to issue another Venire Facias to the sheriff of this County directed Commanding him to summon seven additional Veniremen to complete the panel as aforesaid which was accordingly done and the veniremen summoned as aforesaid appearing were examined by the Court on their voirdire and five of their number found to be duly qualified and free from exceptions Viz:- John B. Roller. David Danner Jacob M. Deputy J.A. Wise and L.E. Sprinkel. and the panel of twenty four not being complete the Court again ordered the Clerk to issue another Venire Facias to the Sheriff of this County directed. Commanding him to summon two additional Veniremen. which was accordingly done and they appearing. were examined by the Court on their voirdire and found to be duly qualified and free from exceptions Viz:- Abraham Spitzer and Lewis S. Byrd The panel of twenty four being thus completed the names of eight of the persons of said panel were drawn by the Clerk Viz:- Henry A. Sprinkle Henry M. Roller. H.M. Rondabush. David M. Silley R.A. Scott. R.H. Rondabush Jacob M. Deputy and L.E. Sprinkel. leaving a panel of Sixteen Veniremen. with which the prisoner was furnished a copy and having Stricken therefrom the names of four of the persons of said panel Viz:- Wm. E. Kite S.H. Butler. Wm. S. Carpenter & John B. Roller. the remaining twelve of said panel Viz:- Robert J. Wise John Brown Jr. S.S. Heatwole. J.A. Hammen M.H. Bowman. Calvin Miller Thomas Davis Levi Kurig. David Danner. J.A. Wise Abraham Spitzer & Lewis S. Byrd who were thereupon empanelled constituting the Jury. who being thus elected tried and sworn. well and truly to try and true deliverance make between the Commonwealth and the prisoner at the bar and a true verdict render according to the evidence and not having time to hear the evidence were adjourned until tomorrow morning at 9 oclock. and were placed in charge of D.H. Rolston Sheriff of this County and D.N Bear L.S. Byrd & John L. Henkel his deputies to whom was administered an oath "that you shall keep this jury together and not have any Communication with them yourselves nor permit any other person to converse or have any Communication with them touching this trial and cause them to appear in Court on tomorrow morning at 9 oclock. so help you God". And the Court doth award Rules against Henrietta Pickering & Morgan Taylor witnesses in behalf of the Commonwealth returnable on tomorrow the 2d. day of this term of the Court to show cause if any they can why they should not be fined and attached for their failure to appear this day as witnesses as aforesaid.

And thereupon the prisoner was remanded to Jail.

The Shenandoah Valley Railroad Company Plff
Wm. L. Long. Deft } upon a Notice.

Christian Sites & others. Plff.
George W. Shaver Deft } upon a Notice.

John D. Mills Plff.
Noah Stroup Deft } upon an Attachment

Wm J. Chrisman. Plff
D.M. Rohr. Deft } upon a Notice.

Ordered that the foregoing causes be placed upon the Courts Docket

Ordered That this Court be adjourned until tomorrow morning at 9 Oclock.

R. Johnston

At a County Court continued and held in and for the County of Rockingham, at the Court-House thereof, on Tuesday April 20th 1880.

Present. Hon. Robert Johnston, presiding.

On the motion of Wm. Lickey a distributee, the Estate of Jno. Franklin Lickey dec'd. is committed to D. H. Roleton Sheriff of this County for administration, it appearing to the Court that the said decedent has been dead for more than three months without administration upon his Estate. And the Court doth appoint John Leedy, R. D. Armentrout & J. B. Moyers to appraise the Estate of said Jno. F. Lickey dec'd. after first being duly Sworn.

dec'd. & ats.

A licensee is this day granted to Wm. E. Logan, on his application to sell by Retail, only in quantities up to five gallons at any one time to any one individual, wine, Ardent Spirits, Malt liquors, or any mixture thereof, alcoholic bitters, or fruits preserved in ardent spirits, in quantities not exceeding five gallons at any time to any one individual, at his present place of business on the corner of Main and Gay Streets in the town of Harrisonburg Va., which shall not be drunk within the house or curtilage where sold, but shall be delivered to the purchaser in bottles, jugs, demijohns, or other vessels, to be removed therefrom, for the period beginning on the 1st day of May, 1880, and expiring on the Thirtieth day of April, 1881; the Court being fully satisfied upon hearing the evidence, that the applicant is a fit person, and that the place of business is suitable and convenient and that the Specific tax required by law has been paid to the proper officer, and the applicant having executed a bond as required by law, with good security, payable to the Commonwealth of Virginia, in a penalty of $500.00 dollars, conditioned for the faithful performance of all the requirement of the act of the General Assembly of Virginia, entitled "An Act imposing a tax, and prescribing regulations for collecting the same, on the privilege of selling wine, Ardent Spirits, or Malt liquors, or any mixture thereof within the limits of the Commonwealth, for the Support of the government and to pay the interest on the public debt," approved March 3. 1880.

Tax + Fee of $2.00 paid. The writing purporting to be the last will and testament of S. P. Reamer dec'd, was this day presented in Court, and being proven by the oaths of J. P. Logan, and D. H. Lee Martz, the subscribing witnesses thereto, was admitted to probate, and ordered to be recorded.

dec'd.

A license is this day granted to Wm. S. Beard, on his application to sell by Retail, only in quantities up to five gallons at any one time to any one individual, Wine, Ardent Spirits, Malt liquors, or any mixture thereof, Alcoholic bitters, or fruits preserved in ardent spirits, in quantities not exceeding five gallons at any time to any one individual, at his present place of business in a room of the Spotswood Hotel building in Harrisonburg Va., which shall not be drunk within the house or curtilage where sold, but shall be delivered to the purchaser in bottles, jugs, demijohns, or other vessels, to be removed therefrom, for the period beginning on the 1st day of May 1880, and expiring on the Thirtieth day of April, 1881; the Court being fully satisfied upon hearing the evidence, that the applicant is a fit person, and that the place of business is suitable

and convenet, and that the Specific tax required by law has been paid to the proper officer, and the applicant having executed a bond as required by law with good security, payable to the Commonwealth of Virginia, in a penalty of $500.00, conditioned for the faithful performance of all the requirements of the act of the General Assembly of Virginia, entitled "An Act imposing a tax and prescribing regulations for Collecting the same, on the privilege of selling wine, Ardent Spirits, or Malt Liquors, or any mixture thereof, within the limits of the Commonwealth, for the support of the Government and to pay the interest on the Public debt" approved March 3. 1880.

Lrsd. A license is this day granted to John Wallace, on his application to sell by Retail, only in quantities not to exceed five gallons at any one time to any one individual, Wine Ardent Spirits, Malt Liquors, or any mixture thereof, Alcoholic bitters, or fruits preserved in Ardent Spirits, in quantities not exceeding five gallons at any time to any one individual, at his present place of business in a room in the Spotswood Hotel Harrisonburg, Va. which shall not be drunk within the house or curtilage where sold, but shall be delivered to the purchaser in bottles jugs, demijohns, or other vessels, to be removed therefrom, for the period beginning on the 1st day of May 1880, and expiring on the thirtieth day of April 1881 the Court being fully satisfied upon hearing the evidence that the applicant is a fit person, and that the place of business is suitable and convenient, and that the specific tax required by law has been paid to the proper officer, and the applicant having executed a bond as required by law, with good security, payable to the Commonwealth of Virginia, in the penalty of $500.00 conditioned for the faithful performance of all the requirements of the act of the General Assembly of Virginia, entitled "An act imposing a tax, and prescribing regulations for Collecting the same, on the privilege of selling Wine, Ardent Spirits or Malt Liquors, or any mixture thereof, within the limits of the Commonwealth for the support of the government and to pay the interest on the public debt." Approved March 3. 1880.

Lrsd. A Bar Room license is this day granted to John Wallace, on his application to sell by the Drink, not to be taken away from the place of delivery, but to drink at the place where sold, Wine, Ardent Spirits, Malt Liquors, or any mixture thereof, alcoholic bitters, or fruits preserved in Ardent Spirits at his present place of business in the same room for which he has already obtained a certificate as a Retail Dealer in the town of Harrisonburg Va. for the period beginning on the 1st day of May 1880, and expiring on the Thirtieth day of April 1881, the Court being fully satisfied upon hearing the evidence that the applicant is a fit person, and that the place of business is suitable and convenient, and that the Specific tax required by law has been paid to the proper officer, and the applicant having executed a bond as required by law, with good security, payable to the Commonwealth of Virginia, in a penalty of $500.00 conditioned for the faithful performance of all the requirement of the act of the General assembly of Virginia, entitled "An Act imposing a tax, and prescribing regulations for collecting the same, on the privilege of selling Wine, Ardent Spirits, or Malt Liquors, or any mixture thereof, within the limits of the Commonwealth, for the Support of the Government and to pay the interest on the public debt. approved March 3d. 1880.

Commonwealth. }
George N. Wood. } Upon an Indictment for the Murder of Jacob Lincoln.

This day the prisoner George N. Wood late of the County of Rockingham, who stands Indicted for a felony by him committed, was again led to the bar of the

Court in Custody of the Jailor of this County. And thereupon Came the Jury impannelled and Sworn on yesterday for his trial pursuant to their adjournment. and not having time fully to hear the evidence were adjourned until to-morrow morning at 9½ Oclock. and were placed in charge of D. H. Rolston Sheriff of this County and Levi S. Byrd. and John C. Heukel his deputies to whom was administered an oath that you shall keep this jury together and not have any communications with them yourselves nor permit any other person to converse or have any communication with them touching this trial. and cause them to appear in Court on tomorrow morning at 9½ Oclock. So help you God.

And the Court doth award a Rule against John Kennedy a witness in behalf of the Commonwealth returnable on the 3. day of this term of the Court to show cause if any he can why he should not be fined and attached for his failure to appear this day as a witness aforesaid. when duly summoned.

And thereupon the prisoner was remanded to Jail.

On the motion of D. J. G. Munn. the Estate of Annie Snyder dec'd is committed to the Sheriff of this County for Administration. It appearing to the Court that said decedent has been dead for more than three months without administration upon her estate. And the Court doth appoint James R. Lowman. David Lusk and Joseph Byrd to appraise the estate of the said Annie Snyder after first being duly sworn

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On the Motion of D. J. G. Munn the Estate of Rebecca Hively. dec'd is committed to the Sheriff of this County for Administration. It appearing to the Court that said decedent has been dead for more than three months without administration upon her estate. And the Court doth appoint James R. Lowman David Lusk and Joseph Byrd to appraise the Estate of said Rebecca Hively dec'd after first being duly sworn

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Ordered. That this Court be adjourned until tomorrow morning at 9½ Oclock.

R. P. Johnston

At a County Court continued and held in and for the County of Rockingham at the Court House, thereof on Wednesday April 21st. 1880.

Present. Hon. Robert Johnston. presiding.

In the Matter of the Application of John M. Ruddle for Ordinary License at Roadside.
Ordered. That this motion be placed upon the Courts Docket.

Issd. ✓

A license is this day granted to James Kavanaugh. on his application to sell by Retail. only in quantities up to five gallons at any one time to any one individual. Wine. Ardent Spirits. Malt liquors. or any mixture thereof. Alcoholic bitters. or fruits preserved in ardent Spirits. in quantities not exceeding five gallons at any one time to any one individual at his present place of business in the Virginia Hotel building in Harrisonburg Va. which shall not be drunk within the house or curtilage where sold. but shall be delivered to the purchaser in bottles. jugs. demijohns. or other vessels to be removed therefrom. for the period beginning on the 1st day of May 1880. and expiring on the Thirtieth day of April, 1881. the Court being fully satisfied upon hearing the evidence. that the applicant is a fit person. and that the place of business is suitable and convenient. and that the Specific tax required by law has been paid to the proper officer. and the applicant having executed a bond as required by law. with good security. payable to the Commonwealth of Virginia in a penalty of $500.00 conditioned for the faithful performance of all the requirements of the act of the General Assembly of Virginia. entitled "An Act imposing a tax. and prescribing regulations for collecting the same. on the privilege of selling Wine. Ardent Spirits. or Malt liquors. or any mixture thereof. within the limits of the of the Commonwealth. for the Support of the Government and to pay the interest on the public debt." Approved March 3. 1880.

Issd. ✓

A Bar-Room license is this day granted to James Kavanaugh. on his application to sell by the Drink. not to be taken away from the place of delivery. but to be drunk at the place where sold. Wine. Ardent Spirits. Malt liquors. or any mixture thereof. Alcoholic bitters. or fruits preserved in ardent Spirits. at his present place of business in the same Room. for which he has already obtained a certificate as a Retail liquor dealer. in the Virginia Hotel building in Harrisonburg Va. for the period beginning on the 1st day of May 1880 and expiring on the Thirtieth day of April. 1881. the Court being fully satisfied upon hearing the evidence that the applicant is a fit person, and that the place of business is suitable and convenient. and that the Specific tax required by law has been paid to the proper Officer. and the applicant having executed a bond as required by law. with good security. payable to the Commonwealth of Virginia in a penalty of $500.00 conditioned for the faithful performance of all the requirement of the act of the general Assembly of Virginia. entitled "An Act imposing a tax. and prescribing regulations for collecting the same. on the privilege of selling Wine Ardent Spirits. or Malt liquors or any mixture thereof. within the limits of the Commonwealth for the Support of the government. and to pay the interest on the public debt. approved March 3. 1880

Jackson Maltz, who was on the 10th day of April 1880, duly commissioned ~~by the~~ by the Governor of Virginia. a Notary Public in and for the County of Rockingham for the term of four years from the said date. this day appeared in Court and together with Charles E. Haas his surety (who justified as to his sufficiency) entered into and acknowledged a bond in the penalty of $500.00 conditioned for the faithful execution of the duties of his office. each waiving the benefit of the Homestead exemption

as to this obligation, which bond is ordered to be recorded by the Clerk of this Court, who is directed to transmit a copy of said bond and a copy of this order to the Secretary of the Commonwealth. And thereupon the said Jackson Mauzy qualified by taking the several oaths prescribed by law.

On motion of John Paul. Peyton G. Bowman. a regularly licensed Attorney at Law. appeared in Court. and qualified to practice law in this Court. by taking the oath prescribed by law.

c[on]t[inue]d.

Commonwealth.
George W. Wood. } Upon an Indictment. for the Murder of Jacob Lineslu.

This day the prisoner George W. Wood. late of the County of Rockingham who stands indicted for a felony by him committed. was again led to the bar of the Court in custody of the Jailor of this County. And thereupon came again the Jury impanneled and sworn on the first day of this term of the Court. for his trial. pursuant to their adjournment. and not having time fully to hear the evidence were adjourned until tomorrow morning at 9 Oclock; And were placed in charge of D. H. Roteln Sheriff of this County and Levi S. Byrd and D. N. Bear his deputies to whom was administered an oath "that you shall keep this Jury together and not have any Communication with them yourselves, nor permit any other person to converse or have any Communication with them touching this trial and cause them to appear in Court on tomorrow morning at 9 Oclock. So help you God." And the Court doth award an attachment to the Sheriff of this County directed, commanding him to attach John Kennedy and him safely keep. so that he may have his body before the Judge of this Court. at the Court-house thereof on the 4th day of this term of the Court being April 22d 1880 to do and receive what our said Court. may then and there adjudge against him for his contempt in failing to appear this day as a witness in behalf of the Commonwealth & George W. Wood when duly Summoned.

And doth award Rules against Henry Bull and Erasmus Lawson, & Martin Fogle witnesses in behalf of the prisoner returnable on tomorrow morning the 4th day of this term, to shew cause if any they can, why they should not be fined and attached, for their failure to appear this day, as witnesses as aforesaid when duly summond.

And thereupon the prisoner was remanded to Jail.

Ordered. That this Court be adjourned until tomorrow morning at 9 Oclock.

R. H. Johnston

At a County Court continued and held in and for the County of Rockingham at the Court-House thereof on Thursday April 22nd 1880.

Present, Hon. Robert Johnston, presiding.

Cop? ✓

On the motion of Dr Thos. O. Hill. the Estate of Franklin Wilson dec? is committed to D. H. Roleton Sheriff of this County for administration it appearing to the Court that said decedent has been dead for more than three months without administration upon his estate. And the Court doth appoint Jos. P. Kyde. Thos M. Gay and D. M. Att to appraise the Estate of the said Franklin Wilson. dec? after first being duly sworn.

Lisc'd of?

A license is this day granted to John Kavanaugh. on his application to sell by Retail, only in quantities up to five gallons at any one time to any one individual wine. ardent Spirits. Malt liquors. or any mixture thereof. alcoholic bitters. or fruits preserved in ardent Spirits. in quantities not exceeding five gallons at any time to any one individual. in the room in the James Harris building now occupied by A. J. Wall as a Billiard Room in Harrisonburg. Rockingham County Va. which shall not be drunk within the house or curtilage where sold. but shall be delivered to the purchaser in bottles. Jugs. demijohns. or other vessels. to be removed therefrom. for the period beginning on the 1st day of May 1880. and expiring on the Thirtieth day of April. 1881.; the Court being fully satisfied upon hearing the evidence. that the applicant is a fit person. and that the place of busniess is suitable and convenient and that the specific tax required by law has been paid to the proper officer. and the applicant having executed a bond as required by law. with good security. payable to the Commonwealth of Virginia. in a penalty of $500.00 conditioned for the faithful performance of all the requirements of the act of the general assembly of Virginia. entitled. An Act imposing a tax. and prescribing regulations for collecting the same. on the privilege of selling Wine. Ardent Spirits. or malt liquors. or any mixture thereof. within the limits of the Commonwealth. for the support of the Government and to pay the interest on the public debt." Approved March 3. 1880

Lisc'd of?

A Bar Room license is this day granted to John Kavanaugh. on his application to sell by the Drink. not to be taken away from the place of delivery. but to be drunk at the place where sold. wine. Ardent Spirits. Malt liquors. or any mixture thereof. alcoholic bitters. or fruits preserved in ardent Spirits. in the same Room for which he has obtained a certificate as a Retail Liquor Dealer in the James Harris building Harrisonburg Rockingham County Va for the period beginning on the 1st day of May 1880. and expiring on the Thirtieth day of April. 1881.; the Court being fully satisfied upon hearing the evidence that the applicant is a fit person. and that the place of busniess is suitable and convenient. and that the Specific tax required by law. has been paid to the proper officer. and the applicant having executed a bond as required by law. with good security. payable to the Commonwealth of Virginia, in a penalty of $500.00 Conditioned for the faithful performance of all the requirements of the act of the General Assembly of Virginia. entitled "An Act imposing a tax. and prescribing regulations for collecting the same on the privilege of selling wine, Ardent Spirits. or Malt liquors, or any mixture thereof, within the limits of the Commonwealth, for the Support of the government. and to pay the interest on the public debt. approved March 3d. 1880.

On Motion of John F. Lewis & L. L. Lewis Executors of Saml H. Lewis dec? for the correction of Erroneous assessments of the lands of said Saml H. Lewis Estate and for

the refunding of Taxes. Erroneously assessed & paid thereon for the year 1879. The Attorney for Commonwealth appearing for the State & the Comm^r of the Revenue being present in Court. It appearing to the Court that by order of this Court made at the April Term 1879 a certain Tract of land belonging to the Estate of Saml. H. Lewis dec^d containing 421 Acres 2 Roods & 20 poles, which had prior thereto been erroneously assessed at $28.60 per acre was reduced to $5- per acre & the Assessor ordered to place said Tract on his land book for 1879 at the said price of $5. per acre. And it further appearing to the Court by the Land Books of 1879 that the Assessor had, instead of making the Correction ordered by the Court at its April Term 1879 aforesaid, changed the assessment of a Tract of 226 Acres (assessed correctly at $27.50 per acre) to $5 per acre leaving the tract of 421 A. 2 R. & 20 P. assessed at the Erroneous valuation of $28.60 per acre. And it further appearing from the Calculation & Statement of S. R. Sterling Treasurer of Rockingham ~~county~~ filed with the papers on this motion, That the Error in the taxation of ~~the taxation~~ of the Estate of Saml. Lewis, dec^d by reason of the two erroneous entries by the Assessor aforesaid appearing on the Land Books of 1879 against the Estate of their Testator is $24.33 State Tax & $29.76 of County Tax. It is ordered that Saml. R. Sterling Treasurer of Rockingham County do refund to Jno. H. Lewis & L. L. Lewis Exor^s of Saml. H. Lewis dec^d the Sum of $24.33 State Tax and the further Sum of $29.76 County Tax, on account of taxes erroneously paid by them as Exor^s as aforesaid for the year 1879. And the Assessor is directed to enter the Tract of 226 acres at $27.50 & the Tract of 421 Acres 2 Roods & 20 poles at $5.00 per acre according to the former assessment of the 226 acre tract & the Modification & Correction of the assessment of the 421 A. 2 R. & 20 P. tract made by order of this Court at its April Term 1879.

Commonwealth.

Patrick H. Reed } Upon an Indictment for the Murder of Jacob Lincoln.

This day Patrick H. Reed who stands indicted for a felony by him Committed appeared in Court in discharge of his recognizance entered into on the 1st day of this term of the Court, and for reasons appearing his trial is continued generally until Monday next the 7th day of this term of the Court, being April 26th 1880 and on the motion of the prisoner the Court doth permit him to renew his bail in the sum of $5000.00 for himself and the same Amount for his Sureties And thereupon the said Patrick H. Reed together with Mildred Reed and Cyrus Rhodes his Sureties (who justified as to their Sufficiency) acknowledged themselves to be indebted to the Commonwealth of Virginia in the Sum of $5000.00 to be levied of their respective goods and Chattels lands and tenements for the use of the said Commonwealth of Virginia each waiving the benefit of the Homestead exemption as to this obligation. Yet upon this condition that the said Patrick H. Reed does make his personal appearance before the Judge of this Court on the said 7th day of this term of the Court being April 26th 1880. to answer the said Indictment against him. and not depart thence without leave of the Court. Whereupon J. Edward Lincoln, Preston Lincoln, David Huddle, Harvey Deiss, James James R. Sites. Preston Layman E. R. Neff & W. P. Jennings & James Allen witnesses in behalf of the Commonwealth appeared in Court and acknowledged themselves to be indebted to the Commonwealth of Virginia in the Sum of $100.00 each to be levied of their respective goods & chattels, lands & tenements for the use of the said Commonwealth of Virginia each waiving the benefit of the Homestead exemption as to this obligation. Yet upon this condition that they each do make their personal appearance before the Judge of this Court on the said 7th day of this term viz April 26th 1880 as witnesses as aforesaid and not depart thence without leave of the Court

Commonwealth
vs
James M. Rhodes. } Upon an Indictment for Perjury.

This day the Defendant James M Rhodes who stands indicted for a Misdemeanor appeared in Court in discharge of his recognizance entered into on the 2nd day of the March Term last of this Court, and thereupon for reasons appearing the trial of this cause is continued until the 10th day of this term of the Court being April 29th 1880 And on the motion of the Defendant James M. Rhodes the Court doth permit him to renew his bail in the sum of $500.00 for himself and the same amount for his surety. whereupon the said James M Rhodes together with Cyrus Rhodes his Surety (who justified as to his Sufficiency) acknowledged themselves to be indebted to the Commonwealth of Virginia in the sum of $500.00 each to be levied of their respective goods & chattels lands & tenements for the use of the said Commonwealth of Virginia each waiving the benefit of ~~their~~ Homestead exemption as to this obligation Yet upon this Condition, that the said James M Rhodes does make his personal appearance before the Judge of this Court on the said 10th day of this term being April 29th 1880 to answer the said Indictment against him and not depart thence without leave of the Court.

And thereupon Solon P. Kite, D. H. Miller, John Dofflemoyer, John Welfley Madison Shue Wm. R. Miller & John M. Grey witnesses in behalf of the Commonwealth and John Welfley witness in behalf of the Defendant appeared in Court and acknowledged themselves to be indebted to the Commonwealth of Virginia in the Sum of $100. each to be levied of their respective goods & chattels lands and tenements for the use of the Commonwealth each waiving the benefit of the Homestead exemption as to this obligation Yet upon this Condition that they each do make their personal appearance before the Judge of this Court on the said 10th day of this term being April 29th 1880. as witnesses as aforesaid and not depart thence without leave of the Court. And the Court doth award Rules against Wm. C. Harrison Geo M. Berlin & Cyrus S. Wise witnesses in behalf of the Commonwealth and John Strawn J. M. Kite, Robert M. Duval Wm H. Step, Peter C. Reed Geo. M. Armentrout. Daniel B. Reed Mary Singley & Mrs. John M. Keller. witnesses in behalf of the Defendant returnable to the said 10th day of this term of the Court to shew cause if any they can why they should not be fined and attached for their failure to appear this day as witnesses as aforesaid when duly summoned.

1 & 3 ops. issd.

1 & 5 ops. issd.

Commonwealth.
vs
George W. Wood. } Upon an Indictment for the Murder of Jacob Lingle.

This day the prisoner George W. Wood late of the County of Rockingham who stands indicted for a felony by him committed was again led to the bar of the Court in custody of the Jailor of this County and thereupon came again the Jury impannelled and Sworn on the first day of this term of the Court for his trial. ~~pursuant~~ to their adjournment and having fully heard the evidence but not having time fully to hear the Argument of Counsel were adjourned until to-morrow morning at 9 o'clock And were placed in charge of D. H. Roleton Sheriff of this County and Levi S. Byrd & D. N. Bear his deputies to whom was administered an oath that you shall keep this Jury together and have no communication with them yourselves nor permit any other person to converse or have any communication with them touching this trial and cause them to appear in Court on tomorrow morning at 9 o'clock. So help you God.

And thereupon the prisoner was remanded to Jail.

Ordered That the Clerk of this Court do issue a Venire Facias, directed to the Sheriff of this County Commanding him to Summon Twenty four persons from

a list to be furnished by the Judge of this Court to appear on Monday morning next the 4th day of this term of the Court being April 26th 1880. to serve as Veniremen upon the trial of Patrick H. Reed charged with murder

Ordered. That this Court be adjourned until tomorrow morning at 9 oclock

R. Johnston

At a County Court continued and held in and for the County of Rockingham at the Court-House thereof on Friday April 23d 1880.

Present Hon. Robert Johnston presiding.

P M Whitlock Committee for Eliza J Dickens a person of unsound mind this day presented in Court an account against The Commonwealth of Virginia amounting to the sum of $28.50 for the board and care of the said Eliza J. Dickens a Lunatic 3 Months from Dec 25th 1879 to March 25th 1880. @ $8.00 per Mo. ($24.00) and 3 Months clothing for Same @ $1.50 per Mo. ($4.50) which being Sworn to. was examined and allowed by the Court, and ordered to be certified to the Auditor of Public Accounts for payment.

cop?

Commonwealth.
vs
Geo. W. Wood } Upon an Indictment for the Murder of Jacob Lineslu.

This day the prisoner George W Wood, late of the County of Rockingham, who stands indicted for a felony by him committed, was again led to the bar of the Court in custody of the Jailor of this County and thereupon came again the jury impanneled and Sworn on the 1st day of this term of the Court for his trial, pursuant to their adjournment, and having fully heard the argument of counsel but not having time to consider their verdict, were adjourned until tomorrow morning at 9 Oclock, and were placed in charge of D.H. Rotelm, Sheriff of this County and Levi S. Byrd and John C. Henkel his deputies, to whom was administered an oath, that You shall keep this Jury together, and not have any communication with them yourselves, nor permit any other person to converse or have any communication with them, touching this trial, and cause them to appear in Court on tommorrow morning at 9 oclock, So help you God.

And thereupon the prisoner was remanded to Jail.

Ordered That this Court be adjourned until tomorrow morning at 9 oclock.

R. Johnston.

At a County Court continued and held in and for the County of Rockingham. at the Court-house thereof on Saturday April 24th 1880

Present Hon. Robert Johnston presiding

Commonwealth
vs. } Upon an Indictment for the Murder of Jacob Lincoln.
George W. Wood.

This day the prisoner George W. Wood late of the County of Rockingham, who stands indicted for a felony by him committed, was again led to the bar of the Court in custody of the Jailor of this County. And thereupon came again the Jury impannelled and Sworn on the 1st day of this term of the Court for his trial pursuant to their adjournment. and retired to their room to consider their verdict. and after sometime returned into Court and upon their oaths do say We the Jury find the prisoner George W. Wood guilty of Murder in the second degree in manner and form as charged in the indictment, and ascertain the term of his confinement in the penitentiary at Eighteen years. J. D. Hammen, Foreman, whereupon the Jury were discharged.

And thereupon the prisoner was remanded to Jail.

Wm D. Maiden, a Justice of the Peace for Stonewall District in this County paid into Court the sum of $2.50 It being the amount of a judgment for fine rendered by him + State Guilty on the 13th day of April 1880. in the case of the Commonwealth vs Jefferson Nicholas for a Misdemeanor.

Ordered That this Court be adjourned until Monday morning next at 9 Oclock

R. Johnston

At a County Court continued and held in and for the County of Rockingham at the Court House thereof. on Monday April 26th 1880.

Present Hon. Robert Johnston, presiding.

On the Motion of John C. Brock to correct an Erroneous Assessment

Ordered that this Motion be placed upon the Courts Docket & continued until 10th day of this term of the Court.

The Shenandoah Valley Railroad Company. Pltff.
vs. } Upon a Motion
Thomas K. Miller Deft.

It appearing to the Court that Wm. R. McKeever John H. Rolston. M. J. Martz. and George Chrisman four of the Commissioners appointed at a former term of this Court to ascertain what will be just compensation for such of the freehold of Thomas K. Miller as is proposed to be taken by the Shenandoah Valley Railroad Company for its purposes, and for the damages to the residue of said lands beyond the present benefit to be derived or expected to said residue from the work to be constructed. have made and returned their report to this Court And the said Shenandoah Valley Railroad Company having moved the Court to

set aside said report and appoint other Commissioners to make said assessment, said motion is continued to the next term of this Court

The Shenandoah Valley Railroad Company Pltff

Mrs Amanda J Yancey, B. P Yancey, Sallie Yancey, Richard Yancey, Bernard Yancey and Robert Yancey Defts } Upon a Motion

It appearing to the Court that Wm. R. McKeever, John N. Rolston of D. M. J. Martz, and George Lehrman, four of the Commissioners appointed at a former term of this Court to ascertain what will be just Compensation for such of the lands of the freehold of Mrs Amanda J Yancey, B. P Yancey, Sallie Yancey, Richard Yancey, Bernard Yancey and Robert Yancey, as is proposed to be taken by the Shenandoah Valley Railroad Company for its purposes and for the damages to the residue of said lands beyond the peculiar benefit to be derived in respect to said residue from the work to be constructed, have made and returned their report to this Court, and the said Shenandoah Valley Railroad Company having moved the Court to set aside said report and appoint other Commissioners to make said assessment, said motion is continued to the next term of this Court

Same Pltff

William B. Yancey Deft } Upon a Motion.

It appearing to the Court that Wm. R. McKeever, John N. Rolston, of D. M. J. Martz and George Lehrman four of the Commissioners appointed at a former term of this Court to ascertain what will be just Compensation for such of the lands of the freehold of Wm B. Yancey as is proposed to be taken by the Shenandoah Valley Railroad Company for its purposes and for the damages to the residue of said lands beyond the peculiar benefit to be derived in respect to said residue from the work to be constructed, have made and returned their report to this Court. And the said Shenandoah Valley Railroad Company having moved the Court to set aside said report, and appoint other Commissioners to make said Assessment, said motion is continued to the next term of this Court.

Same Pltff

John I. Wood, R. M. E. Wood & Anna P. Maggart Defts } Upon a Motion

It appearing to the Court that Wm R. McKeever, John N. Rolston, of D. M. J. Martz and George Lehrman, four of the Commissioners appointed at a former term of this Court to ascertain what will be just Compensation for such of the lands of the freehold of John I Wood, R. M. E Wood & Anna P. Maggart, as is proposed to be taken by the Shenandoah Valley Railroad Company for its purposes and for the damages to the residue of said lands beyond the peculiar benefits to be derived in respect to said residue from the work to be constructed, have made and returned their report to this Court, And the Shenandoah Valley Railroad Company having moved the Court to set aside said report and appoint other Commissioners to make said Assessment said motion is continued to the next term of this Court.

The Shenandoah Valley Railroad Company Pltff.
vs. } Upon a Motion
J. H. Gitt. Deft.

It appearing to the Court that Wm. R. McKeever, John N. Roleton, of D. M. J. Martz and Geo. Schuisman firm of the Commissioners appointed at a former term of this Court to ascertain what will be just Compensation for such of the lands of the freehold of J. H. Gitt, as is proposed to be taken by the Shenandoah Valley Railroad Company for its purposes, and for the damages to the residue of said lands beyond the peculiar benefit to be derived in respect to said residue from the work to be constructed, have made and returned their report to this Court, and the said Shenandoah Valley Railroad Company having moved the Court to set aside said report and appoint other Commissioners to make said Assessment, said motion is continued to the next term of this Court.

Same. Pltff
vs. } Upon a Motion.
C. J. & Wm. B. Yancey Defts.

It appearing to the Court that Wm. R. McKeever, John N. Roleton of D. M. J. Martz and Geo. Schuisman firm of the Commissioners appointed at a former term of this Court to ascertain what will be just Compensation for such of the Lands of the freehold of C. J. & Wm. B. Yancey, as is proposed to be taken by the Shenandoah Valley Railroad Company for its purposes, and for the damages to the residue of said lands, beyond the peculiar benefit to be derived in respect to said residue from the work to be constructed, have made and returned their report to this Court, and the said Shenandoah Valley Railroad Company having moved the Court to set aside said report and appoint other Commissioners to make said Assessment, said motion is continued to the next term of this Court

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Same. Pltff
vs. } Upon a Motion.
John R. Lewis Deft.

It appearing to the Court that Wm. R. McKeever, John N. Roleton, of D. M. J. Martz and Geo. Schuisman firm of the Commissioners appointed at a former term of this Court to ascertain what will be just Compensation for such of the lands of the freehold of John R. Lewis as is proposed to be taken by the Shenandoah Valley Railroad Company for its purposes, and for the damages to the residue of said lands beyond the peculiar benefit to be derived in respect to said residue from the work to be constructed, have made and returned their report to this Court, and the said Shenandoah Valley Railroad Company having moved the Court to set aside said report and appoint other Commissioners to make said Assessment, said motion is continued to the next term of this Court.

Same Pltff
vs. } Upon a Motion
Amos Scott Deft.

It Appearing to the Court that Wm. R. McKeever, John N. Roleton, of D. M. J. Martz and Geo. Schuisman firm of the Commissioners appointed at a former term of this Court, to ascertain what will be just Compensation for such of the lands of the freehold of Amos Scott as is proposed to be taken by the Shenandoah Valley Railroad Company for its purposes, and for the damages to the residue of said lands, beyond the peculiar benefit to be derived in respect to said

residure from the work to be constructed, have made and returned their report to this Court. And the said Shenandoah Valley Railroad Company having moved the Court to set aside said report and appoint other Commissioners to make said Assessment, said motion is continued to the next term of this Court.

The Shenandoah Valley Railroad Company Pltff
J. W. P. Samuels Deft } Upon a Motion.

It appearing to the Court that Isaac Long, John H. Rolston of D. and Michael J. Martz, three of the Commissioners appointed by an order of this Court on the 16th day of March 1880, have made and returned their report in pursuance of said order. And thereupon on Motion of J. W. P. Samuels and by consent of parties the said report of said Commissioners is set aside: and thereupon the Court doth appoint John E. Dovel, Samuel R. Allebaugh, P. L. Williamson, Jacob Moyers and Daniel G. Martz, any three of whom may act, Commissioners, to ascertain what will be just Compensation for such of the lands of the freehold whereof J. W. P. Samuels is tenant, as is proposed to be taken by the Shenandoah Valley Railroad Company for its purposes, and for the damages to the residue of the lands of said J. W. P. Samuels beyond the peculiar benefit to be derived in respect to said residue from the work to be Constructed. And the Court doth designate the 11th day of May 1880, for the meeting of the said Commissioners who shall before proceeding to execute this order be duly sworn to faithfully discharge their duty in pursuance hereof.

Same. Pltff
A. E. Bear Deft } Upon a Motion

It appearing to the Court that Wm. R. McKeever, M. J. Martz, Jno. H. Rolston, of D. and Geo. Chrisman, five of the Commissioners appointed by an order of this Court on the 16th day of March 1880, have made and returned their report in pursuance of said order. And thereupon on motion of A. E. Bear and by consent of parties the said report of said Commissioners is set aside. And thereupon the Court doth appoint John E. Dovel, Samuel R. Allebaugh, P. L. Williamson, Jacob Moyers and Daniel G. Martz, any three of whom may act, Commissioners to ascertain what will be just Compensation for such of the lands of the freehold whereof A. E. Bear is tenant, as is proposed to be taken by the Shenandoah Valley Railroad Company for its purposes and for the damages to the residue of the lands of said A. E. Bear beyond the peculiar benefit to be derived in respect to said residue from the work to be constructed. And the Court doth designate the 14th day of May 1880, for the meeting of the said Commissioners who shall before proceeding to execute this order be duly sworn to faithfully discharge their duty in pursuance hereof.

On the Application of A. S. Bader, J. S. Runcle, D. M. Hammer and others for the establishment of a Public Road, leading from the Mt. Zion Church Road through by Jacob Neas's to the Rockingham Turnpike, about two miles East of Mt. Jackson. The Court doth appoint Warren P. McGahey, John B. Ammon, and J. H. Miller, viewers to view the ground and report to the Court at its next term, the Conveniences and inconveniences that will result, as well to individuals as to the public if such road should be established as proposed, and especially whether any yard, garden orchard or any part thereof will have to be taken.

1 & 3 copies rec'd

They shall further report the facts and circumstances in their opinion useful in

enabling the Court to determine the expediency of establishing the road. They shall report the names of the land-owners on such route, and State which of them require Compensation; the probable amount in their opinion to which such party may entitled, and any other matter which they may deem pertinent. They shall not locate any route on which there may be a grade at any one point exceeding Six degrees, and shall endeavor to locate a route which shall not exceed five degrees at any one point. A map or diagram of the route, with Courses and distances, shall be returned with their report. A Statement of the number of days each viewer and Surveyor was employed in executing this order shall be appended to the report, and Sworn to before a Justice of the Peace or other Officer who shall append his certificate to the same. Any defect in the Action or report of the viewers will debar them from receiving pay for their services.

Commonwealth.

Patrick H. Reed } Upon an Indictment for the Murder of Jacob Lincoln.

This day Patrick H. Reed, who Stands indicted for a felony by him Committed appeared in Court in discharge of his recognizance entered into on the 4th day of this term of the Court. And thereupon the Panel of twenty four Veniremen Summoned for his trial were called twenty two of whom appeared, were examined by the Court on their Voirdire and the following ten found to be duly qualified and free from exceptions Viz:- James H. Dwyer, Lewis Ott. Peachy R. Bertram James Bowman, Eugene O. Beale, E. G. Eckard, James Steele James M. Linneweaver, James S. Linneweaver, & Benjamin Roletson. whereupon the Court ordered the Clerk to issue a Venire Facias to the Sheriff of this County directed, Commanding him to Summon fourteen additional Veniremen to Complete the Panel of twenty four, which was accordingly done, and the Veniremen Summoned as aforesaid appeared were examined by the Court on their Voirdire and thirteen of their number found to be duly qualified and free from exceptions Viz:- John S. McLeod, Jacob H. Deputy, J. L. Shepp, John Staffer, D. G. Way, Isaac Miller, G. W. Earman, Peebles Patum, Joseph Bowser, A. D. Woodson, J. P. McLeod, J. F. Good, & Jacob S. Anders, whereupon the Court again ordered the Clerk to issue another Venire Facias to the Sheriff of this County directed Commanding him to Summon One additional Veniremen to complete the panel of twenty four which was accordingly done and the Veniremen Abraham Linneweaver Summoned as aforesaid appeared was examined by the Court on his Voirdire and found to be duly qualified and free from exceptions, and the panel of twenty four being thus completed the names of eight of the persons of said panel were drawn by lot by the Clerk Viz:- Eugene O. Beale, E. G. Eckard, Benjamin Roletson, J. L. Shepp, John Staffer, D. G. Way, Joseph Bowser & Abraham Linneweaver, leaving a panel of sixteen veniremen with which the prisoner was furnished a list and having stricken therefrom the names of four of the persons of said panel Viz:- James S. McLeod, Peachy R. Bertram James H. Dwyer and John S. McLeod the remaining twelve of said panel viz:- James Steele, James Bowman, Isaac Miller, Jacob S. Anders, James S. Linneweaver, J. F. Good, James M. Linneweaver, Lewis Ott, A. D. Woodson, Jacob H. Deputy, Peebles Patum, & G. W. Earman, thereby constituting the Jury who being thus elected, tried and Sworn, well and truly to try and true deliverance make between the Commonwealth and the prisoner at the bar and a true Verdict render according to the evidence and not having time fully to hear the evidence were adjourned until tomorrow morning at 9 o'clock and were placed in charge of D. W. Roletson Sheriff of this County and D. N. Bear Levi S. Byrd & John C. Heukel his Deputies to whom was administered an oath that you shall keep this Jury together and not have any Communication with them yourselves nor permit any other person to converse

or have any Communication with them touching this trial, and cause them to appear in Court on tomorrow morning at 9 Oclock So help you God
And the Court doth award a Rule against R. S. Switzer a Venireman Summoned for the trial of this Cause returnable to the 10th day of thes term of the Court to Show Cause if any he can why he should not be fined and attached for his failure to appear this day as a Venireman as afresaid when duly summoned.
And doth award Rules against J. Edward Lincoln, le J. Brock, Jos S. Pennybacker Atr. Monty. E. R. Moff. Perry M. Rangher le J. Lugacre Henrietta Lincoln William Allen & Harvey Reed witnesses in behalf of the Commonwealth returnable forthwith to shew cause if any they can why they should not be fined and attached for their failure to appear this day as witnesses as afresaid when duly summoned.
And thereupon the prisoner was committed to Jail.

On the Application of Peter D. Zimmerman & others for the establishment of a Public Road from the Spout on the Alleghine and Sangerville Road known as Sangleys gate terminating at the Dry Pond on the Mountain Road a distance of about one mile.
The process awarded in this cause against the Land owners along the line of the above proposed road, having this day been duly returned executed the same is ordered to be fixed, and this cause is continued until a future day of this Court.

Ordered, That their Court be adjourned until tomorrow morning at 9 Oclock.

R. Johnston

At a County Court continued and held in and for the County of Rockingham at the Court House thereof, on Tuesday April 27th 1880.

Present Hon. Robert Johnston, presiding.

Issd. & fee pd. A license is this day granted to Daniel O'Donnell, on his application to sell by Retail only in quantities up to five gallons at any one time to any one individual, wine, ardent Spirits, Malt liquors, or any mixture thereof, alcoholic bitters, or fruits preserved in ardent Spirits, in quantities not exceeding five gallons at any time to any one individual, at his present place of business in a room of the Spotswood Hotel in Harrisonburg Rockingham County Va which shall not be drunk within the house or curtilage where sold, but shall be delivered to the purchaser in bottles, jugs, demijohns, or other vessels, to be removed therefrom for the period beginning on the 1st day of May 1880, and expiring on the Thirtieth day of April 1881; the Court being fully satisfied upon hearing the evidence, that the applicant is a fit person, and that the place of business is suitable and convenient, and that the Specific tax required by law has been paid to the proper officer, and the applicant having executed a bond as required by law, with good security, payable to the Commonwealth of Virginia, in a penalty of $500.00 conditioned for the faithful performance of all the requirements of the act of the general Assembly of Virginia, entitled "An Act imposing a tax, and prescribing regulations for collecting the same, on the privilege of selling Wine, Ardent Spirits, or Malt liquors or any mixture thereof, within the limits of the Commonwealth, for the Support of the government and to pay the interest on the public debt." Approved March 3d 1880

Issd. & fee pd. A Bar Room license is this day granted to Daniel O'Donnell, on his application to

sell by the Drink, not to be taken away from the place of delivery, but to be drunk at the place where sold, wine, ardent Spirits, Malt liquors, or any mixture thereof, alcoholic bitters, or fruits preserved in ardent Spirits, in the same room in the Spotswood Hotel Harrisonburg Va for which a license as a Retail Dealer has been issued, for the period beginning on the 1st day of May 1880 and expiring on the Thirtieth day of April, 1881; the Court being fully satisfied upon hearing the evidence that the applicant is a fit person, and that the place of business is suitable and convenient, and that the Specific tax required by law has been paid to the proper officer, and the applicant having executed a bond as required by law, with good security, payable to the Commonwealth of Virginia, in a penalty of $500 & conditioned for the faithful performance of all the requirements of the act of the general Assembly of Virginia entitled An Act imposing a tax, and prescribing regulations for Collecting the same, on the privilege of selling Wine, Ardent Spirits, or Malt liquors, or any mixture thereof, within the limits of the Commonwealth, for the Support of the government, and to pay the interest on the public debt, approved March 3d 1880.

Commonwealth }
Patrick H. Reed } Upon an Indictment for the Murder of Jacob Singley

This day the prisoner Patrick H. Reed late of the County of Rockingham who stands indicted for a felony by him committed, was again led to the bar of the Court in custody of the Gaoler of this County. And thereupon came the Jury impannelled and Sworn on yesterday the 4th day of this term of the Court for his trial, pursuant to their adjournment, and having heard the evidence, but not having time fully to hear the Argument of Counsel, were adjourned until tomorrow morning at 9 oclock, and were placed in charge of D. H. Roleton, Sheriff of this County and D. N. Kear his Deputy to whom was administered an oath that you shall keep this jury together and have no communication with them yourselves nor permit any other person to converse or have any communication with them, touching this trial, and cause them to appear in Court on tomorrow morning at 9 oclock. So help you God.

And thereupon the prisoner was remanded to Jail.

Ordered That this Court be adjourned until tomorrow morning at 9 oclock

R. H. Johnston

At a County Court continued and held for and for the County of Rockingham, at the Court House, thereof on Wednesday April 28th 1880.

Present Hon. Robert Johnston presiding.

Commonwealth.
vs. Upon an Indictment for the Murder of Jacob Liggeler.
Patrick H. Reed.

This day the prisoner Patrick H. Reed late of the County of Rockingham, who stands indicted for a felony by him committed, was again led to the bar of the Court, in custody of the Jailor of this County. And thereupon came again the Jury impannelled and sworn on the 7th day of this term of the Court, for his trial, pursuant to their adjournment and having fully heard the Argument of Counsel, retired to their room to consider their verdict, and after sometime again returned into Court and upon their oaths do say, We the Jury find the prisoner, Patrick H. Reid not guilty, as he stands Platum Foreman, whereupon the Jury was discharged.

It is therefore considered by the Court that the prisoner be discharged, and go hence without day, &c.

This day came Rev. Thomas J. Edwards who alleges that he is aggrieved by an entry in the Personal Property books made by J. R. Jones Commissioner of the Revenue for Central District in said County, in the year 1879 whereby he is charged with $5.24 taxes for the year 1879 on personal property & Capitation Tax. And thereupon the said Rev. Thomas J. Edwards moved the Court to exonerate him from the payment of $5.24 all of the taxes so erroneously charged against him said year, which motion was defended by Geo. L. Grattan the Attorney for the Commonwealth for said County, and the said J. R. Jones, the Commissioner who made the Assessment, was examined as a witness touching the application. And it appearing that said book, in which said alleged erroneous entry was been made, was certified by the Clerk of the County Court of this County on the day of 1879 and that application for redress against the erroneous entry was made on this day for the first time: and it appearing that on the 1st day of February 1879 the time for such assessment the said Thos. J. Edwards was not a resident of said County, which the Court certifies as facts proved upon the application aforesaid. On Consideration whereof, and from such facts so proved, the Court is satisfied that the said Rev. Thos. J. Edwards is erroneously charged on said book with taxes amounting to $5.24; whereupon it is ordered that the said Rev. Thos. J. Edwards be exonerated from the payment of $5.24 taxes so erroneously charged if not already paid, and if paid, that it be refunded to him $3.56 of which is State + $1.68 County Taxes.

Iss'd & fee's'd.

A license is this day granted to John W. Avey, on his application to Sell by Retail, only in quantities not to five gallons at any one time to any one individual, Wine, Ardent Spirits, Malt Liquors, or any mixture thereof, Aleoholic bitters, or fruits preserved in ardent Spirits, in quantities not exceeding five gallons at any time to any one individual, at his residence on Dry River near Rawley Springs which shall not be drunk within the house or curtilage where sold, but shall be delivered to the purchaser in bottles, jugs, demijohns, or other vessels, to be removed therefrom, for the period beginning on the 1st day of May 1880, and expiring on the Thirtieth day of April 1881; the Court being fully satisfied upon hearing the evidence, that the applicant is a fit person, and that the place of business is suitable and convenient, and that the Specific tax required by law has been paid to the proper Officer, and the Applicant having executed a bond as required by law, with good security, payable to the Commonwealth of Virginia, in a penalty

of $250.00 conditioned for the faithful performance of all the requirements of the act of the general assembly of Virginia, entitled "An act imposing a tax, and prescribing regulations for collecting the same, on the privilege of selling Wine Ardent Spirits or Malt liquors or any mixture thereof, within the limits of the Commonwealth for the support of the government and to pay the interest on the Public Debt" approved March 3d 1880

On the motion of Cyrus S Wise the Estate of Adam Wise, dec'd is committed to D. H Rolston Sheriff of Rockingham County for Administration it appearing to the Court that said decedent has been dead for more than three months without administration upon his Estate.

On the Motion of Derrick Pennybacker Adm'r the Estate of Elizabeth Custer dec'd is committed to D H Rolston Sheriff of Rockingham County for administration it appearing to the Court that said decedent has been dead for more than three months without administration upon her estate.

Joseph S Bowman Adm'r Pltff
vs
Jacob C Roads Deft } Upon a Scifa.

The Defendant being solemnly called and not appearing on the motion of Berryman T Bowman and Benj A Bowman Administrators of Joseph S Bowman dec'd by their Attorney the Court having heard the evidence adduced It is considered that the Judgment recovered at the August Term 1868 of this Court in the name of Joseph S Bowman against Jacob C Roads for the Sum of $100.00 One Hundred Dollars Debt without interest thereon from the 1st day of November 1860 till paid and also $8.07 Costs be revived in the name of said plaintiffs and that they have execution against the Defendant Jacob C Roads for said Sum of $100.00 the debt aforesaid with interest as aforesaid and $8.07 costs in the writ aforesaid mentioned and also that the Plaintiffs recover against the Defendant their cost by them expended in suing forth and prosecuting this writ and the said defendant in mercy &c.

Ordered That the Clerk of this Court do issue a Venire Facias to the Sheriff of this County directed Commanding him to Summon 12 persons to appear on tomorrow morning the 10th day of this term of the Court being April 29th 1880 to serve as Jurors upon the trial of a Misdemeanor.

The Court doth order the following named persons be each allowed the Sum opposite their names for their attendance and Services at this term of the Court as Venirmen Summoned for the trial of Felony Cases at $1.00 per day and that the same be paid by the Treasurer of this County, and certified to the Auditor of Public Accounts, Viz:

Robert G Wise $1.00 — Lewis Utt $3.00 — Henry S Spinkel $1.00 — C E Spinkel $1.00 — J G H Miller $1.00 — James H Dwyer $1.00
John Brown Jr $1.00 — James Kinman $3.00 — P T Rohr $1.00 — Sydney S Moffett $1.00 — Jacob Messerole $1.00 — Wm N Peterman $1.00
S S Heatwole $1.00 — James Steele $3.00 — Henry W Roller $1.00 — E H Bromer $1.00 — C M Killian $1.00 — Abner K Fletcher $1.00
J N Hammen $1.00 — James M Lineweaver $3.00 — Wm E Kite $1.00 — Evans D Coffman $1.00 — W B McCahey $1.00 — Danl S Harnsberger $1.00
W H Bowman $1.00 — James A Lineweaver $3.00 — S H Butler $1.00 — John I Wood $1.00 — G A Marie $1.00 — Peachy A Bertram $1.00
Calvin Miller $1.00 — Jacob M Deputy $3.00 — Wm P Carpenter $1.00 — A J Johnson $1.00 — R G Sherfey $1.00 — Eugene C Peale $1.00
Thomas Davis $1.00 — Isaac Miller $3.00 — H M Rondabush $1.00 — Geo H Margy $1.00 — J B Dennison $1.00 — E G Eckard $1.00
Levi King $1.00 — G M Eannan $3.00 — David M Silley $1.00 — Jacob Maynard $1.00 — J P Harnsberger $1.00 — Adam M Wise $1.00
David Dannor $1.00 — Peebles Patyon $3.00 — R L Scott $1.00 — Frank D Hopkins $1.00 — Abm Bellmer $1.00 — Miriam K Lewis $1.00
J A Wise $1.00 — S D Hoodem $3.00 — P H Rondabush $1.00 — Geo R Eastman $1.00 — Joseph Spitzer $1.00 — J C Hottel $1.00
Abraham Spitzer $1.00 — J B Reed $3.00 — John B Roller $1.00 — Joseph Miller $1.00 — Abraham D Byrd $1.00
Lewis S Byrd $1.00 — Jacob S Andes $3.00 — Jacob W Deputy $1.00 — Smith Linkel $1.00 — Peter P Eannan $1.00 — Evans Plattenger $1.00

Reuben W. Rowe $1.00 Benjamin D. Armentrout $1.00 Andrew Razzle $1.00 Benjamin Reitzel $1.00 David Kromer $1.00
John S. McLeod $1.00 J. L. Sheppe $1.00 John Mc Keffler $1.00 D. G. May $1.00 L. R. Coffman $1.00 Joseph Rowser $1.00 J. B. McLeod $1.00
Graham Linewearer $1.00

Ordered. That this Court be adjourned until tomorrow morning at 10 oclock.

R. Johnston

At a County Court continued and held in and for the County of Rockingham at the Court House thereof on Thursday April 29th 1880.

Present: Wm Robert Johnston presiding.

issd & pd.

A license is this day granted to John E. Kelley on his application to sell by Retail only in quantities of to five gallons at any one time to any one individual wine ardent Spirits, Malt liquors, or any mixture thereof, Alcoholic bitters, or fruits preserved in ardent Spirits, in quantities not exceeding five gallons at any time to any one individual at a room in the Sibert building, recently occupied by J. H. Shue as a Drug Store in the town of Harrisonburg in said County, which shall not be drunk within the house or curtilage where sold, but shall be delivered to the purchaser in bottles, jugs, demijohns, or other vessels, to be removed therefrom, for the period beginning on the 1st day of May 1880, and expiring on the Thirtieth day of April 1881; the Court being fully satisfied upon the evidence, that the applicant is a fit person, and that the place of business is suitable and convenient, and that the Specific tax required by law has been paid to the proper officer, and the applicant having executed a bond as required by law, with good security, payable to the Commonwealth of Virginia in a penalty of Five Hundred Dollars conditioned for the faithful performance of all the requirements of the act of the general Assembly of Virginia, entitled "An act imposing a tax, and prescribing regulations for collecting the same, on the privilege of selling Wine, Ardent Spirits, & Malt liquors, or any mixture thereof, within the limits of the Commonwealth for the Support of the government and to pay the interest on the public debt," approved March 3. 1880

issd & pd.

A Bar Room license is this day granted to John E. Kelley, on his application to sell by the Drink, not to be taken away from the place of delivery, but to be drunk at the place where sold, Wine, Ardent Spirits, Malt liquors, or any mixture thereof, alcoholic bitters, or fruits preserved in ardent Spirits, ~~at~~ in the same room for which he has obtained a certificate as a Retail liquor dealer in said County, for the period beginning on the 1st day of May 1880, and expiring on the Thirtieth day of April, 1881; the Court being fully satisfied upon hearing the evidence that the applicant is a fit person, and that the place of business is suitable and convenient, and that the Specific tax required by law has been paid to the proper officer, and the applicant having executed a bond as required by law, with good security, payable to the Commonwealth of Virginia, in a penalty of Five Hundred Dollars conditioned for the faithful performance of all the requirements of the act of the general Assembly of Virginia, entitled "An act imposing a tax, and prescribing regulations for collecting the same, on the privilege of selling Wine, Ardent Spirits, or Malt liquors, or any mixture thereof, within the limits of the Commonwealth, for the Support of the

government and to pay the interest on the public debt, approved March 3. 1880

A Bar Room license is this day granted to Jonas A Heller on his application to sell by the Drink, not to be taken away from the place of delivery, but to be drunk at the place where Sold Malt Liquors or any mixture at his present place of business on East Market Street Harrisonburg Va in this County: for the period beginning on the 1st day of May 1880, and expiring on the thirtieth day of April, 1881; the Court being fully satisfied upon hearing the evidence that the applicant is a fit person, and that the place of business is suitable and convenient; and that the Specific tax required by law has been paid to the proper officer, and the applicant having executed a bond as required by law, with good security, payable to the Commonwealth of Virginia, in a penalty of Two Hundred and fifty dollars, conditioned for the faithful performance of all the requirements of the act of the general assembly of Virginia entitled "An Act imposing a tax, and prescribing regulations for Collecting the same, on the privilege of selling Wine, Ardent Spirits or Malt liquors, or any mixture thereof, within the limits of the Commonwealth, for the Support of the government and to pay the interest on the public debt. Approved March 3d, 1880.

Commonwealth.
George W. Wood. } Upon an Indictment for the Murder of Jacob Lincoln.

This day the prisoner George W Wood late of the County of Rockingham who was on the 6th day of this term of the Court, convicted of a felony by him committed, was again led to the bar of the Court in custody of the Jailor of this County, and it being enquired of the prisoner if any thing he had or knew to say, why the Court should not now proceed to pronounce judgment against him according to law, and nothing being offered or alleged in delay of judgment, It is considered by the Court that the said George W. Wood be imprisoned in the public jail and Penitentiary House of this Commonwealth for the term of Eighteen years, (the period by the jurors in their verdict ascertained) to hard labor) And the Sheriff of this County is ordered as soon as possible after the adjournment of this Court to remove and convey the said George W. Wood from the Jail of this County to the public Jail and Penitentiary house of this Commonwealth therein to be kept imprisoned and treated in the manner directed by law, for the term aforesaid. And thereupon the prisoner was remanded to Jail.

On the motion of D. H. Rolston, Sheriff of this County, It is ordered that he be allowed one guard, to assist him in Conveying George W. Wood from the Jail of this County to the public Jail and Penitentiary House of this Commonwealth, the Court being of Opinion that said guard is indispensable.

Commonwealth.
James M. Rhodes. } Upon an Indictment for Perjury.

This day the Defendant James M. Rhodes, who stands indicted for a Misdemeanor appeared in Court in discharge of his recognizance entered on the 4th day of this term of the Court, and thereupon on the motion of the Attorney for the Commonwealth the trial of this cause is continued until the 1st day of the May term next of this Court, being May 17th 1880, and on the motion of the Defendant James M. Rhodes the Court doth permit

him to renew his bail in the Sum of $500.00 for himself and the same amount for his surety. Whereupon the said James M Rhodes together with Cyrus Rhodes his surety (who justified as to his sufficiency) acknowledged themselves to be indebted to the Commonwealth of Virginia in the Sum of $500.00 each to be levied of their respective goods & chattels lands & tenements for the use of the said Commonwealth of Virginia, each waiving the benefit of the Homestead exemption as to this obligation

Yet upon this condition that the said James M Rhodes does make his personal appearance before the Judge of this Court on the said 1st of the May term next of this Court being May 17. 1880. to answer the said Indictment against him, and not depart thence without leave of the Court. John Kelley & Wm R. Miller witnesses in behalf of the Commonwealth who were recognized on the 4th day of this term of the Court for their appearance this day having each failed to appear in answer to said recognizances process is awarded against them to show cause why judgment should not be entered upon their recognizance for their failure to appear as witnesses as aforesaid.

Christian Sites Assignee of J.A. Alexander. Pltff.

George W. Shaver late Constable of Rockingham County and Wm R. Bowers his Surety Defts. } upon a motion

This day came the parties by their Attorneys and neither party requiring a jury the cause was submitted to the Court and having fully heard the evidence adduced and argument of Counsel. It is considered by the Court that the Plaintiff recover of the Defendants George W. Shaver and Wm R. Bowers the sum of $27.62 with interest thereon from the 20th day of May 1878 till paid and $1.00 costs before a Justice of the Peace expended also his costs in this behalf expended.

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c/p. D. H. Rolston Sheriff & Jailor of this County this day presented in Court an Account against The Commonwealth of Virginia, amounting to the Sum of $14.20 for keeping and Supporting Jacob H. Lewis a Lunatic confined in Jail 31 Days from March 16th to April 15. 1880 @ 40¢ per day ($12.40) and Clothing for same 1/2 of a year @ $30.00 per year ($2.50) which being Sworn to was examined and allowed by the Court and ordered to be certified to the Auditor of Public Accounts for payment.

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c/p. D. H. Rolston Sheriff & Jailor of this County this day presented in Court an account against The Commonwealth of Virginia amounting to the sum of $29.55 for keeping and Supporting various prisoners from March 16th to April 15th 1880 which being Sworn to was examined and allowed by the Court and ordered to be certified to the Auditor of Public Accounts for payment

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c/p. D. H. Rolston Sheriff & Jailor of this County this day presented in Court an account against the Commonwealth of Virginia amounting to the sum of $87.00 for keeping & Guarding Venire in the following cases Viz:- Commonwealth vs George W. Wood charged with Felony 5 days @ $1.00 per day Ea ($60.00) Same vs Patrick H. Reed charged with Felony 2¼ days @ $1.00 per day Ea ($27.00) which being sworn to, was examined and allowed by the Court and ordered to be certified to the Auditor of Public Accounts for payment.

Co/p. J. P. Bunner Constable of Rockingham County this day presented in Court an account against the Commonwealth of Virginia, amounting to the Sum of $4.20 for the arrest of D. M Johnson charged with Misdemeanor (50¢) Summoning 8 witnesses 20¢ ($1.60) Conveying prisoner to Jail 18 Miles ($1.44) 1 guard one day 75¢ (the Justice having certified as to the necessity for said witnesses & said guard) which being sworn to, was examined and allowed by the Court, and ordered to be certified to the Auditor of Public Accounts for payment.

C/p. W. A. Braithwaite, Chief of Police of Harrisonburg this day presented in Court an account against The Commonwealth of Virginia, amounting to the Sum of $9.40 for the arrest of various persons, Summoning witnesses, and inflicting Stripes, which being sworn to was examined

and allowed by the Court and ordered to be certified to the Auditor of Public Accounts for payment

Ordered. That Jacob C. Funkhouser. C. G. Skinner. R. L. Cleaveland and C. P. Hartmann be allowed the Sum of One Dollar for their attendance at this Term of the Cap. Court for the trial of a Misdemeanor. and that the same be paid by the Treasurer of this County. and certified to the Auditor of the Public Accounts.

Joseph Santemyer alias Bamber.
Pds.
The Commonwealth. } upon an application to be released from Jail without the payment of Fine Costs &c,

The following Order in the foregoing Cause which the Clerk failed to enter on Saturday last the 6th day of this Term of the Court is now entered Nunc pro tunc

Joseph Santemyer alias Joseph Bamber who was at the December Term 1879 of this Court. sentenced to imprisonment in Jail for the period of four Months and thereafter until the fine of $35.00 by the Jury in their verdict ascertained and the Costs of the prosecution be paid or he be discharged therefrom according to law. this day made application to this Court to be released from imprisonment without the payment of the said fine & costs. the Attorney for the Commonwealth being present and waiving the notice prescribed by the Statute. On consideration whereof the Court doth release the said Joseph Santemyer alias Joseph Bamber. from imprisonment without the payment of the said fine and Costs. he having served Six months imprisonment

Sallie Orebaugh. Pltff
Jacob Fitzwaters Deft. } Unlawful Detainer

On the motion of the Plaintiff. It is ordered that the foregoing Cause be dismissed at her costs.

Ordered That this Court be adjourned until tomorrow morning at 10 oclock.

R. Johnston

At a County Court continued and held in and for the County of Rockingham at the Court House thereof, on Friday April 30th 1880.

Present: Hon. Robert Johnston presiding.

A license is this day granted to Rufus McCeney on his application to sell by Retail, only in quantities up to five gallons at any one time to any one individual, wine, ardent Spirits Malt liquors, or any mixture thereof, Alcoholic bitters, or fruits preserved in ardent Spirits, in quantities not exceeding five gallons at any time to any one individual, at his present place of busines in the old Pollock House in the Town of Harrisonburg Rockingham County Va. which shall not be drunk within the house or Curtilage where sold, but shall be delivered to the purchaser in bottles, Jugs, demijohns, or other vessels, to be removed therefrom, for the period beginning on the 1st day of May 1880, and expiring on the Thirtieth day of April, 1881; the Court being fully Satisfied upon hearing the evidence, that the applicant is a fit person, and that the place of business is Suitable and convenient, and that the Specific tax required by law has been paid to the proper Officer, and the applicant having executed a bond as required by law, with good Security, payable to the Commonwealth of Virginia, in a penalty of Five Hundred Dollars, conditioned for the faithful performance of all the requirements of the act of the General Assembly of Virginia, entitled "An act imposing a tax, and prescribing regulations for Collecting the same, on the privilege of selling Wine, Ardent Spirits, or Malt liquors, or any mixture thereof, within the limits of the Commonwealth, for the Support of the Government and to pay the interest on the Public Debt." Aproved March 3. 1880.

A Bar Room license is this day granted to Rufus McCeney, on his application to sell by the Drink, not to be taken away from the place of delivery, but to be drunk at the place where sold, Wine, Ardent Spirits, Malt liquors, or any mixture thereof, Alcoholic bitters, or fruits preserved in ardent Spirits, in the same room in the old Pollock House, for which he has obtained a certificate as a Retail Liquor Dealer in Harrisonburg Va. for the period beginning on the 1st day of 1880, and expiring on the Thirtieth day of April 1881. The Court being fully Satisfied upon hearing the evidence that the applicant is a fit person, and that the place of business is suitable and convenient, and that the Specific tax required by law has been paid to the proper officer, and the applicant having executed a bond as required by law, with good security, payable to the Commonwealth of Virginia, in a penalty of Five Hundred dollars conditioned for the faithful performance of all the requirements of the act of the general assembly of Virginia, entitled "An act imposing a tax, and prescribing regulations for Collecting the same, on the privilege of selling wine, ardent Spirits, or malt liquors, or any mixture thereof, within the limits of the Commonwealth, for the Support of the government, and to pay the interest on the public debt, approved March 3d. 1880.

On the Application of Peter D. Zimmerman & others for the establishment of a Public Road from a point on the Otterbine and Sangerville road known as Smiley's gate, terminating at the Dry Pond on the Mountain Road a distance of about 1½ Miles.

This day came again the parties by their Attorney, and the report of D. A. Jackson Michael Whitmer and Jacob Funkhouser, viewers appointed at the instance and upon the motion of the petitioners at the May Term 1879, having been filed and the land owners duly Summoned in accordance with law, and no exceptions taken to said report. Upon Consideration whereof, after hearing the evidence adduced and the examination of witnesses and argument of Counsel, the Court is of opinion that said road ought to be established as recommended and set forth in said report of said Viewers. It is therefore ordered that said road be established as

accordance with said report of said viewers, as follows to-wit: Beginning at Smileys Gate on the Ottobine and Sangerville Road thence N. 69° W. 118 poles with Hugh & Smileys line passing Abraham B. Kageys and Wm. Beards corner to Franklin Devers line Smileys & Beards corner, thence N 44½ W 25¾ poles on Franklin Devers & William Beards line to Blakemores corner, thence N 44½ W. 6¼ poles to a road, thence S 80½ W. 7¼ poles through Blakemore's land to his and Vanfossens corner thence N 71¼ W 20¾ poles with M L Blakemire and David Vanfossens line to Philip Lambets corner N 71½ W. 10 poles to a White oak Philip Lambets and Peter D. Zimmermans corner, thence N. 66° W 27 poles to near a large white oak Peter D. Zimmermans line, thence N 29½ W 39 poles through David Vanfossens land to old field, N 44° W 9 poles in Vanfossens old field, thence N 85° W 10 poles passing from Vanfossens to Zimmermans land N 73¼ W 9½ poles in road in woods Zimmermans land thence N 44° W. 10 poles to near a white oak in Bakers and Zimmermans line thence N 85° W 103 poles with Zimmermans line to terminus at the Dry pond on the Mountain Road. And it appearing to the Court that according to the said report of said viewes damages have been allowed to parties living along the line of said road, to the amount of Sixty five dollars for land taken or for moving & making fences or for the damages to the residue of the land owned by them respectively and that the said road can be opened and made a good solid & substantial road with this expenditure of $65.00 for land damages as aforesaid by the County. the land owners & petitioners agreeing to pay all other expenses. these facts are ordered to be certified by the Court to the Board of Supervisors as is now required by law.

The Shenandoah Valley Railroad Company Pltff.

Thomas K. Hansberger Deft. } Upon a Motion

It appearing to the Court that George Chrisman & others of the Commissioners appointed at a former term of this Court to ascertain what will be just compensation for such of the lands of the freehold of Thomas K. Hansberger as is proposed to be taken by the said Railroad Company for its purposes & for the damages to the residue of said lands beyond the special benefit to be derived in respect to said residue from the work to be constructed, have made & returned their report to the Court & said T. K. Hansberger having moved the Court to set aside said report & appoint other Commissioners to make said assessment, said motion is continued to the next term of this Court.

Upon the Application of Charles G. Skinner & others for the Establishment of a Public Road

This day came again the parties by their Attorneys, and thereupon it appearing to the Court that the Board of Supervisors of this County, has determined that it is proper that the County should pay the sum of Sixty nine dollars and fifty cents the damages allowed the land owners in this cause provided the petitioners would construct the road, as proposed in this cause at their own expense and it further appearing that the said Petitioners are willing to consent and do consent to construct said Road at their own expense, as proposed by the Board of Supervisors It is ordered that the land-owners along said route be allowed the damages assessed by the Commissioners Edward S. Kemper, Isaac A. VanLear and Henry M. Roller in their report to wit To P. A. Whitesel Twenty five dollars to P. A. and M. A. Whitesell Executors dollars to Lewis Bryan Ten dollars to Mrs Nancy Shaver Twelve dollars and fifty cents to Joseph E. & Lizzie Shaver Ten dollars and fifty cents and to Jacob Cool Twelve dollars and fifty cents to be paid out of the levy for the year 1880. And that John H. Moore the Commissioner of roads for Ashby District do proceed to open this road upon the

case 2 nds.

terms of this order. to wit: at the expense of the petitioners. and that he make report to the July Term of this Court as to how he has executed this order with a view to a final order.

The Court doth appoint the following named persons to act as Judges of Elections at the respective voting places in the County of Rockingham to serve as such for the Term of One Year. Viz:-

Ashby District.

x Crop Keys:- John R. Bowman. Solomon Beery. and W. W. Hooke.
Mt Bradford:- Saml. C. Switzer. Aaron Shutters and Samuel Whitmore.
Dayton:- Hiram Coffman. Samuel Shum and Daniel Bowman.
Bridgewater. F. H. B. Brown. Jacob N. Lindsay and J. W. Jacobs
Ottobine:- B. F. Bowman. Wm. L. Anderson and William Berry.
Meyerhoeffers Store:- Henry Carpenter. Harvey Wise and Chas. A. Vandeer.
Pleasant Valley:- Wm. H. Bowman. Abraham Early and W. P. Carpenter.

Central District

Keezletown:- Strother Sheets. John M. Huffman and Augustine Armentrout.
Harrisonburg:- J. C. Staples. Anthony Hockman. and J. W. Irvine.
Mt Clinton:- B. D. Bowman. Lewis Dryer and J. Rob Rolston.

Linville District.

Melrose:- Chas. J. Brock. Silem Sellers and Reuben W. Moore.
Edom:- DeWitt W. Coffman. B. W. McKeever. and Henry Beery.
Dovers Shop:- Daniel Brenneman. Stephen Fairley. Abraham Dovel.
Singers Glen:- Robert J. Mason. Solomon Funk. and Joseph R. Mitchell.

Plains District.

South Leginia:- J. M. Lewman. Curtis Yates and John Harrison.
Timberville:- Henry Neff. Uriel Vaughn and Lewis Hill.
Coates Store:- Adam Fulk Jackson Hum. and George W. Fulk.
Wittigs Store:- Henry Wittig Isaac Funk and Josiah Sowders.
Broadway:- P. M. Pugh. Thomas Lamptkins J. W. Basore.

Stonewall District

Conrads Store:- J. G. H. Miller. James G. Maiden and John H. Bear.
McGaheysville:- H. J. O. Bader. Robert R. Gibbins and R. E. Hoffheins
Port Republic:- Geo. W. Kemper Jr. J. B. Nicholas and Samuel H. Lewis.
+ Furnace No 2:- Jackson Garrison. Sebastian Probst and Stephen Hensley.
Judges of Elections for Corporations
Harrisonburg:- Jacob L. Sibert John D. Effinger and Anthony Hockman.
Bridgewater:- John L. Wattaffer. B. L. Lindsay and M. B. Childress.

And J. C. Staples. Anthony Hockman. J. W. Irvine. Hiram Coffman and John W. Huffman, are appointed Commissioners of Elections.

Ordered. That this Court be adjourned until the 1st day of the next term.

R. Johnston

Virginia- To wit:-
In Vacation:- May 4, 1880:-

To the Commissioner of the Revenue of Central District of Rockingham County.- The Rev. J. L. Shipley desires a License to distribute by sale and gift, Religious Book in Rockingham County; he is a gentleman of character, and you will therefore issue to him a License for that purpose without payment of any Tax. Given under my hand this 4th day of May 1880.

R. Johnston,
Judge of Circuit of Rockingham Co.

Teste. C. D. Logan, Clerk.

May 17, 1880. At a County Court held in and for the County of Rockingham, at the Court-House thereof, on Monday, May 17, 1880:-

Present:- Hon. Robert Johnston, Presiding.

The Clerk of this Court this day presented in Court, a List of Deeds, &c, received and admitted to record in the Clerk's office of this Court, at and since the last April Term, thereof, which List being seen and inspected by the Court, is ordered to be spread upon the Minutes, and is as follows, viz:-

Bargain & Sale,	J. S. Harnsberger, Comm'r,	to	Isaac Marshall, Trustee for his wife, S. C. [illegible]
" "	John Paul, assignee of Geo. Fawcett, Bankrpt.	"	Emanuel Driver,
" "	Jacob Beahm,	"	Thos. D. Rippetoe, Trustee for Susan Beahm,
" "	C. C. Shoemaker & wife,	"	Elizabeth Dove, wife of Martin Dove, Heirs,
" "	John Ford & wife,	"	William Estep,
" "	George Herring & wife,	"	Mary Shifflett & Mary A. Wood,
" "	John E. Roller, Comm'r,	"	A. M. Spitzer,
" "	Cyrus Spitzer & wife,	"	Charles F. Spitzer,
" "	A. M. Spitzer,	"	Same,
" "	Emanuel Driver & wife,	"	Mary Jane Fogle, wife of Wm. Fogle,
" "	George G. Grattan, Commissioner,	"	D. N. Beery,
" "	J. F. Bowman & wife,	"	Catharine Showalter,
" "	J. F. Bowman & wife,	"	Catharine Showalter & John F. Showalter,
" "	B. A. Scott & wife,	"	The Shenandoah Valley Railroad Company,
" "	F. L. Kemper & wife & A. V. Strayer, Comm'r,	"	Same,
" "	A. J. Wagner & wife & Jos. H. Bailey, &c,	"	Same,
Power of Atty.	Wesley Eshard,	"	William Hammer,
Deed of Release,	J. A. Loewenbach & J. A. Loewenbach's Trustee,	"	Bettie L. Covington,
Articles of Agt.	Nancy A. Burkholder & Noah Burkholder,	"	Martin L. Rutherford,
Crop Lien,	Peter Rader, Trustee for L. L. Rader,	"	Michael B. E. Kline,
Trust Deed,	Mary Archart,	"	E. R. Neff, Trustee for John W. Archart,
" "	John G. Cootes & wife,	"	A. M. Newman, Trustee,
Bargain & Sale,	Benjamin Miller & wife,	"	John J. Miller,
" "	Catharine Shaver,	"	Perry D. Baugher,
" "	Daniel Layman & wife,	"	David Dunnavan,
" "	John P. Brock & wife & others,	"	Joseph S. Leffman,
Power of Attorney,	William N. Bowman,	"	Alcinda B. Bowman,
Bargain & Sale,	A. B. Bowman, widow & Daniel Bowman, &c,	"	Reuben Sellers,
Article of Agt.	Henry Beery,	"	Henry C. Beery,
" " "	Henry Jones,	"	James B. Eastham & Martha A. Eastham,
Mechanic's Lien,	Peter Guyer,	(a)	George Meyerssmith,
Deed of Release,	John Echols, trustee,	to	John Lover,
" " "	George C. Jenkins, trustee,	"	same,
Bargain & Sale,	John Lover & wife,	"	Wm. E. Kite,
Trust Deed,	John Lover & wife,	"	Hiram A. Kite, trustee,
" "	William E. Kite,	"	George C. Jenkins, trustee,
Agreement,	Samuel B. Coffman,	"	James C. Keltzel & Michael Whitmer,
Trust Deed,	C. M. Slattenbuck	"	Wm. B. Seitz, trustee,
Bargain & Sale,	D. H. Homan & wife,	"	Hezod Homan,
Bill of Sale,	L. Lee,	"	Edward Lee,
Trust-Deed,	Henry J. Dover & wife & others,	"	Oliver B. Roller, trustee,
Bargain & Sale,	William Rebard,	"	John M. Anders,
" "	Cyrus N. Spitzer,	"	John F. Cootes & Matthias Moyers,
" "	E. B. Roller, Comm'r,	"	John E. Roller,

Lien Note.	Stephen Chapman	to	W. H. Overholt,
Release Deed.	Henry K. Lee,	"	Darius Loose,
Trust Deed.	George W. Pennybacker & wife,	"	George R. Calvert, Trustee,
Bargain & Sale.	Isaac B. Sheets & wife	"	Wm. P. Carpenter,
" "	H. R. Shands & wife & Martha Shands in her own right as Exrs.	"	Wm. Shands,
" "	Lewis Zirkle & wife,	"	Samuel Holtzinger,
Trust Deed.	Stephen Chapman,	"	John Paul, Trustee, in trust for Philip Miller,
" "	Mariah Paul & her Trustee,	"	William Shands, Trustee,
Bargain & Sale.	Saml. R. Sterling & Frank L. Harris & wife,	"	Warren S. Lurty,
	M. B. Lurty, Commr.	"	Sarah E. Brown, (Dayton, Ohio.)
Sale of Wheat Crop & Bargain & Sale.	J. W. McAmer, John L. Coates & wife, &c.	"	J. W. Morrison, Sarah Gullilugh, widow & Heirs of, &c,
" "	Mary Evans & wife,	"	Richard C. Chandler,
" "	Madison W. Thomas & wife,	"	John B. Brady,
Agmt. in Bkptcy.	C. Douglas Gray, Reg. in Bankruptcy.	"	John Paul, assignee of J. W. Fulk,
Bargain & Sale.	John Paul, assignee of Joshua W. Fulk, Bkrpt.	"	Joshua W. Fulk,
" "	James A. Carrickhoff & wife, &c.,	"	Mary M. Gilmer,
Article of Agreement	P. M. Brady,	"	P. D. Zimmerman,
Bargain & Sale.	David B. Kampler,	"	Albert P. Eiler,
" "	B. G. Patterson, Commr. & others,	"	Valley Railroad Company,
" "	Allen Smith & wife,	"	John M. Anders,
" "	Wm. B. Yancey & wife & John Paul, Assignee of Atty. Harrisburg,	"	Jacob S. Fry,
Homestead.	Mary Ann Entzler,		
Bargain & Sale.	J. S. Harnsberger & wife,	"	Charles Eshman,
" "	Polly Bundy,	"	J. L. Silcott & E. W. Silcott,
" "	John G. Mumford & wife,	"	John E. Beard,
" "	John Byerly & wife,	"	Silas Sellers,
" "	Eva Michael,	"	G. P. Hopkins & W. G. Kisling,
" "	Wm. H. Miller & wife & John C. Walker & wife,	"	William J. Kite,
" "	Wm. C. Kite & wife,	"	same,
" "	George W. Reherd & wife,	"	John M. Glass & others, trustees Ma. E. Ch. South,
" "	John E. Roller, Assignee of D. Lafayette Lonel, Bkpt.	"	William C. Kite.

Settlement of the Account of Jno. B. Heatwole, committee for A. J. Myers,
Statement of Debts against Estate of Jacob J. Garber, dec'd.

The foregoing Settlement and Statement of Debts, were this day presented in Court, and having been filed in the Clerk's Office of this Court the time prescribed by law, and there being no exceptions taken thereto, the same are confirmed and ordered to be recorded.

Appraisement Bill of the Estate of J. H. Rolston, dec'd.
" " " " " " George F. Rosling, dec'd.
Sale " " " " " Jacob Bailey, dec'd.
The foregoing Appraisement & Sale Bills were this day presented in Court, and no exceptions being taken thereto, the same are ordered to be recorded.

Isaac Funk who was on the 30th day of April 1880 duly commissioned by the Governor of Virginia a Notary Public in and for the County of Rockingham for the term of four years from the said date this day appeared in Court and together with William Wilkins his Surety (who justified as to his sufficiency) entered into and acknowledged a bond in the penalty of Five Hundred Dollars conditioned for the faithful execution of the duties of his office each way the benefit of the Homestead Exemptions as to this obligation, which bond is

ordered to be recorded by the Clerk of this Court who is directed to transmit a copy of said bond, and a copy of this order to the Secretary of the Commonwealth. And thereupon the said Isaac Funk qualified by taking the several Oaths prescribed by law.

On the motion of Delila Moyers who made oath thereto according to law, she appeared in Court and together with Isaac Funk and Lindin May her Sureties (who justified as to their sufficiency) entered into and acknowledged a bond in the penalty of $700.00 Conditioned according to law each waiving the benefit of the Homestead exemption as to this obligation. A certificate is ~~his~~ granted her for obtaining letters of Administration in due form upon the estate of her deceased Husband Jesse Moyers. And the Court doth appoint Isaac Funk, George W. Walker, Jacob L. Meneer and Siram May to appraise the Estate of said Jesse Moyers dec'd any three of whom may act after first being duly Sworn

John R. Wampler, Anna R. Wampler & Isaac S. Wampler Infants of Samuel N. Wampler dec'd over the age of 14 Years this day appeared in Court and made choice of John Wampler as their guardian whereupon the Court doth appoint him as said guardian. And thereupon the said John Wampler appears in Court and together with Frederick K. Cline his Surety (who justified as to his sufficiency) entered into and acknowledged a bond in the penalty of $2500.00 Conditioned according to law, waiving the benefit of the Homestead exemptions as to this obligation And qualified as such guardian by taking the oath prescribed by law.

On the motion of Frederick K. Cline &c the Court do appoint the said Frederick K. Cline as guardian for Sarah M Wampler and Lydia V. Wampler Infants of Samuel N. Wampler dec'd under the age of 14 Years. And thereupon the said Frederick K Cline appeared in Court and together with B. R. Wampler his Surety (who justified as to his sufficiency) entered into and acknowledged a bond in the penalty of $2500.00 Conditioned according to law. waiving the benefit of the Homestead exemptions as to this obligation. and qualified as such guardian by taking the oath prescribed by law.

On the motion of Mathias Funk who made oath thereto according to law he appeared in Court and together with Abraham Geil his surety (who justified as to sufficiency) entered into and acknowledged a bond in the penalty of $50.00 Conditioned according to law. waiving the benefit of the Homestead exemption as to this obligation a certificate is granted him for obtaining letters of administration in due form upon the Estate of John McDaniel dec'd

The writing purporting to be the last will and testament of Wm E. Marshall dec'd was this day presented in Court and being proven by the oaths of Thomas A. Bryant and Mitchell Davis two of the Subscribing witnesses thereto was admitted to probate and ordered to be recorded.
And thereupon Zebedee Marshall and Wm R Marshall the Executors therein named who made oath thereto according to law, appeared in Court and together with Thomas Eaton and Franklin Davis their Sureties (who justified as to their sufficiency) entered into and acknowledged a bond in the penalty of Five Hundred Dollars Conditioned according to law waiving the benefit of the Homestead exemption as to this obligation; a certificate is granted them for obtaining a probat of the will of said Wm. E. Marshall dec'd in due form. And the Court doth appoint Thomas

Powell, Thomas Wyant, Chapman Powell & Edward Herring to appraise the Estate of said Wm. E Marshall dec'd any three of whom may act. after first being duly sworn.

It appearing to the Court from evidence introduced that the Rev'd Mathew Robinson is a regularly ordained Elder of the Baptist Church and Authorized to celebrate the Rites of Matrimony. On his motion he appeared in Court and together with Stephen Hughes his Surety (who justified as to his Sufficiency) entered into and acknowledged a bond in the penalty of $500.00 Conditioned according to law waiving the benefit of the Homestead Exemption as to this obligation. And thereupon he accordingly qualified by taking the oaths prescribed by law.

Commonwealth
vs
James M Rhodes. } Upon an Indictment for Perjury.

This day the Defendant James M Rhodes who Stands Indicted for a Misdemeanor appeared in Court in discharge of his recognizance entered into on the 10th day of the April Term last of this Court, and thereupon for reasons appearing the trial of this Cause is continued until the 1st day of the June term next of this Court being June 21. 1880. And on the motion of the Defendant James M Rhodes. the Court doth permit him to renew his bail in the Sum of $500.00 for himself and the same amount for his Surety, whereupon the said James M Rhodes together with Cyprus Rhodes his Surety (who justified as to his Sufficiency) acknowledged themselves to be indebted to the Commonwealth of Virginia in the Sum of $500.00 each to be levied of their respective goods & chattels lands & tenements for the use of the said Commonwealth of Virginia, each waiving the benefit of the Homestead Exemption as to this obligation. But upon this condition that the said James M Rhodes does make his personal appearance before the Judge of this Court on the said 1st day of the June Term next being June 21st 1880. to answer the said Indictment against him and not depart thence without leave of the Court.

Commonwealth.
vs
Wm A. Dean. }

This day the defendant Wm A. Dean, appeared in Court in discharge of his recognizance entered into before M Lindm a Justice of the Peace of this County on the 6th day of May. 1880. And thereupon on his motion the Court doth permit him to renew his bail in the Sum of $500.00 for himself and the Same amount for his Surety. whereupon the defendant Wm A Dean together with Caleb Dean his surety (who justified as to his Sufficiency) acknowledged themselves to be indebted to the Commonwealth of Virginia in the Sum of $500.00 each to be levied of their respective goods & chattels lands & tenements for the use of the said Commonwealth of Virginia each waiving the benefit of the Homestead exemption as to this obligation. But upon this condition that the said Wm. A. Dean does make his personal appearance before the Judge of this Court on the 1st day of the June term next being June 21st 1880. to await the action of the Grand Jury and not depart thence without leave of the Court.

Commonwealth.
vs
George William Layton. }

This day the defendant George William Layton. appeared in Court in discharge of his

recognizance entered into before Charles S. McQuade Recorder of the Town of Harrisonburg Va. and as such acting as Mayor of said Town. on the 11th day of May 1880. and thereupon on his motion the Court doth permit him to renew his bail in the sum of $200.00 for himself and the same amount for his Surety. whereupon the defendant Geo. Wm. Layton together with Mary E. Smith his Surety (who justified as to her sufficiency) acknowledged themselves to be indebted to the Commonwealth of Virginia in the sum of $200.00 each to be levied of their respective goods & chattels lands & tenements for the use of the said Commonwealth of Virginia, each waiving the benefit of the Homestead exemption as to this obligation. Yet upon this condition that the said George Wm. Layton does make his personal appearance before the Judge of this Court on the 1st day of the next term next being the 21st day of June 1880. to await the action of the Grand Jury. and not depart thence without leave of the Court.

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105 Copies. On the Petition of Sebastian Snopes. J.W. Blair others for a change in the Public Road extending from Naked Creek to the corner of Noah W. Fravers land. the Commissioners of Road. John S. Wood for Stonewall District having returned to the Court said Petition with his endorsement of approval thereon, and the same having been presented in open Court as required by the Statute the Court doth hereby appoint the following named freeholders to view the said proposed change. to wit D. J.B. Amos. F.M. Miller. Chas. W. Hansberger. N. L. Bear & L.C. Kite. any three of whom may act. The said viewers before they proceed to discharge their duties shall be severally sworn by the Commissioner of Roads for said District or some other person Authorized to administer oaths. to perform their duties impartially and to the best of their Judgment. notice of the time and place when and where they shall meet. shall be made in some public Manner in the vicinage of the proposed change at least five days before the time of meeting. If they decide there is public necessity for the change they shall lay out the same having respect for the shortest distances and the best ground and so as to do the least injury to private property and also as far as practicable to be agreeable to the petitioners – They shall assess the damages done to land through which the road passes taking into consideration the advantages to be derived from the road passing through the land. reporting the names of the land owners. which of them claim damages, and the amount assessed to each, but in no case shall any Yard. garden or orchard or any part be taken without the consent of the owner. They may view and make report of and estimate for any modification of the change – They shall estimate and make report of the amount which in their opinion will be required to make the proposed change. the County or other Competent Surveyor shall accompany them and Survey and mark out the proposed change; giving courses and distances which shall be returned with their report. They shall make report to the Court at the next Term accompanying their Report with a Statement under oath of the number of days necessarily employed by each of them and the surveyor in executing this order. Any defect in their report requiring a recommittal will preclude them from receiving their per diem for the additional time

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On the application of Abraham Miller. Robert Cox. Elijah Cannon. for the Establishment of a Public Road. Beginning on the Rockingham & Churchville Turnpike near Taylor Springs. thence by said Springs & Cupps Mill to the South Fork Gap Road the distance supposed to be 1½ miles. The viewers James L. Nottle. Edward S. Kemper and

John Leedy appointed at the September Term 1879 to view and report as required by law upon the proposed road having this day made their report to the Court recommending the Establishment of said proposed road. It is ordered that the landowners along the route of said proposed road Viz:- Abraham Miller. Robt. Drummond. Fowler Spring & Co. Robert Krantz. Robert Cox Elijah Eamman. John D. Long. Wm. C. Lupp. Robert Chandler. Wm Eiler & J. Brad Effinger Exor of M Lawey Effinger be Summoned to appear on the 1st day of the June term of this Court being June 21. 1880 to Show cause if any they can why the road petitioned for as aforesaid shall not be opened and established through their land agreeably to the report of the viewers aforesaid filed in this Cause.

10 11 Copies

Daniel Byerly Pltff
vs
George W. Keller. Deft } Unlawful Detainer

This day came the parties by their Attorneys and thereupon came the following Jurors to wit. S. H. Patterson. R. M. Heatwole. Moses Mason. Peter W. Long. Geo W. Keller. Israel B. Dellinger, Jr. A. Hammer. David K. Lineweaver. John H. Gerl. Joseph Hoover. John Harrison & Lewis J. Heatwole, who being elected tried and Sworn to try whether the Defendant unlawfully withholds the possession of the premises mentioned in the writ and proceedings and whether he did so unlawfully withhold possession of the said premises on the 8th day of August 1879 the date of the issuance of the writ. and a true verdict render according to the evidence and having heard the evidence but not having time fully to hear the agument of Counsel were adjourned until tomorrow morning at 9 Oclock.

On motion of J. S. McLeod and it appearing to the Court that he is a proper person to Sell take Subscription for & distribute religious books periodicals &c. and said ~~said~~ McLeod desiring to act as agent to sell. take Subscription for &c of religious books. periodicals &c in Rockingham County & to be relieved from taxation as book agent. under § 32 chap 34 of the Code of Va (Edition 1873) On consideration whereof. the Court doth direct the Commissioner of the Revenue. to issue to the said J. S. McLeod License to Sell take Subscription for & distribute religious Books, periodicals. Maps &c in Rockingham County Va as provided in Sec. 32. chap. 34 Code of Va for persons Selling &c. religious books &c.

On the Motion of James Rivercombe of Ashby District. And it appearing to the Court that he is physically disabled and incapable of performing labor upon Roads as required by law. It is accordingly ordered that he be exempt from Service upon the roads of this County

On the motion of Barbara C. Harrison Executrix of John Harrison dec'd the Court doth appoint Jacob Sellers. Wm. Carpenter. Joseph Mauzy. Wm. Shafer & Reuben Sellers to appraise the Estate of said John Harrison dec'd any three of whom may act after first being duly Sworn.

J. P. Effinger. Pltff.
vs
John M. Bowman. gar of
John H. Baker. Deft. } upon a Sug^n

The Shenandoah Valley Railroad Company
vs
N. W. Shuler and Messiah Shuler himself
Same
vs
Julia Maiden. } upon a Motion

Ordered That the foregoing Causes be placed upon the Court's Docket.

On the motion of John B. Raish and it appearing to the Court that he is a proper person to sell take Subscription for and distribute religious books, periodicals &c., and said Raish desiring to act as agent to sell, take Subscriptn for &c of religious books, periodicals &c. in Rockingham County & to be relieved from taxation as book agent, under Sec 32 Chapter 34 of the Code of Va Edition 1873. On Consideration whereof, the Court doth direct the Commissioner of the Revenue to issue to the said John B. Raish License to sell take Subscriptions for & distribute religious Books, periodicals, Maps &c. in Rockingham County Va as provided in Sec. 32 Chapter 34 Code of Va. for persons Selling &c religious books &c

Ordered That this Court be adjourned until tomorrow morning at 9 Oclock.

R. Johnston

At a County Court continued and held in and for the County of Rockingham at the Court House thereof, on Tuesday May 18th 1880.

Present: Hon: Robert Johnston, presiding.

The Shenandoah Valley Railroad Company Pltff.
vs.
I. C. Bear Deft. } Upon a Motion to appoint Commissioners to Assess damages

It appearing to the Court that J. E. Dovel, Jacob Moyers, P. L. Williamson, D. S. Martz and S. R. Allebaugh Commissioners appointed at the April Term of this Court to ascertain what will be just Compensation for such of the land of the freehold whereof I. C. Bear is tenant as is proposed to be taken by said Railroad Company for the purposes and for the damages to the residue of said lands beyond the peculiar benefit to be derived in respect to said residue from the work to be constructed have made and returned their report to this Court and the said Shenandoah Valley Railroad Company having moved the Court to set aside said report and appoint other Commissioners to make said assessment. said motion is continued to the next Term of this Court.

The Shenandoah Valley Railroad Company Pltff.
vs.
J. W. D. Samuels Deft. } Upon a Motion to appoint Commissioners to Assess damages

It appearing to the Court that J. E. Dovel, Jacob Moyers, P. L. Williamson, D. S. Martz and S. R. Allebaugh Commissioners appointed at the April Term of this Court to ascertain what will be just Compensation for such of the land of the freehold whereof J. W. D. Samuels is tenant, as is proposed to be taken by said Railroad Company for the purposes and for the damages to the residue of said lands beyond the peculiar benefit to be derived in respect to said residue from the work to be constructed, have made and returned their report to this Court, and the said Shenandoah Valley Railroad Company having moved the Court to set aside, said report and appoint other Commissioners to make said assessment. said motion is continued to the next Term of this Court.

J. T. Runner Constable of Rockingham County, this day presented in Court an account against The Commonwealth of Virginia amounting to the Sum of $2.25 for Arrest of Samuel Downey for Misdemeanor (5 Witnesses) 5 Witnesses @ 20¢ ($1.00) & 1 Guard one day ($1.25)

the Justice having certified as to the necessity of said witnesses & guard) which being Sworn to was examined and allowed by the Court, and ordered to be certified to the Auditor of Public Accounts for payment

c.f. J. T. Runner Constable of Rockingham County, this day presented in Court an account against the Commonwealth of Virginia amounting to the Sum of $2.35 for 20 Miles travel in conveying Chas. Atwood to Jail and same distance in returning @ 4¢ per Mile $1.60 & Board of Prisoner one night (75¢) which being Sworn to, was examined and allowed by the Court, and ordered to be certified to the Auditor of Public Accounts for payment

c.f. J. T. Runner, Constable of Rockingham County, this day presented in Court an account against the Commonwealth of Virginia, amounting to the Sum of $2.35 for 20 Miles travel in conveying Samuel Seat to Jail and Same distance in returning @ 4¢ per Mile $1.60 & Board of Prisoner one Night (75¢) which being Sworn to was examined and allowed by the Court and ordered to be certified to the Auditor of Public Accounts for payment.

c.f.d. & d. D. H. Roleton, Sheriff & Jailor of this County this day presented in Court an account against the Commonwealth of Virginia amounting to the Sum $18.11 for Keeping & Supporting Jacob H. Lewis a Lunatic confined in Jail from April 16th to May 12. 1880 27 Days at 40¢ per day $10.80 & Clothing for Same 1/10 of a Month at $30.00 per year ($2.25) and for Keeping & Supporting Marinda R. Curry Col'd a Lunatic confined in Jail from May 4th to May 15. 1880 11 Days @ 40¢ per day ($4.40) & Clothing for Same 1/3 of a Month at $24.00 per year (66 2/3¢) which being Sworn to, was examined and allowed by the Court and ordered to be certified to the Auditor of Public Accounts for payment.

c.f.d. & d. D. H. Roleton Sheriff & Jailor of this County this day presented in Court an account against the Commonwealth of Virginia amounting to the Sum of $31.25 for Keeping and Supporting various prisoners Covering a period from April 16th to May 15. 1880. which being Sworn to, was examined and allowed by the Court, and ordered to be certified to the Auditor of Public Accounts for payment,

c.f.d.& Mary E. Lupton this day presented in Court an account against the Commonwealth of Virginia, amounting to the Sum of $12.00 for dieting Venire in the case of The Commonwealth vs George W. Davis charged with Felony at the June Term 1880. One day at $1.00 per day each, which being Sworn to by D. H. Roleton Sheriff of this County was examined and allowed by the Court and ordered to be certified to the Auditor of Public Accounts for payment.

c.f.d. Edward S. Kemper Surveyor of this County this day presented in Court an account against The Commonwealth of Virginia amounting to the Sum of $10.00 for making various Measurements at Lunatic Well & 3 Separate Maps to be used in the trial of George W. Wood charged with Murder which being Sworn to, was examined and allowed by the Court and ordered to be certified to the Auditor of Public Accounts for payment.

The Shenandoah Valley Railroad Company Pltff
vs
M. W. Shuler and Keziah Shuler his wife Defts. } Upon a Motion to appoint Commissioners to assess Land damages

On motion of the Shenandoah Valley Railroad Company it appearing to the Court that said defendant has been served with due notice of said motion, Jas D. Roleton, P. B. Jackson Isaac Wenger Jacob Thomas & L. W. Naylor any three of whom may act are hereby appointed Commissioners to ascertain what will be just compensation for such of the land of the Freehold whereof M. W. Shuler and Keziah Shuler his wife are tenants, as is proposed to be taken by the Shenandoah Valley Railroad Company for its purposes, and for the damages

to the residue of the said lands of N.W. Shuler and Keziah his wife, beyond the peculiar benefit to be derived in respect to said residue from the work to be Constructed and the Court doth designate the 20th day of May 1880 for the meeting of the said Commissioners who shall before proceeding to Execute this order be duly Sworn to faithfully discharge their duty in pursuance hereof.

The Shenandoah Valley Railroad Company. Pltff.
Julia Marden. Deft } Upon a Motion to appoint Commissioners to Assess to Land damages

On Motion of the Shenandoah Valley Railroad Company, it appearing to the Court that said defendant has been served with due notice of said Motion, Jas. P. Rolston D. Ackerman. Isaac Wenger. Jacob Thomas. L.W. Taylor any three of whom may act are Hereby appointed Commissioners to ascertain what will be just Compensation for such of the land of the Freehold whereof Julia Marden is tenant as is proposed to be taken by the Shenandoah Valley Railroad Company for its purposes and for the damages to the residue of the said lands of Julia Marden beyond the peculiar benefit to be derived in respect to said residue from the work to be constructed. And the Court doth designate the 25th day of May 1880. for the meeting of the said Commissioners who shall before proceeding to execute this order be duly sworn to faithfully discharge their duty in pursuance hereof.

Same Pltff.
R. A. Gibbons Deft. } Upon a Motion.

It appearing to the Court that Isaac Long. John H. Rolston of D. M. J. Marky and George Lehrman five of the Commissioners appointed by the order of this Court on the 16th day of March 1880. have made and returned their report in pursuance of said order from which said Report it appears that said Commissioners have assessed the value of the land of said R. A. Gibbons taken by the said Shenandoah Valley Railroad Company for its purposes. to-wit a parcel of Strip of land five Thousand Eight hundred and twenty feet in length by a uniform with of Sixty Six feet. as located in said report together with the damages to the residue of the land of the said R. A. Gibbons. at the Sum of Fifteen Hundred Dollars; and there being no exceptions thereto. the same is hereby approved and confirmed and ordered to be recorded. and it is further ordered that the said Shenandoah Valley Railroad Company pay to the said R. A. Gibbons the said Sum of $1500.00

J. H. Shipp. Justice of the Peace of Stonewall District in this County. paid into Court the Sum of $5.00. It being the amount of a Judgment for fine rendered by him on the 28th day of April 1880 in the Case of The Commonwealth vs Charles Atwood for a Misdemeanor.

B. M. Rice Justice of the Peace of Ashby District in this County paid into Court the sum of $5.00 It being the amount of a judgment for fine rendered by him in Dec. 1879 in the case of the Commonwealth vs Henry McDorman for an Assault.

On the Motion of Christian Shoemaker a creditor. the Estate of Samuel Keigh dec'd is committed to D. H. Rolston Sheriff of Rockingham County for Administration it appearing to the Court that said decedent has been dead for more than three months without administration upon his Estate.

M. Linder Justice of the Peace for Ashby District in this County this day presented in Court an account against The Commonwealth of Virginia amounting to the sum of $2.00 for Warrant & Examination in case of Commonwealth vs John Wilcher chg. with Felony $1.00 & for Same in case of Commonwealth vs Wm. N. Dean charged with Felony $1.00 which being Sworn to was examined and allowed by the Court and ordered to be certified to the Auditor of Public Accounts for payment.

Cop.

L. A. Saunders Deputy Constable this day presented in Court an account against The Commonwealth of Virginia amounting to the Sum of $6.04 for Arrest of John Wilcher charged with Felony (with Stanton) ($1.00) 50 Miles travel in conveying prisoner to Jail and returning @ 4¢ per Mile $2.00 Summoning Witnesses ($1.00) Mileage for guard 16 Miles @ 4¢ (64¢) Board for Prisoner (40¢) Arrest of Wm. N. Dean charged with Felony ($1.00) which being Sworn to was examined and allowed by the Court and ordered to be certified to the Auditor of Public Accounts for payment

Cop.

Levi S. Byrd Commr. of the Revenue for Central District Joseph W. Rhodes Commr. of the Revenue for Ashby District and Thos. L. Williamson Commr. of the Revenue for Plains District in this County this day presented to the Court a copy of their Report as to the Sales of Wine Alcoholic and Malt Liquors by all licensed retail and Bar-room liquor dealers and wholesale Liquor dealers within their respective Districts for the Month of April 1880 the first amounting to $64.36 the second to $1.40 and the third to $8.72½ as required by an act entitled "An Act imposing a tax and prescribing the mode of Collecting the Same on the privilege of Selling wine Ardent Spirits Malt Liquors &c." which are ordered to be filed.

Samuel Tower Pltff
vs } Upon a Motion
Moses Tower's Exor. Deft

This day Came again the parties by their Attorneys, and it appearing to the Court that the order entered by this Court at its March term 1880 has been published once a Week for four Successive weeks in the Rockingham Register a Newspaper published in the town of Harrisonburg and has been posted at the front door of the Court House for the time prescribed by law, it is ordered that this notice and motion be docketed, and continued for further proceedings to be had herein.

J. S. Harnsberger Admr. of Jacob Bear dec'd Pltff
vs } Upon a Scifa
John C. Walker and Joseph N. Kite Defts

The Defendants being Solemnly called and not appearing on the motion of J. S. Harnsberger Administrator of Jacob Bear dec'd by his Attorney, the Court having heard the evidence addduced. It is considered by the Court that the judgment recovered at the May Term 1871 of this Court in the name of Jacob Bear against John C. Walker and Joseph N. Kite for the Sum of $1684.44 Sixteen Hundred & Eighty four 44/100 Debt with interest thereon from the 5th day of December 1863 till paid, and also $11.11 Costs be revived in the name of said plaintiff and that he have execution against the Defendants John C. Walker and Joseph N. Kite for said Sum of $1684.44 the debt aforesaid, with interest as aforesaid and $11.11 Costs in the writ aforesaid mentioned and also that the plaintiff recover against the defendants his costs by him expended in Suing for the and prosecuting this writ, and the said defendants in Mercy, &c.

See Deed Book

This day came Miss M. Shafer who alleges that she is aggrieved by an error

Copy

in the land book made by H. A. Berry Commissioner of the Revenue for Linville District in said County, in the years 1878 and 1879 whereby Jesse Garrier Trustee for S. E. Cave is charged with $2.66 Taxes for the year 1878. and $2.67 Taxes for the year 1879. on a tract of land containing about ¼ of an acre on the Keezletown Road and thereupon the said Wm M Shafer moves the Court to exonerate him from the payment of $5.33 all of the taxes so erroneously charged against him for said years, which motion was defended by Geo. G Grattan, the Attorney for the Commonwealth for said County, and Emanuel Wilkins the Commissioner for Plains District in said County, was examined as a witness touching the application, and it appearing that said books in which said alleged erroneous entry has been made was certified by the Clerk of the County Court of this County on the day of 1878 & 1879 respectively, and that application for redress against the erroneous entry was this on this day for the first time; and it appearing that the said land lies in Plains District instead of Linville District but as the said Garrier Trustee was living in the said Linville Dist the Land was erroneously assessed there, And Annie E Cave & her son John H Cave in the year 1875. Conveyed said land to the said Wm M Shafer and the transfer properly made on the Land books of Plains District by Emanuel Wilkins the Commr of the Revenue in 1876 but having failed to notify the Commr in Linville District hence the land was assessed twice. All which the Court certifies as facts proved upon the application aforesaid On Consideration whereof, and from such facts so proved the Court is satisfied that the said Jesse Garrier Trustee is erroneously charged on said books with taxes amounting to $5.33 whereupon it is ordered that the said Jesse Garrier Trustee aforesaid or Wm M. Shafer now the owner of said land be exonerated from the payment of $5.33 taxes so erroneously charged for said years if not already paid and if paid that it be refunded. $2.50 of which is State Taxes & $2.83 County Tax.

The Shenandoah Valley Railroad Company Pltff
vs
M. L. Long Deft. } Upon a Motion to appoint Commissioners to Asses Land Damages

On Motion of the Shenandoah Valley Railroad Company it appearing to the Court that due notice of the said motion has been served upon said defendants, Jas. P. Rolston, T. J. Jackson, Isaac Minger, Jacob Thomas & L. M. Kayler any three of whom may act are hereby appointed Commissioners to ascertain what will be just compensation for such of the land of the freehold whereof M. L. Long is tenant as is proposed to be taken by the Shenandoah Valley Railroad Company for its purposes upon a change of location of said Company's road and for the damages to the residue of the lands of said M. L. Long beyond the peculiar benefit to be derived in respect to said residue from the work to be constructed. And the Court doth designate the 24 Day of May 1880 for the meeting of the said Commissioners, who shall before proceeding to execute this order be duly Sworn to faithfully discharge their duties in pursuance hereof.

The Shenandoah Valley Railroad Company Pltff
vs
M. L. Long Deft. } Upon a Motion to appoint Commissioners to Asses Land Damages.

Memo: Be it remembered that the defendant in the foregoing cause objected to the order entered in this cause on this day and moved the Court not to enter said order, which objection and motion the Court overruled. to which action

of the Court in overruling said objection & motion the defendant by Counsel excepted and tendered his Bill of exceptions which he prays may be signed sealed and enrolled and made a part of the record in this cause which is accordingly done and is in the words & figures following to wit: (here insert)

Ordered. That the following named persons be each allowed the Sum of $2.00 for their attendance and Services at this term of the Court as Petit Jurors and that the same be certified to the Treasurer of this County for payment. Viz: S. H. Patterson. Moses Mayn. Geo. W. Roller. Jos. A. Haugmen. John H. Seal. John Harrison. F. M. Newton. Peter W. Long. Israel P. Dellinger. David R. Lineweaver. Joseph Bowyer. Lewis J. Heatwole.

c/p'd. & d.

Upon the Application of Anthony Burkholder Thos. P. Byrd & others for the Establishment of a Public Road Beginning at the corner of B. F. Fickles. & the widow Brennemans on the road leading from Bowmans Mill to Harrisonburg to the Brock's Gap. Road near the residence of John Beery.

James C. Seltzer the Commr. of Roads for Central District in this County who was appointed at the November Term 1879 to view said road and report to this Court whether the same had been made in accordance with the former orders in this cause. this day made his report to Court recommending that said Road be turned over to the Commr. of Roads. It is accordingly ordered that the Commr. of Roads of Linville District take charge of said road and work the same in accordance with the Road law now in force. And it is further ordered that this cause be Stricken from the Court Docket.

Daniel Byerly. Pltff.
&
Geo. W. Sollar Deft. } Unlawful Detainer.

This day came again the parties by their Attorneys. and thereupon came the jury impannelled and sworn on yesterday for the trial of this cause and having fully heard the Argument of Counsel retired to their room to consider their verdict. and after sometime returned into Court and not being able to agree upon a verdict one of the jurors John Harrison was withdrawn, and the remainder from rendering a verdict were discharged. and the further trial of this cause continued until the next term.

Ordered, That this Court be adjourned until to-morrow morning at 8 Oclock.

R. T. Johnston

At a County Court continued and held in and for the County of Rockingham at the Court House thereof, on Wednesday May 29, 1880.

Present:- Hon. Robert Johnston, presiding

J. P. Logan, Clerk of this Court, this day presented in Court an Account against The Commonwealth of Virginia, amounting to the sum of $17.50 for fees allowed under Sec. 31, Chapter 180 of the Code of Va. 1873, for the trial of seven cases of Felony, in said Court, from August Court 1879 to April Court 1880, inclusive, which being sworn to, was examined and allowed by the Court, and ordered to be certified to the Auditor of Public Accounts for payment.

c/f'd. od.

This day came J. A. & Wm. M. Loewenbach who allege that they are aggrieved by an erroneous assessment of License tax made by Levi D. Byrd Commissioner of the revenue for Central District in said County, in the year 1880 whereby they are charged with $100. License taxes for the year 1880, as Sample Merchants and thereupon the said J. A. & Wm. M Loewenbach moved the Court to exonerate them from the payment of $100 all of the License tax so erroneously charged against them for said year: which motion was defended by Geo. D. Grattan the Attorney for the Commonwealth for said County, and the said Levi D Byrd, the Commissioner who made the assessment, was examined as a witness touching the Application. And it appearing that the said Alleged erroneous assessment has been made, and that Application for redress against the same was made on this day for the first time.

And it appearing that J. A. & Wm. M Loewenbach, were resident Merchants regularly licensed as Merchants to do business as such at their Store in Harrisonburg in said District and desiring to sell goods by Sample at other places in the State and being informed that it was necessary to have a Sample Merchants license for that purpose made application to said Commissioners for a Sample Merchants license and were assessed by him with Sample Merchants license they being at the time resident Merchants doing business under their Merchants license and not paying a tax as such Merchants to the Amount of One hundred dollars. All which the Court certifies as facts proved upon the application aforesaid.

On Consideration whereof and from such facts so proved the Court is satisfied that the said J. A. & Wm. M Loewenbach are not erroneously charged on said license tax amounting to $100 whereupon it is ordered that the said J. A. & Wm. M Loewenbach shall not be exonerated from the payment of $100 license tax so charged if not already paid, and if paid, that it be not refunded to them.

Martin Fogle's Adm'r. Pltff
P. R. Pickering Deft. } Upon an Attachment

William Brown Adm'r. of Martin Fogle dec'd having obtained an attachment against the Estate of P. R. Pickering a Non Resident of this State. And it appearing upon the return of said Attachment that D. S. Rosenberger the Executor of George Sipe dec'd acknowledged legal service of said Attachment as garnishee of the said P. R. Pickering. this day came as well the Plaintiff by his Attorney as the said garnishee in his proper person, who being Sworn, declared, that he stood indebted to the Defendant in an amount Sufficient to satisfy the Plaintiffs demand: and the order of Publication being taken and duly executed and the said Defendant not appearing, though Solemnly Called, And it appearing by evidence adduced

that the Defendant is indebted to the Plaintiff in the Sum of $30.00 with interest thereon at the rate of 10 per cent per annum from the 25th day of March 1876. It is therefore considered by the Court that the Plaintiff recover of the said A. S. Rosenberger Executor of George Huff, dec'd the said Sum of $30.00 with interest thereon at the rate of 10 per cent per annum from the said 25th day of March 1876 till paid and his costs by him in this behalf expended

Ordered. That this Court be adjourned until the first day of the next term.

R. Johnston

In Vacation,
June 10, 1880.

Ordered, That, under the provisions of the Act of the General Assembly of Virginia, providing therefor, the Clerk of this Court, is directed to remove from the Clerk's office of this Court, the Register of Deeds, the Minute Books from 1864 to 1869, and any other Books needing re-binding, &c, a sufficient length of time to have the same properly bound, &c, for preservation.

R. Johnston,
Judge of Co. Court of Rockingham.

Attest. J. T. Logan, Clerk.

In Vacation. —
June 14, 1880.

The Clerk of the County Court of Rockingham is hereby directed to issue a Venire Facias, directed to the Sheriff of Rockingham County, commanding him to summon a Special Grand Jury for the June Term next of said Court, to appear at the Court House thereof on the 1st. day of said Term, being June 21, 1880, at 10 o'clock, A. M. Given under my Hand this the 14th. day of June 1880.

Attest. J. T. Logan, Clerk

June 21. 1880.

At a County Court held in and for the County of Rockingham at the Court House thereof, on Monday June 21st 1880.

Present. Hon. Robert Johnston, Presiding.

The Clerk of this Court this day presented in Court, a List of Deeds, &c., received and admitted to record in the Clerk's Office of this Court, at and since the last May Term, thereof, which List being seen and inspected by the Court, is ordered to be Spread upon the Minutes, and is as follows, Viz:-

Bargain & Sale	Augustus Waterman	to	Isaac Snyder Jr.
" "	Peter Strine	"	Cambyeus Whisler.
" "	J. A. Loewenbach & wife & his Trustees	"	Elijah Huffman
" "	John Snyder	"	J. L. Mercer.
" "	Reuben Huffman & wife	"	Mat. Derrick
" "	Ulrick Wittig.	"	Mrs Catharine Whitmer.
" "	Nancy B. Ewing & others	"	Isaac Deavers.
" "	Samuel Kline & wife	"	Christena Ernst.
" "	L. L. Shoemaker. Exor of Peter Zetter dec'd	"	John H. Armentrout.
" "	A. J. Blakemore & wife	"	Henry. Andrew.
" "	Solomon H. Patterson & wife.	"	Same.
" "	George W. Payne & wife.	"	Benjamin H. Mowbray.
" "	G. B. Compton. Comm'r.	"	Samuel Roller
" "	R. H. Snyder & wife & Levi Comer & wife	"	Granville Eastham & S. H. Moffett.
" "	Ellen Marshall.	"	Zebulon D. Marshall
" "	John A. Winfield & wife.	"	John Saum
" "	Henry A. Bear & wife.	"	The Shenandoah Valley Railroad Company.
" "	Decatur B. Bear.	"	Same.
" "	Asbury Bear.	"	Same
" "	David M. Yowell & wife.	"	Same
" "	Samuel Eaton.	"	James V. Dillard Trustee for Lucinda Dillard
" "	Solomon Martz.	"	Harvey Denton Trustee for Emma Denton.
Agreement.	Isaac Fusing	&	Rhoda Fusing
Sale Bill	E. A. Bear Deputy for Sam'l R. Sterling Treas.	to	George Lehnman
Trust Deed.	Mary L. Pollock and S. M. Pollock	"	Winfield Liggett. Trustee.
Bargain Sale.	John E. Roller, Assignee of J. H. Kite	"	H. H. Kite.
" "	Jacob L. Sibert & Elijah W. Sibert	"	Lemuel S. Reed.
" "	George Miller Adm'r of Dan'l Miller dec'd	"	Peter K. Pence.
" "	Peter M. Shafer	"	Wm. Shafer.
" "	J. Madison Irvine & wife	"	Otway Savage and Thomas Lee.
" "	John E. Roller Comm'r &c	"	Samuel H. Early
" "	Chas. A. Yancey Com'r of Margaret E. Mill	"	R. D. Michael & J. H. Michael.
" "	Jacob Mesenble	"	Catharine Rutherford wife of M. L. R.
" "	George G. Grattan Comm'r.	"	Jacob Wenger.
" "	John L. Winfield. & wife.	"	Charles Evans.
" "	John B. Wenger. & wife.	"	Zachary T. Pulse and Peter R. Pulse.
Note & Lien in Bro'h.	J. S. Miller.	"	B. F. Gilbert.
Bargain Sale	Reuben Harrison & wife.	"	Thomas Harrison. Old Deed
Trust Deed	John W. Glenn	"	B. F. Garber. Trustee.
Mechanics Lien	Noah Flick	to	Juliet L. Strayer.
" "	Same	"	Same
Bargain Sale	Thomas Moore.	to	John Martz.
"	D. M. Strickler & others	"	Reuben Lewis. Jacob Lehmans Chas. E. Haas Trustees
" "	Curtis Breeden & wife	"	The Shenandoah Valley Railroad Company
" "	John B. Armiso & wife	"	Same

Bargain & Sale	F. M. Sellers & wife	to The Shenandoah Valley Railroad Company
" "	Robert R. Weaver & wife	Same
" "	James M Weaver & wife	Same
" "	John Paul Assignee of Henry Harnsberger & others	Jeremiah Harnsberger
Trust Deed	Josephine A. Solemn & A. G. Solemn	Graham M Hand Trustee
Bargain & Sale	Amanda Haynes Widow	G. F. Hopkins
" "	Jacob H. Rodgers & wife & Charles Rodgers	Joseph Bauserman
	Alfred M Argabright & wife & others	Same
Trust Deed	Joseph Bauserman	Jacob Myger (of Robert) Trustee
	George Begoon	Charles D Harrison Trustee
Bargain & Sale	David F. Linevveaver & wife	Jacob Linevveaver
Art of Agreement	F Brabb by J. D. Price agt & Sarah Miller Trustee	James H Landes
	Lafayette Lee	& Wm F. Taylor in his own right & as Trus
Bargain & Sale	Phila Bradley & others Trustees M E Church South	Wm Johnson & others Trustees John Wesley M E Church
Trust Deed	Wm Johnson & others Trustees "John Wesley" M E Church	William Shands Trustee
Agreement	Same Same	Phila Bradley & others Trustees M E Church So
Bargain & Sale	Joseph Flick & wife	Isaac N Row
Release Deed	W. D. Hopkins & others. J. L. Harnsberger Trustee	Mary C. Sutton
Bill of Sale	Wm F. Taylor. Trustee &c.	Lafayette Lee
Bargain & Sale	D B. Shirkey & wife	Liddon N. Rhodes
	Robert M Burke & wife	The Shenandoah Valley Railroad Company
Deed of Release	Wm A. Travers. Trustee.	Same. Same
Note & Prof Servi	John N. Tate	G. Oler & Sons
Same	E. A. Tutwiler & Julia Tutwiler	Same
Same	Jesse Kiser & Thomas Kiser	Same
Same	Edmund Carter	Same
Same	G. M. Chapman & J. Chapman	Same
Same	Wm L. Anderson	Same
Same	William M Hatterman	Same
Trust Deed	David Bowman & wife	David S. Monkel Trustee
Bargain & Sale	Otway Savage & wife	George M^c Conkey
	Gabriel S. Seaton & wife	John F Wright
Lis Pendens	D. D. Pennybacker &c,	Isaac Murphy or Knopp
Bargain & Sale	Joseph Rhodes	to Isaac Taylor
" "	F. M Rohr. S. E. Rohr & A. A. Spurrier & wife	J. Fred Effinger Executor
" "	O. B. Roller Comm^r	E. E. Dearing
Agreement &c	I. F. Brammer & wife	J. J. Bowman Adm^r of Elizabeth Brammer
" "	John N. Draper	Wm H Marshall
Bargain & Sale	John N. Hawkins & wife	to B. F. Thomas
" "	Wm B. Compton Comm^r	Benjamin Bowman
" "	Isaac Paul & wife	Wm I Paul & Robert E. Paul
Agreement &c	Mariah Hughes	Mary E Reed
Bargain & Sale	J. Preston Miller & others heirs of Daniel Miller	E E Smyser
" "	Harvey Myle & wife	George N. Rulney
	Ann Pike	R. M. Mooney
Note & Prof Servi	Wm R. Miller	The Patapsco Guano Company of Baltimore
Same	Abram Paul	Same
Same	Wm P. M^c Call	Same
Same	Rebecca Bantz	Same
Same	S. N. Liggett for P. Liggett	Same
Same	John Bowman	Same
Same	R. J. Sheff	Same
Same	Mary Way	L F. Detrick
Same	John Rees	Same

Note of Prof. Lien	William Carrington	& Yancey & Kent.
Same	Jacob N. Grush	Same
Bargain & Sale	J. S. Hannsberger Special Commr.	Jeremiah Hannsberger

Appraisement & Sale Bill of the Personal Estate of Martin Beahm dec'd.
" " " " " " " " Wm. P. Estep dec'd.
" " " " " " " " Priam P. Penkel dec'd.
" " " " " " " " John M. Keyes "
Sale " " " " " " " " John H. Roleton "
Appraisement & Sale Bill " " " " " Saml. H. Wampler "

The foregoing Appraisement & Sale Bills were this day presented in Court and no exceptions being taken thereto. the same are ordered to be recorded.

Settlement of the Account of Erasmus R. Neff Admr. C.T.A. of George Crehart dec'd
" " " " " " B. F. Garber Admr. of Hannah Brenner dec'd & Statement of Distribution
" " " " " " D. H. Roleton Admr. of Jacob Barley dec'd
" " " " " " Abraham Kloper Admr. of Abraham & Anna Kloper dec'd
" " " " " " Abra. & Fred'k Kline Exors. of John Kline dec'd & Distribution
" " " " " " Lewis Dryer Admr. of John J. Dryer dec'd
" " " " " " Wm. L. Brown Admr. of Arch'd Litherow dec'd
" " " " " " David A. Heatwole Admr. C.T.A. of John L. Good
" " " " " " John Zigler Exor. of John Kline dec'd
" " " " " " John D. Long Guardian for Emma Ryder
" " " " " " C. C. Strayer One of Trustees of J. A. Loewenbach
" " " " " " David Sowder Committee for Jacob Sowder
" " " " " " J. S. Kennick Admr. of Peter G. Wise dec'd
" " " " " " Peter A. Shywaller Admr. of Henry Whisler dec'd
" " " " " " George E. Sipe Committee for Lucinda Yancey

The foregoing Settlement were this day presented in Court, and having been filed in the Clerk's office of this Court the time prescribed by law, and there being no exceptions taken thereto. the same are confirmed and ordered to be recorded.

The writing purporting to be the last will and testament of Jacob Hawley was this day presented in Court and being proven by the oaths of Jonathan Ritchie & Benjamin Ritchie two of the subscribing witness thereto, was admitted to probate and ordered to be recorded

The writing purporting to be the last will and testament of Evaline Maria Armentrout dec'd was this day presented in Court and being proven by the oaths of Michael Ward and R. B. Ragan the subscribing witnesses thereto, was admitted to probate, and ordered to be recorded.

And thereupon on the Motion of Benjamin F. Billhimer the Executor therein named who made oath thereto according to law, appeared in Court and entered into and acknowledged a bond in the penalty of $500.00 conditioned according to law, waiving the benefit of his Homestead Exemption as to this obligation (said will providing that no security be required of said Executor) A certificate is granted him for obtaining a probat of the will of said Evaline Maria Armentrout dec'd in due form.

Armanda Spunkel who has heretofore been confined in the Jail of this County and been placed under the care of Gambell Spunkel as an insane person, having made application for discharge on the ground of his restoration to Sanity. the Court directs that Dr. J. H. Neff & Hill. shall examine as to the true facts of the case and report the result to this Court.

Ella May Rehend &c by their next
friend Maggie E. Rehend Pltffs. } upon a Notice
E M Shaeffer Guard" &c Defts }

Ordered that the foregoing cause be placed upon the Courts Docket, and on the motion of the Defendant the same is continued until the next term.

The Shenandoah Valley Railroad Company Pltff
John R. Lewis. Deft. } upon a Motion.

On the motion of the Plaintiff It is ordered that this cause be dismissed it appearing to the Court that the proceedings heretofore had herein are void for want of proper parties.

The Shenandoah Valley Railroad Company. Pltff.
John R. Lewis and Franklin Steams Defts. } upon a Motion.

Ordered That this cause be placed upon the Courts Docket.

Same Pltff.
W. C. Long Deft. } Upon a Motion for Condemnation of Land

It appearing to the Court that Isaac Wenger P. A. Jackson and L. W. Naylor three of the Commissioners appointed by the order of Court on the 18 day of May 1880, have made and returned their Report in pursuance of said order, from which said Report it appears that said Commissioners have assessed the value of the land of the said W. C. Long taken by the said Shenandoah Valley Railroad Company for its purposes, to-wit. A Tract or Parcel of Land Thirty Nine Hundred and twenty two feet in length by a uniform width of Sixty Six feet as located and described in the Report, together with the damages to the residue of the lands of said W. C. Long over and above the peculiar benefits to be derived in respect to said residue from the work to be constructed, at the Sum of Eight Hundred Dollars, and there being no exceptions to said Report the same is approved and confirmed and ordered to be recorded. And it further appearing that the said Railroad Company for the purpose of lawfully prosecuting their work upon the said lands have heretofore paid into the hands of Geo. E. Sipe General Receiver of this Court, the said Sum of Eight Hundred Dollars the said Receiver is hereby ordered to pay over to said W. C. Long the said Sum less the proper Commissions of said Receiver.

Same. Pltff.
John R. Lewis and Franklin Steams Defts. } Upon a Motion.

On motion of the Shenandoah Valley Railroad Company, it appearing to the Court that said Defendants have been served with due notice of said motion D. D. Keatley Aaron Shutters, John G. Bowman, G. T. Barbee & Jesse Burkholder, and three of whom may act, are hereby appointed Commissioners to ascertain what will be just compensation for such of the land of the freehold whereof John R. Lewis & Franklin Steams are tenants, as is proposed to be taken by the Shenandoah Valley Railroad Company for its purposes, and for the damages to the residue of the said lands of John R. Lewis & Franklin Steams beyond the peculiar benefit to be derived in respect to said residue from the work to be constructed. And the Court doth designate the 3. day of July 1880 for the meeting of the said Commissioners who shall before proceeding to execute this order be duly sworn to faithfully discharge their duty in pursuance hereof

Commonwealth.

James M Rhodes. } Upon an Indictment for Perjury.

This day the Defendant James M Rhodes who stands indicted for a Misdemeanor appeared in Court in discharge of his recognizance entered into on the first day of the May Term last of this Court and thereupon, for reasons appearing this Cause is continued until the 1st day of the July Term next of this Court being July 19 1880. And on the motion of the Defendant James M Rhodes the Court doth permit him to renew his bail in the sum of $500.00 for himself and the same summit for his surety. Whereupon the said James M Rhodes together with Byrus Rhodes his surety (who justified as to his sufficiency) acknowledged themselves to be indebted to the Commonwealth of Virginia in the sum of $500.00 each to be levied of their respective goods & chattels lands & tenements for the use of the said Commonwealth of Virginia, each waiving the benefit of the Homestead Exemption as to this obligation. Yet upon this condition that the said James M Rhodes does make his personal appearance before the Judge of this Court on the said 1st day of the July Term next being July 19 1880. to answer the said Indictment against him and not depart thence without leave of the Court.

G. T. Barbee Foreman, Wm R. McKeever. Silas Beard. John R. Bowman. John D. Effinger M. E. Carrier. John N. Gaither, were impannelled and Sworn a Special Grand Jury in and for the body of the County of Rockingham, and having received their charge from the Court, retired to their room to consider of their presentments and after sometime returned into Court and made the following presentments Viz:
An Indictment against James Jones for breaking and entering an out house with intent to commit Larceny, A true bill G. T. Barbee Foreman
An Indictment against William Layton alias George William Layton for Assault with intent to maim, disfigure, disable & Kill a true bill. G. T. Barbee. Foreman
And not having completed the business before them were adjourned until tomorrow at 3 Oclock.

The Court doth appoint the following named persons, under the provisions of the Act of the General Assembly of Virginia approved March 31st 1875 as amended by the acts of 1878-9 in relation to the Assessment of the Lands of the Commonwealth to assess the Cash value of all lands and lots, together with the improvements thereon within their respective Districts in the County of Rockingham. Viz:
John M. Rolston. Central District, John E. Dovel Linville District & M. J. Maltz Plains District

fee copied

A license is this day granted to the New Rawley Springs Company on its application to sell by Retail, only in quantities up to five gallons at any one time to any one individual, wine, ardent Spirits, malt liquors, or any mixture thereof, alcoholic bitters, or fruits preserved in ardent Spirits, in quantities not exceeding five gallons at any time to any one individual at Rawley Springs in this County, which shall not be drunk within the house or curtilage where sold, but shall be delivered to the purchaser in bottles, jugs, demijohns, or other vessels, to be removed therefrom, for the period beginning on the 21st day of June 1880, and expiring on the thirtieth day of April 1881. The Court being fully satisfied upon hearing the evidence, that the applicants are fit persons, and that the place of business is suitable and convenient, and that the Specific tax required by law has been paid to the proper Officer, and the applicants having executed a bond as required by law, with good security, payable to the Commonwealth of Virginia

in a penalty of $250.00 conditioned for the faithful performance of all the requirements of the act of the General Assembly of Virginia, entitled "An act imposing a tax, and prescribing regulations for collecting the same, on the privilege of selling Wine, Ardent Spirits, or Malt liquors, or any mixture thereof, within the limits of the Commonwealth, for the Support of the government and to pay the interest on the public debt," approved March 3rd 1880

fee collected. A Bar Room license is this day granted to The New Rawley Springs Company on its application to sell by the Drink; not to be taken away from the place of delivery, but to be drunk at the place where sold, wine, ardent Spirits, Malt liquors, or any mixture thereof, alcoholic bitters, or fruits preserved in ardent Spirits, at Rawley Springs in this County for the period beginning on the 21st day of June 1880 and expiring on the thirtieth day of April 1881 the Court being fully satisfied upon hearing the evidence that the applicant is a fit persons and that the place of business is suitable and convenient, and that the Specific tax required by law has been paid to the proper officer, and the applicant having executed a bond as required by law, with good security, payable to the Commonwealth of Virginia, in a penalty of $250.00 conditioned for the faithful performance of all the requirements of the act of the General Assembly of Virginia entitled "An act imposing a tax and prescribing regulations for collecting the same, on the privilege of selling wine, ardent spirits, or Malt liquors, or any mixture thereof within the limits of the Commonwealth, for the support of the government and to pay the interest on the public debt" approved March 3, 1880.

collected fee paid.

A license is this day granted to Peter D. Byerly, on his application to Manufacture or distill Brandy at Jacob Byerly's Mill near Pleasant Valley Depot, which shall not be drunk within the house or curtilage where sold, but shall be delivered to the purchaser in bottles, Jugs, demijohns or other vessels to be removed therefrom for the term of three months within the year ending April 30. 1881. the Court being fully satisfied upon hearing the evidence that the applicant is a fit person and that the place of business is suitable and convenient, and that the Specific tax required by law has been paid to the proper officer, and the applicant having executed a bond as required by law, with good security, payable to the Commonwealth of Virginia, in a penalty of $250.00 conditioned for the faithful performance of all the requirements of the act of the General Assembly of Virginia entitled "An act imposing a tax and prescribing regulations for collecting the same, on the privilege of selling wine, ardent spirits, or Malt liquors, or any mixture thereof within the limits of the Commonwealth, for the support of the government and to pay the interest on the public debt" approved March 3. 1880.

John D. Winfield & others
for
A change of the Public Road in "Brock's Gap" } upon a Petition

I. H. Brunner & others
For
A Bridge across the Shenandoah River at Coyles Store } upon a Petition.

These two causes came on to be heard together this 21st day of June 1880, and the Court having heard the Evidence offered on behalf of the petitioners and having inspected & approved the bond in the penalty of $1500.00 this day filed executed by M. Wilfong & others obligating themselves to bear all costs in the change of said Road provided said Bridge is built by the County doth adjudge, order, and decree that said road be changed and the New Road be located over route No 1 of the Report of the viewers made in this cause and that said Bridge be constructed and that the sum of Four Hundred Dollars be appropriated out of the County levy of 1880

towards the construction of said Bridge this being the probable cost thereof according to the Report of the viewers and the evidence taken in the cause and that if the said bridge shall cost More than the sum of Eleven Hundred Dollars the petitioners shall pay the same, and this order is directed to be certified by the Clerk of this Court to the Board of Supervisors at its next meeting to determine whether or not the above expenditure shall be made, in accordance with Section 10- of Chapter 55- of Acts of Assembly 1878&1879.

Wm. Layton, who at the last term of this Court entered into a recognizance in the sum of $200. with surety conditioned for his appearance at this term to await the action of the Grand Jury, this day appeared in Court in discharge of said recognizance and the Grand Jury of this County having this day found an Indictment against him for assault with intent to Maim disfigure, disable & Kill, and being thereof arraigned, pleaded not guilty to said Indictment, and the Court doth fix Wednesday next the 3rd day of this term of the Court for his trial, whereupon the said Wm Layton alias George William Layton moved the Court to grant him bail, which motion the Court sustained and doth fix his bail at $200. for himself and the same for his surety, whereupon the said William Layton alias George William Layton together with Mary E Smith his surety (who justified as to his sufficiency) acknowledged themselves to be indebted to the Commonwealth of Virginia in the sum of $200 each to be levied of their respective goods & chattels lands & tenements for the use of the said Commonwealth of Virginia, each waiving the benefit of the Homestead Exemption as to this obligation) Yet upon this condition that the said William Layton alias George William Layton does make his personal appearance before the Judge of this Court on the said 3. day of this term to answer the said Indictment against him and not depart thence without leave of the Court.

J. M. Liggett having presented the Memorial of the Harrisonburg Bar in connection with the Death of Judge Wm. P. Daingerfield of Calafornia a former member of this Bar the same is received and ordered to be filed in testimonial of the many virtues, and distinguished legal ability of the deceased, as well as the sympathy which is felt with the family of Judge Daingerfield in the irreparable loss which they have sustained.

On the Petition of Samuel Frank and others, for a change in the Public Road leading up Dry River, from Rawley Springs in this County.

It is ordered that the accounts of Henry Devrei & Samuel McDorman Contractors for the construction of the Dry River road be referred to A M Newman Comr with instructions to ascertain & State the amount of private Subscriptions respectively Collected & received by said Contractors, also the amounts respectively received by them from Rockingham County on account of said construction of said road and the amount Still due to each of them from Rockingham County with any other matters deemed pertinent by the Commissioner or any party in interest & make report thereof forthwith to this Court for its action

John E Dovel, Justices of the Peace of Linville District in this County this day paid into Court the sum of $5.00 It being the amount of a Judgment fine rendered by him on the 12th day of May 1880 in the case of the Commonwealth vs Albert Brady for carrying Concealed Weapons.

Cop? John Niswander, Committee for Malinda Cowell a person of unsound mind this day

presented in Court an Account against the Commonwealth of Virginia amounting to the sum of $29.50 for the support & care of the said Malinda Worrell a Lunatic from Febry 24th to May 27. 1880 3 Months @ $100.00 per year ($25.00) and 3 Months clothing for same @ $1.50 per Mo - ($4.50) which being sworn to was examined and allowed by the Court, and ordered to be certified to the Auditor of Public Accounts for payment.

The Shenandoah Valley Railroad Company Pltff.

R. M Burke Deft } upon a Motion.

On the motion of the Pltff it is ordered that this cause be dismissed. It appearing to the Court that the matters in Controversy upon the motion have been agreed between the parties.

Ordered. That this Court be adjourned until tomorrow morning at 10 Oclock

R. Johnston

At a County Court continued and held in and for the County of Rockingham at the Court House thereof on Tuesday June 22nd 1880

Present Hon. Robert Johnson presiding.

The Grand Jury impanneled and Sworn on yesterday the first day of this term of the Court, in and for the body of the County of Rockingham, this day appeared in Court pursuant to their adjournment, and again retired to their room to consider further of their presentments, and after sometime appeared in Court and made the following presentment, Viz:
An Indictment against John W. Wilcher for Breaking & Entering a Mill with intent to commit larceny. A true bill G. F. Barbee Foreman.
And having completed the business before them were discharged from further attendance upon this term of the Court

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It is ordered that G. F. Barbee, Wm. R. McKeever, Silas Beard, John R. Bowman John S. Effinger, M. E. Garver, John M. Gaither be each allowed the Sum of Two dollars for their Services at this term of the Court as Grand Jurors and that the same be certified to the Treasurer of this County for payment.

On the Petition of Samuel Frank Rothers for a change in the Public Road leading up Dry River from Rawley Springs in this County.

It appearing to the Court from the report of Comm'r. A. M Newman to whom was referred the matter with instructions to ascertain the balance due to Henry Devier & Samuel McDorman Contractors for the Construction of said road under previous orders entered in this cause, that the said Henry Devier & Samuel McDorman contractors as aforesaid have completed said road according to the Specifications & Contract therefor, and that there is due to the said Henry Devier the sum of Two Hundred & Sixty five $\frac{62}{100}$ Dollars, being balance in full for Construction of Sections three & four of said road, and to Samuel McDorman the Sum of Forty dollars 75/00 Dollars the balance in full for Construction of Sections One & Two of said road. It is ordered that the said Henry Devier be allowed the Sum of Two Hundred & Sixty five $\frac{62}{100}$ Dollars in full of balance due him for sections three & four of said road &

Copied & deliv'd to H. Leedstown Atty

Samuel McDorman be allowed the Sum of Forty Dollars & 75 cents ~~with~~ for Balance due him for Construction of Section One & two of said road and Comm^r Newman be allowed the Costs of making said report. and that the same be certified to the treasurer of the County for payment out of the Special levy made for the Construction of the said Dry River Road.

Cert'd & d. to C. & C. for 5^co Costs of Report

Commonwealth

William Minnick } Upon an Indictment for Malicious Mischief.

This day came again as well the Attorney for the Commonwealth as the Defendant in person and by Counsel. And thereupon the Attorney for the Commonwealth with the assent of the Court entered a Nolle Prosequi.

It is therefore Considered by the Court that the Defendant go hence without day &c.

Commonwealth.

James Jones } Upon an Indictment for breaking and entering an out house with intent to Commit Larceny

This day the prisoner James Jones late of the County of Rockingham. who Stands indicted for a felony by him Committed was led to the bar of the Court. in Custody of the Jailor of this County. and being thereof arraigned pleaded Guilty to the said Indictment. and thereupon Came the following Jury to wit: M.K.V. Enos. B.F. Miller. David Suter. John F. Good. Harvey Alger. Joseph Bauserman. Frederick W. Brunk. Michael Lohr Jr. John G. Effinger. P. M. Rohr. Wm J. Chrisman & Lewis Alt. who being elected tried and Sworn well and truly to try and true deliverance make between the Commonwealth and the prisoner at the bar. and a true verdict render according to the evidence. and having heard the evidence and argument of Counsel retired to their room to Consider their verdict and after sometime returned into Court and upon their oaths do say. We the Jury find the prisoner James Jones guilty of the felony in manner and form as charged in the indictment and fix his punishment at thirty Stripes Jno G. Effinger Foreman. And it being enquired of the prisoner if any thing he had or Knew to say why the Court should not now proceed to pronounce judgment against him according to law. and nothing being offered or alleged in delay of Judgment. It is therefore Considered by the Court that the Sheriff of this County inflict upon the said James Jones thirty Stripes the number by the Jurors in their verdict ascertained. Whereupon he was remanded to the Custody of the Jailor of this County.

The Court doth order that the following named persons be each allowed the Sum of $1.00 for their attendance and Services at this term of the Court as Veniremen Summoned for the trial of Felony Cases at $1.^co per day. and that the same be paid by the Treasurer of this County and certified to the Auditor of Public Accounts Viz. Joseph Bauserman. B. F. Miller. M. K. V. Enos. John F. Good. John B. Gangwer. S. H. Fuller. David Suter. Jacob Geil. Harvey Alger. Frederick W. Brunk. Michael Lohr Jr. John G. Effinger. P. M. Rohr. Wm J. Chrisman. & Lewis P. Alt.

Cert'd

Upon the Application of Samuel Long. John D. Shwatter. George Chrisman & others for the Establishment of a Public Road 25 feet wide.

This day came again the parties by their Attorneys and the report of Michael Whitmer. John Funk & J. B Gangwer Viewers appointed at the instance and upon the motion of the Petitioners at the November Term 1879. having been filed and the land owners duly Summoned in accordance with law. and no exceptions being taken to said report upon Consideration whereof whereof after hearing the evidence adduced and

and the examination of witnesses and argument of Counsel, the Court is of Opinion that said road ought to be established as recommended and set forth in said report of said viewers, It is therefore ordered that said road be established in accordance with said report of said viewers as follows. to-wit:- Beginning at the North Mountain road in a line between Samuel Long John D. Shwalter the lands of Geo. Lehrisman Trustee for Mrs M R Williams. then with John D. Shwalters and said Mrs Williams line to the Mills lot then through the Mill lot to the Hopkins Mill road, i.e. The said Road to be located upon the line of said Long & J.D. Shwalter each to furnish one half of the land thence along the line between Lehrisman & Shwalters line to a Black Oak each to furnish one half of the land. from thence with the two next lines between Lehrisman & Shwalter to a Rock. Lehrisman furnishing all the land from there Shwalter agrees to furnish the land out side of his fence to his gate. thence with the bed of the old road Shwalter & Lehrisman each to furnish as much land as may be necessary from thence through the Mill lot now owned by Shwalter & Keyo. And it appearing to the Court that according to the said report of said viewers damages have been allowed to parties living along the line of said road to the amount of Forty five dollars for land taken or for moving & making fences or for the damages to the residue of the land owned by them respectively and that the said road can be opened and made a good solid & Substantial road with this expenditure of $45.00 for land damages &c, as aforesaid. by the County the petitioners to pay all other expenses in the opening of said road these facts are ordered to be certified by the Clerk of this Court to the Board of Supervisors as is now required by law.

Ordered. That this Court be adjourned until tomorrow morning at 10 oclock.

R. Johnston

At a County Court continued and held in and for the County of Rockingham at the Court House thereof on Wednesday June 23d 1880.

Present Hon. Robert Johnston presiding.

Upon the motion of Leannah Kepler an infant under the age of twenty one years of age by Henry Sheets her next friend. and for reasons appearing to the Court, it is ordered that a rule be awarded against William Lickley, guardian of said infant returnable to Saturday the 25th day of June 1880 requiring him to show cause if any he can why he should not be required to execute a New bond as such guardian with such other or additional Security, as to the Court may seem Sufficient in the event of his failure to give such bond, to have his powers as such guardian revoked

1 Rule & cpy ✓

Commonwealth.

William Layton alias George William Layton } Upon an Indictment for assault with intent to maim. disfigure disable & Kill

This day the Defendant William Layton alias George William Layton. who stands indicted for a felony by him committed. appeared in Court in discharge of his recognizance entered into on the first day of this term of the Court. and for reasons appearing his trial is continued until the 3. day of the July Term next of this Court Viz. July 20. 1880. And thereupon the Defendant moved the Court to grant

him bail, which motion the Court doth sustain, and doth fix the amount of bail at $200.00 for himself and the same amount for his Surety, whereupon the said William Layton alias George William Layton together with Mary E Smith his surety (who justified as to their Sufficiency) acknowledged themselves to be indebted to the Commonwealth of Virginia in the sum of $200.00 each, to be levied of their respective goods & chattels lands & tenements for the use of the said Commonwealth of Virginia (each waiving the benefit of the Homestead Exemption as to this obligation) Yet upon this condition that the said William Layton alias George William Layton does make his personal appearance before the Judge of this Court on the said 2nd day of the July Term next being July 20. 1880 to answer the said indictment against him, and not depart thence without leave of the Court.

Commonwealth.

John W. Wilcher } Upon an Indictment for breaking & Entering a Mill with intent to commit Larceny.

This day the prisoner John W. Wilcher, late of the County of Rockingham who stands indicted for a felony by him committed was led to the bar of the Court in custody of the Jailor of this County, and thereupon the prisoner demurred to the said Indictment, which Demurrer the Court upon consideration doth overrule, whereupon the prisoner was arraigned and pleaded not guilty to the said Indictment.

And thereupon the prisoner was remanded to Jail.

The Shenandoah Valley Railroad Company Pltffs.

Julia Maiden. Deft } Upon a Motion for Condemnation of Land

It appearing to the Court that Isaac Wenger D. S. Jackson and L. M. Kaylor three of the Commissioners heretofore by the order of this Court on the 18th day of May 1880 have made and returned their Report in pursuance of said order, from which said Report it appears that said Commissioners have assessed the value of the land taken by the of the said Julia Maiden said Shenandoah Valley Railroad Company for its purposes to-wit: A Tract or Parcel of Land two hundred and twenty five feet in length by a uniform width of Sixty-Six feet, as located and described in the said Report together with the damages to the residue of the lands of said Julia Maiden over and above the peculiar benefit to be derived in respect to said residue from the work to be constructed, at the Sum of Eighty Dollars, and there being no exceptions to the said Report the same is approved and confirmed and ordered to be recorded. And it further appearing to the Court that said Railroad Company has paid into the hands of the General Receiver of this Court the said Sum of $80.00 and it being suggested that persons not heretofore made parties to this proceeding, are interested in the disbursement of said fund, it is ordered that this cause be referred to a Commissioner of this Court with instructions to ascertain and report what persons are entitled to the said funds and in what proportions, and said Commissioner shall give four weeks notice of the time and place of executing this order, by publication in one of the Newspapers published in the Town of Harrisonburg requiring all parties in interest to appear and present their respective claims: which notice shall be equivalent to personal service.

Same Pltff

N. W. Shuler & Keziah Shuler Dfts. } Upon a Motion for Condemnation of Land.

It appearing to the Court that Isaac Wenger D. S. Jackson and L. M. Kaylor three

of the Commissioners appointed by the order of this Court on the 18th day of May 1880. have made and returned their Report. in pursuance of said order from which said Report it appears that said Commissioners have assessed the value of the land of the said N.W. Shuler and Keziah Shuler taken by the said Shenandoah Valley Railroad Company for its purposes. to-wit: A Tract or Parcel of Land Eighteen hundred and twenty three feet in length by a uniform width of Sixty-Six feet as located and described in the said Report, together with the damages to the residue of the lands of said N.W. Shuler and Keziah Shuler over and above the peculiar benefit to be derived in respect to said residue from the work to be constructed. at the Sum of Eight Hundred and fifty Dollars. and there being no exceptions to said Report the same is approved and confirmed and ordered to recorded. And it further appearing to the Court that said Railroad Company has paid into the hands of the General Receiver of this Court the said Sum of $850.00 and it being suggested that persons not heretofore made parties to this proceeding are interested in the disbursement of the said fund, it is ordered upon motion of the Shenandoah Valley Railroad Company that this Cause be referred to a Commissioner of this Court with instructions to ascertain and report, what persons are entitled to the said fund, in what proportions. And said Court shall give Notice of the time and place of Executing this order by publication for four successive weeks in one of the Newspapers published in the Town of Harrisonburg, requiring all parties in interest to appear and present their respective Claims, which notice shall be equivalent to personal service. To the entering of which order of reference the defendants objected which objection the Court overruled.

The Shenandoah Valley Railroad Company Pltffs.
Thomas Shifflett et-als. } Upon a Motion for Condemnation of Land.

It appearing to the Court that William R. McKeever. John A. Roleton of D. M. J. Maltz and George Kerrisman four of the Commissioners appointed by the order of this Court on the 16th day of March 1880 have made and returned their Report. in pursuance of said order, from which said Report it appears that said Commissioners have assessed the value of the land of the Thos. Shifflett. S.A. Shifflett Rosa Miller. Bettie M. Miller & Joseph Miller and Susan Miller taken by the said Shenandoah Valley Railroad Company for its purposes, to-wit:- A Tract or Parcel of Land 1787 feet in length by a uniform width of Sixty Six feet as located and described in the said Report, together with the damages to the residue of the lands of said Thos. Shifflett, Rosa Miller, S.A. Shifflett. Bettie M. Miller and Joseph Miller and Susan Miller over and above the peculiar benefit to be derived in respect to said residue from the work to be constructed, at the Sum of Five Hundred Dollars and there being no exceptions to said Report. the same is approved and confirmed and ordered to be recorded, And it further appearing to the Court that the said Railroad Company has paid into the hands of the General Receiver of this Court the said Sum of $500.00 and a doubt having arisen as to the proper manner of disbursing said fund it is ordered that this Cause be referred to a Commissioner of this Court with instructions to ascertain and report what persons are entitled to the said fund and in what proportion, And said Commissioner shall give notice of the time and place of executing this order by publication for four successive weeks in one of the Newspapers published in the Town of Harrisonburg, requiring all parties in interest to appear and present their respective Claims. which Notice shall be equivalent to personal service.

The Shenandoah Valley Railroad Company Pltff.
vs. } Upon a Motion for Condemnation of
Thomas K. Miller Deft. } Lands.

This day came again the parties by their Attorneys, and it appearing to the Court that M.R. McKeever, John S. Rolston of D. M. J. Maltz, and George Chrisman four of the Commissioners appointed by an order of this Court on the 16th day of March 1880, have made and returned their report in pursuance of said order, upon motion of the said Shenandoah Valley Railroad Company and by consent of parties, the said Report of said Commissioners is hereby set aside, and annulled; and the Court doth thereupon appoint D.A. Heatwole, John J. Bowman, Aaron Shutters, G.T. Barbee and Jesse Burkholder, any three of whom may act, Commissioners to ascertain what will be just compensation for such of the land of the free hold whereof Thos. K. Miller is tenant as is proposed to be taken by the Shenandoah Valley Railroad Company for its purposes, and for the damages to the residue of the lands of the said Thomas K. Miller beyond the peculiar benefit to be derived in respect to said residue from the work to be constructed, and the Court doth designate the 30th day of June 1880 for the meeting of the said Commissioners, who, shall before proceeding to execute this order be duly sworn to faithfully discharge there duty in pursuance hereof.

105 copies issd.

Same Pltff
vs. } Upon a Motion for Condemnation of Lands
Amanda Yancey Et als. Defts.

This day came again the parties by their Attorneys, and it appearing to the Court that Isaac Long, John S. Rolston of D. M. J. Maltz, and George Chrisman four of the Commissioners appointed by an order of this Court on the 16th day of March 1880, have made and returned their report in pursuance of said order, Upon motion of the said Shenandoah Valley Railroad Company and by Consent of parties the said Report of said Commissioners is hereby set aside and annulled; and the Court doth thereupon appoint D.A. Heatwole, John J. Bowman, Aaron Shutters, G.T. Barbee and Jesse Burkholder any three of whom may act, Commissioners to ascertain what will be just compensation for such of the land of the freehold whereof Amanda Yancey, A.P. Yancey, Sallie Yancey, Richard Yancey, Bernard Yancey & Robert Yancey are tenants as is proposed to be taken by the Shenandoah Valley Railroad Company for its purposes, and for the damages to the residue of the lands of the said Amanda Yancey, A.P. Yancey, Sallie Yancey, Richard Yancey, Bernard Yancey & Robert Yancey, beyond the peculiar benefit to be derived in respect to said residue from the work to be constructed, and the Court doth designate the 1st day of July 1880 for the meeting of the said Commissioners who shall before proceeding to execute this order be duly sworn to faithfully discharge their duty in pursuance hereof.

1 issd.

Same Pltff.
vs. } Upon a Motion for Condemnation of Lands.
Wm. B. Yancey. Deft.

This day came again the parties by their Attorneys. And it appearing to the Court that Isaac Long, John S. Rolston of D. M. J. Maltz and George Chrisman four of the Commissioners appointed by an order of this Court on the 16 Day of March 1880, have made and returned their report in pursuance of said order. Upon motion of the said Shenandoah Valley Railroad Company and by Consent of parties the said Report of said Commissioners is hereby set aside and annulled, and the Court doth thereupon appoint D.A. Heatwole, John J. Bowman, Aaron Shutters, G.T. Barbee and Jesse Burkholder

1 issd.

any three of whom may act Commissioners to ascertain what will be just compensation for such of the land of the freehold whereof Wm B Yancey is tenant as is proposed to be taken by the Shenandoah Valley Railroad Company for its purposes, and for the damages to the residue of the lands of the said Wm B Yancey beyond the peculiar benefit to be derived in respect to said residue from the work to be constructed, and the Court doth designate the 1st day of July 1880, for the meeting of the said Commissioners, who shall before proceeding to execute this Order be duly sworn to faithfully discharge their duty in pursuance hereof.

The Shenandoah Valley Railroad Company Pltffs
C A & Wm B Yancey Defts } upon a Motion for Condemnation of Land

This day came again the parties by their Attorneys and it appearing to the Court that Isaac Long, M J Martz and George Chrisman three of the Commissioners appointed by an order of this Court on the 16th day of March 1880, have made and returned their report in pursuance of said order. Upon motion of the said Shenandoah Valley Railroad Company and by consent of parties the said Report of said Commissioners is hereby set aside and annulled and the Court doth thereupon appoint D A Seatwole John J Bauman Aaron Shutters, G T Barbee and Jesse Burkholder any three of whom may act Commissioners to ascertain what will be just compensation for such of the land of the freehold whereof C A & Wm B Yancey are tenants, as is proposed to be taken by the Shenandoah Valley Railroad Company, for its purposes, and for the damages to the residue of the lands of the said C A & Wm B Yancey beyond the peculiar benefit to be derived in respect to said residue from the work to be constructed. And the Court doth designate the 2d day of July 1880 for the meeting of the said Commissioners, who shall before proceeding to execute this order be duly sworn to faithfully discharge their duty in pursuance hereof.

Same Pltff
John I Wood Et ala Defts } Upon a Motion for Condemnation of Lands.

This day came again the parties by their Attorneys and it appearing to the that Isaac Long, M J Martz and George Chrisman three of the Commissioners appointed by an order of this Court on the 16th day of March 1880, have made and returned their report in pursuance of said order. Upon motion of the said Shenandoah Valley Railroad Company and by consent of parties the said Report of said Commissioners is hereby set aside and annulled. And the Court doth thereupon appoint D A Seatwole John J Bauman, Aaron Shutters, G T Barbee and Jesse Burkholder, any three of whom may act Commissioners to ascertain what will be just compensation for such of the land of the freehold whereof John I Wood, R M E Wood & Anna P Maggart are tenants, as is proposed to be taken by the Shenandoah Valley Railroad Company, for its purposes, and for the damages to the residue of the said John I Wood, R M E Wood & Anna P Maggart beyond the peculiar benefit to be derived in respect to said residue from the work to be constructed. And the Court doth designate the 2d day of July 1880 for the meeting of the said Commissioners, who shall before proceeding to execute this order be duly sworn to faithfully discharge their duty in pursuance hereof.

Same Pltff. / Same Pltffs
Henry B Rue Deft } upon a Motion for Condemnation of Land / John W Blackburn Deft. } upon a Motion for Condemnation of Lands.

On the Motion of the Plaintiffs it is ordered that the foregoing causes be dismissed

It appearing to the Cmt that the matters in controversy upon said motion have been agreed between the parties.

The Shenandoah Valley Railroad Company Pltffs.
Charles D. Hansbergen others Defts. } Upon a Motion for condemnation of Land

Same Pltff. } On Same Motion.
J. B. Nicholas Deft. }

Same Pltff. } On Same Motion.
J. T. L. Preston Deft. }

Same Pltffs. } On Same Motion.
Peter Naylor Deft. }

Same Pltffs } On Same Motion.
Wm. L. Bateman Defts. }

Same Pltffs } On Same motion.
J. J. Nicholas Deft. }

On the Motion of the Plaintiffs It is ordered that the foregoing Causes be dismissed

Ordered That this Cmt be adjourned until tomorrow morning at 10 Oclock

R. Johnston

At a County Cmt continued and held in and for the County of Rockingham at the Cmt House thereof, on Thursday June 24th 1880.

Present Hon. Robert Johnston, presiding.

On the application of Abraham Miller. Robert Cox & Elijah Eamman for the Establishment of a Public Road.

103 copies. This day came again the parties by their Attorneys. And upon motion of their Atty the Cmt doth order that proces issue against J. H. Rolston & Peter & John Leedy School Trustees for Central District (whose names were omitted in an order entered for the purpose of Notifying Land-owners along said route at the May Term of this Cmt to appear on the first day of the July term of the Cmt to Show Cause if any they can why said road touching the Taylor Springs School lot, should not be established

(Sent 101 Copy to) relos Kennedy.

It appearing to the Cmt that Henry Hansberger Surety upon the Administration bond of J. S. Hansberger as Administrator de B. N. of Sallie E. Hansberger dec'd is insolvent. The powers of said J. S. Hansberger as such Administrator of said Sallie E. Hansberger dec'd, by consent of said administrator are hereby Set aside revoked & Annulled

Upon the Motion of Mary E. Conrad the Estate of Sallie E. Hansberger dec'd is committed to D. H. Rolston as Sheriff of Rockingham County Va. & as such administrator ~~administrator~~ de bonis non Cum Testamento annexo of said Sallie E. Hansberger dec'd for administration.

M. Lindon, Justice of the Peace for Ashby District in this County. This day presented in Cmt an account against the Commonwealth of Virginia, amounting to the

cost

Sum of $3.00 for warrant & Examination in case of the Commonwealth vs M G Dean chg? with Larceny $1.00 Same in case Commonwealth vs Lemt Bauserman charged with larceny $1.00 Warrant for Harvey Fultz chg? with Larceny $3 of same for John Lamb chg? with Larceny $3 of which being Sworn to was examined and allowed by the Court and ordered to be certified to the Auditor of Public Accounts for payment.

Ordered That this Court be adjourned until tomorrow at 12 Oclock

R. Johnston

At a County Court continued and held in and for the County of Rockingham at the Court House thereof, on Friday June 25th 1880.

Present Hon. Robert Johnston presiding.

Ordered That Court be adjourned until to-morrow morning at 12 o'clock.

R. Johnston

At a County Court continued and held in and for the County of Rockingham at the Court House thereof on Saturday June 26th 1880

Present. Hon. Robert Johnston presiding.

Upon the Motion of Thos. J. Chrisman to released as Surety for T. M. Rohr guardian of Maggie N. Sprinkel.

This day came the parties and it appearing to the Court that notice of this motion was given and duly served upon said Rohr returnable to the first day of the April Term 1880 upon which day said motion was docketed as has been duly continued and that said Chrisman is entitled to be released as Surety for said Rohr as guardian as aforesaid. It is therefore ordered that the said Rohr do execute a new bond as guardian of said Maggie N. Sprinkel.

And thereupon the said T. M. Rohr waiving all further proof executed a new bond as such guardian before the Court in the penalty of $2000.00 with Stansbury C. Rohr as his Surety therein. (each waiving the benefit of the Homestead Exemption as to this obligation) which bond is approved and accepted by the Court.

Copies

P. M. Whitlock Committee for Eliza J. Dickens a person of unsound mind this day presented in Court an Account against The Commonwealth of Virginia amounting to the Sum of $28.50 for the board and care of the said Eliza J. Dickens a Lunatic from March 25th to June 25th 1880. 3 Mos. @ $8.00 per Mo. ($24.00) and three months clothing for same @ $1.50 per Mo. ($4.50) which being Sworn to was examined and allowed by the Court, and ordered to be certified to the Auditor of Public Accounts for payment

George E. Sipe General Receiver of this Court, this day made his report to the Court, for the Quarter ending June 21st 1880 as required by Section 19 Chapter 175 Code of Virginia Edition of 1873. which is ordered to be filed

The Court doth order that the following named persons be allowed the sum opposite their names for their services as viewers & Surveyors &c of Roads under orders of the Court heretofore entered and that the same be certified to the Board of Supervisors of this County to be included in the levy for the year 1880. Viz:-

Wm B. Yancey.	One day	Services as viewer	upon the Road Petition of W. M. Shuler	2.00
C. W. Harnsberger.	"	"	Same Petition	2.00
R. A. Gibbons.	"	"	"	2.00
Same for ———	"	Surveyor	"	2.50
Same ———	"	Chain Bearer	"	1.00
Same ———	"	"	"	1.00
Michael Whitmer	Two	Viewer	on Road Petition of P. D. Zimmerman &c	4.00
T. A. Jackson	"	"	Same Petition	4.00
Jacob Funkhouser	"	"	& 1½ days as Surveyor Same Petition	8.50
C. Miller	"	"	on Road Petition of C. G. Kinnersoll &c	4.00
Henry M. Roller.	Three	"	Same Petition	6.00
Geo. F. Kisling	One	"	& 1 day as Surveyor Same Petition	4.00
Edward S. Kemper	"	"	& 2. 2 days as Surveyor & Nec. Making Diagrams (o/same Petition) 3.00	11.00
Chas. A. VanLear	"	Viewer	Same Petition	2.00
Wm. R. Bowers	"	"	on Road Petition of E. D. Root, &c	2.00
Adam N. Funk	"	"	Same Petition	2.00
John F. Bowman	"	"	& 2. & One day as Surveyor Same Petition 2.50	4.50
James C. Heltzel	2½	"	upon the Road Petition of Abraham Miller &c	5.00
John Leedy	2½	"	Same Petition	5.00
E. S. Kemper.	1½	"	(& 3.) & 1 day as Surveyor & 3.00 Same Petition	6.00
Michael Whitmer	1	"	upon the Road Petition of Saml. Long &c	2.00
John Funk	1	"	Same Petition	2.00
John B. Gaugaver	1	"	"	2.00
John W. Roberts	1	"	Surveyor	2.50

Ordered That this Court be adjourned until Monday morning at 10 Oclock

R. Johnston

At a County Court continued and held in and for the County of Rockingham at the Court House thereof on Monday June 28th 1880

Present. Hon Robert Johnston presiding.

In the matter of Amanda Spunkel. Lunatic

This day again came Amanda Spunkel by Counsel and the Commissin consisting of Drs Wm O. Hill and J. H. Neff. heretofore appointed by this Court to ascertain whether the said Amanda Spunkel is now a sane person, having reported that the said Amanda Spunkel is now restored to Sanity. the Court doth order that the said Amanda Spunkel be and is hereby released from the Custody of J. G. Spunkel the Committee heretofore appointed by the Court for the said Amanda Spunkel and from any further Confinement or Custody under any previous orders of this Court and the said J. G. Spunkel is released from any liability for the future acts of said Amanda Spunkel as Committee of the said Amanda Spunkel And the said Amanda Spunkel is now restored to all the rights & privileges possessed by him previous to the Issuing out of the Commission of Lunacy under

which he was committed.

In the matter of the Application of John M Rucker for Ordinary License at Roads
This day came again the applicant by his Attorney and the Court having fully heard the evidence adduced & argument of Counsel doth overrule his motion and refuse his said application for License as aforesaid. It is therefore ordered that the Treasurer of this County refund unto the said John M Rucker the Sum of $41.88 the amt of License Tax paid by him on

Emanuel Sipe. Pltff.
Thumpsm Steele &c Defts. } Upon a Motion.

This day came again the parties by their Attorneys, and the defendants by their Attorney having moved the Court to continue the said motion. It is ordered and adjudged that this cause be continued at the costs of said Defendants, to the 2d day of the next Term of this Court, and no continuance shall be granted from said next Term unless it be clearly shown to the Court that Defendants could not by the use of proper diligence be ready for trial.

The Shenandoah Valley Railroad Company Pltff.
John F. Lewis and L. L. Lewis Executors of the Estate of Samuel H. Lewis, decd Deft. } Upon a Motion for Condemnation of Land

It appearing to the Court that Isaac Long, M J Martz and George Chrisman three of the Commissioners appointed by the order of this Court on the 19th day of March 1880 have made and returned their report in pursuance of said Order, from which said Report it appears that said Commissioners have assessed the value of the lands of the said Samuel H. Lewis, Estate which is proposed to be taken by the said Shenandoah Valley Railroad Company for its purposes to-wit: A Tract or Parcel of Land 3510½ feet in length by a uniform width of Sixty-six feet, as located and described in the said Report, together with the damages to the residue of the lands of said Estate of Samuel H. Lewis Decd over and above the peculiar benefit to be derived in respect to said residue from the work to be constructed, at the Sum of One thousand three hundred Dollars, and no exceptions having been filed to said Report the same is approved and confirmed and ordered to be recorded. And the Plaintiff having moved the Court to refer this Cause to a Master Commissioner of the Court with instructions to ascertain and report what persons are entitled and in what proportion to the amount of Compensation ascertained by said Report, and the Court having respected the Will of Saml H. Lewis deceased is of Opinion that the said Executors are the proper persons to receive said Compensation. And the motion to refer said Cause is overruled. And it further appearing to the Court that said Railroad Company has paid into the hands of George E. Sipe the General Receiver of this Court said Sum of $1300.00 awarded by said Commissioners to the Defts John F. Lewis and L L Lewis Exor's of Saml H Lewis decd as Compensation for the damage to the land of their testators Estate & for the land aforesaid taken by said Railroad Company from said Estate for the purposes of said Company. It is ordered that said Geo. E. Sipe General Receiver of the County Court of Rockingham do pay to John F. Lewis and L. L. Lewis Exor's of Saml H. Lewis decd the said Sum of $1300.00 less 2% Commissions on said Sum to be retained by said Genl Rec't. And it is further Considered by the Court that John F. Lewis and L. L. Lewis Exor's of Saml H Lewis Decd recover of the Shenandoah Valley Railroad Company their costs in this behalf expended including in said costs a Commission of 2% on the said Sum of $1300.00

deposited in the hands of said Receiver. To which judgment of the Court in including Commission of said Genl. Rect. in cost awarded to Deft the said plaintiff objected.

Memo: Be it remembered that upon the trial of this cause the plaintiff excepted to the ruling of the Court and tendered his Bill of exception which he prays may be signed Sealed & enrolled and made a part of the record in this cause, which is accordingly done and is in the words & figures following. to-wit The Shenandoah Valley Railroad Company &c. S. H. Lewis Exor &c.

It is ordered to be certified to the Auditor of Public Accounts that George G. Grattan Attorney for the Commonwealth for this County is entitled to the Sum of $30.00 for prosecuting in three felony cases Viz: April Ct 1880 Commonwealth &c. George M. Wood & same &c. Patrick H. Reed & June Ct. same &c. James Jones.

The Shenandoah Valley Railroad Company Pltff.

&c. } upon a Motion for Condemnation of Land

Wm. C. Long. Deft.

This day came again the parties by their Attorneys. And it is considered by the Court that the Defendant recover of the Plaintiffs his costs in this behalf expended including in said costs a Commission of 2 per cent on the Sum of $800.00 the amount of the damages ascertained in this cause and paid into the hands of the General Receiver of this Court. To which judgment of the Court including Commission of said Genl. Rect. in costs awarded to Deft. the said plaintiff objected.

The Court doth Appoint James I. Wood for Stonewall District and John H. Craun for Ashby District, under the provisions of the Act of the General Assembly of Virginia. approved March 31st 1875. as amended by the Act approved April 2 1879 in relation to the assessment of the Lands of the Commonwealth. to assess the Cash Value of all Lands and Lots together with the improvements thereon within their respective Districts in the County of Rockingham pursuant to Section 6 of Article 10 of the Constitution and chapter 32 of the Code of Virginia edition of 1873.

Michael J. Martz. who was, on the 21st day of June in the year 1880. duly appointed Assessor to assess the Cash value of all Lands and Lots. together with the improvements thereon. in the Plains District in said County. pursuant to Section 6 of Article 10 of the Constitution and Chapter 32 of the Code of Virginia edition of 1873. as amended by the Act approved March 31. 1875. entitled an Act to amend Sections 1. 5. and 6 of Chapters of the Code 1873. and to repeal Sections 9. 10. 11. 12. 13. 14. 15. and 16 of said Chapter. in relation to the assessment of the lands of the Commonwealth. and Chapter 78. Section 5. and Chapter 81 Section 8, Acts 1878-9. this day appeared in Court, and together with Jacob M. Cowan his surety. who was duly qualified as to his Sufficiency, entered into and acknowledged in open Court a Bond in the penalty of five Thousand dollars, Conditioned for the faithful performance of the duties of his office according to law: which bond is ordered to be recorded by the Clerk of this Court, who is also directed to transmit a Copy of said bond and a Copy of this order to the Auditor of Public Accounts. And thereupon the said Michael J. Martz took the several Oaths required by law.

Ordered That this Court be adjourned until the 1st day of the next term

R. D. Johnston

At a County Court held in and for the County of Rockingham, at the Court House thereof, on Monday July 19th 1880.

Present. Hon. Robert Johnston, presiding.

The Clerk of this Court this day presented in Court, a List of Deeds &c., received and admitted to record, in the Clerk's Office of this Court, at and since the last June Term thereof, which list being seen and inspected by the Court, is ordered to be Spread upon the Minutes, and is as follows to-wit:

Bargain & Sale.	S. P. H. Miller & others heirs of J. H. Conrad	to Thomas K. Miller.
"	Wm. B. Compton. Comm'r.	Lewis P. Ott.
"	Charles W. Ramsberger & wife.	The Shenandoah Valley Railroad Company
"	Geo. J. Kisling Trustee for B. M. Kemper & others.	Mary J. Mettenberger.
Trust Deed.	J. W. R. Moore	Henry W. Strayer, Trustee.
Bill of Sale.	Wm. H. Clatterbuck.	Wm. R. Bowman.
" " "	Thomas H. Weaver & wife.	Wm. B. Yancey.
" " "	John J. Brunner & wife.	Geo. L. Moffett.
Note & Bond Lien.	Jacob Byerly	The Patapsco Guano Company of Balt'e
" " "	Robert Driver	Yancey & Kent.
" " "	E. M. Shaeffer.	Same.
Chattel Mortgage	John B. Fisher. D. N. Fisher & Edward Shipplett	Nichols Shepherd & Co.
" "	J. S. Wright	Same.
" "	R. M. Watkins & Solon Hansen.	Same.
Bargain & Sale.	Winfield Liggett Special Comm'r.	James O. Rolston.
Deed of Trust.	Jacob F. Summers & John H. Summers.	Henry B. Conrad Trustee.
Bargain & Sale	John C. Beery & wife.	James Lamb
" "	John E. Roller Comm'r. of John W. Dofflemoyer wife	Wm. A. Dofflemoyer.
" "	John Echols Comm'r. & Wm. B. Compton Trustee	Price Monger.
" "	William Monger & wife.	William M. Hammer.
Agreement &c	Stephen Chapman	G. Aber & Sons.
Bargain & Sale	George R. Engenbright & wife.	The Shenandoah Valley Railroad Company
Trust Deed	A. M. Hamilton.	G. W. Eyler. Trustee.
Bargain & Sale	Chas. P. O'Ferrall Comm'r.	Joseph Loewenbach.
"	James Bowman. & wife.	Nancy A. Burkholder wife of Noah Burkholder
Art of Agreement	Thomas J. Atchison.	& Lucien Bottenger
Bargain & Sale.	Chas. A. Yancey Comm'r.	to Wm. H. Marshall.
" "	Abraham Shank & wife.	Emanuel Roller Jr.
" "	George W. Lutz. & wife.	Same.
" "	Abraham Linder & wife.	William Lilley.
Deed of Trust.	A. S. Hoover. & Noah Hoover	Ed. S. Conrad. Trustee.
Bargain & Sale	Dorcas Suggs & wife & her Trustee	Jacob F. Rinel.
" "	Graham M. Harris Comm'r.	Josephine A. Solomon.
" "	Geo. G. Grattan Comm'r. & S. H. Threlkeld	Hugh B. Pence.
Deed of Trust.	Dabney Adams	Chas. E. Haas Trustee.
" "	Thompson C. Brubaker Isaac N. K. Brown & others	G. H. Compton, Trustee.
Bargain & Sale	George Hoyohead & wife.	Kenney Komtz.
" "	J. S. Ramsberger Special Comm'r.	Thornton K. Komtz.
Deed of Trust.	Alexander M. Hamilton & wife.	George G. Grattan Trustee.
Contract &c	The Railroad Equipment Company	The Shenandoah Valley Railroad Company
"	Same	Same. Same.
Homestead Deed.	Lewis P. Plume.	Claim of Homestead.
Bargain & Sale	Peachy R. Coakley & wife.	Hugh Swope.
" " "	Jos. N. Driver & wife.	James S. Conrad.

Trust Deed.	Maggie Rice.	George G. Gratton Trustee.
Lien Note.	Franklin S. Eaton.	Lewis Seldner. Sons.
" "	John Kare	Same
Bargain & Sale	Wm. B. Compton, Comm'r	Isaac Heiker.
Deed of Trust.	Joseph S. Miller & wife.	L. Triplett Jr. Trustee for J. I. Triplett
" "	Eli Keegan	Joseph D. Price. Trustee.
Bargain & Sale	William Sandy & wife Jno. E. Roller J. B. Logan	Peter C. Fulwiler.
" "	Henry Fikle & wife.	John Heiker
" "	Charles E. Haas Comm'r	Same
" "	Jeremiah Dorman.	William M. Eastham, Trustee,
Lien Note.	D. L. Painter & Romanus Painter	P. B. Sublett & Co.
Same.	John H. Long. Agent for Rebecca J. Long	Same.
Same.	M. M. Bowman.	Same.
Same.	Isaac Stone.	Same.
Same.	John M. Deavers	Same.
Same.	Israel Rohrer.	Same.
Same.	George W. Efard.	Same.
Same.	A. D. Workman.	Same.
Same.	Wm. Brannon.	Same.
Same	John. M. C. Pickering.	

E. S. Kemper. Foreman. James C. Kettlet. A. H. Taylor. Gideon Rosenberger. Marion Long. E. P. Myers Silas Beard. Shem S. Heatwole. D. M. Horton. D. F. Linegrever. Jacob Messerle. Ebenezer Miseely. J. R. Price, Robert Chandler. Fred. R. Speck. W. H. Hickle were impannelled and Sworn a Grand Jury in and for the body of the County of Rockingham. and having received their charge from the Court retired to their room to consider of their presentments. and after sometime returned into Court. and not having time to complete the business before them were adjourned until tomorrow morning at 10 Oclock.

On the motion of William H. Armentrout. and for reasons appearing to the Court. It is ordered That he be exempted from the payment of County and District Taxes for the year 1880. he being in indigent circumstances & disabled.

c.s.d.

It appearing to the Court from a writing filed that Mrs Lizzie Funk widow of Solomon Funk dec'd. relinquishes her right to qualify as Administratrix of the Estate of her deceased husband. And thereupon on the motion John S. Funk who made oath thereto according to law. appeared in Court and together with John D. Swank his Surety. (who justified as to his sufficiency) entered into and acknowledged a bond in the penalty of $10.000.00 Conditioned according to law waiving the benefit of the Homestead exemption as to this obligation. A. certificate is granted him for obtaining letters of Administration in due form upon the Estate of said Solomon Funk dec'd.

And the Court doth appoint John Funk. L. R. Keiffer. D. B. Armentrout & John H. May to appraise the Estate of Solomon Funk dec'd. any three of whom may act after first being duly Sworn

The writing purporting to be the last Will and testament of Benjamin Wenger dec'd. was this day presented in Court, and being proven by the oaths of Abram Coffman. Emanuel H. Cromer & Adam Lineback the Subscribing witnesses thereto. was admitted to probate and ordered to be recorded.

And thereupon on the motion of Noah C. Wenger and Abraham B. Wenger the

Executors therein named who made oath thereto according to law. appeared in Court, and together with with Jonas H Bloser. Samuel Hartman. & G W Miller their Sureties (who justified as to their Sufficiency) entered into and acknowledged a bond in the penalty of $15000.00 Conditioned according to law. waiving the benefit of the Homestead Exemption as to this obligation. A Certificate is granted them for obtaining a probat of the will of said Benjamin Wenger dec'd in due form.

And the Court doth appoint Hiram Coffman. Jonas Bloser. Samuel Hartman. Ebenezer & Benjamin Bowman to appraise the Estate of said Benjamin Wenger dec'd any three of whom may act after first being duly sworn

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On the motion of Samuel Miller the Court doth appoint Samuel Miller as guardian for Anna Bell Miller Infant under 14 years of age & grand-daughter of Magdalene Miller who was Magdalene Neff. And thereupon the said Samuel Miller appeared in Court and together with Robert Miller his Surety (who justified as to his Sufficiency) entered into and acknowledged a bond in the penalty of one hundred & fifty dollars Conditioned according to law waiving the benefit of the Homestead exemption as to this obligation. and qualified as such guardian by taking the oaths prescribed by law.

On the motion of Jacob S. Roades. who made oath thereto according to law. he appeared in Court, and together with Jasper Weaver his Surety (who justified as to his Sufficiency) entered into and acknowledged a bond in the penalty of $1200.00 conditioned according to law. waiving the benefit of the Homestead Exemption as to this obligation. A Certificate is granted him for obtaining letters of Administration in due form upon the Estate of Jacob L Rhodes. dec'd. It appearing to the Court that said decedent has been dead for more than 30 days without application for administration upon his Estate.

And the Court doth appoint Christian Kline. David B. Sites & Jno. J. Bowman. to appraise the Estate of said Jacob L. Rhodes dec'd after first being duly Sworn.

A license is this day granted to John H Flannery. on his application to Manufacture or Distill Brandy from fruits at his place near Inglewood. which shall not be drunk in the house or Curtilage where sold. but shall be delivered to the purchaser. in bottles. jugs. demijohns or other vessels. to be removed therefrom for the period of three months within the year ending April 30. 1881. the Court being fully satisfied upon hearing the evidence that the applicant is a fit person and that the place of business is suitable and convenient. and that the Specific tax required by law has been paid to the proper officer. and the applicant having executed a bond as required by law. with good Security payable to the Commonwealth of Virginia. in a penalty of $250. Conditioned for the faithful performance of all the requirements of the Act of the General Assembly of Virginia entitled "An Act imposing a tax and prescribing regulations for collecting the same on the privilege of selling wine. ardent Spirits or Malt Liquors. or any mixture thereof. within the limits of the Commonwealth for the support of the Government and to pay the interest on the Public debt." approved March 3. 1880.

Smith & Shakman. Pltffs } upon a Warrant removed from before a Justice. Defts

Wm P. Grove &c

Rosenfield & Co. Pltffs. } upon a Warrant removed from before a Justice. Defts

Same

On motion of Plaintiffs It is ordered that the two foregoing causes be dismissed.

E. Fletcher Pltff
Thompson Steele &c Defts } upon a Notice.

A. B. Hicks Admr. Pltff
Wm. G. Stevens Admr. Deft. } upon a Notice.

Joseph S. Miller Pltff
J. M. Whitmire Deft. } upon an Attachment.

Ordered That the three foregoing causes be placed upon the Cmts Docket

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On motion of Joseph L. Matheney, and it appearing to the Cmt that he is a proper person to sell take Subscriptions for & distribute religious books periodicals &c and said Matheney desiring to act as agent to sell take Subscription for &c. of religious books periodicals &c in Rockingham County & to be relieved from the taxation as book agent under S 32 Chapter 34 of the Code of Va (Edition 1873) On Consideration whereof. the Cmt doth direct the Commissioner of the Revenue to issue to the said Joseph L. Matheney license to sell take Subscription for & distribute religious Books periodicals Maps. &c in Rockingham County Va as provided in Sec 32 Chap 34 Code of Va for persons selling &c., religious books &c.

A. B. Hicks Admr. Pltff
Joseph M. Stevens Admr. of Wm G. Stevens Deft } upon a Notice.

This cause came on this 19th day of July 1880 to be heard on motion of Ed. S. Lenrad Admr. C. T. A. of A. B. Hicks dec'd requiring a new bond with other sureties of the said Jo. M. Stevens as Admr. of W. G. Stevens and it appearing to the Cmt by notice returned, executed on said Jo. M. Stevens that due notice has been given him of said motion, and he failing to appear to execute new bond with other sureties as required the Court doth order that unless Jo. M. Stevens shall execute a new bond with good security as required by law, as Admr. of W. G. Stevens dec'd by the first day of the next term of this Cmt the powers of said J. M. Stevens Admr as aforesaid shall be revoked set-aside and annulled.

Virginia Rockingham County. In Vacation.

I hereby certify that on the 14th day of July in the year 1880. John N. Ralston, who was, on the 21st day of June in the year 1880. duly appointed Assessor to assess the cash value of all lands and lots, together with the improvements thereon, in the Central District within the said County, pursuant to Section 6 of Article 10 of the Constitution and Chapter 32 of the Code of Virginia edition of 1873. as amended by the act approved March 31st 1875. entitled an Act to amend Sections 1. 5. and 6 of Chapter 32 of the Code 1873. and to repeal sections 9. 10. 11. 12. 13. 14. 15. and 16. of said Chapter in relation to the assessment of the lands of the Commonwealth, and Chapter 78. Section 5. and Chapter 81. Section 8. Acts 1878-9 this day appeared before me and together with James P. Pleasants and Lewis L. Hopkins, his Sureties, who were duly qualified as to their Sufficiency entered into and acknowledged before me a bond in the penalty of five thousand dollars, conditioned for the faithful performance of the duties of his office according to law; which bond is ordered to be recorded by the Clerk of the County Court of Rockingham Va who is also directed to transmit a copy of said bond and a copy of this order to the Auditor of Public Accounts. And thereupon the said John N. Ralston took the several oaths required by Law.

Order Book of the County Court of Rockingham County Virginia
No. Sept. Term 1880

Virginia, Rockingham County. In Vacation.

I hereby certify that on the 15th day of July; in the year 1880: John E. Dovel who was, on the 21st day of June in the year 1880. duly appointed Assessor to assess the Cash value of all land and lots, together with the improvements thereon in the Linville District within the said County, pursuant to Section 6 of Article 13 of the Constitution and Chapter 32 of the Code of Virginia, edition of 1873. as Amended by the Act approved March 31. 1875. entitled an Act to amend Sections 1. 5. and 6 of Chapter 32 of the Code 1873. and to repeal Sections 9. 10. 11. 12. 13. 14. 15 & 16 of said Chapter, in relation to the assessment of the lands of the Commonwealth, and Chapter 78. Section 5. and Chapter 81. Section 8. Acts 1878-9. this day appeared before me and together with Richard A. Stevens his surety who was duly qualified as to his sufficiency, entered into and acknowledged before me a bond in the penalty of five thousand dollars, conditioned for the faithful performance of the duties of his office according to law; which bond is ordered to be recorded by the Clerk of the County Court of Rockingham Va. who is also directed to transmit a copy of said bond and a copy of this order to the Auditor of Public Accounts. And thereupon the said John E. Dovel took the several oaths required by law.

Ro. Johnston. Judge of
the County Court of Rockingham County Virginia

On Motion of T. L. Williamson Comm'r. of the Revenue for Plains District. and with the consent of the Court. Geo. W. Fulk is appointed as his Assistant in said District and thereupon the said Geo. W. Fulk appeared in Court and qualified as Assistant Comm'r. of the Revenue for Plains District by taking the oaths prescribed by law.

D. G. Whitmer. Justice of the Peace for Ashby District in this County. this day paid into Court the sum of $1.00 it being the amount of three judgments for fine rendered by him in the following cases Viz:- Commonwealth vs Emma Allman for contempt of Court. ($1.00) Same vs Anthony Rice col'd. for Assault & Battery ($5.00) Same vs Abm. McCall for Assault & Battery. $5.00

Circuit Court of Rockingham County. May Term 1880.

Wm. H. Marshall. Plaintiff in Error
vs
The Commonwealth. Defendant in Error. } Supersedeas

The transcript of the record being seen and inspected. the Court considers that there is error in the judgment of the County Court, and the Judgment is reversed, and the cause remanded to the County Court to be tried anew.

Copy- Attest.

J. H. Shue. Clerk.

George W. Willis. Policeman. this day presented in Court an account against the Commonwealth of Virginia amounting to the sum of $3.20 for arresting Samuel Johnson charged with Larceny (50¢) Summoning 3 Witnesses 60¢ Shipping Same 50¢ Arresting William Lapsley charged with Felony $1.00 Summoning 3 Witnesses 60¢ which being Sworn to was examined and allowed by the Court, and ordered to be certified to the Auditor of Public Accounts for payment.

Cop'd.

Dr. Wm. A. Hill. this day presented in Court an account against the Commonwealth of Virginia, amounting to the sum of $10.00 for Medical Examination of Jacob Garber (Lunatic) before Comm'r. ($5.00) and for care of Allen Devier Lunatic ($5.00) which being Sworn to, was examined and allowed by the Court and ordered to be certified to the Auditor of Public Accounts for payment.

Cop'd.

Dr. Rives Tatum. this day presented in Court an Account against the Commonwealth of Virginia. amounting to the sum of $10.00 for Examination of Allen Devrei Lunatic before Commissioner ($5.00) For Examination of Jacob Gather Lunatic before Commr. ($5.00) which being sworn to, was examined and allowed by the Court, and ordered to be certified to the Auditor of Public Accounts for payment.

c/s?

Ordered. That this Court be adjourned until tomorrow morning at 9 oclock.

R. Johnston

At a County Court continued and held in and for the County of Rockingham at the Court House thereof on Tuesday July 20th 1880.

Present: Hon. Robert. Johnston. presiding.

On motion of the New Rawley Springs Company The Court doth appoint S M Bowman Conservator of the Peace, whose jurisdiction shall extend over the grounds attached to the Rawley Springs a Watering place in Rockingham County. within the limits of One half mile in each direction from the hotel thereon. Such Conservator shall have power to prescribe such police regulations. not inconsistent with the laws of the Commonwealth. as may be expedient for the preservation of the peace and good order of said Springs. and shall keep such regulations posted at some public place within his jurisdiction, and to enforce the same shall have and exercise all the powers of a Justice of the peace within the limits of his jurisdiction. And on like motion the Court doth appoint D D Wooden policeman for the said Watering place within the jurisdiction hereinbefore set forth. Before the said Conservator of the peace and policeman shall perform the duties of their respective offices. they shall take the oaths prescribed by law before this Court or before a Justice of the peace.

c/s

On the application of Abraham Miller. Robert Cox and Elijah Earman for the Establishment of a Public Road.

1 Summons c/s issd This day again came the parties by their Attorneys. and Robert Thurmond one of the Landowners along said route being a Non-resident of this County. upon motion of said Attorney. the Court doth order that process issue against Chas. Bishop. the agent of the said Thurmond to appear on the first day of the August term of this Court to show cause if any he can why said road should not be established.

A. J. Crist & Samuel Kline. Pltffs.
Thompson Steele. &c Defts. } upon a Notice.

Ordered. That this cause be placed upon the Courts Docket.

Ella May Rehard & by their next friend Maggie E. Rehard Pltffs.
E M Shaeffer. Guardian. &c Defts. } upon a Notice.

This day came again the parties by their Attorneys. and on the motion of the

Defendant by Counsel the trial of this cause is continued until the next term of this Court.

On the Application of J. B. Webb. Owens & Emmerick. M. J. Meyerhoeffer others for the establishment of a Public Road Starting from the Keezletown Road near Crop Keyes to meet at the Friedens Church road. the Road already granted. from Pleasant Valley Depot to the Friedens Church Road distance hardly ¾ of a Mile.

The Court Doth Appoint Elijah Huffman. M. J. Ottaffer. and Elias Brown. viewers. to view the ground. and report to this Court. at its next Term. the conveniences and inconveniences that will result. as well to individuals as to the public. if such road should be established as proposed. and especially whether any yard. garden. orchard or any part thereof will have to be taken.

1 & 3 copies issd

They shall further report the facts and circumstances in their opinion. useful in enabling the Court to determine the expediency of establishing the road. They shall report the names of the land-owners on such route. and State which of them require compensation; the probable amount. in their opinion. to which such party may be entitled. and any other matter which they may deem pertinent. They shall not locate any route on which there may be a grade at any one point exceeding Six degrees. and shall endeavor to locate a route which shall not exceed five degrees at any one point. A Map or diagram of the route. with courses and distances. shall be returned with their report. A Statement of the number of days each viewer and Surveyor was employed in executing this order shall be appended to their report. and Sworn to before a Justice of the Peace. or other officer. who shall append his certificate to the Same. Any defect in the Return or report of the viewers will debar them from receiving pay for their Services.

Commonwealth

upon an Indictment for breaking and entering a Mill with intent

John W. Witcher to commit Larceny.

This day the prisoner John W. Witcher late of the County of Rockingham who stands indicted for a Felony by him committed was led to the bar of the Court in custody of the Jailor of this County. and thereupon the prisoner demurred to the said Indictment and the several Counts thereof. which demurrer which demurrer upon Consideration the Court doth overrule. whereupon the Veniremen Summoned for the trial of felony cases at this term of the Court were called and the following Seven appeared Viz:- Jeremiah Pence. F. N. Sellers I. N. Miller. Jacob H. Wynant. Allen L. Bateman Thomas M. Hopkins. & W. W. Sedrick and thereupon the Court directed the Clerk to issue a venire Facias. to the Sheriff of Rockingham County directing commanding him to Summon Nine additional Veniremen. which was accordingly done and the following Nine appeared Viz:- D. R. Rhinehart. M. J. Scothorn. M. J. Martz. A. S. Byrd J. G. Effinger. David H. Ritenour. J. C. Bowman Thomas S. Shifflett & J. D. Price. and the panel of Sixteen being thus completed they were examined on their voir dire and found to be duly qualified and free from exceptions. Whereupon the prisoner was furnished a copy thereof. and having Stricken therefrom the names of four of the persons of said panel. Viz F. N. Sellers. Jacob H. Wynant. M. J. Martz. & A. S. Byrd. the remaining twelve of said panel. Viz:- Jeremiah Pence. I. N. Miller. Allen L. Bateman. Thomas M. Hopkins W. W. Sedrick. D. R. Rhinehart. M. J. Scothorn. J. G. Effinger. David H. Ritenour. J. C. Bowman. Thomas S. Shifflett. & J. D. Price. thereby Constituting the Jury who being thus elected tried and Sworn well and truly to try and true deliverance make between the Commonwealth and the prisoner at the bar and a true verdict render according to the evidence. and having fully heard the evidence and argument of Counsel retired to their room to consider their verdict: and after sometime returned into Court and upon their oaths do say. We the Jury find the prisoner John W. Witcher

guilty of the felony in manner and form as Charged in the indictment and ascertain his punishment at four Stripes Jno. G. Effinger. foreman.
Whereupon the Jury was discharged.
And thereupon the prisoner was remanded to Jail

The Grand Jury impannaled and Sworn on yesterday the first day of this term of the Court, in and for the body of the County of Rockingham this day appeared in Court pursuant to their adjournment, and again retired to their room to consider further of their presentments and after sometime appeared in Court and made the following presentments Viz:-

1 Summ. & copy An Indictment against the Baltimore and Ohio Railroad Company for violation of Sabbath. a true bill Edward S. Kemper foreman.

1 Summ. & copy And Indictment against the Valley Railroad Company for violation of Sabbath a true bill. Edward S. Kemper. foreman.

An Indictment against Burke McCall, Peter Gilmore, Edward Jarvis, and Henry McDorman &c. for Rout A true bill. Edward S. Kemper foreman.

1 Summ. & copy An Indictment against Burke McCall for carrying concealed weapons. A true bill Edward S. Kemper. foreman.

An Indictment against Burke McCall for felonious assault A true bill Edward S. Kemper. foreman.

1 Summ. & Copy An Indictment against Harvey Foltz alias Harvey Fultz. for Petit Larceny. A true bill Edward S. Kemper, foreman.

1 Summ. & Copy An Indictment against Michael J. Moyerhoeffer for Selling Alcoholic Bitters without license A true bill. Edward S. Kemper. foreman

And having completed the business before them were discharged from further attendance upon this term of the Court.

It is ordered that Edward S. Kemper. James L. Heltzel. H. H. Taylor. Gideon Rosenberger. Marion Long. E. P. Myers. Silas Beard. Shem S. Heatwole. D. M. Switzer. D. F. Lutzweaver. Jacob Messerole Ebenezer Kniseley. J. R. Price Robert Chandler Fred'k Speck & H. H. Hickle be each allowed ~~the allowed~~ the Sum of Two Dollars for their services at this term of the Court as Grand Jurors. and that the same be certified to the Treasurer of this County for payment.

This day Michael J. Scothern appeared in Court in discharge of his recognizance entered into before D. M. Beam & D. G. Maltz. Justices of this County on the 10th day of July 1880. for his appearance at this term of the Court to await the action of the Grand Jury, and the Grand Jury having failed to find an Indictment against him whereupon with the assent of the Commonwealths Attorney the said Michael J. Scothern is discharged.

On the motion of Leannah Kosler an infant under the age of twenty one years by J. S. Armentrout her next friend and for reasons appearing to the Court It is ordered that a Rule be awarded against William Liskey. guardian of said Infant returnable to Friday the 5th day of this term of this Court requiring him to show cause if any he can why he should not be required to execute a New bond as such guardian with such other or additional Security as to the Court may seem sufficient in the event of his failure to give such bond. to have his powers as such guardian revoked It appearing to the Court that the rule awarded in this cause at the last June term of this Court was not Docketed

The Court doth award Rules against John Brunk. James W. Fitzwaters. & C. Thomas James G. Marden & Patterson Bunger returnable to the 1st day of August term next. to show cause if any they can why they should not be fined and

attached for their failure to appear at this term of the Court as Veniremen when duly Summoned.

Ordered That the Clerk of this Court issue a Venire Facias to the Sheriff of this County directed commanding him to Summon Eight persons to appear on to-morrow the 3d day of this term of the Court to serve as Veniremen upon the trial of William Layton alias George William Layton charged with felony.

Ordered That this Court be adjourned until tomorrow morning at 10 oclock.

R. Johnston

At a County Court continued and held in and for the County of Rockingham at the Court House thereof on Wednesday July 21st 1880.

Present Hon. Robert Johnston, presiding.

Commonwealth.

Upon an Indictment for Perjury.

James M. Rhodes.

This day the Defendant James M. Rhodes who stands indicted for a Misdemeanor appeared in Court in discharge of his recognizance entered into on the Day of the June Term last of this Court and on the motion of the Defendant for reasons appearing to Court the trial of this Cause is continued until the 2nd day of the August Term next of this Court being August 17th 1880. and on his motion the Court doth permit him to renew his bail in the sum of $500.00 for himself and the same amount for his Surety whereupon the said James M. Rhodes together with Cyrus Rhodes his Surety (who justified as to his Sufficiency) acknowledged themselves to be indebted to the Commonwealth of Virginia in the sum of $500.00 each to be levied of their respective goods & chattels lands & tenements for the use of the said Commonwealth of Virginia, each waiving the benefit of the Homestead Exemption as to this obligation.

Yet upon this condition that the said James M. Rhodes does make his personal appearance before the Judge of this Court on the said 2nd day of the August Term next of this Court being August 17th 1880. to answer the said Indictment against him and not depart thence without leave of the Court.

And thereupon Solon P. Kite. N. H. Miller. John Wolfley. Madison Wise, Wm. L. Harrison Wm. R. Miller. George W. Berlin, Cyrus S. Wise & John W. Grigg, witnesses in behalf of the Commonwealth and Robert M. Dovel & Daniel B. Reed witnesses in behalf of the Defendant appeared in Court and acknowledged themselves to be indebted to the Commonwealth of Virginia in the Sum of $100.00 each, to be levied of their respective goods & chattels lands & tenements for the use of the said Commonwealth of Virginia each waiving the benefit of the Homestead Exemption as to this obligation.

Yet upon this condition that they each do make their personal appearance before the Judge of this Court on the said 2d day of the August Term next of this Court being August 17th 1880. as witnesses as aforesaid, and not depart thence without leave of the Court. And the Court doth award Rules against John Dofflemoyer a witness in behalf of the Commonwealth and ~~John Strayer~~ J. W. Kite, Wm. H. Step. Peter G. Reed Geo. M. Armentrout Mary Longley. Mrs John W. Keller. witnesses in behalf of the Defendant returnable to the said 2d day of the August Term next of this Court being August 1st 1880. to show cause if any they can why they should not be fined and attached

for their failure to appear at this term of the Court as witnesses as aforesaid when duly Summoned.

A license is this day granted to Joseph Kavanaugh and B. F. Flick partners doing business under the name of Kavanaugh and Flick on their application to Distill Fruits at their residence near Sinville Depot. Rockingham County Va. which shall not be drunk in the house or Curtilage where sold but shall be delivered to the purchaser in bottles. jugs. demijohns or other vessels to be removed therefrom. for the period of three months within the year ending April 30. 1881. the Court being fully Satisfied upon hearing the evidence that the applicants are fit persons and that the place of business is suitable and convenient. and that the Specific tax required by law has been paid to the proper Officer and that the applicants having executed a bond as required by law with good Security payable to the Commonwealth of Virginia in a penalty of $200.00 Conditioned for the faithful performance of all the requirements of the Act of the General Assembly of Virginia entitled "An Act imposing a tax and prescribing regulations for Collecting the same on the privilege of selling wine. Ardent Spirits or Malt Liquors or any mixture thereof within the limits of the Commonwealth for the Support of the government and to pay the interest on the Public Debt. approved March 3. 1880.

Commonwealth.

Wm. Layton alias George William Layton } upon an Indictment with for Assault intent to maim disfigure disable & Kill.

This day the Defendant William Layton alias George William Layton who Stands indicted for a felony by him committed appeared in Court in discharge of his recognizance entered into on the 3d. day of the June term last of this Court. And thereupon the Venirmen Summoned for the trial of felony cases at this term of the Court were called. and the following Sixteen. appeared were examined on their voir dire and found to be duly qualified and free from exceptions viz:- Jeremiah Pence. F. N. Sellers. I. N. Miller. Jacob S. Wyrant. Wm. L. Bateman. Thomas N. Hopkins. W. W. Kedrick. D. R. Rinehart. Thomas S. Shifflett. Wm. L. Long. Robert Chandler. A. F. Lineweaver. Marion Long. Ebenezer Nunely. J. R. Price. & F. K. Speck. and thereupon the prisoner was furnished a copy thereof and having Stricken therefrom the names of four of the persons of said panel. Viz:- F. N. Sellers A. F. Lineweaver. J. R. Price & F. K. Speck. the remaining twelve of said panel (Viz:- Jeremiah Pence. I. N. Miller. Jacob S. Wyrant. Wm. L. Bateman. Thomas N. Hopkins. W. W. Kedrick. D. R. Rinehart. Thomas S. Shifflett. Wm. L. Long. Robert Chandler. Marion Long. Ebenezer Nunely. thereby constituting the Jury. who being thus elected tried and Sworn well and truly to try and true deliverance make between the Commonwealth and the prisoner at the bar and a true verdict render according to the evidence. and having fully heard the evidence and argument of Counsel, retired to their room to consider their verdict, and after sometime returned into Court and upon their oaths do say We the Jury find the prisoner not guilty of the felony. but guilty of the Assault & battery as Charged in the indictment W. W. Kedrick. Foreman. whereupon the Jury was discharged.

And thereupon the prisoner was committed to Jail.

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The Court doth order that the following named persons be each allowed the Sum opposite their names for their attendance and Services at this term of the Court as Veniremen Summoned for the trial of Felony cases at $1.00 per day. and that

the same be paid by the Treasurer of this County, and certified to the Auditor of Public Accounts. Viz:-

Jeremiah Pence $2.00 Wm. L. Blakemore $2.00 Thomas J. Shifflett $2.00 J. L. Effinger $1.00 Wm. L. Long $1.00 E. Kniseley $1.00
P. N. Sellers $2.00 Thomas W. Hopkins $2.00 M. J. Sechrest $1.00 D. Peterson $1.00 Robert Chandler $1.00 J. R. Rhine $1.00
I. N. Miller $2.00 W. W. Cedrick $2.00 M. J. Maitz $1.00 J. C. Bowman $1.00 D. F. Shenewerger $1.00 F. K. Speck $1.00
Jacob H. Wyman $2.00 S. Rhinehart $2.00 R. C. Byrd $1.00 J. D. Rice $1.00 Marion Long $1.00

Appraisement Bill of the Personal Property of John Harrison dec'd.
Appraisement and Sale Bills of the personal property of George Lutz dec'd.
The foregoing Appraisement and Sale Bills were this day presented in Court and no exceptions being taken thereto. the same are ordered to be recorded.

Settlement of the Account of D. H. Rolston. S. R. & Edw'd. A. B. H. of Jonathan Peale. dec'd.
" " " " Wm. H. Blakemore Adm'r. of E. J. Armstrong. dec'd.
" " " " D. H. Rolston. S. R. & Edw'd. of Jacob Byrd. dec'd.
" " " " George W. Shwalter. Executor of Joseph Beery. dec'd.
" " " " J. S. Hansberger Adm'r. of Jacob Bear. dec'd.
" " " " Samuel Shank Trustee for Catharine Brenneman.
" " " " Lewis Driver. Adm'r. of Samuel Driver. dec'd.
" " " " Solomon Gardiner for Wm. A. Barbara S. & David S. Garber.
" " " " J. S. Hansberger Adm'r. d. b. n. & D. B. of John M. Neill dec'd.
" " " " John H. Thomas Adm'r. of Levi Hilbert, dec'd.
" " " " Daniel S. Wine. Adm'r. of Samuel Lambert dec'd.
" " " " Peter Miller. Exor. of George Lutz. dec'd.
" " " " Isaac N. Miller. Adm'r. of John D. Miller. dec'd.
" " " " J. S. Hansberger Adm'r. of Joshua Pence. dec'd.
" " " " D. H. Rolston. S. R. & E. Adm'r. of Nevil Rodgers. dec'd.
" " " " John H. & James P. Rolston. Exor's of John H. Rolston. dec'd.
" " " " Noah M. Beery. Guardian for Mary M. Ida & Emma D. Rhodes
" " " " John A. Switzer Executor of Peter Roller. dec'd.
" " " " George Chrisman. Trustee for Ann M. Richardson
" " " " Josiah & David Dowden Adm'rs. of Philip Dowden dec'd.
" " " " A. & Long. Adm'r. of A. & Simmers dec'd.

The foregoing Settlements were this day presented in Court and having been filed in the Clerk's Office of this Court the time prescribed by law. and there being no exceptions taken thereto. the same are confirmed. and ordered to be recorded.

M. Linden a Justice of the Peace for Ashby District, in this County. this day paid into Court the Sum of $2.50 it being the amount of a Judgment for Fines rendered by him on the 5th day of June 1880. in the case of the Commonwealth & James R. Isley for

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Ordered. That this Court be adjourned until tomorrow morning at 10 Oclock.

R. T. Johnston

At a County Court continued and held in and for the County of Rockingham at the Court-House thereof on Thursday July 22nd. 1880.

Present Wm. Robert Johnston presiding.

Samuel Tomer Pltff
vs
Moses Tomer's Exor. Deft } Upon a Motion.

This day came again the parties by their attorneys and no cause having been shown to the Court by any creditor or other person interested against the payment and delivery of the estate of the decedent Moses Tomer to his legatees or distributees but it appearing to the Court that all of the debts and claims against said estate after having been duly advertised for and reported upon by the Commissioner of accounts of this Court so far as presented and allowed have been fully paid off and discharged. It is ordered for these and other reasons appearing to the Court that Reuben M Grubb the executor of Moses Tomer dec'd do pay out to the legatees and distributees of said estate the amounts coming to them respectively requiring of each of them a refunding bond but he shall first pay the costs of this proceeding the same to be borne by the said legatees or distributees in proportion to their respective interests leave being reserved however to the said executor to apply to this Court in the event that the said legatees or distributees or either or any of them should fail or refuse to give such refunding bond for an order directing the payment of the interest or interests of the legatees or distributees who may thus fail or refuse into the hands of the general receiver of this Court.

D. S. Rolston Admr. of Derrick Pennybacker dec'd for use Pltff
vs
Thomas G. Hopkins Deft } Upon a Scifa.

This day came the Plaintiff by his Attorney and the Defendant being solemnly called came not. On the motion of D. S. Rolston Administrator of Derrick Pennybacker dec'd by his Attorney the Court having heard the evidence adduced. It is considered that the judgment recovered at the May Term 1870 of this Court in the name of Derrick Pennybacker against Thomas G. Hopkins for the sum of $97.90½ Debt with interest thereon from the 6th day of May 1852 till paid (Subject to a credit of $107.00 as of October 24. 1860) ~~till paid~~, and also $6.81 his costs by him in that behalf expended be revived in the name of said plaintiff and that he have execution against the Defendant Thomas G. Hopkins for said sum of $97.90½ the debt aforesaid, with interest as aforesaid and $6.81 costs in the writ aforesaid mentioned (Subject to the credit of $107.00 as of October 24th 1860) as aforesaid and also that the Plaintiff recover against the Defendant his costs by him expended in suing forth and prosecuting this writ and the said defendant in mercy &c.,

Emanuel Sipe Pltff
vs
Thompson Steele Constable of Rockingham County
James Steele William Steele & Jesse Rolston his Securities on his official bond Defts } Upon a Notice.

This day came the parties by their Attorneys and thereupon came the following Viz: Wright Saltzgaber & D. Sullivan, P. P. Johnston, George Logan, Lewis B. Collins, John G. Effinger and J. S. Mason of seven who being elected tried and sworn well and truly to try the issue joined and a true verdict render according to the evidence and having fully heard the evidences and argument of Counsel retired to their room to consider their verdict

and after sometime returned into Court and upon their oaths do say. We the Jury find for the plaintiff on the Wm Fletcher claim $26.79 with interest thereon from 18th Sept 1878 till paid Subject to a credit of $10.00 and on the Jacob A Simmons claim $26.55 with inter from 21st Dec 1877 till paid. Subject to a credit of $10.00 Aug 12/78. And on the Susan Rhinehart claim $13.37 with inst from 23d Nov/78. Subject to a credit of $67.55 as of the 20th of July 1880 to be applied first in paymt of the costs of this proceedng and the residue in part satisfactn of foregoing recoveries. Jno Graham Effinger foreman.

It is therefore considered by the Court that the plaintiff recover of the defendants on the Wm Fletcher claim the sum of $26.79 with interest thereon from the 18th day of September 1878 till paid Subject to a credit of $10.00 and on the Jacob A. Simmons claim $26.55 with interest thereon from the 21st day of December 1877 till paid. Subject to a credit of $10.00 August 12. 1878- and on the Susan Rhinehart claim $13.37 with interest thereon from 23d November 1878 till paid Subject to a credit of $67.55 as of the 20th of July 1880. and his costs by him in this behalf expended the Sum of $67.55 to be applied first in payment of the costs of this proceeding and the residue in part Satisfaction of foregoing recoveries. without prejudice to the plaintiff to institute other or further proceedings on other claims mentioned in the notice aforesaid upon other grounds.

The Shenandoah Valley Railroad Company Pltff

Amos Scott Deft } For condemnation of Lands

It appearing to the Court that Isaac Long. M J Manly and Geo Chrisman three of the Commissioners appointed by the order of this Court at the May Term 1880 have made and returned their Report in pursuance of said order from which said Report it appears that said Commissioners have assessed the value of the land of the said Amos Scott taken by the said Shenandoah Valley Railroad Company for its purposes to-wit A Tract or Parcel of Land 1584 feet in length by a uniform width of Sixty-Six feet as located and described in the said Report together with the damages to the residue of the lands of said Amos Scott over and above the peculiar benefit to be derived in respect to said residue from the work to be constructed. at the Sum of Six Hundred Dollars. and the exceptions of the Plaintiff to said report being withdrawn the same is approved and confirmed and ordered to be recorded. and it further appearing that said Railroad Company has paid into the hands of the Receiver of this Court the said Sum of $600.00 It is ordered that the said General Receiver pay over to the defendant Amos Scott the said Sum of $600.00 less 2 p.c. thereon the proper commissions of said receiver and ordered that Amos Scott recover of the S.V. Rail Road Co his costs in this behalf expended including the 2% commissions retained by said General Receiver on the $600. aforesaid. And the said Amos Scott has leave to sue out execution for same.

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D.A. Rolston Sheriff & Jailor of this County this day presented in Court an account against the Commonwealth of Virginia. amounting to the Sum of $35.16 for Keeping and Supporting Maranda A Lenny Col'd a Lunatic confined in Jail from May 16th to July 15th 1880 $24.40 Clothing for same 1/6 of a year at $24.00 per year $4.00 Keeping & Supporting Allen Dewer a Lunatic from July 9th to July 15. 1880 ($2.80) Clothing for 7/30 of a Month at $30.00 per year ($6.40) receiving Allen Dewer a Lunatic 25¢ Receiving Jacob A. Gaither a Lunatic 25¢ Keeping & Supporting Jacob A. Gaither a Lunatic from July 10. to July 15. 1880 $2.40 Clothing for 1/6 of a Month at $30.00 per year. which being Sworn to was examined and allowed by the Court and ordered to be certified to the Auditor of Public Accounts for payment

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D.A. Rolston Sheriff & Jailor of this County. this day presented in Court an account against the Commonwealth of Virginia. amounting to the Sum of $42.70 for Keeping & Supporting various prisoners covering a period from May 16. to July 15. 1880 which being Sworn to was examined and allowed by the Court and ordered to be certified

to the Auditor of Public Accounts for payment.

D.H. Roleton. Sheriff of this County. this day presented in Court an account against the County of Rockingham ammuting to the Sum of $14.10 for Repairing cop'd. Shirk at Court House & Water Closet. which being Sworn to was examined and allowed by the Court and ordered to be certified to the Treasurer of this County payable out of the levy of the year 1879. if any Surplus if not out of the levy for the year 1880.

Ordered that this Court be adjourned until to morrow morning at 10 Oclock.

R. Johnston

At a County Court continued and held in and for the County of Rockingham at the Court House thereof. on Friday July 23rd. 1880.

Present. Hon. Robert Johnston presiding.

This day came John P. Brock by his Attorney who alleges that he is aggrieved by an entry in the land book made by Emanuel Wilkins Commissioner of cop'd & fee 75 paid the Revenue for Plains District in said County in the year 1879. whereby he is charged with $12.23 on two tracts of lands, to-wit: One tract containing 190 acres 2 Roods and 32 Poles described as lying on Long Meadows. and one other tract containing 72 acres 2 Roods and 32 Poles also described as lying on Long Meadows. And thereupon the said John P. Brock moved the Court to exonerate him from the payment of the said Sum of $12.23 So erroneously charged against him for said year of 1879. which motion was defended by Geo. C. Grattan the Attorney for the Commonwealth for said County and the said Emanuel Wilkins the Commissioner who made the assessment was examined as a witness touching the application. And it appearing that said book in which said alleged erroneous entry has been made was certified by the Clerk of the County Court of this County. on the 8th day of October 1879. and that application for redress against the erroneous entry was made on this day for the first time: and it appearing that the said John P. Brock did not own the said tracts of land during the year 1879. and that the taxes therein have been properly charged to the true owners thereof: all of which the Court certifies as facts proved upon the application aforesaid. On consideration whereof and from such facts so proved the Court is satisfied that the said Jno. P. Brock is erroneously charged on said book with taxes ammuting to $12.23 whereupon it is ordered that the said John P. Brock be exonerated from the payment of $12.23 taxes so erroneously charged if not paid and if paid that it be refunded to him $5.82 of which is State and $6.41 is County Taxes

Turner Warfield Appellant
The Commonwealth Appellee. } Upon an Appeal from a Judgment of a Justice of the Peace

This day again came the Appellant by Counsel and he having paid into Court the fines imposed by the Justice & all the costs of this case. On his motion it is ordered that this Appeal be dismissed.

Ordered. That Wright Gatewood. Geo. D. Anthony. T.D. Rohr. George Logan. Lewis P. Alt. Jno. Graham Effinger and N.S. Byrd, be each allowed the Sum of $1.00 for their Services at this

term of the Court as Petit Jurors and that the same be certified to the Treasurer of this County for payment.

The Shenandoah Valley Railroad Company Pltffs
Thomas K. Miller Deft } upon a Motion for Condemnation of Land.

It appearing to the Court that David R. Heatwole. Aaron Shutters. G. T. Barbee & John G. Bowman four of the Commissioners appointed by the order of this Court on the 23. day of June 1880. have made and returned their Report. in pursuance of said order. from which said Report it appears that said Commissioners have assessed the value of the land of the said Thomas K. Miller. taken by the said Shenandoah Valley Railroad Company for its purposes. to-wit: A Tract or Parcel of Land Two thousand Nine hundred and Seventeen (2917) feet in length by a uniform width of Sixty-Six feet. as located and described in the said Report. together with the damages to the residue of the lands of said Thomas K. Miller over and above the peculiar benefit to be derived in respect to said residue from the work to be constructed. at the Sum of Two Thousand Dollars, and there being no exceptions filed to the said report the same is approved and confirmed and ordered to be recorded. And it appearing to the Court that said Railroad Company has paid to G. E. Sipe as General Receiver of this Court to the credit of this cause the sum of $2300.00 the said Receiver is ordered to pay to said T. K. Miller the said Sum of $2000.00 & his Costs in this behalf expended out of the funds in his hands as such Rec. in this cause & to pay the residue of said Sum of $2300.00 to said Railroad Company. less his own proper Commissions as such Receiver.

Same Pltffs.
A. le Rear Deft. } Upon a Motion for Condemnation of Land.

It appearing to the Court that J. E. Dovel. Jacob Moyers D. L. Williamson. D. G. Maxey and S. R. Allebaugh. Commissioners appointed by the order of this Court on the day of April 1880 have made and returned their Report. in pursuance of said Order. from which said Report it appears that said Commissioners have assessed the value of the land of the said A. le Rear taken by the said Shenandoah Valley Railroad Company for its purposes. to-wit: A Tract or Parcel of Land twenty three hundred and five feet in length by a uniform width of Sixty-Six feet as located and described in the said Report. together with the damages to the residue of the lands of said A. le Rear over and above the peculiar benefits to be derived in respect to said residue from the work to be constructed. at the Sum of Fifteen Hundred Dollars. and the Plaintiffs except-ions to said Report being withdrawn the same is approved and confirmed and ordered to be recorded. And it further appearing to the Court that said Railroad Company for the purpose of lawfully prosecuting their work upon said lands have heretofore paid into the hands of Geo. E. Sipe Gen. Receiver of this Court the said Sum of Fifteen Hundred Dollars the said Receiver is hereby ordered to pay over to said A. le Rear the said Sum. less 2% thereon the proper Commissions of said Receiver. And it is further considered by the Court that the said defendant A. le Rear do recover of the said Plaintiff his Costs by him in this behalf expended and that the said Commissions allowed said Receiver be taxed as part of the Costs adjudged in favor of said defendant

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Same Pltffs
John A. Lewis and Franklin Steams Defts } upon a Motion for Condemnation of Land

It appearing to the Court that G. T. Barbee. Aaron Shutters. D. A. Heatwole & John G. Bowman. four of the Commissioners appointed by the order of this Court on the 21 Day of June 1880

have made and returned their Report. in pursuance of said order. from which said Report it appearing that said Commissioners have assessed the value of the land of the said John R. Lewis & Franklin Stearns taken by the said Shenandoah Valley Railroad Company for its purposes. to-wit: A Tract or Parcel of Land Nine Thousand two Hundred and eighty eight feet in length by a uniform width of Sixty-Six feet. as located and described in the said Report. together with the damages to the residue of the lands of said John R. Lewis & Franklin Stearns over and above the peculiar benefit to be derived in respect to said residue from the work to be constructed. at the Sum of Four Thousand Dollars. and there being no exceptions filed to the said report the same is approved and confirmed and ordered to be recorded.

The Shenandoah Valley Railroad Company Pltffs.
vs
J. W. T. Samuels Deft. } upon a Motion for Condemnation of Lands.

This day came again the parties by their Attorneys. and the Court having heard the evidence introduced by both parties & the agument of Counsel. upon the motion of the Shenandoah Valley Railroad Company to set aside the report of J. E. Dovel. Jacob Moyers. T. L. Williamson. D. S. Mantz. & S. R. Allebaugh Commissioners appointed at the April Term 1880 of this Court to ascertain what will be just compensation for such of the land of the freehold whereof J. W. T. Samuels is tenant. as is proposed to be taken by said Railroad Company for its purposes & for the damages to the residue of said land beyond the peculiar benefit to be derived in respect to said residue from the work to be constructed & to appoint other Commissioners to make said assessment. and thereupon the Court doth overrule the said motion of the said Railroad Company. And it appearing to the Court from the said Report of J. E. Dovel & others Commissioners. of date the 11th day of May 1880. that said Commissioners have assessed the value of the land of the said J. W. T. Samuels taken by the said Railroad Company for its purposes. to-wit A Tract or Parcel of Land Three Thousand & Thirty feet in length by a uniform width of Sixty-Six feet as located and described in the said report together with the damages to the residue of the lands of said J. W. T. Samuels over & above the peculiar benefit to be derived in respect to said residue from the work to be constructed at the Sum of Sixteen Hundred and Twenty dollars, the Court doth approve & confirm said report allowing said Samuels said Sum of $1620.00 & orders said report to be recorded. And it is further considered by the Court that the said J. W. T. Samuels do recover of the said Railroad Company his costs by him in this behalf expended. And it is further ordered that this Cause be referred to a Commissioner of this Court with instructions to ascertain and report what persons are entitled to the Compensation and damages awarded in said Report of Commissioners John E. Dovel and others and in what proportions. and said Commissioner shall give Notice of the time & place of executing this order by publication in one of the Newspapers published in the Town of Harrisonburg for four Successive weeks preceeding the execution of this order. requiring all parties in interest to appear & present their respective Claims. which notice shall be equivalent to personal Service of Notice upon all parties in interest

Leannah Hosler by her next friend J. A. Armentrout. Pltff.
vs
William Liskey Guardian &c } upon a Rule.
Defts

This Cause came on to be heard. on motion of Leannah Hosler by her next

friend J. L. Armentrout. requiring a new bond with other Security of the said William Liskey guardian of the said Leannah Hopler. and it appearing to the Court by Rule returned. executed on said William Liskey. that due notice has been given him of said motion. and he failing to appear to execute new bond with other Security as required. the Court doth order that unless the said William Liskey shall execute a new bond with good Securities as required by law. as guardian of the said Leannah Hesler by the first day of the next term of this Court. the powers of said William Liskey guardian as aforesaid shall be revoked. set aside and annulled.

Jacob H. Gaither who has been confined in this Jail of this County as a Lunatic. was this day brought into Court. and it appearing to the Court from the testimony of Dr. Wm. A. Hill who has been attending upon him. that he is now restored to sanity. the Court doth order that the said Jacob H. Gaither be discharged from Custody.

Jacob Shieckhise Pltff.
F. M. Trimble Deft. } upon a Warrant removed from before a Justice.

This day came the parties by their Attorneys. and neither party requiring a Jury. agreed to put themselves upon the judgment of the Court. and having heard the evidence adduced. It is considered by the Court that the Plaintiff recover of the defendant F. M. Trimble the sum of $13.70 with interest on $2.00 part thereof from the 18th day of November 1878 and on $11.70 the residue thereof from the 31st day of July 1879. till paid. And $3.15 Costs before the Justice expended. also his costs in this behalf expended.

It appearing to the Court from a writing filed. that Mrs Elizabeth Hamsberger widow of Jeremiah Hamsberger dec'd. relinquishes her right to qualify as the Administratrix of the Estate of her deceased husband. And thereupon on the motion of Thomas K. Hamsberger. and Charles M. Hamsberger. who made oath thereto according to law, they appeared in Court and together with J. Samuel Hamsberger their Surety (who justified as to his Sufficiency) entered into and acknowledged a bond in the Penalty of $6000.00 conditioned according to law. waiving the benefit of the Homestead exemption as to this obligation. A certificate is granted them for obtaining letters of Administration in due form upon the estate of the said Jeremiah Hamsberger dec'd.
And the Court doth appoint Wm. L. Long. Wm. B. Yancey. John Bishop. E. W. Hester & N. E. Sipe to appraise the Estate of said Jeremiah Hamsberger. dec'd. any three of whom may act after first being duly Sworn.

The Shenandoah Valley Railroad Company Pltffs.
William B. Yancey. Deft. } upon a Motion for Condemnation of Land

It appearing to the Court that G. F. Barbee. Harm Shutters. David R. Heatwole and John J. Bauman five of the Commissioners appointed by the order of this Court on the 23d. day of July 1880. have made and returned their Report. in pursuance of said Order. from which said Report it appears that said Commissioners have assessed the value of the land of the said William B. Yancey taken by the said Shenandoah Valley Railroad Company for its purposes. to-wit: A Tract or Parcel of Land 1760 feet in length by a uniform width of Sixty-Six feet. as located and described in the said Report. together with the Damages to the residue of the lands of said William B. Yancey over and above the Special benefit to be derived in respect to said residue from the work to be constructed. at the sum of Eight Hundred and fifty

Dollars. and no exceptions having been taken to said Report the same is approved and confirmed and ordered to be recorded. And it appearing to the Court that the land aforesaid was purchased by said Wm B. Yancey of Le R Yancey Comr. in the Chancery Cause of Le R Yancey &c., & B. P. Peck &c. and Same & Wm B Yancey &c. said Wm B. Yancey executing his bonds for deferred payments of his purchase money one of which said bonds was executed on the 2. day of Dec 1873 by said Wm. B. Yancey to Le R Yancey Comr. as aforesaid. for the Sum of $3859.37 payable twenty seven months after date with interest from date, and which said bond was assigned by said Le R. Yancey Comr. to A. M Newman. on the 16th day of April 1877: and it further appearing to the Court that said bond constitutes a Subsisting lien upon the said lands of Wm. B. Yancey including the parcel or tract taken as aforesaid by said Shenandoah Valley Railroad Company. by Consent of parties and upon the order of Wm B Yancey it is ordered that the said Shenandoah Valley Railroad Company pay to Said A. M Newman. the said Sum of $850.00 awarded in said Report to be credited by said A M Newman upon the bond of Wm B. Yancey aforesaid. and it is further considered by the Court that the said Shenandoah Valley Railroad Company recover of the defendant Wm. B. Yancey their Cost accrued in this Cause since the order appointing David R Heatwole and others Commissioners to reassess Compensation and damages for Land taken by said Railroad Company as set out in said Report.

P. P. Buckholder Pltff
Thompson Steele &c Defts } upon a Notice.

This day came again the parties by their Attorneys and neither party requiring a Jury. the question of law and fact was Submitted to the Court. and the evidence adduced and argument of Counsel having been heard. it is considered by the Court. that this motion be dismissed. and that the plaintiff go hence without day. and that the defendants recover of the said plaintiff P. P. Buckholder their costs in this behalf expended.

Commonwealth
Wm Layton alias George William Layton } upon an Indictment for Assault with intent to maim disfigure disable and Kill.

This day the Defendant William Layton alias George William Layton, was led to bar of the Court in Custody of the Jailor of this County. and the jury Sworn and impanneled in this Cause on the 3rd day of this term of the Court having found him guilty of Assault & battery upon A. Delay Phillips. The Court doth therefore impose upon the said defendant Wm Layton alias George William Layton Twenty Dollars fine and imprisonment in the County Jail for the period of two months.

It is therefore Considered by the Court that the Commonwealth of Virginia recover of the Defendant William Layton alias George William Layton the sum of twenty Dollars Fine and here costs by her in this behalf expended and that he be confined in the jail of this County for the period of two months. and thereafter until the said Fine and Costs are paid or he be discharged therefrom according to law. And thereupon the Defendant was committed to the Jail of this County

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Commonwealth
John W. Wilcher } upon an Indictment for breaking and entering a mill with intent to commit Larceny

This day the prisoner John W. Wilcher late of the County of Rockingham. who was

on the 2d day of this term of the Court convicted of a felony by the Jury impanneled and Sworn for his trial, was again led to the Bar of the Court in Custody of the Jailor of this County, and it being enquired of him if any thing he had or Knew to say why the Court should not now proceed to pronounce judgment against him according to law and nothing being offered or alleged in delay of judgment. It is therefore considered by the Court that the Sheriff of this County inflict upon the said John W. Wilcher four Stripes the number by the jurors in their verdict ascertained.

And the Court doth Suspend the execution of this sentence for the period of 15 days on the motion of the prisoner.

And thereupon the prisoner was remanded to Jail

The Shenandoah Valley Rail Road Company Pltff.
Amos Scott Deft. } Upon a Motion for Condemnation of lands.

On motion of defendant and it further appearing to the Court that the Plaintiff has in this case paid into Court Sufficient funds to pay the whole damages & costs of defendant it is further ordered that the General Receiver of this Court in addition to the ammount heretofore ordered to be paid defendant Amos Scott do pay the residue of the judgments of the defendant Amos Scott and the order heretofore entered in this case is set aside so far as it direct execution to issue against the plaintiff.

And on the further motion of the plaintiffs the General Receiver after paying the ammount due Amos Scott as heretofore ascertained is ordered to pay the residue of the fund to the credit of this case to the Plaintiffs.

The Shenandoah Valley Railroad Company Pltffs.
C. A. & William B. Yancey Defts. } Upon a Motion for Condemnation of Lands

It appearing to the Court that G. F. Barbee Aaron Shutters D. D. Heatwole and John J. Bauman five of the Commissioners appointed by the order of this Court on the 23d day of June 1880. have made and returned their report in pursuance of said order from which said Report it appears that said Commissioners have assessed the value of the land of the said C. A. and William B. Yancey taken by the said Shenandoah Valley Railroad Company for its purposes to-wit: A Tract or Parcel of Land 1690 feet in length by a uniform width of Sixty-Six feet as located and described in the said Report together with the damages to the residue of the lands of said C. A. and William B. Yancey over and above the peculiar benefits to be derived in respect to said residue from the work to be constructed, at the Sum of Seven Hundred Dollars, and no exceptions having been taken to said Report the same is approved and confirmed and ordered to be recorded. And this Cause is hereby referred to a Commissioner of this Court with instructions to ascertain and report what persons are entitled to the Compensation and damages awarded in said Report and in what proportions and said Commissioner shall give Notice of the time and place of executing this order by publication in one of the Newspapers published in the Town of Harrisonburg for four Successive weeks preceding the execution of this order requiring all parties interested to appear and prove their respective Claims which said notice shall be equivalent to personal Service of notice upon all parties in interest.

Same Pltff
John I. Wood R. M. E. Wood Anna P. Maggart and Elizabeth Sellers Defts } Upon Same Motion

It appearing to the Court that G. F. Barbee Aaron Shutters D. D. Heatwole and John J.

Rowman one of the Commissioners appointed by the order of this Court on the 23rd day of June 1880. have made and returned their Report. in pursuance of said Order. from which said Report it appears that said Commissioners have assessed the value of the land of the said John I Wood. R. M & Wood. Anna P. Maggart and Elizabeth Sellers taken by the said Shenandoah Valley Railroad Company for its purposes. to-wit: two Tracts or Parcels of Land 1125 feet and 1425 feet respectively in length by a uniform width of Sixty-Six feet. as located and described in the said Report. together with the damages to the residue of the lands of said John I Wood. R. M & Wood. Anna P. Maggart & Elizabeth Sellers over and above the peculiar benefit to be derived in respect to said residue from the work to be constructed at the sum of $350.00 for each tract aggregating Seven Hundred Dollars. and no exceptions having been taken to said Report the same is approved and confirmed and ordered to be recorded. And this Cause is referred to a Commissioner of this Court with instructions to ascertain and report what persons are entitled to the said Compensation and damages awarded as aforesaid in said Report. and in what proportions. and said Commissioners shall give notice of the time and place of executing this order by publication. in one of the Newspapers published in the Town of Harrisonburg for four Successive weeks next preceding. requiring all parties interested to appear and present their respective claims which said notice shall be equivalent to personal Service of Notice upon all parties in interest.

Ordered. That this Court be adjourned until to-morrow morning at 10. Oclock.

R. Johnston

At a County Court continued and held in and for the County of Rockingham at the Court House thereof. on Saturday July 24th 1880.

Present Hon Robert Johnston presiding.

Ordered. That this Court be adjourned until the 1st day of the next term.

R. Johnston.

At a County Court held in and for the County of Rockingham at the Court House thereof on Monday August 16th. 1880.

Present. Hon. Robert Johnston presiding.

The Clerk of this Court this day presented in Court a List of Deeds &c., received and admitted to record in the Clerks Office of this Court, at and since the last July Term thereof, which being seen and inspected by the Court is ordered to be Spread upon the minutes, and is as follows, Viz:-

Bargain & Sale	J. W. Stinespring & wife	to Douglas Francis.
"	John E. Roller Special Comm'r	" Emanuel Sipe.
"	Henry A. Shwyatter Exor of Anthony Shwatter	" John A. Shwatter.
Partition of Lands	J. J. Ryman Lewis Will Jno W. Driver Com'rs	" Wm A. Will
"	Same	Same " Mrs Annie Will widow of Geo. Will dec'd
"	Same	Same " M. B. Will.
"	Same	Same " Samuel A. Ryman & Eleanor his wife
Bargain & Sale	W. S. Lusty Assignee of Harrison Riddle	" Wm. M. K. Bantley.
"	Joseph Michael & wife	" Samuel R. Michael
"	I. H. Brunner & wife.	" Philip Kolsinger.
"	Peter Roller & wife.	& Peter Conner & wife.
"	John Spader & wife	to Peter Conner.
"	Peter Conner & wife.	" John Spader.
"	John Harshbarger & wife.	" Michael J. Meyerhoeffer Senior & Jas.
"	Michael J. Heatwole & wife.	" Solomon Snell & his wife.
"	Samuel H. Myers & wife & others	" Isaac Archart.
"	John D. Wine & wife.	" Samuel G. Smucker.
Trust Deed	Charles T. Acker	" Oliver P. Roller Trustee.
"	J. J. Monger.	" M. L. H. Lynn Trustee.
Bargain & Sale	John E. Roller Special Comm'r.	" Austin Bagley and Wiggins Rush.
"	Henry E. Sipe & wife.	" The Shenandoah Valley Railroad Company.
Trust Deed.	George W. Murray & wife	" Oliver P. Roller Trustee.
Assignment of Dower	D. H. Coffman & L. Marshall & J. Monger Comm'rs.	Emily F. Shomo
Bargain & Sale	Sherm S. Heatwole & wife	to John Weaver
"	Gabriel S. Heatwole & wife.	" Same
"	Wm. A. Harricope & wife.	" Same
"	Martin Heatwole & wife.	" Same.
"	Martin Miller & wife	" Same.
"	Jacob S. Heatwole & wife.	" Solomon Weaver
"	David S. Heatwole & wife.	" Same
"	James A. Shipp & wife	" Benjamin Wensley
Homestead Deed.	Harriet Koontz.	" Claim of Homestead.
Marriage Contract.	Jacob Shank & Rebecca Heatwole	" Joseph Heatwole Trustee for Rebecca Heatwole
Bargain & Sale	J. D. Rainsberger Spl. Comm'r.	" Isaac Wenger.
"	Wm. A. Neuhauser & wife.	" Same
"	Isaac Acker & wife.	" Same
"	Warren S. Lusty Assignee of Harrison Riddle	" Peter Hyle.
"	Edward S. Kenyon & wife & other Trustee	to Lewis Argenbright.
Trust Deed.	Lewis Argenbright	" Wm. A. Lusty Trustee.
Lein Note	Mary A. Gray & Carey Myers	" Winfield Peters.
Same	Daniel M. Drummond.	" Lewis Geldner & Sons.
Bargain & Sale	J. A. Shaver	" J. P. Miller.
"	Emanuel Sipe & wife.	" Erasmus Long.
Trust Deed.	J. S. Miller.	" N. R. Wallis Trustee.
Bargain & Sale	Simon Miller.	" John Miller.

Bargain Sale	Jacob le Land trste.	to Levi Shoemaker
" "	Leo. D. Wise & others heirs of Peter J. Wise	" John L. Wise.
" "	Graham H. Harris. Commr.	" Jno. W. Orebaugh.
" "	Thornton Green trste	" Monroe Dallard
Deed of Release	Henry V. Strayer Trustee.	" Jon K. & Wallis.
Bargain Sale	Jacob N. Zittle trste.	" Henry Altimus.
" "	David Weddiman trste.	" Rebecca J. Cubbage.
" "	Joseph Flick trste.	" Elizabeth E. Brook.
" "	Edward S. Enviled Commr.	" Henry V. Strayer Trustee for Mrs J. S. Strayer
Lien Note.	L. H. Washington.	" Winfield Peters.
Bargain Sale	Morgan Deehr trste.	" Nicholas S. Dean.
Lien Note.	David R. Hopkins & Joseph M Ray	" Winfield Peters.
Trust Deed.	L. R. Keefer	" A. M Newman Trustee.
Bargain Sale	Richard Manzy trste.	" Charles R. Rush
" "	Jacob N. Zittle trste.	" Jane Wilson wife of Robert Wilson
Lien Note	Jacob R. Good	" Winfield Peters.
Bargain Sale	Daniel Swank trste.	" L. R. Keiffer.
" "	Timothy Funk trste.	" Same.
" "	Charles Edward Kemper	" James R. Kemper.
" "	Wm B. Yauney trste.	" Berryman Brown.
" "	A. M Newman trste.	" Mary M. Lusty wife of W. S. Lusby.

Appraisement & Sale Bill of the Personal Estate of Elisha H. Pendleton. dec'd
" " " " " " " John Rodeffer. dec'd.
" " " " " " " John G. Roller. dec'd.

The foregoing Appraisement & Sale Bills were this day presented in Court. and no exceptions being taken thereto. the same are ordered to be recorded.

It is ordered. That the Rules awarded at the last July Term of this Court against James G. Marden. James W. Tilzwaters & John Brunk. for their failure to appear at said term as veniremen. be discharged.

On the motion of Basore & Shearer Creditors. the Estate of Isaac N Raw deceased. is committed to D. H. Rolston Sheriff of this County for administration. it appearing to the Court that said decedent has been dead for more three months without administration upon his Estate.

On the motion of A. W. Long Exor of John Long deceased. the Court doth appoint Benj. D. Bowman, Lewis Driver & John Harnish to appraise the Estate of said John Long. dec'd after first being duly Sworn.

On the motion of John S. Funk and Dora his wife the Court doth appoint J. Hopkins Rolston. D. B. Armentrout and John Funk Commr's to assign Dower to Elizabeth Funk widow of Solomon Funk. dec'd in the lands of her deceased husband. after first being duly Sworn.

Fannie Shank. wife of Chas. G. Shank and Infant of John Weaver dec'd over the age of 14. years this day appeared in Court and made choice of her said husband as her guardian. the Court doth appoint him as such guardian. and thereupon the said Charles G. Shank appeared in Court and together with Michael Shank his Surety (who justified as to his Sufficiency) entered into and acknowledged a bond in the penalty of $400.00 conditioned according to law waiving the benefit of the Homestead exemption as to this obligation. and qualified as such guardian

by taking the oath prescribed by law.

The writing purporting to be the last will and testament of David Bear dec'd. was this day presented in Court and being proven by the oaths of Wm. L. Whitmore & Daniel Long the Subscribing witnesses thereto, was admitted to probate and ordered to be recorded.

And thereupon Eugene A. Bear. John K. Rolston. and Henry D. Converse. the Executors therein named who made oath thereto according to law. appeared in Court and entered into and acknowledged a bond in the penalty of $20000.00 conditioned according to law. each waiving the benefit of the Homestead exemption as to this obligation. Said will providing that no Security be required of said Executors a Certificate is granted them for obtaining a probat of the said will of David Bear dec'd.

And the Court doth appoint Geo. Chrisman Wm. L. Whitmore. Daniel Long. Michael Whitmore & Andrew Long to appraise the estate of said David Bear. dec'd. any three of whom may act after first being duly Sworn.

A license is this day granted to Peter Keck. on his application to distill Fruits at his Residence near Broad Keys in this County. which shall not be drunk within the house or curtilage where sold. but shall be delivered to the purchaser in bottles. Jugs. demijohns. or other vessels to be removed therefrom for the period of three months within the year ending April 30. 1881. the Court being fully satisfied. upon hearing the evidence that the applicant is a fit person. and that the place of business is suitable and convenient. and that the Specific tax required by law has been paid to the proper officer. and the applicant having executed a bond as required by law. with good security. payable to the Commonwealth of Virginia. in a penalty of $250.00 conditioned for the faithful performance of all the requirements of the act of the general assembly of Virginia. entitled "An Act imposing a tax and prescribing regulations for collecting the same. on the privilege of selling wine. ardent Spirits. or malt liquors. or any mixture thereof within the limits of the Commonwealth for the Support of the government and to pay the interest on the public debt." Approved March 3. 1880.

A License is this day granted to Jacob A. Simmers and Charles N. Bridley partners doing business under the name of Simmers and Bridley on their application to distil Fruits at their Distillery near Linville Depot in Rockingham County. which shall not be drunk within the house or curtilage where sold but shall be delivered to the purchaser in bottles. Jugs. demijohns or other vessels to be removed therefrom for the period of three months within the year ending April 30. 1881. the Court being fully satisfied upon hearing the evidence that the applicant is a fit person. and that the place of business is suitable and convenient. and that the Specific tax required by law has been paid to the proper officer. and the applicant having executed a bond as required by law. with good security. payable to the Commonwealth of Virginia. in a penalty of $250.00 conditioned for the faithful performance of all the requirement of the act of the general Assembly of Virginia entitled "An act imposing a tax and prescribing regulations for collecting the same. on the privilege of selling wine. ardent Spirits. or malt liquors. or any mixture thereof within the limits of the Commonwealth for the Support of the Government and to pay the interest on the public debt." approved March 3 1880.

R. B. Irick Adm'r. Pltff

Jno. M. Stevens Adm'r. of Wm. G. Stevens Dec'd. Deft. } On motion. to require new bond

This cause came on to be heard this 16th Day of August 1880 on the proceedings heretofore

had and argument of Counsel & it appearing to the Court that said Jos. M. Stevens has not given a New bond, with new Sureties, as required by a former order of this Court, nor shown any good and Sufficient reason, why his powers as administrator of Wm G. Stevens should not be revoked set aside and annulled, the Court doth order that the powers of said Joseph M Stevens as administrator of Wm G Stevens, be and the same are hereby revoked, set aside and annulled.

Seamiah Kopler by her next friend J. D. Armentrout. Pltff

vs

William Liskey, Guardian, &c. Deft. } upon a Rule.

This Cause Came on to heard this 16th day of August 1880. on the proceedings heretofore had, and argument of Counsel & it appearing to the Court, that said William Liskey has not given a new bond, with new Sureties as required by a former order of this Court, nor shown any good and Sufficient reason why his powers as guardian of Seamiah Kopler should not be revoked set aside, and annulled. the Court doth order that his powers of said William Liskey as guardian of Seamiah Kopler be and the same are hereby revoked, set aside, and annulled.

The Shenandoah Valley Railroad Company Pltffs.

vs

Charles A. & Wm B Yancey. Defts } upon a Motion.

On motion of Wm B. Yancey, it is ordered that the Genl Receiver of this Court Geo. E. Lefie, loan to Wm. B. Yancey, the sum of Three Hundred and Forty Dollars, of the funds in his hands as general Receiver belonging to this Cause subject to the future order of this Court, said Wm B. Yancey shall execute to said G. E. Lefie Genl Receiver as aforesaid a bond with Jno E. Yancey as surety, waiving the benefit of their Homestead Exemption, for the amount above directed to be loaned

Wm D. Maiden Justice of the Peace for Stonewall District in this County, this day paid into Court the Sum of 25^{00} it being the amount of 2 Judgments for fine rendered by him in the following cases viz— July 12th 1880. Commonth vs Frank Black for assault $5^{00} & July 27. 1880. Same vs Noah McCheffie for assault $20^{00}

A. J. Crist & Samuel Kline. Pltffs.

vs

Thompson Steele &c. Defts. } upon a Notice.

This day came the Plaintiffs by their Attorney, and it appearing to the Court that the Defendants have had due notice of this motion, and they being Solemnly called and not appearing, this Cause was Submitted to the Court, and having heard the evidence addduced, do consider that the Plaintiffs recover of the Defendants the Sum of $10.67 with legal interest thereon from the 22^{d} day of August 1875. till paid and their Costs by them in this behalf expended, without damages.

Jacob Bowmans Admr. Appellant.

vs

George W. Yancey Appellee. } Upon an Appeal from a Judgment of a Justice.

On motion of the Appellee by his Counsel it is ordered that this Cause be dismissed, the Appellant having failed to prosecute the same

Levi S. Byrd Commr. of the Revenue for Central District. Jos. H. Rhodes Commr. of the Revenue for Ashby District and D. L. Williamson Commr. of the Revenue for Stonewall District in this County. this day returned to the Court a copy of their certificate shewing the Quarterly Returns of Wholesale and Retail Liquor Dealers' sales and Purchases in their respective Districts from the 1st day of May to the 1st day of July 1880. and the tax thereon in pursuance of Section five of "An Act imposing a Tax. and prescribing regulations for collecting the same on the privilege of selling Wine ardent Spirits or Malt Liquors. or any mixture thereof. within the limits of the Commonwealth for the support of the Government and to pay the Interest on the Public Debt". approved March 3. 1880. which are ordered to be filed.

Ordered. That this Court be adjourned until to-morrow morning at 10 Oclock

R. Johnston

At a County Court continued and held in and for the County of Rockingham at the Court House thereof. on Tuesday August 17th 1880.

Present: Hon. Robert Johnston presiding.

Commonwealth

vs. } Upon an Indictment for Perjury.

James M. Rhodes.

This day the Defendant James M Rhodes who stands indicted for a Misdemeanor appeared in Court in discharge of his recognizance entered into on the 3d day of July Term last of this Court. and on the motion of the Defendant. the trial of this Cause is continued until Friday next the 5th day of this term of the Court being August 20. 1880 and on the motion of the Defendant the Court doth permit him to renew his bail in the Sum of $500.00 for himself. and the same amount for his Surety. whereupon the said James M. Rhodes together with Lyons Rhodes his Surety (who justified as his Sufficiency) acknowledged themselves to be indebted to the Commonwealth of Virginia. in the Sum of $500.00 each to be levied of their respective goods & Chattels Lands & Tenements for the use of the said Commonwealth of Virginia. waiving the benefit of the Homestead Exemption as to this obligation. Upon this condition that the said James M. Rhodes does make his personal appearance before the Judge of this Court on the said 5th day of this Term being August 20. 1880. to answer the said Indictment against him and not depart thence without leave of the Court.

And thereupon John D. Kite. H. H. Miller. John Dofflemeyer. Madison Wise. Wm. L. Harrison. Geo. M. Berlin & John W. Avey. Witnesses in behalf of the Commonwealth. and J. M. Kite. Wm. H. Step. George M. Armentrout. Mary Longley. Mrs John W. Keller. & John Strain, witnesses in behalf of the Defendant appeared in Court and acknowledged themselves to be indebted to the Commonwealth of Virginia in the Sum of $100.00 each to be levied of their respective goods & chattels Lands & Tenements for the use of the said Commonwealth of Virginia each waiving the benefit of the Homestead exemption as to this obligation. Upon this condition that they each do make their personal appearance before the Judge of this Court on the said 5th day of this term of the Court. being Friday next August 20. 1880. as witnesses as aforesaid. and not depart thence without leave of the Court. And the Court doth award attachments against John Wolfley. Wm L. Miller & Cyrus S. Wise. witnesses in behalf of the Commonwealth and Peter C. Reed a witness in behalf of the Defendant. the first to the Sheriff of this County directed

and the last to the Sheriff of Page County directed. Commanding them to attach the said John Wolfley. Wm. L. Keller Cyprus S. Wise & Peter C Reed and them safely keep. so that they may have their bodies before the Judge of this Court on the said 5th day of this term of the Court being Friday next 20. August 1880. to do and receive what our said Court may then and there adjudge against them for their contempt in failing to appear this day as witnesses as aforesaid when duly Summoned. And doth award a Rule against Daniel C Reed a witness in behalf of the Defendant returnable to the said 5th day of this term of the Court being August 20th 1880. to shew cause if any they can why he should not be fined and attached for his failure to attend this day as a witness as aforesaid in discharge of his recognizance entered into at the last July term of this Court.

On the motion of Emanuel Wilkins. who made oath thereto according to law. he appeared in Court. and together with James Steele his Surety (who justified as to his Sufficiency) entered into and acknowledged a bond in the penalty of $300.00 conditioned according to law waiving the benefit of the Homestead exemption as to this obligation a certificate is granted him for obtaining letters of Administration upon the Estate of John Wise dec'd It appearing to the Court that said decedent has been dead for more than three months without Administration upon his Estate.

And the Court doth appoint Jackson Horn. John M. Glass. Jacob Good & George Brunk to appraise the Estate of said John Wise. dec'd any three of whom may act after first being duly Sworn.

The Court doth award a Rule against M. R. Wallis returnable to the 5th day of this term. of the Court to Shew Cause if any he can why he should not be fined and attached for his failure to appear this day as a Petit Juror. when duly. Summoned

1 Rule & Copy

Ordered. That the Clerk of this Court issue a Venire Facias to the Sheriff of this County directed, Commanding him to Summon from the bystanders Eight persons to appear on Friday next the 5th day of this term of the Court. to serve as Jurors upon the trial of Misdemeanors

D. D. Dovel's Adm't. Complt.
F. W. Kirtley &c. Defts. } In Chy.

This Cause came on to be finally heard this 17th day of August 1880. upon the bill of the Complainant. the plea in abatement filed by the defendants John Dofflemoyer and F. W. Kirtley. the Copy of the decree rendered in the Circuit Court of Rockingham County in the chancery Cause lately pending therein in the name of John M. Walker and others Executors of Eve Dovel dec'd against Daniel D. Dovel's Executors and others. the exhibits filed and arguments of Counsel.—

Upon consideration whereof it being Suggested to the Court that the powers of the Complainant Noah M. Shuler administrator d b n. &c. of D D. Dovel dec'd have been revoked and the further administration of the estate of said decedent has been committed to D H Rolston Sheriff of Rockingham County upon his motion he is made a party Complainant and the Cause is ordered to be revived and to proceed hereafter in his name and thereupon for reasons appearing to the Court it is adjudged ordered. and decreed that the injunction heretofore awarded in this Cause be dissolved and the bill of Complaint be dismissed and that the defendants recover of D. H. Rolston Sheriff of Rockingham County and as Such

administrator of Daniel D. Duval. dec'd to be paid out of the asets of the Estate of said decedent their costs about their Suit in this behalf expended.

A license is this day granted to James H. Dofflemoyer on his application to Distill Fruits at the residence of Alexander Michael near McGaheysville in this County. which shall not be drunk within the house or curtilage where sold. but shall be delivered to the purchaser in bottles. Jugs. demijohns. or other vessels. to be removed therefrom. for the term of Three Months during the year ending April 30th 1881. the Court being fully Satisfied upon hearing the evidence. that the applicant is a fit person. and that the place of business is Suitable and convenient and that the Specific tax required by law has been paid to the proper officer. and the applicant having executed a bond as required by law. with good Security. payable to the Commonwealth of Virginia. in a penalty of $250.00 Conditioned for the faithful performance of all the requirements of the act of the General assembly of Virginia, entitled "An act imposing a tax and prescribing regulations for collecting the same. on the privilege of Selling wine. ardent Spirits. or Malt liquors. or any mixture thereof. within the limits of the Commonwealth. for the Support of the government and to pay the interest on the public debt. Approved March 3. 1880.

c.upd.stamped.

Ordered. That this Court be adjourned until tomorrow morning at 10 Oclock

R. Johnston

At a County Court continued and held in and for the County of Rockingham at the Court House thereof, on Wednesday August 18th 1880

Present Hon. Robert Johnston presiding.

Isaac Hollander. aged about 30 years. a native of Prussia. and owing allegiance to William King of Prussia appeared in Court and made application to be admitted a citizen of the United States, and it appearing to the Satisfaction of the Court that he arrived in the United States more than five years previous to the date hereof. and the said Isaac Hollander also exhibited a Certificate of the Clerk of the Court of Common Pleas of Dauphin Co. Pa. showing that more than two years ago he had declared. on oath. in the said Court. his intention to become a citizen of the United States and it. being proved to the Satisfaction of the Court by the testimony of Winfield Liggett & D. H. Ralston citizens of the said United States. who were examined as witnesses. on oath that he has resided within the State of Virginia for one year. and during that time has behaved as a man of good moral character. attached to the principles of the Constitution of the United States. and well disposed to the good order and happiness of the same. It is therefore ordered by the Court that the said Isaac Hollander be admitted a citizen of the United States upon his taking the oaths prescribed by the laws in regard to naturalization. And thereupon the said Isaac Hollander declared on oath in Open Court that he will Support the Constitution of the United States. and that he doth absolutely and entirely renounce and abjure all allegiance and fidelity to every foreign Prince. Potentate. State or Sovereignty. whatever and particularly to William King of Prussia. and that he will Support the Constitution of Virginia.

Ordered. That this Court be adjourned until tomorrow morning at 10 Oclock

R. Johnston

At a County Court continued and held in and for the County of Rockingham at the Court House thereof. on Thursday August 19th 1880.

Present Hon. Robert Johnston. presiding.

Virginia. Rockingham County. In Vacation.

I hereby certify that on the 26th day of July. in the year 1880: John H. Crawn. who was on the 28th day of June in the year 1880. duly appointed Asessor to assess the cash value of all lands and lots. together with the improvements thereon. in the Ashby District within the said County. pursuant to Section 6. of Article 10 of the Constitution and Chapter 32 of the Code of Virginia. edition of 1873. as amended by the Act approved March 31. 1875. entitled an Act to amend Sections 1. 5. and 6. of Chapter 32 of the Code 1873, and to repeal Sections 9. 10. 11. 12. 13. 14. 15. and 16 of said Chapter, in relation to the assessment of the lands of the Commonwealth. and Chapter 78. Section 5. and Chapter 81. Section 8. Acts 1878-9. this day appeared before me and together with John E. Roller. his Surety who was duly qualified as to his Sufficiency. entered into and acknowledged before me a bond in the penalty of five thousand dollars. conditioned for the faithful performance of the duties of his Office according to law; which bond is ordered to be recorded by the Clerk of the County Court of Rockingham Va. who is also directed to transmit a copy of said bond and a copy of this order to the Auditor of Public Accounts. And thereupon the said John H. Crawn took the several oaths required by law.

R. Johnston. Judge of the County Court of Rockingham County. Virginia

Virginia. Rockingham County. In Vacation.

I hereby certify that on the 26 day of July in the year. 1880: John I Wood. who was on the 28th day of June in the year 1880. duly appointed Assessor to assess the cash value of all lands and lots. together with the improvements thereon. in the Stonewall District within the said County. pursuant to Section 6 of Article 10 of the Constitution and Chapter 32 of the Code of Virginia. edition of 1873. as amended by the Act approved March 31. 1875. entitled an Act to amend Sections 1. 5. and 6 of Chapter 32 of the Code 1873 and to repeal Sections 9. 10. 11. 12. 13. 14. 15. and 16. of said Chapter. in relation to the assessment of the lands of the Commonwealth. and Chapter 78. Section. 5. and Chapter 81. Section 8. Acts 1878-9. this day appeared before me and together with Elizabeth Sellers by Wm. Shands her atty in fact. and Wm Shands his Sureties. who were duly qualified as to their Sufficiency. entered into and acknowledged before me a bond in the penalty of five thousand dollars. conditioned for the faithful performance of the duties of his office according to law; which bond is ordered to be recorded by the Clerk of the County Court of Rockingham Va. who is also directed to transmit a copy of said bond and a copy of this order to the Auditor of Public Accounts. And thereupon the said John I Wood. took the several oaths required by law.

R. Johnston. Judge of the County Court of Rockingham County.

cop.

D. G. Whitmore. Justice of the Peace for Ashby District in this County. this day presented in Court an account against the Commonwealth of Virginia amounting to the sum of $1.00 for Warrant and Examination in case of the

Commonwealth @ J. Wesley Harnsberger. charged with Felony. which being Sworn to was examined and allowed by the Court and ordered to be certified to the Auditor of Public Accounts for payment.

L. B. Keezell. Special Constable. this day presented in Court an account against the Commonwealth of Virginia. amounting to the Sum of $1.30 for arrest of Joseph Sills charged with Misdemeanor 50¢ Summoning 4 witnesses @ 20¢ 80¢ which being Sworn to was examined and allowed by the Court and ordered to be certified to the Auditor of Public Accounts for payment.

Cop?

Ordered. That this Court be adjourned until tomorrow morning at 10 Oclock.

R. J. Johnston

At a County Court Continued and held in and for the County of Rockingham at the Court House thereof. on Friday August 20. 1880.

Present Hon. Robert Johnston presiding

T. A. Graves. Deputy Sheriff of Page County Virginia this day presented in Court an account against the Commonwealth of Virginia Amounting to the Sum of $5.40 for arresting Peter C. Reed under an attachment from the County Court of Rockingham for Contempt of Court (60¢) Mileage for 76 miles going & returning in Conveying Peter C. Reed from Page County to Harrisonburg in Rockingham County at 5¢ per Mile $3.80 Board for self & Peter C. Reed $1.00. which being Sworn to was examined and allowed by the Court and ordered to be certified to the Auditor of Public Accounts for payment.

Cop'd

Commonwealth.
@ Upon an Indictment for Perjury.
James M Rhodes.

This day the Defendant James M Rhodes. who Stands indicted for a Misdemeanor appeared in Court in discharge of his recognizance entered into on the 2d day of this term of the Court. and upon Consideration the Court doth overrule the Demurrer to the said indictment. and on the motion of the Attorney for the Commonwealth the Plea of abatement filed in Cause is rejected. whereupon the defendant filed his plea of "not guilty" to the said Indictment.
And thereupon Came the following Jury to wit- Hiram Coffman. G. M. Miller J. G. N. Miller A. L. Lindsay John Lincoln. James P. Roleton. Stephen Roadcap L. B. Harman. J. R. Bowman N. N. Liskey. B. F. Berry & D. J. Bethar. who being elected tried and Sworn well and truly to try the issue joined, and a true verdict render according to the evidence, and not having time fully to hear the evidence, were adjourned until tomorrow morning at 10 O'clock.

On the application of Peter D. Zimmerman & others for the establishment of a Public Road from a point on the Athobine & Dangerville road known as Smiley gate terminating at the Dry Pond on the mountain road.
This day came again the parties by their attorneys & thereupon it appearing to the Court that the Board of Supervisors of this County on 29th day of June 1880. determined that it is proper that the County ~~Road~~ should pay the sum of $65.00 the damages allowed the land-owners in this cause. provided the land-owners & petitioners would construct the road, as proposed in this cause in the order of

April 30th 1880, at their expenses. it is ordered that the land-owners along said route be allowed the damages assessed by the Commissioners Viz- Ed Magey $22.00 Hugh Smiley $18.00 William Beard $15.00 & David Vanlossen $10.00 to be paid out of the levy for the year 1880. And that John L Moore the Commissioner of Roads for Ashby District do proceed to open this road upon the said terms of this order, & that he make report to this Court of his action in the premises.

On the application of Abraham Miller, Robert Cox, Elijah Eamon & others for the Establishment of a Public Road. Beginning on the Rockingham Standardsville Turnpike near Taylor Springs thence by said Springs & Cupps Mill to the Swift Run Gap Road. the distance supposed to be 1¼ miles.

This day came again the parties by their Attorneys, and the report of Edward S. Kemper, John Leedy and James L Keltzell Commissioners appointed at the instance and upon the motion of said petitioners having been filed, and the land-owners duly summoned in accordance with law. Upon consideration whereof after the examination of witnesses, and upon a compromise effected between some of the land-owners changing the location as set forth by said Commissioners report, which change is shown by the Yellow line in a diagram made by E. S. Kemper Aug. 19. 1880, thereby reducing the land damages in said route. the Court is of opinion that said road ought to be established as recommended in said report of said Commissioners with the change as shown in the diagram aforesaid.

It is therefore ordered that said road be established in accordance with said report with the change as aforesaid, as follows. to-wit:- Beginning at a stone on the Rockingham Turnpike Road on the land of Abraham Miller, and Robert Thurmond and running thence S37° W121 poles. thence S29¼° W66 poles on the land of said Miller and Thurmond, and thence S32° W40 poles. on the land of the Massanutten Springs Company, and thence S24¾° W25 poles and 11 links on the land of said Company. Thence S11° W41 poles. and 14 links. on the land of Robert Monty and the School House lot. and thence S5° W36 poles on the lands of Robert Cox and Elijah Eamon (to the Mill dam) Thence S4° E 8 poles on the lands of John F. Long and Preston Cupp. thence S18° W23 poles. on the lands of said Long and said Cupp. thence S40 W16 poles on said Cupps land, thence S4¾° E20 poles on said Cupps land. thence S19¼ E21 poles and 5 links on Robert Chandlers land, thence S76° W9 poles and 19 links on said Chandlers land. thence S52¼ W10 poles. on the land of William Eiler to Fred. Effingers line, and thence S12½ W90 poles, and 16 links on the land of Frederick Effinger to the intersection of said Road with the Swift Run Gap Road And it appearing to the Court that no damages are claimed by any of the landowners for the land taken for said road, except Robert Thurmond, who claims what the Commissioners allowed him, namely $15.00 and also that said road can be opened & made a good road with the expenditure of $100.00 by the County. this order therefore is directed to be certified by the Clerk of this Court to the Board of Supervisors at its next meeting to determine whether or not the above expenditure shall be made in accordance with Sec. 10 of Chap 55 of Acts of Assembly 1878 & 1879.

M Linden, Justice of the Peace of this County this day presented in Court an account against the Commonwealth of Virginia, amounting to the sum of $2.50 for Warrant & Examination in case of Commonwealth vs Wm Painter. Chg. with Misdemeanor $1.00 Same in case of Commonth vs Geo. F. Helms Chg. with Felonious Assault $1.00 & Warrant in

c/p D. & A.

case of the Commwlth vs Jock Wilcher chg? with assault &c which being Sworn to. was examined and allowed by the Court. and ordered to be certified to the Auditor of Public Accounts for payment.

James M. Runyon Constable for Ashby District in this County. this day presented in Court an Account against the Commonwealth of Virginia. amounting to the Sum of $6.80 for Arrest of Abram. Painter chg? with Misdemeanor (50¢) Summoning witnesses (60¢) Arrest of M G. Dean and Sam? Bauserman charged with Petit Larceny ($1.00) Summoning witnesses same case (60¢) Arrest of Geo. R. Helmes charged with Felonious assault ($1.00) Summoning witnesses same case (60¢) Arrest of Jock Wilcher charged with assault (50¢) Arrest of J. Wesley Harnsberger charged with Felony ($1.00) Summoning witnesses same case ($1.00) which being Sworn to, was examined and allowed by the Court and ordered to be certified to the Auditor of Public Accounts for payment.

c of D. & d.

Ordered that this Court be adjourned until to-morrow morning at 10 o'clock.

R Johnston

At a County Court continued and held in and for the County of Rockingham at the Court-House thereof on Saturday August 21st 1880.

Present Hon. Robert Johnston presiding.

The Shenandoah Valley Railroad Company Pltffs.

Amanda J. Yancey. A. P. Yancey Sallie Yancey. Richard Yancey. Bernard Yancey & Robert Yancey. Defts.

} Upon a Motion to appoint Commissioners to assess Land Damages.

It appearing to the Court that David A. Heatwole. Aaron Shulters. G. F. Barbee & John J. Bowman five of the Commissioners appointed by the order of this Court. on the 23d day of June 1880. have made & returned their report. in pursuance of said order from which said report it appears that said Commissioners have assessed the value of the lands of the said Amanda J. Yancey. A. P. Yancey. Sallie Yancey Richard Yancey. Bernard Yancey & Robert Yancey. taken by the said Shenandoah Valley Railroad Company for its purposes. to-wit: A Tract or parcel of land Sixteen Hundred and Sixty nine feet in length by a uniform width of Sixty Six feet. as located & described in the said report. together with the damages to the residue of the lands of said Amanda J. Yancey. A. P. Yancey. Sallie Yancey. Richard Yancey. Bernard Yancey & Robert Yancey over & above the peculiar benefits to be derived in respect to said residue from the work to be constructed. at the Sum of Five Hundred and Fifty dollars: and there being no exceptions filed to the said report the same is approved & confirmed. & ordered to be recorded:

And it appearing to the Court that said Railroad Company has paid to G. E. Dice as General Receiver of this Court to the credit of this cause the Sum of Five Hundred & Fifty dollars. And Amanda J. Yancey having appeared in Court by Counsel and directed that any share or interest to which she may be entitled in said fund shall be placed to the credit of A. P. Yancey. Sallie Yancey. Richard Yancey. Bernard Yancey and Robert Yancey. infant heirs of R. L. Yancey Dec? who have no guardian to be appointed among said heirs. in same manner as the residue of said fund it is ordered that said General Receiver place to the credit of the said heirs of R. L. Yancey Dec? in his hands the said Sum of $550.00 less 2% of said Sum to be retained by said Receiver as his proper Commission and said Rec? is further ordered to loan the fund arising as aforesaid to the credit of said R. L. Yancey heirs taking

bond payable on demand with good personal security. which investment shall be held Subject to the future order of this Court. It is further Considered by the Court. that the defendants recover their Costs expended in this Cause prior to the appointment of the aforesaid Commissioners. including the 20/o Commission allowed as aforesaid to the said Receiver, and that the plaintiffs recover their costs accrued in this behalf since the appointment of the said Commissioners.

On the motion of J. P. Roleton late Sheriff of Rockingham County and as such Administrator of the Estate of Martha Lewis. Col'd. dec'd. And it appearing to the Court that there is in the hands of said Administrator the Sum of $31.83 as of Jany 20. 1878 which is the distributive Share of Malinda Lewis' Col'd. dec'd. as Child & heir of Martha Lewis. dec'd. And it further appearing to the Court that the said Malinda Lewis died leaving a Son Jacob Lewis - whose place of residence cannot now be ascertained. It is ordered that the said J. P. Roleton Adm'r. as Such Adm'r. of Martha Lewis (Col'd) dec'd. do pay over to George E. Sipe. General Receiver of this Court the said Sum of $31.83 with interest thereon from January 20th 1878 till paid less the Costs attending this motion. And that the receipt of the said General Receiver shall be treated as a proper voucher by the Commissioner in settlement of the Accounts of said Admr. And it is further ordered that the General Receiver do invest the said fund and hold the same Subject to the future order of this Court.

W. R. Bowman Pltff
Wm Rehard &c Deft. } Upon an interpleader.

Upon the motion of W. R. Bowman who has given a Suspending bond as is required under section 6 of Chapter 149 of the Code of 1873 process is awarded against Wm Rehard in whose favor two executions have been issued by the Clerk of the County Court of Rockingham County upon judgments rendered by a Justice of this County against William N. Clatterbuck which executions having come into the hands of W. R. Messick a Constable of said County have been levied upon twenty eight bushels of wheat as the property of the said W. N. Clatterbuck. but which the said W. R. Bowman claims as his property. requiring the William Rehard to appear before this Court on the 8th day of this present term and Submit to such order as may be made by the Court in relation to said matter.

Robert Dillard Pltff.
J. S. Miller. Deft. } Upon a Motion to quash an Execution.

Ordered That this cause be placed upon the Courts Docket.

Ella May Rehard &c by their next friend Maggie E. Rehard. Pltff.
E. M. Shaeffer. guardian &c. Deft. } Upon a Notice.

By Consent of parties. It is ordered that this cause be dismissed.

Commonwealth
James M. Rhodes. } Upon an Indictment for Perjury

This Came again as well the Attorney for the Commonwealth as the Defendant James

M. Rhodes in person and by Counsel. And thereupon Came again the Jury impannelled and Sworn on Yesterday for the trial of this Cause in pursuance of their adjournment and having fully heard the evidence and argument of Counsel retired to their room to consider their verdict and after Sometime returned into Court and upon their oaths do say We the Jury find the defendant James M Rhodes guilty of perjury in manner and form as charged in the indictment A L Lindsay foreman whereupon the Jury was discharged. And thereupon the Defendant James M Rhodes moved the Court to set aside the verdict of the jury and grant him a new trial which motion the Court doth take until Monday next the 7th day of this term of the Court to consider. And on the motion of the defendant James M Rhodes the Court doth admit him to bail in the Sum of $2500.00 for himself and the same amount for his Surety. whereupon the said James M Rhodes together with Reynes Rhodes his Surety (who justified as to his Sufficiency) acknowledged themselves to be indebted to the Commonwealth of Virginia in the Sum of $2500.00 each to be levied of their respective goods & chattels lands & tenements for the use of the said Commonwealth of Virginia: each waiving the benefit of the Homestead Exemption as to this obligation. Yet upon this condition that the said James M. Rhodes does make his personal appearance before the Judge of this Court on Monday next the 7th day of this term of the Court and not to depart thence without leave of the Court.

Ordered That the following named persons be allowed the Sum opposite their names for their attendance and services at this term of the Court for the trial of Misdemeanor Cases and that the same be paid by the Treasurer of this County and certified to the Auditor of Public Accounts. Viz:

Cop?d.

Hiram Coffman	$3.00	Stephen Roadcap	$3.00	B F Berry	$2.00	John Lineaha	$3.00
G. M. Miller	$3.00	Wm C Hansum	$2.00	S. J. Butler	$2.00	W F Ritchie	1.00
A L Lindsay	$3.00	L B Harman	$2.00	Joseph H Maury	$1.00		
J. G. H Miller	$3.00	J. R. Bunman	$2.00	F. M. Brunk	$1.00		
James A. Rolston	$3.00	W R Lickey	$2.00	Noah Hoover	$1.00		

Ordered That this Court be adjourned until Monday morning next at 10 Oclock.

R. J. Johnston

At a County Court continued and held in and for the County of Rockingham at the Court House thereof on Monday August 23d 1880

Present Hon. Robert Johnston, presiding.

Commonwealth.
James M Rhodes } Upon an Indictment for Perjury

This day the Defendant James M. Rhodes, who was on Saturday last the 6th day of this term of the Court found guilty of a Misdemeanor by the Jurors impannelled and Sworn for the trial of this Cause, appeared in Court in discharge of his recognizance entered into on the said 6th day of this term of the Court, and the Court having fully considered his motion to set aside the verdict of the Jury, and grant him a new trial doth overrule the same, whereupon the said James M. Rhodes moved the Court in arrest of judgment, which motion upon consideration the Court doth also overrule, and doth fix the amount of his fine at $100.00

It is therefore considered by the Court that the Commonwealth of Virginia do recover of the said James M. Rhodes the sum of $100.00 Fine and her Costs by her in this behalf expended, and that he be confined in the Jail of this County for the period of twelve months, and thereafter until the said fine and costs are paid or he be discharged therefrom according to law.

And on the motion of the Defendant, the Court doth suspend the execution of this Sentence until the first day of the November Term next of this Court being November 15. 1880. in order that the Defendant may apply to the Circuit Court for a writ of Error. And thereupon the said Defendant James M. Rhodes moved the Court to admit him to bail, to said date, which motion on consideration the Court doth sustain, and doth fix the amount of bail at $2500.00 for himself and the same amount for his Surety. Whereupon the said James M Rhodes together with Cyrus Rhodes his Surety (who justified as to his sufficiency) acknowledged themselves to be indebted to the Commonwealth of Virginia in the sum of $2500.00 Each to be levied of their respective goods & chattels lands & tenements for the use of the said Commonwealth of Virginia, each waiving the benefit of the Homestead Exemption as to this obligation, Yet upon this condition that the said James M Rhodes does make his personal appearance before the Judge of this Court on the 1st day of the November Term next to this Court being November 1st 1880 and not depart thence without leave of the Court.

Ordered That this Court be adjourned until tomorrow morning at 10 Oclock

R. Johnston

At a County Court continued and held in and for the County of Rockingham at the Court House thereof on Tuesday August 24th 1880.

Present:- Hon Robert Johnston presiding.

The Shenandoah Valley Railroad Company Pltffs.
vs
Thomas Shifflett. S.H. Shifflett. Rosa Miller
Bettie L Miller. Susan Miller & Joseph Miller. Defts.
} Upon a Motion for Condemnation of Land.

It appearing to the Court that Comm'r. A.M. Newman, in pursuance of an order of this Court rendered at the June Term 1880, after giving the notice required by said order has made and returned his report, and no exceptions being filed thereto the same is approved and confirmed, and Geo. E. Sipe, General Receiver of this Court is hereby directed, in accordance with said report to pay to Chas. A. Vandear Admr. of Allen Vandear Dec'd the Sum of $500.00 less 20% thereof the proper Commissions to be retained by said Receiver. And it is further considered by the Court that the Defendants recover their costs in this behalf expended including said Commissions.

D.H. Rolston Sheriff of this County this day presented in Court an account against the Commonwealth of Virginia, amounting to the Sum of $5.50 for arresting Allen Devier &c & conveying Same to Jail distance 9 Miles 4¢ per mile Each way (72) 2 horses 1 for prisoner & one for guard ($1.00) 2 Guards fa. C. Kellgel & S.R. Coffman @ 75¢ ($1.50) 9 Miles travel by guards each way ($1.44) Toll (24¢) which being Sworn to was examined and allowed by the Court and ordered to be certified to the Auditor of Public Accounts for payment.

cop'd

D.H. Rolston Sheriff of this County this day presented in Court an account against the Commonwealth of Virginia amounting to the Sum of $1.00 for hire of Horse & Waggon to convey Louisa Minnick to the Court House of this County under an Attachment a witness in the case of the Commonwealth vs John A. McDorman which being Sworn to was examined and allowed by the Court and ordered to be certified to the Auditor of Public Accounts for payment:

cop'd

Wm R. Bowman. Pltff
vs
Wm Rehrer Dft
} Upon an interpleader.

This day came the parties by their Attorneys and neither party requiring a Jury the whole question of law and fact was submitted to the Court. And thereupon the Court having heard the evidence adduced and argument of Counsel is of opinion and doth determine that the 28 Bushels of wheat in Controversy in this Cause is the property of the plaintiff Wm R. Bowman and that the Defendant Wm Rehrer has no valid claim or lien under or by virtue of the Executions held by him against Wm H. Clatterbuck against said Wheat in the hands of the said plaintiff. And it is further considered by the Court that the plaintiff recover of the Defendant his costs by him in this behalf expended.

On the motion of Adam Showalter, a creditor, the unadministered Estate of Elizabeth Bright, dec'd, is committed to D.H. Rolston, Sheriff of Rockingham County, to be administered according to law.

Ordered. That this Court be adjourned until tomorrow morning at 10 o'clock.

R. Johnston

At a County Court continued and held in and for the County of Rockingham at the Court House thereof on Wednesday August 25th 1880.

Present. Hon Robert Johnston. presiding.

Ordered. That this Court be adjourned until tomorrow morning at 10 Oclock.

R. Johnston

Aug. 26, 1880. At a County Court continued and held in and for the County of Rockingham, at the Court House thereof, on Thursday, August 26, 1880.

Present.- Hon. Robert Johnston, presiding.

A. L. Thorpe Admr.
vs
Thompson Steele &c. } In Debt.

This day came the parties plaintiff and defendant, by counsel, and a jury being waived and the case submitted to the Court, doth adjudge that the plaintiff recover of the defendants, Thompson Steele, and James Steele, the sum of Eighty-five Dollars, with interest thereon from the 2nd day of February 1880, subject to a credit of $1.60 as of the 30th day of April 1880, and his costs by him, in this behalf expended.

Commonwealth,
vs
James M. Rhodes. } Upon an Indictment for Perjury.

Be it remembered, that, upon the trial of this cause the Defendant excepted to sundry rulings of the Court, and tendered his six Bills of Exceptions, Nos. 1-2-3-4-5 & 6- which are in the words & figures following to-wit:- "Commonwealth vs James M. Rhodes" &c. &c, which Bills of Exceptions may be signed, sealed and enrolled, and made part of the record in this cause, which is accordingly done. (Bills of Exceptions)

D. H. Rolston Sheriff of this County this day presented in Court an account against the Commonwealth of Virginia amounting to the sum of $2.42 for hire of horse & buggy to convey Nancy Devier a witness to the Court House under an attachment in Case of Commonwealth against John H. McDerman 1st 9 Miles travel each way @ 4¢ .72) Toll (20¢) which being sworn to was examined and allowed by the Court and ordered to be certified to the Auditor of Public Accounts for payment.

Cop'd

Upon the Petition of F. L. Kemper & 82 others praying for an appropriation of Money by the County to rebuild the Bridge across the North River at Port Republic.

Ordered That this Cause be placed upon the Courts Docket and Continued.

Ordered That this Court be adjourned until the first day of the next term.

R. Johnston

At a County Court held in and for the County of Rockingham at the Court-House thereof on Monday September 20th 1880.

Present. Hon Robert Johnston presiding.

The Clerk of this Court this day presented in Court a List of Deeds &c. received and admitted to record in the Clerk's Office of this Court at and since the last August Term thereof, which list being seen by the Court is ordered to be Spread upon the minutes, and is as follows. Viz:-

Mechanics Lien	D. D. Byerly		J. W. Showalter trste.
Partition of Land	G. A. Moffett	Abm. Bushong & John W. Lewis Commrs	Isaac Lohr.
"	"	Same.	Same to George Lohr.
Bargain & Sale	John J. Roller trste.		Mich. L. Showalter.
"	James A. Shipp trste		John M. Marden.
"	Simon Brunk & James M. Estep		Martin M. Brunk.
"	Conrad Rodeffer & D. M. Rodeffer	Exrs of John E. Rodeffer	Samuel Long
"	Lewis Strickler trste		Reuben K. Strickler.
"	Peachy R. Bertram	Trustee for Abseda A. Arrenstrut	Peter N. Armentrout.
"	Wm Shands	Special Commr.	R. D. Cookus
"	Franklin Steams		John H. Lewis
"	David C. Heisinger trste.		Emanuel J. Jewell.
"	Wm H. Miller trste	J. S. Harnsberger Spl. Commr.	The Shenandoah Valley Railroad Company
"	John M. Melhorn trste	& others.	Same Same
"	S. P. H. Miller trste	& J. S. Harnsberger Commrs Special	Same Same
"	William J. Kite trste.		Same. Same.
"	Andrew J. Blakemore trste		Lewis P. Coyner
"	A. D. Shifflett		Geo. H. Compton Trustee for Mary C. Shifflett
"	Abraham Burkholder trste		Martin Burkholder
"	Jesse Kiser trste.		Same
"	J. S. Harnsberger	Special Commr.	Reuben T. Lam.
"	Samuel Roller trste		George W. Harnson
Trust Deed	H. M. Brunk & J. M. Shifflett		James Kenney. Trustee.
Bargain & Sale	Abraham H. Spitzer trste.		Dabney Adams
Trust Deed	A. D. Armentrout trste		R. G. Patterson Trustee.
Deed of Trust	Dabney Adams trste.		Geo. G. Grattan Trustee.
Bargain & Sale	C. F. Kramer trste	& others heirs of Geo Kramer Dec'd	Joseph Endick.
"	William N. Wyeth trste		The Abbott Iron Company of Baltimore City
"	Samuel S. Reed trste.		Same
"	Same		Same
"	James Rumgardner Jr.	Commissioner	Same
"	John E. Roller	Assignee Peter N. H. Pickering & John N. Lee.	George W. Harnsberger.
"	Robert Wright trste.		Jacob James K. & Robert J. Wright.
Lien Note.	Franklin Liskey.		The Potapsco Guano Company of Balt'e
Bargain & Sale	Mary A. Shwalter	& others.	Mattie C. Shwalter.
"	Reuben L. Allen trste	Israel Allen Trustee	The Shenandoah Valley Railroad Co.
"	Reuben T. Lam trste.		Same
Lis Pendens	David F. Armentrout trste	& al & Seaman L. Hosler	William Liskey. A. D. Armentrout trste
Bargain & Sale	John E. Roller Commr	& Algernon M. White trste.	Elizabeth Fleet.
"	Chas. A. Maneey	Commr.	Ed. S. Conrad.
"	Theodosia Kelley	wid'w Stacey M. Wilson trste	Peter Guyer.
"	Joseph C. Latterbuck trste		Same
"	Peter K. Pence trste.		George Miller.
"	Samuel Yount trste		Rev'd Robert C. Walker & John A. Winfield

Trust Deed	Robert N. Gentry	to A M Newman Trustee.
Bargain Sale	Elizabeth James	Warren S. Luty.
" "	A. J. Baugher wife	Wm H. Hudlow.
" "	Samuel Blecher wife.	John le Wise.
Trust Deed	John le Wise wife &	B. L Kiser Trustee.
" "	Adalyne Shwalter.	B. L Kiser Trustee.
Bargain Sale	Nathan Rotzler.	David H Rotzler.
" "	Jackson Stamer wife.	Same
" "	J. B. Engle wife	Same
" "	Benjamin Ritchie wife.	William Fulk.
" "	J. S. Hamsberger Special Comm'r.	C. M. Hamsberger
" "	John W. H. Allemong wife	Harvey Kyle
" "	Harvey Kyle wife.	John W. H. Allemong
" "	John D. Hopkins wife	James F. Scott.
" "	John F. Bivz. & others.	John M. Huffman Guardian &c.;
" "	James H. Hume wife & William Hume wife &	Archibald Hopkins Jr.
" "	John L. Meisler wife.	Isaac Price
" "	John H. Mitchell wife.	Jacob Singer
" "	James H. Lilley wife.	Reuben May
" "	Edward S. Kemper wife & her Trustee	Margaret Mittenberger.

On the motion of Samuel M. Burkholder who made oath thereto according to law he appeared in Court and together with Joseph Heatwole his Surety (who justified as to his Sufficiency) entered into and acknowledged a bond in the penalty of $4000.00 Conditioned according to law (waiving the benefit of the Homestead Exemption as to this obligation) a certificate is granted him for obtaining letters of Administration in due form upon the Estate of Elizabeth Rhodes dec'd widow of Henry Rhodes.

And the Court doth appoint Hugh Swope, John Burk and Abram Burk to appraise the Estate of the said Elizabeth Rhodes dec'd after first being duly Sworn.

Joseph Miller who at the May Term 1872 of this Court qualified as the guardian of the Infant children of Calvin M Keegel dec'd this day appeared in Court and resigned the guardianship of said children And thereupon Geo. Wilbert & James H. Keegel appeared in Court in person and Albert S. Keegel by certificate & made choice of Mary E. Keegel as their guardian they being over the age of 14 years the Court doth appoint her do guardian as well for the above children as for Charles Keegle another Infant of C M Keegel dec'd under the age of 14 years. Whereupon the said Mary E. Keegle appeared in Court and together with George R. Nicholas her Surety (who justified as to his Sufficiency) entered into and acknowledged a bond in the penalty of $2500.00 Conditioned according to law. waiving the benefit of the Homestead Exemption as to this obligation and qualified as such guardian by taking the oath prescribed by law.

A License is this day granted to James Anderson on his application to distill Fruits at the residence of Wm L. Anderson in this County. which shall not be drunk within the house or curtilage where sold but shall be delivered to the purchaser in bottles. Jugs demijohns or other vessels. to be removed therefrom for the period of three months preceding to the year ending April 30. 1881. the Court

being fully Satisfied. upon hearing the evidence. that the applicant is a fit person and that the place of busniss is Suitable and convenient. and that the Specific tax required by law has been paid to the proper officer. and the applicant having executed a bond as required by law. with good Security. payable to the Commonwealth of Virginia. in a penalty of $250.00 conditioned for the faithful performance of all the requirements of the act of the general assembly of Virginia. entitled. "An act imposing a tax and prescribing regulations for collecting the same. on the privilege of selling wine. ardent Spirits. or Malt liquors. or any mixture. thereof within the limits of the Commonwealth. for the Support of the government and to pay the interest on the public debt. approved March 3. 1880

A. License is this day granted to John P. Pence on his application to Distill Fruit at his residence in this County. which shall not be drunk within the house or curtilage where sold. but shall be delivered to the purchaser in bottles. jugs. demijohns or other vessels. to be removed therefrom for a period less than three months within the year ending April 30. 1881. the Court being fully satisfied. upon hearing the evidence. that the applicant is a fit person. and that the place of busniss is suitable and convenient. and that the Specific tax required by law has been paid to the proper Officer. and the applicant having executed a bond as required by law. with good security payable to the Commonwealth of Virginia. in a penalty of $250.00 conditioned for the faithful performance of all the requirements of the act of the general assembly of Virginia. entitled. an act imposing a tax and prescribing regulations for collecting the same. on the privilege of selling wine. ardent Spirits or Malt Liquors. or any mixture thereof. within the limits of the Commonwealth for the Support of the government and to pay the interest on the Public debt. approved March 3. 1880.

A. License is this day grant to George W. Funk on his application to Distill Fruits at his residence in this County. which shall not be drunk within the house or curtilage where sold. but shall be delivered to the purchaser in bottles. jugs. demijohns. or other vessels to be removed therefrom for the period of three months during the year ending April 30. 1880. the Court being fully Satisfied. upon hearing the evidence. that the applicant is a fit person. and that the place of busniss is suitable and convenient. and that the Specific tax required by Law has been paid to the proper officer. and the applicant having executed a bond as required by law. with good security. payable to the Commonwealth of Virginia. in a penalty of $250.00 dollars. conditioned for the faithful performance of all the requirements of the act of the general assembly of Virginia. entitled "An Act imposing a tax and prescribing regulations for collecting the same on the privilege of selling wine. ardent Spirits or Malt liquors or any Mixture thereof within the limits of the Commonwealth for the Support of the government and to pay the interest on the Public debt. approved March 3. 1880.

The Shenandoah Valley Railroad Company } Motion for Condemnation of Land.
J. W. T. Sammels.

This day came again the parties by their Attorneys and it appearing that the report of A. M. Newman Commissioner made in pursuance of a former order of this Court has been filed more than ten days. the same is approved and confirmed and it appearing that the Sum of Sixteen Hundred and twenty Dollars has been paid by said Railroad Company into the hands of Geo. E. Pifer Genl. Receiver of this Court. it is ordered that said Receiver. out of the funds in his hands pay out in pursuance of said Report to Jacob E. Rinehedger the Sum of One

Thousand and Seventy Nine and 85/100. and to J.W.D. Samuels the Sum of Five Hundred and Seven and 75/100 Dollars. being the residue of said fund in his hands. left 20/0 on said $1620.00 the proper commissions of said Receiver. and this cause is ordered to be retired from the Docket.

On the Motion of Catharine Whitesel a Creditor. the Estate of Joseph Sipe. dec'd is committed to D.H. Rolston Sheriff of Rockingham County for administration it appearing to the Court that said decedent has been dead for more than three months without administration upon his estate.

C. P. McGuaide Recorder of the Town of Harrisonburg and as such a Justice of the Peace this day presented in Court an account against the Commonwealth of Virginia amounting to the Sum of $1.00 for issuing warrant for the arrest of William Layton. (50¢) Examination of same (50¢) which being Sworn to was examined and allowed by the Court and ordered to be certified to the Auditor of Public Accounts for payment.

Dr. Reves Tatum. this day presented in Court an account against the Commonwealth of Virginia. amounting to the Sum of $5.00 for Examination of Martha Blackwell a Lunatic Before Commission which being Sworn to was examined and allowed by the Court. and ordered to be certified to the Auditor of Public Accounts for payment.

J.T. Kenaner. Constable for Stonewall District in this County this day presented in Court an account against The Commonwealth. of Virginia. amounting to the Sum of $3.19 for arrest of Jack Byrd charged with Felony ($1.00) 1 Guard 1 day (75¢) Traveling 18 Miles & Returning $1.44 which being Sworn to was examined and allowed by the Court and ordered to be certified to the Auditor of Public Accounts for payment.

It is ordered that the order entered at the August term last of this Court allowing to L. le Keegell Special Constable an account against the Commonwealth of Virginia amounting to the Sum of $1.20 be set aside.

L. le Keegel. Special Constable. this day presented in Court an account against the Commonwealth of Virginia amounting to the Sum of $1.80 for arresting of Joseph Smith charged with Felony $1.00 Summoning 4 witnesses @ 20¢ (80¢) the justice having certified to the Materiality of said Witnesses which being Sworn to was examined and allowed by the Court and ordered to be certified to the Auditor of Public Accounts for payment.

Jacob Funkhouser a Justice of the Peace for Central District in this County this day paid into Court the Sum of $1.00 it being the amount of a Judgment for fine rendered by him on the 19 day of July 1880 in the Case of the Commonwealth ⊙

On the motion of Mrs J. Chrisman by Counsel. Wm B. Compton Atty Specially representing the Commonwealth by request of G.G. Grattan Commonwealths Attorney The Treasurer of Rockingham County & the Assessor of Central District of said County being present in Court & examined. It appearing to the Court that Mrs J. Chrisman owner of a Tract of 279 Acres 3 Roods & 30 poles of land in Central Dist of the County of Rockingham assessed in the name of John A. Hopkins Estate had been erroneously & excessively taxed upon a tract of land known as

the Hopkins Mill property to the extent of $1000- of its value and that by reason of said Error said Lehrman has paid in excess of the taxes properly chargeable thereon as follows. Viz:- for the year 1878. State Tax $5.00 County Tax $5.70 For the year 1879 State Tax $5.00 County Tax $5.70. It is ordered that said Sums so paid in Excess of the true amount of tax upon said land be refunded to said Lehrman by the Treasurer.

John Niswander Committee for Malinda Correll a person of unsound mind this day presented in Court an account against the Commonwealth of Virginia amounting to the Sum of $37.37 for the Support & care of the said Malinda Correll a Lunatic from May 27th to September 20th 1880 (date of his resignation as said committee) 3 Months and 24 days @ $100.00 per year ($31.37) and Clothing for Same for 3 Mos. & 24 days @ $1.50 per Mo. ($5.70) which being Sworn to was examined and allowed by the Court and ordered to be certified to the Auditor of Public Accounts for payment.

C of D. & d.

This day came John Niswander in Open Court & resigned his appointment as Committee of Malinda Correll a person of unsound mind.
Whereupon upon the motion of Samuel Empsucker the Court appointed him as Committee of the said Malinda Correll. he. the said Samuel Empsucker to have the care. custody and Maintenance of the said Malinda Correll until the further order of this Court. and to be allowed therefor the Sum of $100.00 annually for board and attention payable quarterly from the 20th day of Septr 1880. and at the rate of $1.00 per Month for Clothing.

C of D & Sent to Auditor

Ordered. That this Court be adjourned until tomorrow morning at 10 Oclock.

R. Johnston

At a County Court continued and held in for the County of Rockingham. at the Court House thereof. on Tuesday September 21. 1880

Present. Hon. Robert Johnston presiding.

The Petition of D. L. Kemper and others for an appropriation of money to rebuild the Bridge at Port Republic across North River. came on this day to be heard. and the Court not being advised as to the necessity. expediency & practicability of rebuilding said Bridge. does appoint Henry B. Harnsberger. Samuel Shacklett. John C. Wood. J. W. F. Allemong and E. S. Kemper to go upon the premises on the 4th day of October 1880. and make the necessary enquiry and examination. and ascertain and report the necessity of the rebuilding of said bridge. the condition of the abutment. the quantity of rock and other Material of the former bridge yet remaining that can be used in rebuilding said bridge besides the abutment the probable Cost of rebuilding said bridge and what amount of money can be raised by local Subscription towards the rebuilding of said bridge. And that they also report such other matters as they may deem necessary and pertinent to the object of this enquiry.

A license is this day granted to John M. Baiglebaugh on his application to Distill Fruits at his Distillery near Timberville in this County. which shall not be drunk in the House or Cabbage where sold but shall be delivered to the purchas

in bottles. Jugs. demijohns. or other vessels. to be removed therefrom. for a period not to exceed 89 Days previous to April 30. 1881. the Court being fully Satisfied. upon hearing the evidence. that the applicant is a fit person. and that the place of business is Suitable and Convenient. and that the Specific tax required by law has been paid to the proper Officer. and the applicant having executed a bond as required by law: with good Security. payable to the Commonwealth of Virginia. in a penalty of $250.00 Conditioned for the faithful performance of all the requirements of the act of the general Assembly of Virginia. entitled. "An act imposing a tax and prescribing regulations for Collecting the same. on the privilege of Selling wine. Ardent Spirits. or Malt liquors. or any mixture thereof. within the limits of the Commonwealth. for the Support of the government and to pay the interest on the public debt" Approved March 3. 1880.

A. J. Myers
To
Samuel Dwier & Samuel H. Myers. } Upon a Writ of Habeas Corpus.

This day A. J. Myers was brought into Court by Samuel Dwier & Samuel H. Myers in obedience to the writ of Habeas Corpus yesterday awarded, and to them directed. And the said Samuel Dwier and Samuel H. Myers answered that the said A. J. Myers was taken into custody by them. under and in pursuance of a bond executed by them to the Commonwealth of Virginia, under Section 15 Chap. 82 of the Code of 1873. with the condition to restrain and take proper care of the said A. J. Myers as a lunatic. until the cause of his Confinement shall cease. and for no other. Cause. And it appearing to the Court from said answer and the testimony offered. that the cause of Confinement of the said A. J. Myers hath ceased. It seems to the Court that the said A. J. Myers is illegally detained in custody. And it is therefore ordered that he be discharged.

Isaac Acker and David Shirkey.
To
Henry J. Showalter. } Upon a Petition.

Upon motion of the plaintiffs by Counsel their petition is ordered to be docketed. and process is awarded against the said Henry J. Showalter returnable to the first day of the next term of this Court. requiring him to answer said petition. and it appearing to the Court that there is some doubt as to the right of the Road Commissioner W. F. Bowers to remove the fence of petitioners mentioned in his notice of Sept 10 1880. he is ordered not to take any further Steps towards the removal of said fence until the further order of this Court.

Commonwealth.
To
The Balt & Ohio R.R. Co. } Upon an Indictment for Violation of Sabbath.

Commonwealth.
To
The Valley Railroad Co. } Upon an Indictment for Violation of Sabbath

This day came as well the Defendants in the two foregoing Causes by their Counsel as the Attorney for the Commonwealth. and thereupon the Defendants moved the Court to quash the said Indictments which motion upon consideration the Court doth Sustain. It is therefore considered by the Court that the said Indictments be quashed. and that the defendants go hence without day.

This day came Henry Hansberger who alleges that he is aggrieved by an entry in the land books made by J. M. Rose Assessor of the Revenue for Stonewall District

in this County in the years 1878 & 1879 whereby the said Henry Hansberger is charged with $23.72 State tax and $29.65 County taxes on a tract of land containing 251 A. 1 R. described as lying in said District on the Shenandoah River and thereupon the said Henry Hansberger moved the Court to exonerate him from the payment of $5.71 the taxes so erroneously charged against the said Henry Hansberger for the year 1878 and the sum of 5.71 the taxes so erroneously charged against the said Henry Hansberger for the year 1879 which motion was defended by George G. Grattan. Esqr. Attorney for the Commonwealth for said County and the said J. M. Kolp who made the assessment was examined as a witness touching the application. And it appearing that said book in which said alleged erroneous entry have been made was certified by the Clerk of the County Court of this County on the day of October 1878 & 9 and that application for redress against this erroneous entry was made on this day for the first time and it appearing that the said Henry Hansberger is charged with 27 acres of land more than belonged to him that it should have been 224¼ acres instead of 251¼ acres of land and that said Henry Hansberger is improperly charged with 27 Acres of land. all of which the Court certifies as facts proven upon the application aforesaid. On Consideration whereof and from such facts so proved. the Court is satisfied that said Henry Hansberger is erroneously charged on said books with 27 acres of Land and with taxes amounting to the sum of $1.42 Whereupon it is ordered that the said assessment be corrected from 251¼ Acres to 224¼ Acres on the Assessors books of said District. that Henry Hansberger be exonerated from the payment of $1.42 taxes so erroneously charged of which $.08 is State & $1.34 is County tax & that it be refunded to the said Henry Hansberger if already paid.

On the application of R. G. Coakley. Jacob Dundore. David B. Shoemaker & others for the establishment of a Public Road 20 ft. wide commencing at the Dayton Public Road near John Zengers and running Northwest a distance of about One Mile to intersect the Rawley Spring Road near Mathiners Mill.

1+4 Copies issd.

The Commissioners D. J. S. Conrad. James A. Kettle & Jos. N. Rhodes appointed at the March Term last of this Court to view and report upon said road having returned their report together with a diagram and Survey of said route.

It is ordered that said report be filed. and that the following named land owners along the line of said proposed road to wit: Jacob Zenger. Jos. A. Franks heirs. heirs of Peter Mathiners dec'd and M. N. Spitzer be Summoned to appear before this Court on the 1st day of the October Term next being Octo. 18. 1880 to Show cause if any they can why the road petitioned for as aforesaid. shall not be opened and established through their land agreeably to the report of the viewers

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Simon Oestreicher a Native of Austria this day appeared in Court and on oath declared that it is bona fide his intention to become a Citizen of the United States; and to renounce forever all allegiance and fidelity to any Foreign Prince. Potentate. State or Sovereignty. whatever. and particularly to Joseph Francis Emperor of Austria.

Jonas Keller aged about 50 years a Native of Austria and owing allegiance to Joseph Francis Emperor of Austria. appeared in Court and made application to be admitted a citizen of the United States. and it appearing to the satisfaction of the Court. that he arrived in the United States more than five years previous to the date hereof. and the said Jonas Keller also exhibited an attested copy of an order of the County Court of Augusta County. showing that more than two years ago he had declared on oath. in the said Court his intention. to

become a citizen of the United States. and it being proved to the Satisfaction of the Court by the testimony of Simon Oestreicher who was examined on oath that he has resided in the State of Virginia for one year. and during that time has behaved as a man of good character. attached to the principles of the Constitution of the United States. and well disposed to the good order and happiness of the same. It is therefore ordered by the Court that the said Jonas Keller be admitted a citizen of the United States upon his taking the oaths prescribed by the laws in regard to naturalization. And thereupon the said Jonas Keller declared on oath in open Court. that he will support the Constitution of the United States. and that he doth absolutely and entirely renounce and abjure all allegiance and fidelity to every foreign Prince. Potentate. State or Sovereignty. whatever and particularly to Joseph Francis Emperor of Austria. and that he will support the Constitution of Virginia.

Ordered That this Court be adjourned until tomorrow morning at 10 Oclock.

R Johnston

At a County Court continued and held in and for the County of Rockingham at the Court House thereof. on Wednesday September 22nd. 1880.

Present:- Wm. Robert Johnston presiding.

D. H. M. Newman. Comm'r of Accounts for this County. having presented his report as required by Act of General Assembly approved April 1 1879 in regard to the form. condition and Solvency of the Sureties on the Official bond of Sam'l R. Sterling Treasurer of this County. Showing that said bond is in due form and Sufficient in penalty &c. which is ordered to be filed.

On the petition of John F Lewis others for an appropriation by the County of Rockingham in aid of the citizens in the construction of a Bridge across the Shenandoah River. at Some point between the farms of Robert Weaver & the Southern end of the Farm of the Misses Strayer.

It is ordered that John I. Wood. Edward S. Kemper. George Chrisman Albert S. Nicholas & G. W. Maury. be and they are hereby appointed viewers. any three of whom may act. whose duty it shall be to examine & report upon the points suggested for the location of such bridge reporting Specially the advantages & disadvantages of the proposed bridge & the relative advantages & disadvantages of the rival points proposed for the location of said bridge. They shall report all matters in their opinion bearing upon the necessity or propriety of the Establishment of said bridge. together with the names of the parties whose lands will be taken for the purposes of construction of & access to said bridge. with the damages claimed by each. & the probable amount to which in the opinion of the viewers each of said land owners will be entitled. They shall also report the probable cost of said bridge the amount which can probably be raised by private Subscription for its construction the Space to be Spanned & such other matters as in their opinion may tend to enable the Court intelligently to act upon said petition. said viewers shall append to their report a Statement of the number of days each Viewer & Surveyor was employed in Executing this

order which Statement shall be Sworn to before a Justice of the Peace or Notary Public who shall certify the same.

Edward S. Peale &c. Plffs.
Margaret M Peale &c. Defts. } Upon an Attachment

This day came the parties plaintiffs and Defendants by Counsel and the defendants by their Counsel having moved the Court to quash said attachment the Court doth sustain said motion. And therefore doth order that said Attachment be and is hereby abated. and this cause is ordered to be Struck from the docket with costs to the defendants.

The Shenandoah Valley Railroad Company. } Upon a Motion for Condemnation of Land
J. W. P. Sammels.

This day came again the parties by their attorneys. And the Court doth consider that the said defendant recover of the plaintiffs his costs in this behalf expended including in said costs the Sum of $32.40 Commissioners allowed the General Receiver of this Court upon the $1620.00 paid into Court as land damages.

On the Application of C. M. Killian Isaac N. Miller & A. Lewis. others for the Establishment of Public Road from a point near Johnstons Store on the Port Republic and Harrisonburg Road at P. K. Pence's running thence on the line between the farms of Isaac N. Miller & P. K. Pence then on the line between said Pence and C. M. Killian then over the line between the farms of W. P. Roudabush and George Miller then over the line between the farms of Mrs Joshua Pence and Geo W. Kemper and thence a short distance through the farm of Mrs. A. E. Strayer Sisters to the Road leading from McGaheysville to Port Republic.

15 Copies iss'd.

The Court doth appoint G. W. Mauzy. John I. Wood & Isaac Long. viewers. to view the ground. and the report to this Court at its next term. the conveniences and inconveniences that will result. as well to individuals as to the public. if such road should be established as proposed. and especially whether any yard. garden orchard. or any part thereof will have to be taken.

They shall further report the facts and circumstances in their opinion. useful in enabling the Court to determine the expediency of establishing the road.

The shall report the names of the land-owners on Such route. and State which of them require compensation; the probable amount. in their opinion. to which such party may be entitled. and any other matter which they may deem pertinent.

The shall not locate any route on which there may be a grade at any one point exceeding Six degrees. and shall endeavor to locate a route which shall not exceed five degrees at any one point. A Map or diagram of the route. with Curves and distances. shall be returned with their report. A Statement of the number of days each viewer and Surveyor was employed in executing this order. shall be appended to the report. and Sworn to before a Justice of the Peace or other officer. who shall append his certificate to the Same. Any defect in the action or report of the viewers will debar them from receiving pay for their Services.

On the application of J. B. Webb. Owens & Emerick. M. J. Meyerhoeffer others for the establishment of a Public Road Starting from the Keezletown Road near Crop Keys to meet at the Friedens Lehmah Road The Road already granted from Pleasant Valley Depot to the Friedens Lehmah Road) distance Hardly 3/4 of a Mile

105 Copies iss'd.

The Commissioners Elijah Huffman. M. J. Allaffer and Elias Brown appointed at the July Term last of this Court. to view and report upon said road having returned

their report together with a diagram and Survey of said road and recommend the establishment of the Same.
It is ordered that said report be filed. and that the following named land owners along the line of said proposed road to-wit. D. J. D. Webb Tenant of the Estate of Wm Maggie Kemper dec'd John McKee. M. J. Kinkle Hamilton Baskins & Peter A Whitesel Jno. be Summoned to appear before this Court on the 1st day of the October Term next being Octo. 18. 1880 to shew cause if any they can why the road petitioned for as aforesaid shall not be opened and established through their lands agreeably to the report of the viewers.

On the Application of A. S. Bader J. S. Runcle. S. M. Hammen others for the Establishment of a Public Road leading from the Mount Zion Church Road through by Jacob Weasts to the Rockingham Turnpike about two Miles East of McGaheysville The Commissioners W. D. McGahey. John B. Ammon & G. H. Miller appointed at the
183 copies issd. April Term last of this Court to view and report upon said road. having returned their report together with a diagram and Survey of said road. ~~and~~
It is ordered that the following named land-owners along the line of said proposed road to-wit: Jacob Weast. John Werner & J. S. Fry be Summoned to appear before this Court on the 1st day of the October Term next being Octo 18 1880. to shew cause if any they can why the road petitioned for as aforesaid shall not be opened and established through their lands agreeably to the report of the viewers.

Charles A Sprinkel. Pltff.
Joseph D. Ward. Deft. } Upon an Attachment.

This day came the Plaintiff. by Counsel. and the Defendant being Solemnly called came not. whereupon evidence was introduced to prove that the Defendant had removed from this State. and that the Plaintiff's demand was just.
It is therefore considered by the Court that the Plaintiff recover from the Defendant the Sum of $76.65 with interest thereon from the 20th day of December 1879. till paid and his Costs by him in this behalf expended.
And it is further ordered that the property levied upon to Satisfy this attachment be sold at public auction by the officer who levied the Same, for Cash after first giving ten days notice of the time, place and terms of Sale or a sufficient portion thereof as will be necessary to Satisfy the amount of said Attachment, with interest thereon as aforesaid. and the Costs thereof and the costs of this proceeding. and make report to the next term of this Court.

Sigmund Wise a Native of Austria this day appeared in Court and on Oath declared that it is bona fide his intention to become a citizen of the
cop'd. United States. and to renounce forever all allegiance and fidelity to any
v. Foreign Prince. Potentate. State or Sovereignty, whatever, and particularly to Joseph Fraderis Emperor of Austria.

L. F. Gaither Special Constable, this day presented in Court an Account against the Commonwealth of Virginia, amounting to the Sum of $1.80 for arrest of Eadie
cop'd to Brown charged with Felony ($1.00) Summoning 2 Witnesses @ 20¢ (40¢) which being Sworn
E. R Sterling to was examined and allowed by the Court and ordered to be certified to the Auditor of Public Accounts for payment.

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cop'd to E.R.S. L. F. Gaither, Special Constable. this day presented in Court an account against the Commonwealth of Virginia. amounting to the Sum of $6.20 for arrest of

P. Sheffey Sipe charged with Misdemeanor ($5) Summoning 1 Witness ($20) Board of Guard and Prisoner & Lodging ($1.00) Guard duty of John Bailey 1 2/3 days ($1.25) 12 1/2 Miles travel conveying Defendant to Jail & same in returning @ 4¢ per Mile ($1.00) One Guard 75¢ Horse & Wagon to Convey Prisoner ($1.50) which being Sworn to was examined and allowed by the Court and ordered to be certified to the Auditor of Public Accounts for payment.

It is ordered that the ordered entered at the July Term last of this Court allowing to D. H. Rolston Sheriff & Jailor of this County an account against the Commonwealth of Virginia amounting to the Sum of $35.16 for the Care & Support of Sundry Lunatics be set aside.

D. H. Rolston Sheriff & Jailor of this County this day presented in Court an account against The Commonwealth of Virginia amounting to the Sum of $34.66 for Keeping & Supporting Maranda A. Curry lost a Lunatic from May 16 to July 15. 1880 ($24.40) Clothing for Same 1/6 of a year @ 24.00 per year ($4.00) For Keeping & Supporting Allen Devrei from July 9 to July 15 1880 ($2.80) Clothing for Same for 7/30 of a Mo. @ $30.00 per year (50¢) Keeping & Supporting Jacob H. Gaither a Lunatic from July 10 to July 15/80 ($2.40) Clothing for Same for 1/5 of a Month at $30 per year (50¢) which being Sworn to was examined and allowed by the Court and ordered to be certified to the Auditor of Public Accounts for payment.

cop. & d.

D. H. Rolston Sheriff & Jailor of this County this day presented in Court an Account against the Commonwealth of Virginia amounting to the Sum of $46.20 for Keeping & Supporting Jacob H. Gaither a Lunatic in Jail from July 16 to July 23/80 $3.20 Clothing for Same 4/15 of a Month at $30.00 per Year (25¢)

cop. & d.

Keeping & Supporting Maranda A Curry lost a Lunatic from July 16 to Aug 12/80 $11.20 Clothing for 14/15 of a Months @ $24. per year $1.60 for Keeping & Supporting Allen Devrei a Lunatic from July 16 to Aug 12/80 $11.20 Clothing for Same for 14/15 of a Month @ $30 per year $2.30 Keeping & Supporting Martha Blackwell a Lunatic from Aug 11/80 to Sept 15 1880 $14.40 Clothing for Same 1/2 of a year @ $24.00 per yr. $2.00 which being Sworn to was examined and allowed by the Court and ordered to be certified to the Auditor of Public Accounts for payment.

See order setting this a/c aside & allowing another a/c at October Term

D. H. Rolston Sheriff & Jailor of this County this day presented in Court an Account against the Commonwealth of Virginia amounting to the Sum of $57.15 for Keeping & Supporting Sundry prisoners covering a period from July 16 to Sept. 15. 1880 which being Sworn to was examined and allowed by the Court and ordered to be certified to the Auditor of Public Accounts for payment.

cop. & d.

Ordered That J. T. Logan. Clerk of this Court be allowed the Sum of $90.00 for 25 days services in Copying and examing Land Books (5 Districts for Year 1879 for Land Assessed ($75.00) & 5 days services in copying transfers for 1879 & to Aug 1. 1880 ($15.00) and that the same be certified to the Treasurer of this County for payment out of the levy for the year 1880.

On the motion of J. Hopkins Rolston Assessor of Lands for Central District in this County. the Court doth appoint David R. Heativole as assistant Assessor for said District who shall before entering upon the duties of his said office execute a bond in the penalty of $2000.00 & conditioned as the law directs and qualify by taking the oaths prescribed by law.

J. Hopkins Rolston. D. B. Armentrout & John Funk Commissioners appointed at the

August Term last of this Court to assign Dower to Elizabeth Funk widow of Solomon Funk dec'd in the lands of her deceased husband. having made their report to Court. the same is ordered to be filed.

Samuel R. Sterling Treasurer of Rockingham County. this day presented in Court lists of insolvents for the Non payment of Capitation & Property Tax. and Real Estate delinquent for the Non payment of tax thereon for the year 1879 for the Several Districts in this County with the oath of the said Treasurer at the foot thereof thereto Subscribed and accompanied by the written opinion of the Commissioners and Supervisors in the Several Districts aforesaid touching the propriety of such lists and each case therein verified by their oaths thereto annexed. Also Lists of Improper Assessments of Lands in said Districts and Insolvents Licenses for Central & Plains Districts for said year 1879. with the oath of the said Treasurer at the foot thereof thereto Subscribed and accompanied by the written opinion of the Commissioner of the Revenue in the said Districts touching the propriety of Such lists and each case contained therein. verified by their oaths thereto annexed. which said lists after being examined by the Court and the Court being Satisfied of the Correctness of the same. doth order that Copies thereof be certified to the Auditor of Public Accounts by the Clerk of this Court.

Ordered. That this Court be adjourned until to-morrow morning at 10 Oclock

R. Johnston

At a County Court continued and held in and for the County of Rockingham at the Court House thereof. on Thursday September 23d 1880.

Present Hon Robert Johnston presiding.

The Shenandoah Valley Railroad Company. Plff.

John I. Wood. & others. Defts. } Upon a Motion for Condemnation of Lands.

This day came again the Plaintiffs by their Atty. and it appearing to the Court that the Report of R. L. Daingerfield Comr. made in pursuance of a former order of this Court has been filed more than ten days. there being no exceptions thereto, the same is approved and confirmed, and it further appearing that the sum of Seven Hundred Dollars has been paid by said Railroad Company into the hands of Geo. E. Sipe, Gen. Receiver of this Court to the credit of this cause, and it further appearing that said Geo. E. Sipe, Gen. Recvr. has paid to Elizabeth Sellers the sum of Three Hundred Dollars in part of amounts due said Eliz. Sellers out of the funds in this cause, the payment made by said Recvr. is hereby ratified, and said Receiver is hereby further directed, in accordance with said Report, to pay to said Eliz. Sellers, the further sum of Fifty Dollars less 3% on $350.00 the share of said Eliz. Sellers, which deduction said Recvr. is entitled to retain as his proper commissions on said sum and said Geo. E. Sipe, Gen. Recvr. is further directed to pay to Anna P. Maggard the sum of $350.00 less 3% thereon, the proper commissions of said Recvr. And it is further considered, that Defendants Eliz. Sellers and Anna P. Maggard recover their costs by them expended, in this behalf, from the said

in this cause, appointing D. A. Heatwole, G. T. Barlow and others, Commissioners, including the said Commission retained by said Recr; but it is further considered that the Plaintiffs recover their costs accrued in this cause since the appointment of said Commissioners, and this cause is stricken from the Docket.

It appearing to the Court from an examination of the Settlement made by A. M. Newman, Commr. of Accounts, and this day filed, in the matter of Daniel A. Kline, Committee for Elizabeth Simmons a Lunatic, that there is due to said Committee a balance of $141.16/100 (after applying rents, &c, of said Lunatic's Land,) for the care and board of said Elizabeth Simmons from Sept. 20, 1879 to Sept. 20, 1880, which the Court doth allow, and orders that the same be certified to the Auditor of Public Accounts for payment.

cpc.

It appearing to the Court, from personal examination thereof, that the Registration Book for Harrisonburg Precinct in Central Township of this County, containing the names of the White voters, is in a bad condition, and considerably damaged by use, &c, It is ordered that the Clerk of this Court furnish Ran. D. Leuchen, Registrar of said precinct, a new Registration Book, and that the said Leuchen do transcribe in alphabetical order the names of all the white voters appearing upon the present Registration Book and every other original entry that may appear thereon. When said Book shall have been so transcribed, the said Leuchen shall submit the same to Wm. Shands, John E. Roller & J. T. Logan (who are hereby appointed a Committee) for the examination thereof, and they are hereby directed to append at the foot of said Book, a certificate of correctness or incorrectness, and return the same to this Court.

Ordered. That this Court be adjourned until the first day of the next Term.

R. Johnston

Virginia:- Rockingham County:-

In Vacation.- I, Robert Johnston do hereby certify that I have this day appointed Wm. C. Funk as Registrar and also as Judge of Election, at Singer's Glen Precinct, to fill vacancies occasioned by the death of Solomon Funk, and the oath of said Funk, as Registrar is returned to the Clerk's Office of said Court. October 4, 1880.