ROCKINGHAM COUNTY CIRCUIT COURT
HARRISONBURG, VA

MINUTE BOOK

1867-1868

State of Virginia to wit

At a Court held for Rockingham County at the Court-house thereof on Monday the 18th day February 1867

Present

O C Sterling P J. Geo W Yancey. Lewis Lirell
George Wittig

The Clerk of this Court presented in Court a list of deed and other writings admitted to record in his office during the month of January 1867 which being seen and inspected by the Court, is ordered to be entered on the minutes as follows to wit

A Deed of Bargain & Sale from Jacob Bigot & wife to Benjamin Coroner
Same from Augustus Hopkins to George S Christie
Same from Henry Brandwine & wife to Frances McCrarie
Same from Wm D Covington & wife to E A Leah
A Mortgage from S M Bowman & wife & to Jonas A Lavenbach
A Deed of Bargain & Sale from G W M Evers & wife to George Armentrout
Same from Joseph D Price & wife to Martin Emmert
Same from John Zimmerman & wife to J H Swank
Same from Joseph Miller & wife to Samuel Miller
Same from John Paul & wife to Same & trustees
Same from Nelvel Rogers & wife to John Mesperly
Same from B M Parrett & wife to Wm L Wright
Same from Martha D Gratton to John D Wise
A Deed of Trust from Jno W Maston to M J Zirkle in Trust for M Brenneman
A Deed of Bargain & Sale from Franklin Pence & wife to Abm Bowman
Same from Wm Kite & wife to David Shinespring
Same from Wm Peters & wife to Hugh Morrison
Same from A L Lindsey & wife to S M Dickson
Same from John D Kline's exr to Samuel Zigler
Same from Allen Dever & to John Swartz
A Deed of Release from Levi Minnick & wife to Straker Moy
A Deed of Bargain & Sale from Samuel Shank D's exr to Abner Ganaway
Same from H J Shavatter & wife to Joseph Coffman &
Same from D B Riswander & wife to Jacob J Frank
Same from Jacob J Frank & wife to John W Beery
Same from N K Dint Comr to Samuel Baker's heirs
An Agreement between Henry Forflinger to John Forflinger
A Deed of Bargain & Sale from J L Roller & wife to George W Berlin
A Deed of Trust from Michael Hesse to G W Berlin in Trust for Jno A Caphinn
A Deed of Bargain & Sale from Thomas Cummins to Martin Fogle
Same from R N Beale to John Suetz
Same from Robert A Gray & wife to Robert Vickers & Wm Ewin

Commonwealth v A J Shavatter upon a rules for failing to attend at the Nov term last. for reasons appearing to the Court it is ordered that the said rule be discharged

A Settlement of the estate of Susan Conrad dec'd having been filed in the Clerks Office of this Court for the time prescribed by law. it was presented in Court and no exception being offered thereto the same is confirmed and ordered to be recorded

Same of the estate of John Dovel dec'd

The Same order

Same of the estate of R M Style dec'd

The Same order

Same of the same estate

The Same order

Same of the same estate

The Same order

Same of the Guard'p of Frances Weaver

The Same order

Same of the estate of Joseph J Frank

The Same order

Joseph P Bowser produced in Court Credentials of his ordination and also of his ordination vales of his being in regular communion with the Church called the "Methodist Episcopal" took the oath of allegiance to the Commonwealth and entered into Bond with security in the penalty and conditioned as the law requires authority is granted him to celebrate the Rites of Matrimony according to law between any persons to him regularly applying therefor within this State

Ordered that all the justices of the County of Rockingham be summoned to meet at the Court House of this County on Monday the 25th day of Feby 1867. to take into consideration the propriety of instructing proxies for the County to transfer the stock of Rockingham County in the Manassas Gap Rail Road Company to the Orange & Alexandria Rail Road Company and for taking such other actions as may be deemed proper and necessary in the premises

Jackson Knopp Constable presented in Court an account against the Commonwealth amounting to $29.20 which was sworn to in Court of the said Knopp & being sworn to by Jos L Bonnyclabor Wm S Roode before Wm D Frank Deputy Clerk of this Court & by John C Roark before a justice of the peace was presented in & and examined and allowed by the Court and ordered to be certified to the Auditor of Public accounts

Oscar F A Perkey Constable for the 2nd Magesterial District of this County. by his Counsil appeared and resigned his office as such Constable

Commonwealth

vs

Henry Harnsberger Jr } Upon a Rule for failing to attend as a juror at the Nov Term last

On Motion of the deft & for reasons appearing to the Court it is ordered that the said rule be discharged

Ordered that the Overseers of the Poor for this County bind out according to law Annie Winegord aged 8 years to Eli Keevan until she arrives to the age of 18 years. and at the end of her apprenticeship the said Eli Keevan shall pay her the sum of $20-

Present Peter Paul Gent Justice

George W Yancey Pltff

vs } Upon an Attachment

Abraham Earman Deft

This day came the pltff by his attorney and the Isaac Paul Probt C Houston Augustin Armentrout Adam H Brewer & Benjn Glover who have been summoned to appear as garnishees in this cause. being solemnly called and not appearing it is ordered that they be severally summoned to appear here on the 3d day of this Court to shew cause if any they can why they shall not be fined & attached for their failure aforesaid

Jacob Miller Pltff

vs } Upon a Notice

George W Hogan admr of Martin Cromer Deft

This day came the parties and the deft appeared in Court and refused to give a new bond & security as admr of Martin Cromer it is therefore ordered that his power and authority as such admr be revoked and annulled

Wm W Harke foreman. Charles W Harnsberger. AS Nicholas. Wm D Yancey Addison Royer. George Deeds. Lewis Strickler. Joseph Wampler. Samuel Sheets Robert Bowman. Alpheus C Rohr. Samuel J Shanks. Caleb Dean. Calvin M Riggle John Niswander. Christian Showalter. John N Brown. James Black. Jonas Early John Rife. Jacob Sipsel and Jacob C Lane. were sworn a Grand Jury of inquest of and for the body of the County of Rockingham. and having received their charge retired from the bar to consider of their presentments. and after some time returned in to Court and presented the following named indictments viz an Indictment against Wheaton Ritchie for Petit Larceny a true bill. an Indictment against Thomas Branham for an assault & battery a true bill. an Indictment against Edward Feaders & Nancy Ambrose for Lewd & Lascivious Cohabitation & Fornication a true bill. an Indictment against George W Airey for fornication a true bill an Indictment against John Bright for an assault & battery a true bill. an Indictment against Jacob P Effinger for unlawfully selling merchandise without license a true bill. An Indictment against Michael H See for an assault & battery a true bill. An Indictment against David Lawson for an assault & battery a true bill. an Indictment against Dawson Fox & William Newman for Petit Larceny a true bill. and the said Grand Jury not having any further business before them were discharged

Commonwealth
vs
Wm Newman
} Upon an Indictment

The deft was this day led to the bar in custody of the Sheriff and pleaded Not Guilty. to which the attorney for the Commonwealth replied generally. and thereupon the deft was discharged from custody

The last will and testament of Frederick Cupp dec'd with three codicils annexed was presented in Court and the same was proved by the oaths of William F Kaircofe & Nd Blakemore two of the subscribing witnesses thereto. and the first codicil by the oaths of Robert Black & A N Black two of the subscribing witnesses thereto. the 2d codicil by the oaths of Robert Black. Michael Wine. Wm S Showalter & Joshua Cupp. and the third codicil by the oaths of Robert Black & Joshua Cupp. and all ordered to be recorded. and on the Motion of John Cupp & John McKaircofe the executors therein named who made oath thereto according to law and together Daniel Cupp and Michael Wine their securities (who justified as to their sufficiency) entered into and acknowledged a bond in the penalty of $6000. conditioned as the law requires. a certificate is granted them for obtaining a probate of said will in due form

Ordered that John McKaircofe. Joshua Cupp. Wm Beard. Michael Wine or any three of them being first duly sworn for that purpose do appraise the estate of Frederick Cupp dec'd and report thereon to the Court according to law

Elizabeth Rice widow of Benjamin Rice presented in Court the renunciation of the provisions of the will of said Benjamin Rice and was proved by the oaths of James Kenney & D M Switzer the witnesses thereto and ordered to be recorded

Frederick K Speck who has been heretofore appointed and qualified as a Notary Public for this County. appeared in Court & executed a new bond with security & conditioned according law

On the Motion of Joseph Wine Jacob Byerly who made oath thereto according to law and together with Eli Jones and Henry A Bechtel his securities who justified as to their sufficiency entered into & acknowledged a bond in the penalty of $4000. conditioned as the law requires. a certificate is granted him for obtaining letters of administration de bonis non of the estate of Joseph Wine in due form

On the Motion of Isreal Jones who made oath thereto according to law. and together with George Andes & Evan Jones his securities (who justified as to their sufficiency) entered into and acknowledged a bond in the penalty of $5000. conditioned as the law requires. a certificate is granted him for obtaining letters of administration upon the estate of John Jones dec'd in due form

Ordered that Moses Bowman. Samuel Orebaugh John Garber and John Orebaugh or any three of them being first duly sworn for that purpose do appraise the estate of John Jones dec'd and report thereon to the Court according to law

Upon the petition of W D Covington who has paid the tax imposed by law a license is granted him for to keep a public Ordinary within this County until the first day of May next

Samuel Hall who stands charged with a felony by him committed in this that he did on 2d day of Feby 1867 in this County feloniously marry and take to wife one Nettie Blackwell. he the said Samuel Hall having before married and taken to wife one Eliza Harvey and she the said Eliza Hall being then living the lawful wife of the said Samuel Hall, was led to the bar in custody of the Sheriff. and the Court not having time to hear all the evidence the further examination of the prisoner is continued until to morrow morning at 9 O'Clock

A M & S Sprinkel Pltff
v
Alm S Byrd &c Defts
} Upon a Notice

On Motion it is ordered that this cause be placed upon the docket

Ordered that the Court be adjourned until to morrow morning at 9. O'Clock

O. C. Sterling

Tuesday Feby 19. 1867

Present

O C Sterling P J. Peter Paul & Louis Wise } Gent
Geo W Trueh & George Wittig } Justices

Nelson Sprinkel Pltff
v
Charles Eshmain Deft
} Upon an Award

This day came the parties by their attorneys and on Motion it is ordered that the said Award be entered up and made the judgment of this Court and that the pltff recover against the deft $37.50 with interest from the 23d day of January 1867. $50.00 with interest from the 1st day of April 1864 $75.00 with interest from the 1st day of April 1865. $75.00 with interest from the 1st day of April 1866 and the costs in this behalf expended. this judgment is subject to a Credit of $84.31 of date the 1st Jany 1866

Commissioner Wm M K Wartmann to whom the petition Wm M Coffman was referred. having made and filed his report. Upon the Motion of the petitioner said report is confirmed and ordered to be recorded

John W Palmer & Geo W Entzler
v
J B Nicholas & others
} Upon a Writ of Ad Quod damnum

The writ issued in this cause being returned executed with the inquest thereon endorsed, was presented in Court, and on the Motion of the petitioners it is ordered that the said damn be established according to law. & upon the terms mentioned in said inquest

On Motion. it is ordered that the report made by County surveyor Ralston specifying the metes and bounds of land bought by Henry Neff in 1860. at Sheriffs sale for non payment of taxes as the land of J.J. & William Smith though owned by Mrs Maria L Putman and assigned to last named by Henry Neff. be entered of record

Samuel Hall who stands charged with a felony by him committed on this that he did on the 2d day of February 1867 in this County feloniously marry and take to wife one Nettie Blackwell she the said Samuel he all having before married and taken to wife one Eliza Harvey, and she the Eliza Hall the lawful wife of the said Samuel Hall being then living was this day again led to the bar in custody of the Sheriff, and the Court having full heard the evidence and argument of Counsel are of opinion that a felony has been committed, and that there is probable cause to charge the prisoner therewith. it is therefore ordered that he be remanded for trial before the Circuit Court of this County for trial at the next term and on Motion the prisoner is admitted to give bail for his appearance before said Court in the sum of $300. for himself and the like sum of $300 for his security. and thereupon the said Samuel Hall and Polly Solomon his security acknowledged themselves to owe and be indebted to the Commonwealth in the sum of three hundred dollars. each to be levied of their respective goods and chattels, lands and tenements & for the use of the Commonwealth. Yet upon this condition that the said Samuel Hall shall make his personal appearance for the Circuit Court of this County on the first day of the next term. then and there to answer the felony aforesaid. and not to depart thence without the leave of said Court, then this recognizance to be void otherwise to remain in full force & virtue

Upon the petition of George and Ada. Catlett by T C Pearson their next friend. On Motion it is ordered that their said petition be referred to one of the Commissioners of this Court. to be acted and reported on according to law

The report of Commissioner Wm McK Hartmann made per order of Court at a proceeding term upon the petition of Louisa Winfield a minor by her next friend. under act of the Virginia Legislature. March 2d 1866 entitled an act to stay the collection of debts for a limited period' and asking an assessment upon the sums in debtedness therein under this act is approved by the Court. and ordered to be entered of record. ordered also that D Pennybacker John L Winfield a H & J C Thorpe the former & admrs of the latter and Jackson Horn pay the costs of this petition and proceedings thereupon

The report of Commissioner Hartmann made per order of Court at a proceeding term upon the petition of Alice Winfield an unmarried woman under the act of March 2d 1866 entitled an act to stay collections of debts for a limited period & asking an assessment & under this act, is approved by the Court & ordered to be entered of record. ordered that D Pennybacker her debtor pay the cost of the petition and proceedings arising thereupon

The report of Commissioner Wartmann ascertaining the amount necessary for the support of Nancy Rader an unmarried woman and apportioning the same upon parties interested, it is approved by the Court and ordered to be entered of record this report is made by virtue of an order made at a preceding term of this Court on petition of Nancy Rader under the act of March 2nd 1866.

Upon the petition of Armanda Rader
The Same order

Upon the petition of Susan Rader
The Same order

Upon the petition of Rebecca J Nicholas, under the act of 2 March 1866, entitled "an act to stay the collection of debts for a limited period" it is ordered that the said petition be referred to one of the Commissioners of this Court to hear and report on according to law

Isaac Daniel Jons
v
A J Stiller
} Upon an attachment

On Motion it is ordered that this cause be placed upon the docket

Ordered that the Court be adjourned until to morrow morning at 10. O'Clock
I. G. Sterling

Wednesday July 20 1867

Present
O. Sterling. Peter Paul. Lewis Wise
George W Fisher & George Wertig
} Gent Justices

Commonwealth
v
Jane Jarrolds
} Upon an Indictment

The attorney for the Commonwealth with the consent of the Court saith that he will not farther prosecute the defendants under the indictment aforesaid it is therefore ordered that the same be stricken from the docket

Same
v
Same
} Upon an Indictment
The Same order

Same
v
Same
} Upon an Indictment
The Same order.

Same v Alfred McCauley
The Same order

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Commonwealth
vs
Livingston Johnson } Upon an Indictment

This day came as well the attorney for the Commonwealth as the deft by his attorney and thereupon came a jury to wit Saml Crouse Joseph C Miswanger Benjamin C Long Jacob J Garber Conrad Roorffer Michael W Bowman Emmanuel Roller Jacob Swinewaver Jr Wm H Kanoffe F M Flick Robert Blosch and Henry Beery who being elected tried & sworn the truth to speak upon the issue joined having heard the evidence retired from the bar to consider of their verdict and after sometime returned into Court and upon their oath do say "we the Jury find the defendant Not Guilty"

George Saufley Pltff
vs
George W Scott Deft } Unlawful Detainer

On Motion & for reasons appearing to the Court it is ordered that this cause be dismissed

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Samuel Barley Pltff
vs
John M Kiser Deft } Upon Attachment

The Same order

Same Pltff
vs
Jacob Shaver Deft } Upon Attachment

The Same order

Same Pltff
vs
John M Kiser Deft } Upon Attachment

The Same order

Jonas Lowenbach Pltff
vs
Same Deft } Upon Attachment

The Same order

Bennett & Co Pltff
vs
P Fitzgerald & Co Defts } Upon a Suggestion

The Same order

John C Wooraon Pltff
vs
Jonette Harry Deft } Release

The Same order

James H. Lilley — Pltff
vs
Smith Sampsen — Deft
} Upon a Writ of Unlawful Detainer

This day came the parties by their Attornies and thereupon came a jury to wit John Rhoades, F.M. Flick, Wm H. Karnicofe, Conrad Rodiffer, Jacob Linneweaver Jr, Jacob J Garber, Robert Bleech, Isaac Miller, John J Roller, George Pence, Benjamin E Long & Michael W Bowman, who being elected tried and sworn the truth to speak upon the ispue joined and having heard the evidence, retired from the bar to consider of their verdict, and after some time returned into Court and upon their oaths do say "We the jury find for the plaintiff the premises in the proceedings mentioned" it is therefore considered that the pltff recover against the deft the premises aforesaid, and the Costs by the pltff in this behalf expended

Ordered that Henry Hannsberger be appointed surveyor of precinct No 48. in place of Jacob E Hannsberger resigned

Commonwealth
vs
Montgomery Johnson
} Upon an Indictment

The process last awarded against the deft in this cause being returned not executed, it is ordered that a new Summons be awarded against him returnable to the May term next of this Court

Ordered that proper process be awarded against the several persons against whom indictments were found during the present term, which process to be made returnable to the May term next of this Court

Commonwealth
vs
Wellington Johnson
} Upon an Indictment

This day came as well the attorney prosecuting for the Commonwealth as the deft by his attorney who pleaded Not Guilty to which the attorney for the Commonwealth replies generally, and thereupon the trial of the ispue is deferred until the next term

Edward H. Scott — Pltff
vs
Leonard Mowery — Deft
} In Detinue

On Motion and for reasons by consent of parties, it is ordered that this cause be removed to the Circuit Court of this County for trial

Isaac Pancoast Jons — Pltff
vs
David Showalter — Deft
} In Debt

On Motion and for reasons appearing to the Court it is ordered that this cause be dismissed

Jacob F Baker & others Pltffs
vs
Peter Baker & others Defts } In Chancery

This cause came on this 20th day of Feby 1867. upon the bill exhibits filed and the process returned duly executed upon the defendants and the answer of the said defendants by L W Garnett their guardian ad litem replication thereto and was argued by counsel Whereupon it is considered by the Court and adjudged ordered and decreed that Mathias Diehl W J Moyerhoeffer George Carpenter and Henry Carpenter who are hereby appointed commissioners for that purpose any three of whom may act shall proceed to lay off and assign to the complainants Isaac H Baker Jacob F Baker, John Baker, Samuel Baker Daniel Baker Elias Berkey & Susan his wife and Conrad Long wife their interest of Seven tenths in the two tracts of land in the bill mentioned having reference to quantity quality & Value assigning the said Seven tenths in one body to the said Seven heirs of Samuel Baker decd and that they report their proceedings to this Court at its next Term

Ordered that the Court be adjourned until to-morrow morning at 10 O'Clock

O C Sterling

Thursday February 21st 1867

Present

O C Sterling PJ. Lewis Hill George W Finch } Gent Justices
George Wittig

George W Yancey Pltff
vs
Abraham Earman Deft } Upon an attachment

Ordered that the garnishee John W C Houston pay to the Sheriff of Rockingham County who is hereby appointed Receiver for that purpose the sum of $100 dollars which he owes to Abraham Earman the defendant in this attachment with interest thereon from the 1st of December 1867. and that John Glover & Adam H Brewer pay to the said Sheriff as such receiver the sum of $180.00 which they owe the said Abraham Earman the said defendant to be the proceeds subject to the order of this Court

Jonas A Lowenbach Pltff
vs
Abraham Earman Deft } Upon an Attachment

Ordered that the Garnishees ~~first Isaac Paul Sons pay to the Sheriff of Rockingham County who is hereby appointed receiver for that purpose the sum of $256.00 and 2d~~ that Solomon Bruttner pay to the Sheriff of this County as such receiver the sum of $26.00 in Money and $7.00 in leather and said receiver shall hold such Money subject to the order of this Court

John A Switzer Pltff
vs
Abraham Michael Deft } Upon an award

On Motion and for reasons appearing to the Court it is ordered

that the said John A Switzer & Abraham Michael be summoned to appear here at the next Term of this Court to shew cause if any they can why the award filed in this cause shall not be entered up as the judgment of the Court

The last will and testament of Elizabeth Sheets dec'd was presented in Court and proved by the oath of A H Brewer one of the subscribing witnesses thereto. and it appearing that Abraham Earman the other subscribing witness thereto is not a resident of this state, it was proved that the signature of said Abraham Earman to said will is genuine and was signed to said will in the presence of A H Brewer the other subscribing witness thereto. and ordered to be recorded

John L Woodson Pltff
vs
Jacob L Silbert & Defts } In Case

This day the parties by their attornies and thereupon the defts by their counsel moved the Court remove this cause from this Court to the Circuit Court of this County for trial which Motion the Court doth overrule and thereupon came a jury to wit John Hale. Emmanuel Roller. Reuben Tyrkle. Michael Mc Bowman. Wm H Maricofe. Robert B Cook. Jacob J Garber. Henry Beery. John Rhodes Daniel Brunk. Conrad Rodiffer & George Pence, who being elected tried and sworn the truth to speak upon the issue joined and not having time to hear all the evidence are adjourned until to morrow morning at 9 O'Clock

Ordered that the Court be adjourned until to morrow morning at 9 O'Clock
O. C. Sterling

Friday February 22d 1867

Present
O C Sterling P J. George Mc Fadden Lewis Lee and George Herring } Gent Justices

Wm Sisler's admrs Pltff
vs
Abraham Earman Deft } Upon an attachment

The attachment issued in this cause being returned executed by summoning Isaac Paul & Sons as Garnishees. who by a Statement in writing that they are indebted to the Deft Earman in the sum of $256.00 it is ordered that the said Isaac Paul & Sons pay to the Sheriff of this County who is hereby appointed a receiver the said sum of $256.00 and hold the same subject to the further order of this Court

James H Silley Pltff
vs
Smith Sampsen Deft } Unlawful Detainer

This day came again the parties by their attornies. and Deft filed his Bill of exceptions, which were signed sealed by the Court and ordered to be made a part of the record (which were taken to opinions & actions of the Court during the trial of this cause)

The Last will and Testament of Elizabeth Sheets dec'd was this day again presented in Court, and on the Motion of Strother Sheets the executor therein named who made oath thereto according to law and together with George P Buttner his security (who justified as to his sufficiency) entered into and acknowledged a bond in the penalty of three thousand dollars conditioned as the law requires, a certificate is granted him for obtaining a probate of said will in due form

John L Woodson Pltff
vs
Jacob L Silbert &c Defts } In Case

This day came again the parties by their attornies and the jury sworn and empannelled on yesterday for the trial of this cause appeared in Court in pursuance to their adjournment and not having time to hear all the evidence are adjourned untie to morrow morning at 10 O'Clock

Ordered that the Court be adjourned untie to morrow morning at 10 O'Clock
O L Sterling

Saturday February 23d 1867

Present
O L Sterling P J. George Whiting & Isaac Wright } Gent Justices

John L Woodson Pltff
vs
Jacob L Silbert &c Defts } In Case

This day came again the parties their attornies and the jury sworn and empannelled on Thursday last for the trial of this cause appeared in Court in pursuance to their adjournment and not having time to hear all the evidence, are adjourned untie Monday morning at 10 O'Clock

Ordered that the Court be adjourned untie Monday morning at 10 O'Clock
O L Sterling

Monday February 25th 1867

Present
O L Sterling P J. George Whiting Adam H Fruck Lewis Wise & Isaac Wright } Gent Justices

Daniel Miller & Co Pltff
vs
Franklin Pence Defs } Upon an attachment

This day came Pltff by their attorney and John Niswander & J K Berry who have been summoned as garnishees in this cause being solemnly called and not appearing, and it being proved that the said John Niswander is indebted to the said Franklin Pence in the sum of

$150.00 with legal interest thereon from the 1st day of October 1866 till paid. subject to a credit of $63.12 paid Oct 15th 1866 and the said John K Beery in the sum of $38.15 with legal interest from the 29th day of August 1866 till paid and it is ordered that the said John Nissewander and John K Beery pay the aforesaid sums to the Sheriff of this County, who is hereby appointed a receiver for that purpose and hold the proceed subject to the order of this Court

Joshua Jennings Pltff
vs
Samuel J Shank Deft
} In Debt

This day came the pltff by his attorney and the deft appeared in Court and confessed judgment for $1000.00 the debt in the writ mentioned with interest and costs. It is therefore considered that the pltff recover against the deft the sum of $1000.00 the debt aforesaid with legal interest thereon from the 3d day of February 1866 till paid and the costs in this behalf expended. This judgment is subject to the following credits, viz. 1866 April 2d Cr by $480. 1866 April 16 Cr by $180. 1866 June 5 Cr by $50. 1866 Oct 16. Cr by $100. 1866 November 17 Cr by $75.

Wm Bamber Pltff
vs
David Kingree Deft
} In Debt

This day came the parties by their attorneys and the deft by his attorney pleaded ~~payment~~ to which the pltff replied generally and thereupon judgment obtained in the office is set aside and leave is reserved to the deft to file special pleas

Samuel Garber Pltff
vs
John Bowman Jr Deft
} In Debt
The Same order

B F Brockover Pltff
vs
Isaac Pane Deft
} In Debt
The Same order

Wm Beard Pltff
vs
Frederick Hess Deft
} In Covenant

This day came the parties by their attornies and the deft by his attorney who pleaded covenants performed to which the pltff replied generally and thereupon the writ of enquiry and judgment obtained in the office is set aside ~~and the trial of this issue is deferred until the next Term~~

Present

Peter S Roller. B M Rice. George S Christie. Joseph Funkhouser. Madison Moore. Josiah S Roller. Hy Beery

John Funk. Thomas Moore Philander Keerning Wm M^k. Wartmann Warren T McGahey. George W Fawley. Peter Paul Edward S Kemper Joseph Burkholder } Gent Justices

Ordered that John C Woodson Jacob N Liggett & George W Chrisman be and they are hereby appointed proxies to represent the County of Rockingham as a Stockholder in the Meetings of the Stockholders of the Manasas Gap Raile road company unless otherwise ordered by the Court. S W Gamble James Kenney & G W Berlin are appointed Alternates.

It is further ordered that the said Proxies or such of them as may be present at any meeting of the Stockholders of the Manasas Gap Raile road company held for that purpose, be and they are hereby instructed and directed to vote for the transfer to the Orange and Alexandria Raile road company of all the rights, stock and interests of the County of Rockingham in said Manasas Gap Raile road company upon such terms and conditions as they may deem most advisable. for the purposes set forth in a recent act of the General assembly of Virginia entitled "A Bill"

Absent all the Justices except
O B Sterling P.J. Adam H Funk. George Wetzig }
Isaac Wright & Lewis Wise }

An Attested copy of the last will and testament of Adam Harnsberger was presented in Court and ordered to be recorded

Robert B Cook who has been duly sworn and empannelled as a juror in the case of John C Woodson vs Jacob L Silent & being solemnly called and not appearing it is ordered that he be summoned to appear hereon tomorrow morning at 10 O'Clock to shew cause if any he can why he shall not be fined and attached for his failure aforesaid

Upon the petition of David Kagy & others for a road it appearing to the Court that at the January term 1866. an order was made releasing from all costs David Kagy. Jacob Hollsinger. Michael Lohr. G W Saly and Noah Minnick Noah Hollsinger Samuel Hollsinger John Hollsinger. John Wampler. Curtis Yates & Samuel J Yates. and it appearing that the other petitioners do not desire to prosecute this case the same is ordered to be dismissed at the costs of the remaining petitioners

Jonas A Lowenbach Pltff
vs
Abraham Eannan Deft } Upon Attachment

Wm Liskey's adm^r Pltff
vs
Same Deft } Upon an Attachment

Same Pltff
Same Deft } Upon an Attachment

Robert Cox who has been summoned as a garnishee this day

appeared in Court and being first duly sworn says that all the assets debts property & Credits belonging to the said Earman in his hands or under his control at the date of the levy of said Attachments were the following notes & single bills which he here surrenders to the Court to wit. One single bill for $180. date March 1st 1865. due after the war executed by John W Glover and A H Brewer to Abm Earman. a single bill for $33.91 date 14th Feby 1857 due 12 Months after date executed by John Higgins to Michael Howard & credited by $10.20 int to Aprie 13th 1863. a single bill for $10.50 dated 20th Feby 1866 due on demand executed by Nathaniel Block. a single bill executed for $110. dated 6 Oct 1865 & due 60 days after date by S Burtner & Bro to Earman credited Jany 29. 1866 by $65. & May 1st 1866 by $25. One single bill for $173.20 dated 26th Nov 1860 due thirty days after date executed by Franklin Liskey credit Decr 17. 1860 by $140. endorsed as follows. "balance due on the within after deducting bill of Groceries $20.22" also a single bill executed by John Lee to Jarrett & Earman for $126.58 dated 26. Decr 1865 & due at one day after date. a single bill executed by Leonard Long to Earman for $32.00 dated 11th Aprie 1866 due on demand. a single bill executed by Joseph Moore to Earman for $31.47 date 23 June 1866 due one day after date. a single bill executed by John Higgins to Earman for $7.00 dated 25th July 1859 due on demand credited by $1.14 Jany 1861, Jany 22, 1862 by 88 cents. also a single bill executed by Adam M Long to Earman for $10. dated 18th Oct 1864 due after the war. there is also a book of accounts ~~of said~~ in the hands of Robert Cox. It is ordered that the Sheriff of this County who is hereby appointed a receiver for that purpose proceed to collect the said Notes. Single bills & accounts and hold the proceeds subject to the order of this Court

Wm E Donnell's admrs for Pltff
vs
Martha Mefferly &c Defts } In Covenant

This day came the pltff by his attorney and neither party requiring a jury. the Court proceeded to execute the writ of enquiry. and doth ascertain the damages to which the plaintiff is entitled to be $87.50 and the time from which interest thereon shall run to be the 2d day of February 1866. It is therefore considered that the pltff recover against the defts $87.50 the damages aforesaid with legal interest thereon from the 2d day of February 1866 till paid, and the costs in this behalf expended

R H Miller & Co Pltffs
vs
P S Roller &c Defts } In Debt

On Motion and by consent of parties it is ordered that this cause be dismissed, and that the pltffs recover against the defts their costs in this behalf expended

John Sowder Pltff
vs
Samuel Fuller's admrs Defts } In Case. On Motion & for reasons appearing to the Court it is ordered that this cause be continued until the next term at the costs of the plaintiff

Peachy Mine Pltff
vs
John K Moore Deft } In Case

On Motion and for reasons appearing to the Court it is ordered that this cause be continued until the next term

John Eversole Pltff
vs
David Meade &c Defts } In Case

The Same order

John L Woodson Pltff
vs
Jacob L Silbert &c Defts } In Case

This day came again the parties by their attornies and the jury sworn and empannelled on Thursday last for the trial of this cause appeared in Court in pursuance to their adjournment and not having time to hear all the evidence were adjourned until to morrow morning at 10 O'Clock

Ordered that the Court be adjourned until to morrow at 10. O'Clock

O. L. Sterling

Tuesday February 26th 1867

Present

O L Sterling P J. Graham H Finck. Lewis Lee } Gent
George Wittig and Isaac Wright } Justices

Commonwealth
vs
Robert B Cook } Upon a Rule

On Motion and for reasons appearing to the Court it is ordered that the said rule be discharged

Lewis Rehrer who has been duly summoned to appear here as a witness on behalf of Jacob L Silbert &c ads John L Woodson being solemnly called and not appearing it is ordered that he be summoned to appear here forthwith to shew cause if any he can why he shall not be fined and attached for his failure aforesaid

James Magalis having applied to this Court to relieve him from the payment of the sum of $97.33⅓ being the amount of tax on license charged against him by Wm H Hamrick one of the Commissioners of the Revenue of this County for selling goods wares and merchandize on Commission for part of the year ending 1st day of May 1867 and the Court having examined as a witness the Commissioner aforesaid touching the application and the assessment aforesaid having been defended by the Attorney for the Commonwealth. Whereupon the Court being satisfied from the testimony that the applicant is erroneously charged with said tax and that the assessment thereof was not caused by

by reason of the failure or refusal of the applicant to furnish the Commissioner on oath the necessary information. it is therefore ordered that the Sheriff be restrained from collecting said tax and if collected to refund the same, and if paid into the Treasury of Virginia, the Clerk of this Court certify a Copy of this order to the Auditor of Public accounts

Ordered that an election for Constable in the 2nd Magesterial District of this County be held on Saturday the 9th day of March 1867 to fill the vacancy occasioned by the resignation of O. G. A Perkey. and that the officers & conductors appointed to superintend the last general election do superintend the said election of Constable

John L Woodson Pltff
vs
Jacob L Sibert &c Defts } In Case

This day came the parties by their attorneys and the jury sworn and empannelled on Thursday last for the trial of this cause appeared in Court in pursuance to their adjournment and not having time to hear all the evidence were adjourned until to morrow morning at 10 O'Clock

Ordered that the Court be adjourned until to morrow morning at 10 O'Clock

O. G. Sterling

Wednesday February 27th 1867

Present

O. G. Sterling P.J. Adam H. Fleek. Lewis Will } Gent.
George Wittig and Isaac Wright } Justices

On the Motion of Samuel Coyner and it appearing that more than three months have elapsed since the death of John Yount. and no one having applied for administration upon his estate. it is ordered his said estate be committed to the Sheriff for administration

John L Woodson Pltff
vs
Jacob L Sibert &c Defts } In Case

This day came the parties by their attorneys and the jury sworn and empannelled on Thursday last for the trial of this cause appeared in Court in pursuance to their adjournment and not having time to hear all the evidence were adjourned until to morrow morning at 9 O'Clock

Jennings & Sipe for Pltff
vs
Gabriel Wood &c Defts } In Covenant

This day came the parties by their attorneys and the defts by their attorney filed a plea "Covenant is performed & not broken" to which the Pltff replies generally & thereupon the writ of enquiry & judgment obtained in the office is set aside

John Scanlon Pltff
vs } Unlawful Detainer
Ag Wall — Defts } On motion it is ordered that this cause be placed upon the docket

Wm E Dennale for Pltff
vs } In Debt
Martha Mefferlyn Defts

On Motion and for reasons appearing to the Court it is ordered that this cause be dismissed

Ordered that the Court be adjourned until to morrow morning at 9 O'Clock
C. B. Sterling

Thursday February 28th 1867

Present
C B Sterling P J Lewis Will. George Witting } Gent
Adam Hedrick & Isaac Wright } Justices

Upon the application of Jacob P Effinger alleging that he has been erroneously assessed with a license tax. On his motion the same is docketed and continued until the next term

William Beard Pltff
vs } In Covenant
Frederick Hefs Deft

This day came the parties by their attornies and the deft by his attorney withdrew his plea and confessed judgment for $92.87 with interest thereon from this day. It is therefore considered that the pltff recover against the Deft for $92.87 the debt aforesaid with legal interest thereon from the 28th day of February 1867 till paid and the costs in this behalf expended

John C Woodson Pltff
vs } In Case
Jacob L Silbert &c Defts

This day came the parties by their attornies and the jury sworn and empannelled on Thursday last for the trial of this cause appeared in Court in pursuance to their adjournment, and not having time to fully hear the argument of counsel were adjourned until to morrow morning at 9 O'Clock

Ordered that the Court be adjourned until to morrow morning at 9 O'Clock
C. B. Sterling

Friday March 1st 1867

Present
C B Sterling P J Lewis Will. George Witting } Gent
Adam Hedrick & Isaac Wright } Justices

A H C Shrinker Pltff
vs } Upon a Notice
A S Byrd & others Deft

This day came the plaintiff by his attorney and it appearing

that the defendants have had legal notice of this motion and they being solemnly called and not appearing and the Court being satisfied of the justice of the pltffs demand. It is considered that the pltff recover against the defts the sum of $98.99 with interest thereon at the rate of six per centum per annum from the 14th day of December 1857 till paid and the costs in this behalf expended

John L Woodson Pltff
vs
Jacob L Silent &c Defts } In Case

This day came again the parties by their attornies and the jury sworn and empannelled on Thursday the 21 day of the present month for the trial of this cause appeared in Court in pursuance to their adjournment & having fully heard the evidence & argument of Counsel retired from the bar to consider of their verdict and after some time returned into Court and not being able to agree were adjourned until to morrow morning at 10 Oclock

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

O C Sterling

Saturday March 2nd 1867

Present

O C Sterling PJ. Adam H Fisher Lewis Wise } Gent
George Wittig and Isaac Wright } Justices

On the Motion of Jacob Acker, and it appearing that more than three months have elapsed since the death of Richard Glover and no one having applied for administration upon his estate, it is ordered that his said estate be committed to the Sheriff of this County for administration

Benjamin G Pattersen Pltff
vs
Samuel C Switzer &c Defts } In Covenant

This day came the pltff by his attorney and neither party requiring a jury the Court proceeded to execute the writ of enquiry and ascertain the damages to which the pltff is entitled to be $69.88 and the time from which interest shall run to be the 2d day of March 1867 till paid. It is therefore considered that the pltff recover against the defts $69.88 the damages aforesaid with legal interest thereon from the 2d day of March 1867 till paid and the costs by the pltff in this behalf expended

J W Wheat Pltff
vs
Wm Peters Defts } In Case

This day came the pltff by his attorney and by consent. It is ordered that this cause be dismissed, and that the pltff recover against the defts his costs in this behalf expended

Hiram K Bever — Pltff
vs
Abraham Whitmore — Deft
} In Case

This day came the parties by their Attornies and the deft by his attorney pleaded Non Assumpsit to which the pltff replied generally and thereupon the Writ of enquiry is set aside and the trial of the issue is deferred until the next Term

John Pence — Pltff
vs
Jacob Niswander — Deft
} In Case

The same order

Charles A Hammer — Pltff
vs
Henry Sower — Deft
} In Case

The same order

Titus McGee — Pltff
vs
Peter Bonas — Deft
} In Case

The same order

David Reedy — Pltff
vs
John P Brock — Deft
} In Case

This day came the parties by their Attornies and the deft by his attorney pleaded Non Assumpsit to which the pltff replied generally and thereupon the Writ of enquiry and judgment obtained in the office is set aside and leave is reserved to the defts to file special pleas and the trial of the issue is deferred until the next Term

Cyprus Rhodes — Pltff
vs
M & C Showalter & — Defts
} In Covenant

This day came the parties by their Attornies and the defts pleaded Covenants performed and not broken to which the pltff replied generally and thereupon the Writ of enquiry and judgment obtained in the office is set aside and leave is reserved to the defts to file special pleas & the trial of the issue deferred until the next Term

Andrew B Rick — Pltff
vs
Alvin Cannan &c — Deft
} In Debt

This day came the parties by their Attornies and the defts by their attorney pleaded Nil Debit to which the pltff replied generally and thereupon the judgment obtained in the office is set aside & ~~the trial of the issue is deferred until the next~~ and leave is reserved to the defts to file special pleas

Elijah Weese Pltff
vs
Nancy B Ewing Deft } In Case

This day came the parties by their attornies and by consent of parties all matters in dispute in this cause is referred to the final arbitrement and determination of Joseph T Logan, Wm M'k Wartmann & Daniel M Hoffman, whose award shall be made the judgment of this Court

G M Effinger for &c Pltff
vs
Samuel Burkholder &c Defts } In Debt

This day came the parties by their attornies and the defts by their attorney pleaded payment to which the pltff replied generally, and leave is reserved to defts to file special pleas & the judgment obtained in the office is set aside

~~J A Lowenbach~~ ~~Pltff~~
vs
~~John Hefferly &c~~ ~~Defts~~ } ~~In Debt~~

~~This day came the parties by their attornies and the defts by their attorney pleaded Nil Debit. to which the pltff replied generally and leave is reserved to the defts to file their special pleas, and the judgment obtained in the office is set aside~~

Philip Depoy Pltff
vs
George W Yancey Deft } In Debt

This day came the parties by their attornies and the deft by his attorney who pleaded payment & filed an account of offsets that he desires to prove upon the trial of this cause, to which the pltff by his attorney replied generally and thereupon the judgment obtained in the office is set aside, and leave is reserved to the defts to file special pleas

Benjamin F Byerly Pltff
vs
Wm P Bloce &c Defts } In Covenant

This day came the parties by their attornies and the deft by his atto pleaded a "Covenant is performed" and thereupon the judgment obtained in the office is set aside, and leave is reserved to the defts to file special pleas

Coffmans & Bruffy Pltffs
vs
George W Hogan Deft } In Debt

This day came the parties by their attornies and the defendant by his attorney pleaded Nil Debt. to which the plaintiff by his attorney replied generally and thereupon the judgment obtained in the office is set aside and leave is reserved to the defendant to file special pleas, and the trial of the issue is deferred until the next Term

Benjamin F Byerly Pltff
vs
George Sawcett &c Defts } In Covenant

This day came the parties by their attornies and the defts by their attorney pleaded Conditions performed & not broken. to which the pltff by his attorney replied generally. and thereupon the judgment obtained in the office is set aside. and leave is reserved to the defts to file pleas

John A Short Pltff
vs } In Debt
John Wellfley Deft

This day came the parties by their attornies and the defft by his attorney pleaded payment & filed an account of offsets to which the pltff replied generally. and thereupon the judgment obtained in the office is set aside and the trial of the issue is deferred until the next term

Adam & C Brewer Pltff
vs } In Case
Jacob L Sibert &c Defts

This day came the parties by their attornies. and it appearing that this cause has been depending in this Court for more than twelve months without any trial being had therein. it is ordered that the same be removed to the Circuit Court of this County for trial

Strother Bright Pltff
vs } In Case
Same Defts
The Same Order

John McSmith Pltff
vs } In Debt
E S Huffman Deft
The Same Order

Frederick N Stinebach's admr Pltff
vs } In Debt
Peter Plecker Deft

This day came the parties by their attornies and the defft with leave his plea and confessed judgment for $300.00 the debt in the declaration mentioned with interest and costs It is therefore considered that the pltff recover against the defft. the said sum of $300.00 with legal interest thereon from the 17th day of March 1865. till paid and the costs in this behalf expended

Commodore D Shiflett Pltff
vs } In Case upon an award
Amos Scott Deft

This day came the parties by their attorney and the Court having fully heard the parties. upon deliberation. It is considered that the award

returned in this cause be made the judgment of the Court. it is therefore considered that the Pltff recover against the deft $105.00 with legal interest thereon from the 21st day of July 1866 till paid and the costs by the Pltff in this behalf expended

John Scanlon Pltff
vs
A J Wall Deft
} Unlawful Detainer.

This day came the parties by their attornies and the deft. by his attorney pleaded "Not Guilty" to which the Pltff replied generally. and thereupon came a jury to wit F M Slick. George Kanicofe. Isaac Miller. Jos E Niswander Benjamin E Long. John J Roller. Jacob Linneweaver. Samuel H Keraun Moses Carver. John W C Houston. M J Moyerhoeffer and Abraham Swecker who being elected tried and sworn the truth to speak upon the issue joined. and thereupon by consent F M Slick one of said jurors was withdrawn and the balance from rendering a verdict were discharged. and the trial of the issue is deferred until the next Term

Maggie L Huston Pltff
vs
Daniel Sanders &c Deft
} In Covenant

This day came the parties by their attornies. and neither party requiring a jury. the Court proceeded to execute a writ of enquiry and doth ascertain the damages to which the Pltff is entitled to. is $234.92 and the time from which interest thereon shall run to be the 4th day of March 1867. It is therefore considered that the Pltff recover against the defts $234.92 the damages aforesaid with legal interest thereon from the said 4th day of March 1867 till paid. and the costs by the Pltff in this behalf expended

William Wolfrey Pltff
vs
Wm E Deneale Deft
} In Case

This day came the parties by their attornies. and by consent it is ordered that this cause be revived and proceed in the name of Robert M Mooney admr with the will annexed of Wm E Deneale decd and the trial of the issue is deferred until the next term

Wm P Bloce Pltff
vs
Robert Chandler Deft
} In Case

This day came the parties by their attornies. and by consent of parties and it appearing that this cause has been pending in this Court more that twelve months without a trial being had therein. it is ordered that the same be removed to the Circuit Court of this County for trial

Joseph E Williams Pltff
vs
Charles Tridley Deft
} In Case

This day came the parties by their attornies and the deft pleaded

Non assumpsit. to which the pltff replied generally. and thereupon the writ of enquiry ~~of damages~~ obtained in the office is set aside. and on the motion of the deft. & it appearing that the pltff is not a resident of this state. it is ordered that that unless the said pltff to give security as such non resident according to law within sixty days from this day. then this cause shall be dismissed at the May Term next of this Court

Ordered that the following named persons be allowed the sums affixed to their respective names for jury service during the present term to be paid by the Commonwealth of Virginia

Jacob Lineweaver	✓	$ .50	F M Flick	✓	.50	Henry N Beery	✓	50
M L Bowman	✓	50	J E Niswanger	✓	50	Robt B Cook		50
Sam'l H Craun	✓	50	Conrad Rodiffer	✓	50	Benj E Long	✓	50
Reulin Zirkle	✓	50	Wm H Kanicofe	✓	50	Emanuel Roller	✓	50

And it is ordered that the Sheriff pay to the several persons above named the sums affixed to their respective names

Ordered that the following named persons be allowed the sums affixed to their respective names for jury service during the present term to be paid by the County of Rockingham

Jacob Lineweaver Jr	✓	$ 8 25	F M Flick	✓	8 25	Daniel Brunk	✓	$ 15 00
Henry N Beery	✓	14 50	M L Bowman	✓	14 50	J E Niswanger	✓	8 25
Daniel Miser (Q Kar)		8 75	Robt B Cook		14 50	George Pence	✓	15 00
Isaac Miller	✓	8 75	Sam'l H Craun	✓	8 25	Conrad Rodiffer	✓	14 50
John Rhodes	✓	15 00	Benj E Long	✓	8 25	Reulin Zirkle	✓	14 50
Jacob J Garber	✓	15 00	John J Roller	✓	10 00	John Neale	✓	15 00
Wm H Kanicofe	✓	14 50	Emanuel Roller	✓	14 50	Daniel Wampler		2 50
Moses Carrier		1 25	Jno H Houston	✓	1 25	Abraham Swecker		1 25

And it is ordered that the Sheriff of this County pay the above named sums to the several persons entitled thereto

Maggie L Houston — Pltff
vs
Wm Snider &c — Defts
} In Covenant

This day came the parties by their attorneys and neither party requiring a jury the Court proceeded to execute the writ of enquiry and ascertain the damages to which the pltff is entitled to be $82.76. and the time from which interest thereon shall run to be the 2nd day of March 1867. It is therefore considered that the pltff recover against the deft the said sum of $82.76 with legal interest thereon from the 2nd day of March 1867 till paid and the costs in this behalf expended

Ordered that all causes on the docket not tried or disposed of during the present term. ~~it is ordered that they~~ be continued until the next term

George T Williams — Pltff
vs
Sprinkel & Bowman — Defts
} In Debt

This day came the parties by their

attornies and the defts by their attorney pleaded a judgment to which the pltff replied generally and leave is reserved to the defts to file special pleas and thereupon the judgment obtained in the Office is set aside

Jacob R Brathwaite Pltff
vs
S M & R Bowman Deft } Upon an Award

On Motion it is ordered that this cause be placed upon the docket and that the parties be summoned to appear here on the first day of the next Term to shew cause if any they can why the said award shall not be entered up and made the judgment of the Court

W J Mayerhoeffer Pltff
vs
J W Riddlesberger Deft } In Debt

This day came the parties by their attornies and on the motion of the deft it is ordered that the judgment obtained at the Nov rules 1866 be set aside and that this cause be placed upon the docket in its proper place

Upon the petition of Caroline S Kite Commissioner Wartmann this day filed his amended report in this cause and no exceptions being offered thereto the same is confirmed & ordered to be recorded

Caroline S Kite Pltff
vs
Henry Miller, Geo W Miller & L P H Miller Deft } Upon a Notice

This day came the pltff by her attorney and it appearing that the defts hath had legal notice of this motion and they failing to appear and defend the same. It is therefore considered that the pltff recover against the defts the sum of $113.74 (the amount ascertained by report of Comr Wartmann filed upon the petition of C S Kite) with legal interest thereon from the 1st day of January 1867 till paid, and the costs by the pltff in this behalf expended

John B Ellison & Son Pltff
vs
George S Christie Deft } In Case

This day came the pltffs by their attorney & neither party requiring a jury the Court proceeded to execute the writ of enquiry & doth ascertain the damages to which the pltffs is entitled to be $155.45 and the time from which interest thereon shall run to be the 15th day of April 1865. It is therefore considered that the pltff recover against the defts the said sum of $155.45 with legal interest thereon from the said 15th day of April 1865 till paid and the costs by the pltff in this behalf expended.

Commodore D Shiflett Pltff
vs
Amos Scott Deft } In Case Upon an Award
This day came again the parties by their

attornies and the deftdy his attorney offered his bill of exceptions tendered upon the trial of this cause to actions of the Court which was signed sealed and enrolled by the Court and ordered to be made a part of the record

John C Woodson Pltff
vs
Jacob L Silber &c Defts } In Case

This day came the parties by their attornies and the jury sworn and empannelled for the trial of this cause on Thursday the 21 day of July last appeared in Court in pursuance to their adjournment and retired from the bar to consider of their verdict and after some time returned into Court and upon their oaths do say "We the jury find for the plaintiff and assess his damages at eight hundred and eighty three dollars" and thereupon the defts by their attorney move the Court to set aside the said verdict & grant them a new trial on the ground that the said verdict was contrary to the evidence & the Law which motion the Court doth overrule It is therefore considered that the pltff recover against the defts the $883.00 the damages aforesaid with legal interest thereon from this day and the costs in this behalf expended Memorandum the defendants agree to notice & leave given when the trial of this cause this day tendered their three bills of exceptions to opinions & decisions of the Court given in this cause which bills were received signed and sealed by the Court and ordered to be made a part of the record in this cause

James H Silley Pltff
vs
Smith Sampson Defts } Unlawful Detainer

This day came again the parties by their attornies and the defendant alleging that he considers himself aggrieved by the judgment rendered in this cause during the present term and that he intends to apply to the Circuit Court of this County for a Appeal or Supersedeas to said judgment, the execution of said judgment is suspended for the space of thirty days upon the defendant or some one for him executing a bond in the penalty of $250.00 conditioned according according to law and thereupon the ~~said~~ John C Woodson appeared in Court & to gether with A H Brewer his security (who justified as to his sufficiency) entered into and acknowledged a bond in the penalty of $250.00 conditioned as the law requires the operations of said judgment & the execution is stayed for the space of thirty days from this day

Ordered that the Court be adjourned until the next Term.

O. C. Sterling

In the Clerk's Office of the County Court of Rockingham March 4th 1867

R Y Coakley Pltff } In Debt
vs
Franklin Whitmore Deft }

This day came the pltff. and the deft appeared in the Clerk's Office of said Court, and confessed judgment for $259.00 the debt in the suit mentioned, with interest and costs

It is therefore considered that the pltff recover against the deft. the sum of Two hundred and fifty nine dollars with legal interest thereon from the 1st day of March 1867 till paid, and the costs by the plaintiff in this behalf expended

Teste

Wm D Frost D.C

At a Court held for Rockingham County at the Court-House thereof on Monday the 18th day of March 1867

Present

O A Sterling P.J. Isaac Wright Wm H H Wartmann } Gent. Justices
Wm Sawley

The Clerk of this Court presented in Court a list of deeds and other writings admitted to record in his office during the month of February 1867 which being seen and inspected by the Court, and ordered to be entered on the minutes as follows. To wit

A Deed of Bargain & Sale from N P Huffman & wife to Abraham Sager
Same from Wm Marshall to Gamaliel Lefler Trustees
Same from Philip Pharis Jr & wife to Rhodes & Frank
A Deed of Release from S A Coffman & others to H H Denton
A Deed of Bargain & Sale from A M Evers & others to John Evers
Same from M J Showalter & wife to R S Wood
Same from H H Denton & wife to Joseph D Price
Same from Wm S Perry to George W Shelton
Same from George W Shelton & wife to George W Smiley
Same from George Shafer & wife to Jesse Burkholder
Same from A Gray & wife to H G Gray
Same from C Miller & Shff to Abraham Early
A Deed of Trust from Jno M Kiser & wife to Jas Kenney In Trust for Geo Kiser
A Deed of Bargain & Sale from Thos A Yancey & wife to T J Effert
A Deed of Trust from Isaac Paul & wife to A B Buck In Trust for Wm Devines & Co
A Deed of Bargain & Sale from S M Bowman & wife & to P Bradley
A Deed of Trust from John C Frank to A M Newman In Trust for Anderson & Co
A Deed of Bargain & Sale from Daniel Huffman to Wm G Carpenter
Same from Henry Whisler & wife to Wm Carpenter
A Bill of Sale from A J Kibler to Franklin Sibley
A Deed of Trust from J Kibler to E Kibler In Trust for B A Wright
A Deed of Bargain & Sale from Samuel Conner & wife to W & S Conner
Same from Harvey Light & wife & to Martha A Long

A Deed of Bargain & Sale from John Tamplin & wife to Peter Shrinkel
Same from Reubin Kisling & wife to George W Moore
Same from Wm Hiden & wife &c to Same
Same from John Freeze & wife to J Harvey Freeze
A Deed of Trust from R W Kinney to Lucinda Yancey &c
A Deed of Bargain & Sale from J F Lewis & wife to The Abbot Iron Company
Same from George Fawcett & wife &c to Preston Armentraut
Same from Jacob Rohr &c to J T Rohr
Same from H A Heatwole & wife &c to Wm H Hannrich
Same from Ann L Lee to John Lee
Same from John Lee & wife to Peter S Roller
Same from Ann L Lee to Same
Same from S G H Strickler to John W Strickler
Same from Frances Rogers to M J Mayerhoeffer
Same from Reubin Huffman & wife to Same
Same from Wm H Hearick & wife to Samuel Conner
Same from Charles Weaver & wife to S J Kline
Same from Morgan Layman to Jackson Layman
A Deed of Release from Wm M & Martin Warren to B S Van Pelt

A Settlement of the account of the Guardian Cornelius Gilmore having been filed in the Clerk's Office of this Court for the time prescribed by law was presented in Court & no exceptions being offered thereto the same is confirmed and ordered to be recorded

Same of the estate of Benjamin Wenger — The Same order

Same of the estate of Mary Rhodes — The Same order

Same of the accounts of the Guardian for M J Sheets — The Same order

Same of the estate of Samuel Rhodes — The Same order

Same of the Guardian for Mary J Gilmer — The Same order

Same of the Guardian of Mary Kinsale — The Same order

Same of the estate of Abraham Diehl — The Same order

Same of the a/c of Guard for Louisa Winfield — The Same order

J Edward Pennybacker & Wm S Rohr who have been duly licensed to practise as attorneys at law in the Courts of this Commonwealth appeared in Court and on their motion are permitted to practise in this Court and thereupon they took the oaths prescribed by law

Ordered that Abraham Eblich be appointed Survey of Precinct No 78 in the place of Samuel E Long resigned

Eli Keeran Appellant
&
Jacob E Harnebergers & Co Appellee
} Upon an appeal from the judgment of a justice of the peace

On Motion of the Appellant & it appearing that the papers & docket in this case has been destroyed it is ordered that this cause be replaced upon the docket

On the motion of Henry Carpenter who was made thereto according to law and together with John Pence Gardenhire his security (who justified as to their sufficiency) entered into & acknowledged a bond in the penalty of Sixteen thousand dollars conditioned as the law requires a certificate is granted him for obtaining letters of administration upon the estate of John Pence decd in due form

Ordered that John L Braun John Herring Solomon Garber & Daniel Huffman or any three of them being first duly sworn for that purpose do appraise the estate of John Pence decd and report thereon to the Court according to law

Ordered that the Clerk of this Court give notice by publication to interested parties that at the April Term of this Court the "Appeal" Docket be tried

Christian Hartman one of the executors of Abraham Eichl decd appeared in Court and resigned his trust as such executor and thereupon Isaac Long the other executor appeared in Court and together with Daniel Miller his security (who justified as to his sufficiency) entered into and acknowledged a New Bond as such executor conditioned according to law

On Motion and it appearing to the Court that more than three months have elapsed since the death of R A Michael and no one having applied for administration upon his estate it is ordered that his said estate be committed to the Sheriff of this County for administration

R W Thurmond

The Same Order

Reulin A Scott who was on the 9th day of March 1867 duly elected constable for the second Magesterial District of Rockingham County appeared in Court and together with Amos Scott and William Sawley his securities (who justified as to their sufficiency) entered into and acknowledged a bond in the penalty of five thousand dollars conditioned as the law requires and thereupon the said Reulin A Scott took the several oaths required by law

Ordered that the Order made at the January Term of this Court committing the estate of John Yount to the Sheriff be and the same is hereby revoked & annulled

On the Motion of Benjamin G Patterson who made oath thereto according to law and together with Samuel Wagner his security (who justified as to his sufficiency) entered into and acknowledged a bond in the penalty of Two thousand dollars conditioned as the law requires a certificate is granted him for obtaining letters of administration in due form upon the estate of John Grant dec'd

The Last will & Testament of Susanna Wenger dec'd with a codicil annexed was presented in Court and said will proved by the oath Solomon Garber one of the subscribing witnesses thereto and the Court being satisfied from evidence that the signature of Allan G Bryan thereto is genuine and said Codicil was proved by the oaths of Daniel Hoffman and Jno J Carlsbarger the subscribing witnesses thereto and thereupon the said will & Codicil is ordered to be recorded as the true last will & testament & Codicil of Susanna Wenger dec'd and thereupon Abraham Earley & Noah Earley the executors therein named appeared in Court & made oath thereto according to law and together with Daniel Huffman their security (who justified as to their sufficiency) entered into & acknowledged a bond in the penalty of $16000.00 conditioned as the law requires a certificate is granted them for obtaining a probate of said will in due form

Ordered that Daniel Huffman Solomon Garber Isaac Long & Samuel Miller or any three of them being first duly sworn for that purpose do appraise the estate of Susannah Wenger dec'd & report thereon to the Court according to law

The Last will and testament of Jonathan B Shaver dec'd was presented in Court and proved by the oaths of P F Earn[illegible] & J A Earman two of subscribing witnesses thereto and ordered to be recorded

On the Motion of Reuben Coffman who made oath thereto according to law and together with David R Hopkins his security (who justified as to his sufficiency) entered into and acknowledged a bond in the penalty of $1000. conditioned as the law requires a certificate is granted him for obtaining letters of adm'n in due form upon the estate of Elizabeth Bright dec'd

On motion of Joseph A Hammer & C E Hammer who made oath thereto according to law and together with Wm B Yancey & J D Gilmore their securities (who justified as to their sufficiency) entered into and acknowledged a bond in the penalty of $5000. conditioned as the law requires a certificate is granted them for obtaining letters of administration in due form upon the estate of William Ham[illegible] dec'd

Ordered that J W Winsbrough Reuben Bo[illegible] A Mechorn Wm F Lewis & Jacob Runckle or any three of them being first duly sworn for that purpose do appraise the estate of Wm Hammer dec'd & report according to law

Yancey's adm'x vs Davies vs Notice proved & docketed
Carpenter vs Swartz vs Notice proved and execution awarded
Baker vs McDorman vs Same order
Lowenbach vs Grey vs Same order
Moore vs Glovier vs Same order
Brewer vs Hanford vs Same order

George W Roller Pltff
vs } Upon a Notice
O F & Perkey &c Defts

This day came the parties by their attorneys and it is considered that the pltff recover against the defendants the sum of $30.00 with legal interest thereon from the 6th day of November 1866 till paid and the costs by the pltff in this behalf expended

Present

O B Sterling PJ. W T McGahey Isaac Wright } Gent
Joseph F Kenkhouser & Wm Sanfley } Justices

Edward Philips who stands charged with a felony by him committed in this that he did on the 25th day of February 1867. 1 Light Sacque dress of the value of four dollars 1 Bonnett of the value of Two dollars 1 Spotted Muslin dress of the value of six dollars 1 Blue Muslin dress of the value of four dollars. 1 Cover dress of the value of Two dollars 1 Blue pantaloons of the value of three dollars 1 Blue Coat of the value of three dollars 1 Flannel Shirt of the value of $2.50. 1 Bottle of perfumery of the 25 cents 1 Trunk of the value of $1.50. 1 Silver Watch of the value of six dollars of the goods and chattels of A D & J A Trotter, did steal take and carry away it was sent to the bar in custody of the Sheriff and sundry witnesses being sworn and examined the Court upon mature deliberation are of opinion that a felony has been committed and that there is probable cause to charge the prisoner therewith it is therefore ordered that he be remanded for trial before the Circuit Court of Rockingham County on the first day of the next term thereof. and thereupon the prisoner was remanded to jail

Be it remembered that John R Hill. Joseph Andrews Wm L Roadcap. Isreal Armentrout. J W Yankee & John Washington (CD) are held and firmly bound unto the Commonwealth of Virginia in the just and full sum of One hundred dollars. each to be levied of their respective goods and chattels. lands and tenements and for the use of the Commonwealth. Yet upon this condition that they shall make their personal appearance before the Circuit Court of Rockingham on the first day of the next term to give evidence on behalf the Commonwealth against Edward Philips. and not to depart thence without the leave of said Court then this recognizance to be void. otherwise to remain in full force and virtue

John H Berry Constable of this County presented in Court an account against the Commonwealth amounting to $7.00. which being proven to was examined and allowed and ordered to be certified to the Auditor of Public accounts

Ordered that the Court be adjourned until to morrow morning at 10 O Clock.

O B Sterling

Tuesday March 19. 1867

Present

O B Sterling PJ. Wm McK Wartmann W T McGahey } Gent
Isaac Wright & Wm Sanfley } Justices

Andrew Edmonson produced in Court his Credentials of his ordination and of being in regular communion with the Methodist Episcopal Church of the US appeared in Court and together with Wm McKWartmann entered into and acknowledged a bond in the penalty of $1000 conditioned as the law is required Credentials is granted him to celebrate the rites of Matrimony

Ordered That the Mount Crawford "Toll Bridge Company" be allowed to charge for passing over their bridge Tolls not exceeding the tolls charged at a simple gate by the Valley Turnpike Company, and to charge not exceeding ten cents for each person passing over the same on foot but this order is not to take effect until the said Bridge is duly completed, and the road leading to and from said Bridge at and near the same is in proper order

On the Motion of Henry Harrison one of the Securities of George W Miller Robert R Cook and Joseph O'Connor Admrs of John Cook decd it is ordered that the said George W Miller & Robert R Cook be summoned to appear here the first day of the next term of this Court to shew cause if any they can why they shall not be required to give a new bond or have their powers as such administrators be revoked and annulled

Ordered that all the justices of this County be summoned to appear here on the first day of the April term next of this court to act upon application for ordinary Licenses and for other purposes

On Motion and by Consent (Notice being waived) it is ordered that the power and authority of S R Alexander late Sheriff of Rockingham County and as such to whom the estate of Benjamin F Marty dec'd and the same is hereby revoked and annulled. and on the Motion of Elvira G Marty who made oath thereto according to law and together with Richard P Fletcher her security (who qualified as to his sufficiency) entered into and acknowledged a bond in the penalty of eight hundred dollars conditioned according to law. a certificate is granted her for obtaining letters of administration de bonis non in due form upon the estate of Benjamin F Marty

The report of Commissioner Wm McK Wartmann made per order of this Court at a proceeding term the Petition of Rebecca J Nicholas widow of Wm P Nicholas dec'd under an act of Virginia Legislature March 2d 1866 entitled an act to Stay collection of debts for a limited period. and asking an allotment upon her dec'd husband estate, under this act is approved by the Court and ordered to be entered of record. ordered also that Timothy Shughrue John Eastham David Link Peter Koontz. Robert Coy. George Eastham & John M Huffman pay the costs of this Petition and the proceedings therein

George W Naylor who stands charged with a felony by him committed in this that he did on the night of the 9th day of December 1865 feloniously & of his malice aforethought & murder James Fulty, & who stands bound by a recognizance with Samuel G Naylor his security for his appearance here on this day, being solemnly called and not appearing it is ordered that his said failure be entered of record

Hiram A Kite who has been duly elected and commissioned as a justice of the peace for the first Magesterial district of this County this day presented in Court a certificate of his qualification as such justice. which is ordered to be filed

John Scanlon Plff
v
A J Nicholls Daft } Unlawful Detainer

This day came the parties by their attornies and thereupon came a jury to wit A J Nicholas. Robert Bowman John D Lewis. George Carmichael. Wm Smith Shelton H Garrier. A H Brewer. Wm M Beckham. Wm A Haricofe. Enos Koontz. James Holmes and Andrew Fitzsimmons who being elected tried and sworn the truth to speak upon the issue joined and having heard the evidence retired from the bar to consider of their verdict and after some time returned into Court and upon their oaths do say "we the jury find the defendant Not Guilty." and thereupon the Plff Moved the Court to set aside the said verdict which motion the Court doth overrule it is therefore considered that the Defendant recover against the Plff his costs in this behalf expended

Ordered that the Court be adjourned until the next term

O. B. Sterling

At a Court held for Rockingham County, at the Court-house thereof, on Monday the 15 day of April 1867

Present

O B Sterling P J Isaac M Wright. Joseph Funkhouser
Wm Sawfley } Gent Justices

The Clerk of this Court presented in Court a list of deeds and other writings admitted to record in the Clerk's Office of this Court, during the month of March 1867 which being seen and inspected by the Court is ordered that the same be entered upon the minutes as follows viz

George Eastham to Jerry Dovel Trustee. A Deed of Bargain & Sale
A Deed of Bargain & Sale from Isaac Stone wife to Sarah Ann Logan
An Indemnifying Bond from George Eastham & others to Harriet E Dovel
A Deed of Bargain & Sale from Gabriel Hildebrand wife to J N Hildebrand
Same from L H & Samuel Strickler &c to John C Sprinkel
A Mortgage from Timothy McCuddy wife to Wm Palmer
A Deed of Bargain & Sale from Sunnfield Lee wife to Wm A Long
Same from M H Effinger wife &c to Wm C & Harrison
Same from Elizabeth F Runcie to Joseph Williams
Same from George D Garner trustee to Thomas Slyger
Same from Elijah Huffman wife to Jacob Cook
Same from Peachy H Rhodes to Preston Rhodes
Same from F N Sellers wife &c to Wm F Lewis
Same from Benj Rice wife to Jacob Haricofe

A Deed of Bargain & Sale from John E. King & wife to James H. Carnicofe
Same from Same to Wm B. Yancey
Same from Wm H. Effinger & wife to John S. Effinger
Same from John S. Effinger & wife to Wm. A. Effinger
A Marriage Contract between John Pence & Mary Crist
A Deed of Bargain & Sale from Jacob Bricker & wife to John Carpenter
Same from John Roller & wife to Same
Same from Wm Welfly & wife to Same
Same from Wm Carpenter & wife to Same
Same from Joseph Altaffer & wife to Same
Same from Samuel Carpenter & wife to Same
Same from John Carpenter & others to Henry Carpenter
Same from Noah Sanders & wife to Wm E. Shelton
A Marriage Contract between Christian Simmers & Mary E. Cunningham
A Deed of Bargain & Sale from Mary Miller to Wm S. Downes
Same from Wm D. Covington & wife to James L. Mc Kitt
Same from Samuel H. Lewis & wife to Franklin Sterns
Same from Margaret Pannel &c to Jacob W. Zirkle
Same from John H. Hartmann Com'r to George S. Christie
Same from Peter Wright to D. M. Switzer
Same from Sarah B. Driver to Wm. Miller
Same from John W. Miller to John P. Swank
Same from Thos H. Eastwood & wife to John Weaver
Same from George Sanfley & wife to Wm Pence
Same from B. S. Van Pelt to James S. Van Pelt Trustee
Same from Jno A. Fishback & wife to D. E. Shaneth
Same from Jacob W. Zirkle & wife to John P. Swank

A Settlement of the a/c of the Guardian for Phebe Andes having filed in the Clerk's Office for the time prescribed by law was presented in Court and No exceptions being offered thereto the same is confirmed and ordered to be recorded

Same of Samuel Rhodes dec'd. Estate
The Same order

Same of the Estate of Susan Conrad dec'd
The Same order

Same of the estate of Joseph Frank dec'd.
The Same order

Same of the estate of Daniel Garber
The Same order

Same of the Guardian of Elizabeth Kline
The Same order

Same of the Guardian of Sarah E. Pannel &c
The Same order

A Settlement of the estate of H H Rhodes dec'd having been filed in the Clerks Office of this Court for the time prescribed by law, was presented in Court and no exceptions being offered thereto the same is confirmed and ordered to be recorded

Same of the estate of Magdalen Shank dec'd
The Same order

Same of the a/c of the Guardian of Syria F Swank &c
The Same order

Same of the Guardian of Selina Wolf
The Same order

Same of the Guardian of Thurston Wolf
The Same order

Same of the Guardian of Sidney Wolf
The Same order

Mayer & Bro's M & G &c on a Delivery bond notice proved & execution awarded

S A Coffman v M H Sell & on a Delivery bond notice proved & execution awarded

W J Watters & Co vs Same on a Delivery bond notice proved & execution awarded
Reed & Co vs Paul & Sons — The Same order
Same vs Same — The Same order
Shumay & Co vs Same & — The Same order
John W Jenkins vs M & G Sell & — The Same order
Bevan & Co vs M H Sell & c — The Same order
C B Yancey's adm'r vs Jacob Raines & — The Same order
W M Randolph vs S M Bowman & — The Same order
W Straugh vs Jacob Zirkle & — The Same order
Jonas A Lowenbach vs John K Boston & — The Same order

On the Motion of Michael J Moyerhoeffer who made oath thereto according to law and together with Henry Leronner his security (who justifies as to his sufficiency) entered into and acknowledged a bond in the penalty of fifteen hundred dollars conditioned as the law requires, a certificate is granted him for obtaining letters of administration in due form upon the estate of Mary A Austin dec'd

Ordered that Rob Ripetoe, Edward Runckles Wm Foster & Stephen Mowry or any three of them being first duly sworn for that purpose do appraise the estate of Mary A Austin dec'd and report thereon to the Court according to law

On Motion of Henry Forrer & N L Blakemore, and it appearing to the Court that A G Bryan the trustee in a deed of trust executed by John B A Lewis on the — day of — has departed this life it is therefore ordered that William B Compton be appointed as trustee in the place of the said Allan G Bryan, and invested with all the power and authority as such Trustee

Upon the petition of Jacob Yeast & others for a road. it is ordered that their said petition be referred to Jacob Yeast. George Life and Joseph Michael to be acted and reported upon according to law

Upon the petition of John Mc Baldwin & others for a road in this County. it is ordered that their said petition be referred to Thomas Lamphins. Frank Brammer and John Mason to be acted and reported on according to law

This Court doth certify. that it appears by sufficient evidence that William H Stinespring is a citizen of this State and lost his limb in the late war

Upon the petition of Eveline R Echard. under the act of the General Assembly of Virginia. be referred to Commissioner Wm M K Hartman to be acted and reported on according to law

The Last will & testament of Catharine Ruebush dec'd was presented in Court and proved by the oath of P F Earman & Henry Carpenter the subscribing witnesses thereto. and ordered to be recorded

Augustin Armentrout Plff
vs
Julia Ann Dorrow Deft } Upon a suggestion that John K Koontz is indebted to the deft

This day came the plff by his attorney and it appearing that John Koontz by affidavit filed is indebted to the said Julia Ann Dorrow in the sum of $31.00 dues the 4 day of October 1866. It is therefore considered that the plaintiff recover against the said John Koontz the said sum of $31.00 with legal interest thereon from the 1st day of October 1866 till paid

Wm Diller Plff
vs
Abraham Good Deft } Upon an attachment

This day came the plaintiff by his attorney and Wm Linneweaver having filed and affidavit of his indebtedness to the defendant and it appearing from said affidavit that the said William Linneweaver is indebted to the defendant in the sum of $300. due the 1st day of May 1868. and $300. due 1st day of May 1869 - It is therefore considered that the plff recover against the said Wm Linneweaver the said sum of $600 - with legal interest on $300 from the 1st day of May 1868 till paid and on $300 the residue thereof from the 1st day of May 1869 till paid and the costs in this behalf expended

Ordered that Benjamin S Byerly be appointed guardian for Sarah Leary. John F Leary. Elizabeth A Leary. Benjamin F Leary Charles M Leary & Henry Alvis Leary Orphans of David H Leary dec'd appeared in Court and together with James F Lowman. Wm R Whitman and Josephus Lacey his securities (who justified as to their sufficiency) entered into and acknowledged a bond in the penalty of $1000 00 conditioned as the law requires

J R Brathwaite Plff
vs
S M & R Bowman Defts } Upon an award

This day came the parties by their attorneys

and by consent, it is considered that the pltff recover against the defts the sum of ₤450. with legal interest thereon from the 13th day of February 1867 till paid and the costs in this behalf expended

John Mc Miller & others Pltffs
vs
Samuel Beery & others Defts
} Upon an award

The parties having referred all matters to certain arbitrators and they having filed their award and by said award it appears to that the defendants are indebted to the pltffs in the sum of $572.47. of date the 1st day of January 1866. It is therefore considered that the pltffs recover against the defts the said sum of $572.47 (subject to a credit of ₤150 made July 1866) with legal interest thereon from the 1st day of January 1866 till paid and the costs in this behalf expended (~~subject to the conditions of the said award~~)

Henry Forser Pltff
vs
John Cook's admrs Defts
} Upon a Motion

It appearing to the Court that the notice in this cause has been served by rule of this Court returnable to the 1st day of the present term upon the defts and they having been called and failing to appear and shew cause as required. It is therefore on motion of the pltff and upon evidence adduced by him ordered that the defts appear on the first day of the next Term of this Court and execute a new bond as admrs of John Cook dec'd with good and sufficient security, and unless this order is complied with by them their powers as admrs aforesaid will be thenceforth and are hereby ordered to be revoked and annulled.

Present

Wm S Miller. Wm H Hendren. Peter S Reller. D M Rice Martin Garber. Madison Moore George S Christie John F Bowman ~~Josiah Sowders. Asa H~~ Wm S Showalter Josiah S Reller Henry Beery John Funk. Thomas Moore. Jackson Horn. Philander Herring. Adam H Fuck. Wm M Wartmann. W J McGahey. Isaac Wright Lewis Will Wm M Carpenter. Joseph Funkhouser. William Beard Joseph Burkholder Wm Sanfley and Gideon Rosenberger
} Gent Justices

Upon the petition of Wm Life Wm D C Covington. Wm Showalter. Jacob P Effinger John Scanlon & Jacob Fry who have paid the tax imposed by law a license is granted them to keep public ordinaries at their respective houses in this County until the first day of May next. the Court being of opinion that they are persons of good character not addicted to drinking or gaming. and that they will probably keep houses useful orderly and such as the law requires

S A Coffman Jacob P Effinger. D J Wall. David H Arnall. Wm S Waesche Isaac Paul Jones who have paid the tax imposed by law. a certificate is granted them to ~~retail ardent Spirits~~ as retail Liquor Dealers at their houses. it appearing that the said applicants are persons of good character not addicted to drinking or gaming and that their houses are proper places to retail ardent Spirits

Thomas Carson & wife Pltff
vs
Allen Dever Deft } In Case upon an attachment

It is ordered in this case that all effects or monies in the hands of H.K. Devier garnishee belonging to Allen Devier which shall remain in his hands on a settlement of accounts between himself and said Allen Dever shall be held by said H.K. Devier as receiver subject to the future order of this Court

This Court doth certify that it appears from sufficient evidence that Wm H Robinson is a citizen of this state and lost a limb in the late war

Ordered that no person shall be permitted to deposite within the enclosure of the Court Yard any Machine Agricultural Implements or other thing on sale or for exhibition nor shall any games of ball or other games be allowed within the said yard or enclosure and the superintendant of the Court Yard is required to report all persons offending against this order

Ordered that Samuel M Yoest be appointed proxy in the place of Jno L Woodson to represent this County in the meetings of the Manassas Gap Rail Road Co

Ordered that permission be granted to George G Grattan to build an office in one of corners of the Court House yard to be of the same style and finish as the office now occupied by Messrs Woodson & Compton to have the use of the same for fifteen years from the date of its completion

The Same permission is granted to Charles A Yancey

Ordered that in the erection of the Offices by Messrs Grattan & Yancey and by Messrs Linty & Patterson, for which permission was granted at a former term of this Court, the Court expressly provides and orders that in the erection of said buildings ~~the entrance to each building shall be made from the street~~ the entrance shall be from the the street and no door shall be allowed opening into the yard

Absent all the Justices except
O.B. Sterling P.J. Wm McK Wartmann Isaac Wright } Gent
Joseph Funkhouser & Wm Sanford } Justices

W H Lee Pltff
vs
Wm Carson & others Deft } In Chancery

This cause came on to be heard this 15th day of April in the year 1867 upon the papers heretofore read, the proceedings heretofore had and upon the report of Commissioner D F Brawner who was appointed at the December Term 1866 to make sale of the house and lot in the bill mentioned to which report there are no exceptions, and the cause was argued by counsel upon consideration whereof the Court is of opinion and doth adjudge order and decree that the said report and sale be and the same are hereby confirmed, and the said D F Brawner is hereby appointed a commissioner to execute to said

M H See a deed with special warranty for the House Lot sold as in said report and to report his proceedings to the next term of this court

Z D Gilmore — appellant
vs
A J Nicholas — appellee
} upon an appeal from the judgement of a justice of the peace

This day came the parties by their attornies and after hearing the evidence are of opinion that there is no error in the judgment aforesaid. It is therefore considered that the appellee recover against the appellant $192 costs recovered before said justice and the costs in this behalf expended

E J H Warren (use of Charles S Thompson) Plff
vs
Jacob R Stevens — Deft
} In Debt upon an attachment returned executed

This day came the plaintiff by his attorney and it appearing to the Court that the order of publication awarded at the rules in this cause has been executed according to law, the defendant was solemnly called but came not, and it appearing to the Court that the defendant Jacob R Stevens is justly indebted to the plaintiff in the sum of four hundred and seventy six dollars and seventy four cents, with legal interest thereon from the 24th day of August 1858 till paid, subject to a credit for $51.82 as of February 1st 1860 for which sum judgment was rendered at the May term of this Court in the year 1861, in the action of debt in which this attachment was sued out, it is therefore considered that the plaintiff recover against the defendant said sum of $476.74 with interest thereon at the rate of 6 per cent per annum from the 24th August 1858 till paid, and his costs, subject to a credit of $51.82 paid February 1st 1860. And it is further appearing to this Court upon the affidavit of Wm A Conrad filed in this cause that he was served with a copy of said attachment and summoned as garnishee in this cause on the 10th day of January 1861 and that at the time of the service of said attachment and such summons he the said Wm A Conrad was indebted to the said Jacob R Stevens in the sum of $114.66 with interest thereon from the 1st day of October 1858 till paid, and that he is not now and was not then indebted in any further sum to the said Jacob R Stevens and had no other effects in his hands belonging to said defendant. It is therefore considered by the Court that the plaintiff recover against the defendant said Wm A Conrad the aforesaid sum of $114.66 with interest thereon from the 1st day of October 1858 till paid, towards satisfying this judgment and further ~~it appearing~~ ordered and that the Sheriff of Rockingham be appointed the receiver to collect the said sums of money and it appearing to the Court that the attachment in this cause was legally levied by the Sheriff of this County on the 9th day of January 1861 upon a certain lot or parcel of land containing about eight acres adjoining the lands of C C Strayer and others about ½ Mile east of Harrisonburg it is further ordered that the Sheriff of Rockingham after giving thirty days notice of the time, terms and place of sale by publication in one of the Harrisonburg newspapers, and by posting a notice for the like time at the front door of the Court House of Rockingham County proceed to sell to the highest bidder at public auction on the premises so much of said land levied on as aforesaid as will pay the

the remainder of Plaintiffs judgment after deducting the amounts to be paid by the said Wm A Conrad as aforesaid. which later the said Sheriff is also appointed receiver of this Court to collect and receive one half of the purchase money of said sale to be paid on the confirmation of the sale. the residue in six months thereafter. all with interest from the day of sale. taking from the purchaser bonds with good security and report to this Court at its next Term

Ordered that the Court be adjourned until to morrow Morning at 10 Oclock

D. C. Sterling

Tuesday April 16 1867

Present

D C Sterling P D. Wm McGill Wartmann. Isaac Wright } Gents
Joseph Funkhouser & Wm Sanfley } Justices

Upon the petition of S M D Moore and it appearing to the Court that in the Month of June 1864. he was & still is the owner of a bond of Rockingham County No 7. dated the 1st of January 1855 payable on the 1st of January 1875. & that said bond was casually lost or stolen. it is ordered that the Clerk of this Court issue a duplicate of said bond with coupons attached due in July 1864. & subsequently & deliver the same to said Moore. But upon the condition that said Moore shall execute a bond before the Clerk of this Court in the penalty of $2000 — with good security conditioned to indemnify the County for any loss or damage that may result in case said lost or stolen bond may be brought forward. & payment of the same or any part thereof demanded

The Court doth certify that it appears by sufficient evidence that Jno Lowman. Samuel M Jordan. Robert Hoshe Robert K Wells sr George Hedrick. Samuel Shafer J P Riphetoe V G Hattan, Jas A Wilson of this State are alot limits in the late war

Robert M Mooney. Pltff
v
Houston Handy Deft } upon an attachment

This day came the parties by their attorneys & the Court having fully heard the evidence and argument of Counsel are of opinion that the said attachment was improperly issued out. It is therefore considered that the same be dismissed and that the Pltff recover against the Deft his costs in this behalf expended

The report of Commissioner Wartmann affixing the amount necessary for the annual support of George & Ada Catlett infants under the provisions of Act 2 March 1866 which assessment was made per order of Court at a previous term thereof. on petition is approved & ordered to be entered of record the assessment for the annual support of each of $100 — assessed on amounts in the hands of Saml Dinkle

Ordered that the Court be adjourned until the next Term

D. C. Sterling

Virginia

At a Court held for Rockingham County at the Court-House thereof on Monday the 20th day of May 1867

Present

O O Sterling P J Enoch B Dolly. Joseph Burkholder } Gent Justices

The Clerk of this Court presented in Court a list of deeds and other writings admitted to record in his office during the Month of April last which being seen and inspected by the Court is ordered to be entered on the minutes as follows to wit

A Deed of Bargain & Sale from Christian Kratzer & wife to Frederick Kelleyard
Same from Same to Same
Same from Jacob Cole to Buskrod Rust
Same from L W Gamble Comr. to Wm Harper
Same from Henry S Heatwole & wife to Peter Zimmerman
Same from Peter Strine & wife to Christian Burkholder
Same from Same to Same
Same from John P Swank & wife to John Wayne
Same from Samuel Gordon & wife to Wm F Brown &c
Same from Daniel Bloser & wife to Felix T Sheets Trustee
Same from John Miswander to Rachael Spitzer
Same from George F Frankhouser & wife to John S Bowman
Same from Wm C Whitmore & wife to Benjamin S Byerly
Same from Philip Liggett's Trustees to James Kavanaugh
Same from Peter Tutch & wife to John Good
Same from Alexander Kyger & wife to Elias Hendron
A Deed of Trust from Harvey Connell to Sam'l Coiles Trust for Jno G Coiles
A Deed of Bargain & Sale from Daniel Deckard & wife to Levi M Byers
Same from Benjamin J Byers to Same
Same from Martin Emmert to Same
Same from Robert A Gray & wife &c. to George S Christie
Same from James A Patterson & wife to Geo. W. & Charles A Patterson
Same from A M Newman & wife to Fannie Patterson
Same from Samuel Cline & wife & others to Reuben Shrope
Same from Henry A Rhodes & wife &c. to John H Berry
Same from Christian Hoel & wife &c. to W H Land
Same from Wm J Miller & wife to Wm J Shiverspring
Same from Philip Keller & wife to Peter F Eannon
Same from Gideon Rosenberger & wife to Elizabeth Cummins
Same from Jas D Price & wife to Wm H Kavanaugh
Same from A C Bryant & C to Isaac Wright Trustee
Same from Jacob Barker to Abraham H Long
Same from George W Roller & wife to John R Kagy
Same from Emanuel Rhodes & wife to Jacob M Liggett
Same from Samuel F Frankhouser & wife to Abraham Paul
Same from Jacob M Liggett & wife to Same
Same from Abraham Paul to James Kavanaugh
A Power of Attorney from John M Conley & wife to Levi Whitzel
A Deed of Bargain & Sale from Levi Whitzel &c. to Henry Argenbright

A Deed of Bargain & Sale from Jacob Sipe wife to Henry Argenbright
Same from Peter Heneberger wife to Samuel Shacklett
Same from John C Herring wife to Jonas A Lovenbach
Same from James Kavanaugh wife &c to Andrew B Fitch
Same from Philip Strickler wife to B F Strickler
Same from Benj F Walker Comr to Samuel Hartman
Same from Same to John Hedrick
Same from John W C Houston wife to Daniel G Mantz
Same from Wm M Billheimer wife &c to Robert Cummings

A Settlement of the accounts of Silas Henton committee for Henry Andres having been filed in the Clerk's Office of this Court for the time prescribed by law was presented in Court and no exceptions being offered thereto the same is confirmed and ordered to be recorded

Same of the admrs of Jacob Showalter decd with Nancy Coffman one of the Legatees
The Same order

Same of the estate of Elizabeth Miller by her Guardian
The Same order

Same of the estate of Mary Miller by her Guardian
The Same order

Same of the apn of the Guardian of Susannah Miller
The Same order

Same of the estate of John Swank
The Same order

Same of the apn of the Guardian of John B Shank &c
The Same order

Same of the admrs of Jacb Showalter decd with Elizabeth Bright one of the legatees
The Same order

Same of the apn of the Guardian of Sarah C Whitmore &c
The Same order

Same of the estate of Daniel Yount decd
The Same order

Catharine C Evans Petff
vs
Wm A Evans Deft } Upon a Notice this day came parties and by consent it is ordered that Wm McK Hartmann be appointed and substituted as trustee in place of Geo Bruffy decd in a deed executed by said Wm A Evans to said Bruffy as trustee for the petff and her children, dated on the 24th day of Nov 1856 and the said Wm McK Hartmann is hereby invested with all the powers & authority conferred by said deed upon the trustee

Margaret Miller Pltff
vs
Henry Miller & J Kite Defts
} Upon a Notice

This day came the plaintiff by her attorney and it appearing to the Court that the defts hath had legal notice of this motion and they being solemnly called and not appearing, it is considered that the plaintiff recover against the defendants the sum of $76.94 the amount assessed for the pltffs support with legal interest thereon from the 17th day of December 1866 till paid and the costs by the pltff in this behalf expended

Sevenbach vs Mefrick &c On Delivery bond notice proved & execution awarded

Louisa Winfield &c Pltff
vs
Derrick Pennybacker Deft
} Upon a Notice

This day came the plaintiff by he attorney and submitted a motion for judgment upon the assessment made by a Commissioner of this Court under act of March 2d 1866 relative to staying collection of debts approved and entered of record by the Court Feby 1867 and it appearing that a notice of such assessment, entry and approval, as also that a Motion for judgment would be submitted on the first day of this term has been duly acknowledged by the plaintiff March 14 1867, the Court renders judgment in behalf of the plaintiff against said Pennybacker for the sum of $208.14 with legal interest from the 1st day of February 1867 and all costs of whatever character incident to this suit

Same Pltff
vs
J Q Winfield Deft
} Upon a Notice

This day came the pltff by her attorney, and it appearing to the Court that the deft hath had legal notice of this motion and being solemnly called and not appearing, it is considered that the pltff recover against the deft the sum of $109.50 (the amount assessed by a Commissioner of this Court for the support of pltff) with legal interest thereon from the 18 day of February 1867 till paid and the costs by the pltff in this behalf expended

Alice Winfield Pltff
vs
D Pennybacher Deft
} Upon a Notice

This day came the pltff by her attorney, and it appearing to the Court that the deft hath had legal notice of this motion and he being solemnly called and not appearing, it is considered that the pltff recover against the deft the sum of $100.00 the amount assessed by a Commissioner of this Court for the support of the pltff) with legal interest thereon from the 18th day of February 1867 till paid and the costs by the pltff in this behalf expended

Ordered that Wm D Covington be permitted to resign as surveyor of precinct No 41 & John J Wrighten be appointed in his place

On the motion of George A Rhodes the attorney for the commonwealth and the commissioner of the revenue being present in Court, it is ordered to be certified that it appears from satisfactory evidence that the assessment made on the 29th day of April 1867 by Commissioner Chrisman for the sum of $40.00 for canvassing to buy matters of subsistance without applying for a license, was is erroneous in this that the said Rhodes did not canvass for the purpose of purchasing matters to be sold again but for his own use. and that the said assessment be revoked and annulled.

Ordered that Levi Reedy be appointed surveyor of precinct No in place of D Reedy

Ordered that Edmund Minnick be appointed surveyor of precinct No in place of Andrew Hiret

Upon the petition of Thomas Lampkins & others for a road, the viewers heretofore appointed to act upon the said petition this day filed their report which is ordered to be placed upon the docket

Present Joseph Funkhouser and Meaman T McGahey Gent Justices

This Court doth hereby certify, that it appears by sufficient evidence that George M ~~Robert~~ Nicholas is a citizen of this State, and has his home in the late war

Nimrod Terrell who stands charged with a felony by him committed in this that he did on the night of the 13th day of May 1867 in Rockingham County, feloniously break & enter into a certain house or shop the property of H B O Brien occupied as a dwelling house and therefrom with felonious intent, take steal & carry away sundry goods & chattels of the said H B O Brien & J Bryant of the value of Thirty five dollars & twelve & a half cents, was led to the bar in custody of the Sheriff, and thereupon the prisoner waived his right to further examination before this Court. It is therefore considered that the said prisoner be remanded for trial before the Circuit Court of Rockingham County on the first day of the next Term of said Court, and thereupon the prisoner was remanded to jail

Be it remembered that Hugh B O Brien personally appeared in Court and acknowledged himself to owe and be indebted to the Commonwealth of Virginia in the sum of One hundred dollars to be levied of ~~their~~ his ~~respective~~ goods and chattels, lands and tenements and for the use of the Commonwealth. Yet upon this condition, that the said Hugh B O Brien shall make his personal appearance before the Circuit Court of this County on the first day next Term thereof, then and there to give evidence on behalf of the Commonwealth against Nimrod Terrill and not to depart thence without the leave of said Court, and ~~not to depart thence without the leave of~~ & then this recognizance to be void, otherwise to remain in full force

F M Erwine Pltff
vs
Jonathan Shaver Deft } Upon a Notice

This day came the parties by their attornies, and by consent it is ordered that the power and authority of the defendant as adm^{r} of the

estate of David Coffman be revoked and annulled

On Motion of Jonathan Shaver, it is ordered that the ~~power and authority~~ the estate of David Coffman be committed to the sheriff for administration according to law

Abraham Paul Pltff
vs
Joseph VanPelt Deft } Upon a Distress warrant

On Motion of the plaintiff it is ordered that this cause be placed upon the docket

Christian Hall who stands ~~charged~~ bound by a recognizance to appear here at this term to answer a certain misdemeanor by him committed being solemnly called and not appearing, it is ordered his said default be entered of record

E J H Warren use &c Pltff
vs
Jacob R Stevens Deft } In Debt upon an attachment

The plaintiff E J H Warren having departed this life in the year 1864, since this attachment was sued out, and Jennie Warren having qualified as his executrix on motion it is ordered that this cause stand revived and proceed in the name of Jennie Warren executrix of E J H Warren dec'd and the order which was entered at the April term of this Court being erroneous it is set aside and the following order is directed to be entered by the Court

Jennie Warren ex'tx of E J H Warren dec'd Pltff
vs
Jacob R Stevens Deft } In Debt upon an Attachment

This day came the plaintiff by her Attorney and it appearing to the Court that the order of publication awarded at the rules in this cause has been executed according to law, the defendant was solemnly called but came not, and it appearing to the Court that the defendant Jacob R Stevens is justly indebted to the plaintiff in the sum of four hundred and seventy six dollars and seventy four cents, with legal interest thereon from the 24th day of August 1858 till paid, subject to a credit for $51.81 as of February 1st 1860 for which sum judgment was rendered at the May term of this Court in the year 1861 in the action of debt in which this attachment was sued out, it is therefore considered that the plaintiff recover against the defendant said sum of $476.74 with interest thereon at the rate of 6 per cent per annum from the 24th August 1858 till paid and her costs subject to a credit of $51.81 paid February 1st 1860; and it further appearing to this Court upon the affidavit of Wm A Conrad filed in this case that he was served with a copy of said attachment and summoned as garnishee in said cause on the 10th day of January 1861, and that at the time of the service of said attachment and said summons he the said Wm A Conrad was indebted to the said Jacob R Stevens in the sum of $114.66 with interest thereon from the 1st day of October 1858 till paid, and that he is not now and was not then indebted in any further sum to the said Jacob R Stevens and had no other effects in his hands belonging to said defendant

It is therefore considered by the Court that the plaintiff recover against the said Wm A Conrad the aforesaid sum of $114.66 with interest thereon from the 1st day of October 1858 till paid. Towards satisfying this fragment. and that the Sheriff of Rockingham is appointed to collect and receive the same and further it appearing to the Court that the attachment in this cause was legally levied by the Sheriff of this County on the 9th day of January 1861 upon a certain lot or parcel of land containing about eight acres adjoining the lands of Jo Strayer and others about ½ Mile east of Harrisonburg. It is further ordered that the Sheriff of Rockingham after giving thirty days notice of the time, terms and place of sale, by publication in one of the Harrisonburg newspapers, and by posting a notice for the like time at the front door of the Court House of Rockingham County, proceed to sell to the highest bidder at public auction on the premises so much of said land levied on as aforesaid as will pay the remainder of plaintiff's fragment after deducting the amount to be paid by said Wm A Conrad as aforesaid which latter the Sheriff is also appointed receiver of this Court to collect and receive. one half of the purchase money of said sale to be paid on the confirmation of the sale, the residue in six Months thereafter. all with interest from the day of sale, taking from the purchaser bonds with good security, and report to this Court at its next term.

On the Motion of John Paul, who wishes to obtain a license to practise as an Attorney in the Courts of this Commonwealth the Court doth certify that he hath resided in this County for the last preceding twelve months, that he is a person of honest demeanor, and upwards of 21 years of age

It appearing to the Court that Virginia McWarren who has heretofore qualified in this Court as executrix of Ed H McWarren dec'd has no interest in said estate, and is not qualified to discharge the duties of executrix. It is ordered that her powers as executrix of Ed H McWarren dec'd be and the same are hereby revoked and annulled

Wm M K Wartmann a Justice of the peace for Rockingham County having returned an examination of Barbara Ann Dorman, single woman taken before him in writing upon oath upon which examination the said Barbara Ann Dorman charges Philip Eastham with being the father of her bastard child. also the warrant for the arrest of the said Philip Eastham also the recognizance entered into by the said Philip Eastham for his appearance before this Court. This day came as well the Attorney for the Commonwealth as the defd by his attorney. and summary witnesses being sum and examined the Court are of opinion, the said Eastham is not the father of said Barbara Ann it is therefore considered that the said complaint and warrant be dismissed and that the said defendant recover against the said Barbara Ann Dorman his costs about his defence in this behalf expended

Pendleton Bryan who was on the 26th day of November 1866, duly appointed a Notary Public for this County appeared in Court & together with M D Coffman his security entered into & acknowledged a bond in the penalty of $500. conditioned as the law requires. and thereupon the said Bryan took the oaths prescribed by law

Abner J Nicholas who was on the 15th day of May 1867 by the Council of the town of Harrisonburg duly appointed Sergeant of said town of Harrisonburg and such a Constable for said town for the term ending on the 31st day of March 1868 and thereafter until his successor is qualified to enter upon the discharge of the duties of his said Office, and thereupon the said Abner J Nicholas together with Albert P Nicholas his security (who justified as to his sufficiency) entered into and acknowledged a bond in the penalty of Five thousand dollars conditioned as the law requires, and thereupon the said Abner J Nicholas took the several oaths required by law

On the Motion of John P Pence who made oath thereto according to law and together with Andrew Anders his security (who justified as to his sufficiency) entered into and acknowledged a bond in the penalty of eight hundred dollars conditioned as the law requires a certificate is granted him for obtaining letters of administration in due form upon the estate of John Shutters dec^{d}

Ordered that George Brunk Harvey Alger & Jonathan Branner do appraise the estate of John Shutters dec^{d} and report thereon to the Court according to law

The Court doth appoint Amos Scott Guardian for Eliza J Rhodes an infant and thereupon the said Amos Scott appeared in Court and together with William Sellers his security (who justified as to his sufficiency) entered into and acknowledged a bond in the penalty of Twelve hundred dollars conditioned as the law requires

On the Motion of Samuel R Allebaugh who made oath thereto according to law and together with John R Kaufler his security (who justified as to his sufficiency) entered into and acknowledged a bond entered into & acknowledged a bond in the penalty of Two thousand dollars conditioned as the law requires, a certificate is granted the said Samuel R Allebaugh for obtaining letters of administration in due form upon the estate of Allan C Bryan dec^{d}

Upon the petition of Robert Cox Guardian for Edward G Echert Caroline B Echert, and Mary A Echert minor children of Franklin Echert dec^{d} setting forth that he needs funds for the support of his said wards, and that there are notes &c in the hands of David Huffman adm^{r} of Franklin Echard. On Motion it is ordered that the said petition be referred to Wm M^{c}K Wartmann Commissioner to be acted on and reported upon according to law

William Neuman who stands charged with felony on the motion of the attorney for the Commonwealth the Court without entering into any examination of the facts of the case. A nolle prosequi is awarded and the prisoner discharged from custody

Peachy Wine vs Jno K Moore In Case, on it is ordered that this cause be dismissed with that the plff recover against the defts his costs in this behalf expended

Upon the petition of Mrs Sarah A Steinbrick for her support of sects the collection of which are stayed on Motion of the petitioner by her attorney the said petition is referred to Commissioner Wm McKeartin to be acted and reported on according to law

John Kelley Pltff
vs
Margaret Sowray Deft
} Unlawful Detainer

This day came the parties by their attornies and the deft pleaded not guilty to which the pltff replied generally, and thereupon came a jury to wit, Wm Fletcher, Peter Eversole, Perry Byrd, Lewis Driver, Garnett Sprinkel John Huffman, John McStern, James H White, Charles J Brock, Abraham Armentrout M M Huffman and Charles Miller who being elected Tried and sworn the truth to speak upon the issue joined and having heard the evidence retired from the bar 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". It is therefore considered that the Pltff recover against the deft the premises in the proceedings mentioned and the costs by the pltff in this behalf expended

The Sheriff of this County presented in Court an account against the Commonwealth amounting to $17.50 which being sworn to was examined and allowed and ordered to be certified to the Auditor of Public accounts

On the motion of Jacob Barley, Wm McCarpenter & Daniel B Reed securities of Andrew Heenton, personal representative of Peter Heenton, a rule is awarded against said Andrew Heenton to appear on the first day of the next term of this Court, to shew why he should not give a new bond

Sarah Allebaugh Pltff
vs
Daniel Byerly Deft
} Upon a Notice

This day came the pltff by his attorney and it appearing that the deft hath had legal notice of this motion and he being solemnly called and not appearing, it is therefore considered that the pltff recover against the deft $102.66 the amount ascertained as necessary for the support of the pltff with legal interest thereon from the 1st day of June 1866 till paid, and the costs by the pltff in this behalf expended

Same Deff
vs
R N Harrison Deft
} Upon a Notice

This day came the pltff by her attorney, and it appearing that the deft hath had legal Notice of this Motion, ~~and being solemnly called and not appearing~~ appeared & confessed judgment for $18.01 it is considered that the pltff recover against the deft $18.01 the amount assessed for her support with legal interest thereon from the 1st day of June 1866 till paid and the costs by the pltff in this behalf expended

Winnrod Showalter Pltff
vs
Henry Petry & S A Long Defts
} In Covenant

This day came the plaintiff by his attorney and neither party requiring a jury the Court proceeded to execute the writ of enquiry and doth ascertain the damages to which the plaintiff is entitled to be $154.47 and the time from which interest thereon shall run to be 14th of Oct 1866. It is therefore considered that the pltff recover against the defts $154.47 the damages aforesaid with legal interest thereon from the said 14th day of October 1866 till paid and the costs by the pltff in this behalf expended

Samuel R Allebaugh Sheriff of this County and Wm H Rodiffer, Christopher Miller, Robert G Coakley, Henry Neff & Geo Ammon his deputies, presented in Court lists of delinquents in the property and Capitation, which, being sworn to, were examined and allowed by the Court and ordered to be certified to the Auditor of Public accounts

Frederick Kline's extors &c Pltffs
vs
Wm Minnich & Jesse Mayers Defts
} In Covenant

This day came the pltff by his attorney, and neither party requiring a a jury the Court proceeded to execute the writ of enquiry and doth ascertain the damages to which the pltffs are entitled to be $95.75 and the time from which interest thereon shall run to be the 28th day of July 1866. It is therefore considered that the pltffs recover against the defts $95.75 the damages aforesaid with legal interest thereon from the said 28th day of July 1866 till paid and the costs in this behalf expended

King & Kauffman Pltff
vs
Franklin Pence Deft
} In Case

This day came the pltffs by their attorney and neither party requiring a jury, the Court proceeded to execute the writ of enquiry and doth ascertain the damages to which the pltffs are entitled to be $274.95 and the time from which interest thereon shall run to be the 16th day of July 1866. It is therefore considered that the pltffs recover against the deft $274.95 with legal interest thereon from the said 16th day of July 1866 till paid and the costs by the pltffs in this behalf expended

On Motion of James Steele & Wm Piper, the attorney for the Commonwealth and Commissioner of the revenue being present, It is ordered that they be relieved from the erroneous assessment made against them as town Auctioneers

Ordered that the following named surveyors and the hands allotted to them viz William Fitzwater, Isaac Fink, Josiah Sowders, Nancy Dove, Adam G Fleck, Benjamin Timms, Michael Wine Stephen Fawley, Philip Ritchie and Adam G Ritchie, who together with their hands shall work on the Public road leading from the Mouth of Brock's Gap to Wittigs Store, previous

they shall not be required to work over ten days. and It is further ordered Ulrich Wittig be appointed superintendant whose duty it shall be to call out said Surveyors hands. and to superintend the work

M J Mayerhoeffer Pltff
vs
J W Riddlesberger Deft
} Upon an attachment

This day came the pltff by his attorney. and Wm D Rogers who has been summoned as a Garnishee in this cause appeared and on oath admitted that on the 28th day of Feby 1867 he was indebted to the deft in the sum of $9.25. It ordered that the said Wm D Rogers pay to the Sheriff of Rockingham County who appointed a special receiver the said sum of $9.25 with legal interest thereon from the 28th day of Feby 1867 till paid

Abraham Paul Pltff
vs
Joseph VanPelt Deft
} Upon a distress warrant

This day came again the pltff by his attorney and the deft still failing to appear. and from evidence adduced the Court is satisfied of the justness of the pltffs demand. It is therefore considered that the pltff recover against the deft $25.00 for rent with legal interest thereon from the 23d day of April 1867 till paid and the costs by the pltff in this behalf expended. and it is ordered that the officer who levied the said warrant make sale of the attached effects, and out of the proceeds pay and satisfy this judgment. and the surplus (if any) pay to the deft or such person as may be duly authorized to receive the same

William Liskey's admrs Pltff
vs
A M Peale & Abraham Earman Defts
} In Covenant

This day came the pltff by his attorney and neither party requiring a jury, the Court proceeded to execute the writ of enquiry and to ascertain what damages the pltffs is entitled. and ascertain the damages to be $219.50 and the time from which interest thereon shall run to be 20 of August 1867 It is therefore considered that the pltffs recover against the defts the said sum of $219.50 with legal interest thereon from the said 20th day of May August 1867 till paid and the costs by the pltffs in this behalf expended.

Same Pltffs
vs
Abraham Earman Defts
} In Covenant

This day came the plaintiffs by their attorney and neither party requiring a jury the Court proceeded to execute the writ of enquiry and doth ascertain the damages to which the plaintiffs is entitled to be $41.75 and the time from which interest thereon shall run to be the 20th day of May 1867. It is therefore considered that the pltffs recover against the defts $41.75 the damages aforesaid with legal interest thereon from the 20th day of May 1867 till paid. and the costs by the pltffs in this behalf expended

Daniel Sheffey Sewn

On the Motion of Sunsfield & Lewis who wishes to obtain a license to practice as an Attorney at Law in the Courts of this Commonwealth the Court doth certify that they have resided in this County for the last preceding twelve months, that they are a person of honest demeanor and upwards of twenty one years of age

Wm Liskey's admrs Pltff
vs
Abraham Carman Deft
} In Debt upon an Attachment

This day came again the pltffs by their attorney and on their motion it is ordered that Isaac Paul, William Paine and Robert Paul partners trading under the firm name of I Paul & Sons garnishees in the attachment in this cause pay to the Sheriff of Rockingham County who is hereby appointed a receiver for that purpose the sum of $219.59 and hold the same subject to the order of this Court

Same Pltffs
vs
Same Defts
} In Debt upon an attachment

This day came again the pltffs by their attorney and on their motion it is ordered that Robert Cox who was summoned as a garnishee in the attachment issued in this cause pay to the Sheriff of this County who is constituted a receiver the sum of $41.75. and hold the same subject to the order of this Court

Wm B Compton who has been heretofore appointed and qualified as a Notary Public for this County, appeared in Court and together with John C Rowson his security entered into and acknowledged a bond in the penalty of $300. conditioned as the law requires

Commonwealth Pltff
vs
George W Arey Deft
} Upon an Indictment

This day came as well the Attorney for the Commonwealth as the deft by his attorney, and thereupon the Attorney for the Commonwealth saith he will not further prosecute the ~~defendant~~ under the said indictment it therefore ordered ordered that the same be stricken from the docket

Joseph C Williams Pltff
vs
Charles Fridley Deft
} In Case

On the Motion of the defendant by his attorney and it appearing that the pltff is not a resident of the State of Virginia, it is ordered that unless the pltff or some one for him shall give security for costs and damages according to law, on or before the August Term next then this cause shall be dismissed

George W Yancey Pltff
vs
Abraham Carman Deft } In Debt

This day came the parties by their attornies, and the deft pleaded payment to which the pltff replied generally and leave is reserved to deft to file special pleas, and thereupon the judgment obtained in the Office is set aside and the trial of the issue deferred until the next Term

Wm M Maloy Pltff
vs
Joseph Hammer Deft } In Case

This day came the parties by their attornies and the deft pleaded Not Guilty, to which the pltff replied generally & leave is reserved to the deft to file special pleas, and thereupon the judgment and writ of enquiry obtained in the Office is set aside and the trial of the issue deferred until the next Term

Tandy Dove Pltff
vs
George W Harshbarger Deft } In Case

This day day came the parties by their attornies and the deft by his attorney pleaded Not Guilty to which the pltff replied generally and leave is reserved to the deft to file special pleas, and thereupon the writ of enquiry & judgment obtained in the Office is set aside and the trial of the issue deferred until the next term

Minnie Showalter Pltff
vs
Joshua A Ruffner Deft } In Debt Covenant

This day came the parties by their attornies & the deft by his attorney pleaded Covenants Not Broken & Covenants performed, to which the pltff by his attorney replied generally, & thereupon the writ of enquiry and judgment obtained in the Office is set aside and the trial of the issue deferred until the next term

T T Griffith Pltff
vs
John K Moore Deft } In Debt

This day came the parties by their attornies & the deft pleaded payment, to which the pltff replied generally & leave is reserved to the deft to file special pleas & thereupon the judgment obtained in the Office is set aside & the trial of the issue deferred until the next term

Same Pltff
vs
John K Moore Deft } In Debt
The same order

Isaac Pane & Sons Pltffs
vs
John Diller Deft } In Debt

This day came the parties by their attornies and the deft by his attorney pleaded Nil Debit, to which the pltffs replied generally and thereupon the judgment obtained in the Office is set aside and the trial of the issue is deferred until the next term

~~Ordered that the Court be adjourned until the next term~~
Ordered that the Sheriff summon all the acting justices of this County to appear here on the 2nd day of the June term next to lay the County Levy & for other purposes

Ordered that all the causes on the docket not tried or otherwise disposed of be continued until the next term

Ordered that the Court be adjourned until the next term
D. C. Sterling

In the Clerks office of the County Court of Rockingham May 22nd 1867
Miller Bland & Miller use of Daniel Miller &c Pltffs
vs
G. S. Christie Deft } In Debt

This day came the Plaintiff and the Defendant appeared in the Clerks Office of said Court and confessed Judgment for $264 the debt in the writ mentioned with interest and costs

It is therefore considered that the Plaintiff recover against the Defendant the said sum of Two Hundred and Sixty Four Dollars Debt with interest on One hundred and Thirty Two Dollars part thereof from the 7th day of June 1866 and interest on One hundred and Thirty Two Dollars the ballance thereof from the 7th day of September 1866 till paid and the Costs by the Plaintiff in this behalf expended

Teste
S. W Gamble C.R.C.

In the Clerks Office of the County Court of Rockingham June 2nd 1867
I Pane & Sons (use of Lerty & Patterson) Pltffs
vs
H J Gray Deft } In Debt

This day the defendant appeared in the Clerks Office aforesaid and confessed judgment for $237.25 the debt in the writ mentioned with interest and costs. It is therefore considered that the pltffs recover against the deft $237.25 the debt aforesaid with legal interest from the 16th day of February 1867 till paid and the costs by the pltff in this behalf expended

Teste
Wm D Funk DC

In the Office aforesaid June 15th 1867. Wm R Long pltff against W H H Perkey deft in Debt. This day the defendant appeared in the Clerks Office aforesaid & confessed judgment for $75.00 the debt in the writ mentioned with interest & Costs. It is therefore considered that the pltff recover of the deft $75.00 the debt aforesaid with legal interest thereon from the 28th day of Dec 1866 till paid and the costs by the pltff in this behalf expended
Teste
S W Gamble C.R.C.

Virginia Ss

At a Court held for Rockingham County, at the Court House there of on Monday June 17th 1867

Present

O C Sterling P.J. Wm Beard. Joseph Burkholder } Gent Justices

The Clerk of this Court presented in Court a list of deeds and other writings admitted to record in his office during the Month of May last which being seen and inspected by the Court. is ordered to be entered on the minutes as follows to wit

A Deed of Bargain & Sale from Charles S Wunder & wife to John Ritchie

A Deed of Trust from Peter F Carman to Jno M Carpenter Trustee for Jno Carpenter &

A Deed of Bargain Sale from George Entzler & wife to Mathias Showalter

Same from Samuel Coots & wife to George H Dinges

Same from Daniel Fisher & wife to Same

Same from Robert E Edwards & wife to Same

Same from B A Myers to Samuel H Myers

Same from John M Watmore & wife & to Abraham Painter

Same from Same & to Same

Same from Henry Kenney to Same

Same from Nelson Carrier & wife to Zachariah M Daniel

Same from Daniel Showalter & wife to Michael Showalter

Same from B F Mitchell & wife to Joseph A Mitchell

Same from Christian Brunk & wife to Frick Beery

Same from John F Showalter's Admr to Levi Coffelt

Same from John H Beery & wife & to Henry A Rhodes

Same from Wm Sineweaver & wife & to Peter Ritchie

Same from Wm H Bowyer & wife to David McNett

Same from A H Johnson & wife to Jacob M Fickle

Same from Isaac Hoffman & wife to Henry H Probst

Same from Reubin Sushe & wife to Emanuel Suiter

Same from Isreal Minnick & wife & to George W Minnick

Same from Abraham Archart & wife to George Minnick

Same from Augustin Armentrout & wife & to Adam H Brewer & Lucinda Rhodes

Same from John Glaze to James Magale's

A Bill of Sale from P A Perkey to Francis Perkey

An Settlement of the estate of Thomas L Yancey dec'd having been filed in the Clerk's office of this Court for the time prescribed by law. was presented in Court and no exceptions being offered thereto the same is confirmed and ordered to be recorded

Same of the estate of William Burner

The Same order

Same of the estate of J A Lavenbach Trustee of Wm Loeb

The Same order

Same of the estate of James H Flick

The Same order.

A Settlement of the estate of John Bowers decd having been filed in the Clerks office of this Court, for the Upper Possession of Law was presented in Court and no exceptions being offered thereto the same is confirmed and ordered to be recorded

Abraham S Byrd Pltff
vs
Christian Bowers Trustee &c Deft } In Chancery

This cause came on this day to be heard on the answer of the defendant Trustee Christian Bowers, such general replication thereto by the plaintiff, exhibits and examination of witnesses and was argued by counsel on consideration whereof the Court doth adjudge, order and decree that Abraham S Byrd be subrogated to the rights and shares of Nelson Shrinkel & Bro. the judgment creditors mentioned in the bill as against the defendant Christian Bowers Trustee &c. and that unless the defendant do within Ninety days from the date hereof pay to the plaintiff the sum of one hundred and sixty six 87/100 dollars with interest on One hundred and thirty four dollars (134) from Jany 21st 1856 until payment, then that the said Abraham S Byrd who is hereby appointed a special commissioner for that purpose, do after advertising the time and place of sale for four successive weeks in one of the newspapers published in the town of Harrisonburg, expose to sale on the premises at public auction to the highest bidder the house and lot in the bill mentioned on the following terms to wit, so much in hand as will pay the costs and expenses of this suit and sale, and the residue in Six, twelve and eighteen months and twenty four Months and out of the proceeds of sale after defraying the expenses attending the same, to pay over to the Complainant the sum of one hundred and sixty six 87/100 dollars with interest on One hundred and thirty from Jany 21st 1856 until payment, and the residue if any there be pay over to the said Christian Bowers Trustee as aforesaid. But the said Abraham S Byrd is not to proceed to act under this decree as such Commissioner until he have entered into Bond in the penalty of $1400.00 with sufficient security in the Clerks Office of this Court payable to the Commonwealth of Virginia conditioned for the faithful discharge of his duties as such Commissioner, and the said Commissioner is directed to report his proceedings under this decree to the Court

The report of Comr. Wartmann shewing a settlement of the estate of William Fitzwater, with Jackson Horn his executor made under a former order of this Court having been returned to and filed in the Clerk's office of this Court, on the 16th of January 1857, was this day examined by the Court, and the Court approving the said Settlement and report, the same is confirmed and ordered to be recorded

Upon the petition of Curtis Yates, who has paid the tax imposed by Law, a License is granted him to keep a house of private Entertainment at his house in this County until the last day of April next, the Court being doth certify that he is a person of good character, not addicted to drinking or gaming

Ordered that the Dry River Road be changed upon the lands of Lilley, so as to run around the hill

Ordered that Wm Price Sites be appointed Surveyor of precinct No 70 in place of Francis L Dever resigned

Ordered that ~~Robert Wright~~ Daniel L Fleetzel be appointed surveyor of precinct No 77. in place of Robert Wright. resigned

Ordered that Jacob Rhodes be appointed surveyor of precinct No 169 in place of Samuel Shank resigned

Ordered that Jackson Rhodes be appointed surveyor of precinct No 6. in place of Jno F Corawn resigned

Ordered that Riley Armentrout be appointed Surveyor of precinct No 196 in place of Daniel P Ragan. resigned

Ordered that S W Gamble Wm M L Hartmann. Nelson Sprinkel and Henry Shacklett or any three of them being first duly sworn for that purpose do appraise the estate of Allan L Bryan dec^{d} and report thereon to the Court. according to law

The last will and testament of David Showalter dec^{d} was presented in Court and proved by the oaths of W D Hopkins & Adam Showalter the subscribing witnesses thereto and ordered to be recorded. and there being no executor appointed by said will. on motion of Maria Showalter who made oath thereto according to law. and together with Peter Eversole John Eversole & Felix R Davis her securities. (who justified as to their sufficiency) entered into and acknowledged a bond in the penalty of fifteen thousand dollars. conditioned according to law. a certificate is granted the said Maria Showalter for obtaining letters of administration in due form with the will annexed. upon the estate of the said David Showalter. dec^{d}

Ordered that John Long. Samuel Good. Benjamin D Bowman. Reuben Coffman & Wm D Hopkins or any three of them being first duly sworn for that purpose. do appraise the estate of David Showalter deceased and report thereon to the Court according to law

Christian L Shoemaker who has been duly appointed and commissioned as a Notary Public for this County. appeared in Court and together with John J Rinel his security (who justified as to his sufficiency) entered into and acknowledged a bond in the penalty of Two hundred and fifty dollars conditioned according to law. and thereupon the said Christian L Shoemaker took the several oaths required by law

James M Weaver. Pltff
vs
John L Berry Deft } Upon a Notice. to be delivered as security of the deft as a Constable of Rockingham County (other notices given notice)

The deft this day appeared in Court and together with Robert M Mowry Edward S Yancey & Newman L Cave his securities (who justified as to their sufficiency) entered into and acknowledged a bond in the penalty of

for five thousand dollars. conditioned as the law requires

Thomas E Carson & wife Pltffs
vs
Giles Derrick & others Defts
} In Chancery

On Motion and by consent of parties it is ordered that this cause be removed to the Circuit Court of Rockingham County

Present Madison Moore. absent Wm Beard Gent Justices

George Kavanaugh Pltff
vs
James Patterson Deft
} In Case upon an attachment

The object of this suit is to recover against the deft the sum of $125.00 with legal interest thereon from the 7 day of June 1867 till paid. and it appearing ~~that~~ upon satisfactory evidence that the defendant is not a resident of this State. it is ordered that he do appear here within one month after due publication of this order and do what is necessary to protect his interest in this suit

On the Motion of A M Newman who wishes to obtain a license to practice as an attorney at law in the Courts of this Commonwealth. it is ordered to be certified that he is a person of good character. upwards of twenty one years of age. and has resided in the County of Rockingham for the last preceding twelve months

Jacob Bailey &c Pltff
vs
Peter Kenton's ex'tor Deft
} Upon a Notice

The rule awarded in this cause at the last term being returned executed. and the deft Andrew Kenton appearing in Court and refused to give a new bond as executor of Peter Kenton dec'd. as required by said rule. it is therefore ordered that his power and authority as executor aforesaid be revoked and annulled. and that the pltff recover against the deft. their costs in this behalf expended

Ordered that Daniel Mohler be appointed surveyor of precinct No 7 in place of Col Roller

Ordered that Aaron Armentrout. George Harnett. Joseph Kearns & Wm Derrow. and their hands and tenants be assigned to precinct No 185 of which Wm H Armentrout is surveyor

Ordered that George W Mauzy be appointed surveyor of precinct No 32 in place of Lorpus Pence resigned

Ordered that George Philips be appointed surveyor of precinct No 188 in place of John Strickler resigned

Ordered that Jacob Silvons be appointed surveyor of precinct No 161 in place of Christian Sites resigned

Ordered that Andrew Carricofe be appointed surveyor of precinct No 85 in place of John Lawman resigned

Ordered that Henry Comwiller be appointed surveyor of precinct No 141 in place of David Connell resigned

Ordered that Samuel Comwiller be appointed surveyor of precinct No 137 in place of Jacob Neff resigned

Ordered that Marcus Lawson be appointed surveyor of precinct No 179 in place of Silom Sellers resigned

Ordered that Stephen Fawley be appointed surveyor of precinct No 132 in place of Michael Ritchie decd

J A Lowenbach Pltff
vs
Jesse Hopkins Defts
} Upon a delivery bond

Notice proved and execution awarded

Wm Beard Pltff
vs
Frederick Hess Defts
} Upon a delivery bond

Notice proved and execution awarded

The last will and testament of Eve Orebaugh decd was presented in Court and proved by the oaths of Levi H Ryman and Benryman S Bowman the subscribing witnesses thereto and ordered to be recorded

A L Gray Pltff
vs
Jonas A Lowenbach Defts
} Upon a Notice to quash an execution sued out by J A Lowenbach agt A L Gray & H J Gray

This day came the parties by their attornies and the said Motion being maturely considered by the Court it is ordered that the execution aforesaid be quashed and that the said A L Gray recover against the said Jonas A Lowenbach his costs in this behalf expended

Ordered that Moses Powell be appointed surveyor of precinct No . leading from the Rockingham Turnpike to intersect the Simmon's Gap road at or near the foot of the Piney Mountain. and that the following name persons their hands and tenants be assigned to work the said road. viz Julia Baugher. James Shiflett. Turner Sheiflett Smith Roach. Polly Shiflett. James Maisden. Elijah Shiflett. Widow Chas Shiflett Linsey Williams. Layton Shiflett. Nicholas Williams, Fayette Williams. John Crawford. Solomon Shiflett. Asa Baugher, Billy Maisden. Moses Lawson. Allen Baugher. Gitty Marshall & James Crawford

Henry Neff. agent for Erasmus Neff Pltff
vs
Liga Miller Deft } Upon an Attachment

This day came the pltff by his attorney and the Attachment issued in this cause being returned executed and the deft being solemnly called and not appearing. & the Court being satisfied of the justness of the plaintiffs demand, it is considered that the pltff recover against the deft the sum of $40.00 with legal interest thereon from the 15th day of August 1866 till paid and the costs by the pltff in this behalf expended: and it is ordered that the Officer who levied the said Attachment make sale of the attached effects and out of the proceeds pay and satisfy this judgment and the surplus if any pay to the deft or such person as may be duly authorized to receive the same, & report to this Court

A C Lincoln Pltff
vs
Smith & Lofland & others Defts } In Chancery

This cause came on to be heard on this 17th day of June 1867 on the Bill papers and exhibits filed in the cause and the bill taken for confessed as to defendants A Lincoln, Jacob Lincoln and Henry M Lofland and argument of Counsel was heard thereupon, and the Court doth after consideration of the cause adjudge order and decree that the said A C Lincoln do recover of the said Ann Lincoln & Jacob Lincoln as representatives or executors of W & Lincoln dec'd & H M Lofland as security of Smith & Lofland the sum of $1434,32 with interest from the 10 Dec'r 1866 the date of the last settlement was made by Comr. Wartmann, and the Court do hereby decree that said Lincolns and Lofland shall pay the said amount to said A C Lincoln and the costs of this suit

Upon the petition of John Crowhorn & others for a change in a public road the viewers to whom said petition was referred this day filed their report & on consideration whereof the Court do establish the said road according to the report aforesaid

Upon the petition of John W Baldwin & others for a change in a public road in this County, the viewers heretofore appointed to act upon the said petition this day filed their report, and on consideration whereof the Court do establish said road according to the report aforesaid

Present Joseph Frankhouser & Brannock M Rice
Absent Joseph Burkhooser

Commonwealth
vs
Peter Rader } Upon a warrant charging the deft with being the father of a bastard child of which Hannah Simmes was delivered

On Motion of the Attorney for the Commonwealth and for reasons appearing to the Court, it is that this cause be continued upon the docket & placed upon the docket & continued until the next term

Zebulon D Gilmore pltff vs Mary K Lofland deft on motion & for reasons appearing to the Court, it is ordered that this cause be continued until the next term at the costs of the deft

Wm Carman Pltff
vs
AJ Moyerhoeffer's admr (Deft) } Upon a Motion to be received as the
admr of AJ Moyerhoeffer. security of Wm M Moyerhoeffer as
This day came the pltff by his attorney and
that Deft having had legal notice of this Motion appeared in Court & refused
to give a new bond with new security as such administrator. It is therefore
ordered that his power and authority be revoked and annulled and that
the pltff recover against the deft his costs in this behalf expended

James S VanPelt who has paid the tax imposed by law a license
is granted him to keep a house of private entertainment in the
town of Harrisonburg until the last day of April next. the Court doth
certify that he is a person of good character, not addicted to drinking or gaming
and will probably keep a house orderly, useful and such as the law requires

Absent Madison Moore. Present Wm Beard Gent Justices

S M Bowman Pltff
vs } Upon an appeal from the judgment of
Isaac Paul & Jones (Deft) a Justice of the peace
On Motion it is ordered that this cause be placed upon the
docket

John R Kougler Pltff
vs } Upon a suggestion that the
James C Heeltzel & Jacob J Frank (Defts) defts are indebted to P Phares Jr
On the Motion of the pltff it is ordered that this cause be placed
upon the docket & continued until the next term

Jonas Reed appellant
vs } Upon an appeal from the judgment
Daniel Reed appellee of a Justice of the peace
On Motion and for reasons appearing to the Court, it is
ordered that this cause be continued until the next term at the costs of
Daniel Reed

John Pittington who has been duly summoned to appear here as
a witness on behalf of Daniel Reed at the suit of Jonas Reed being solemnly
called and not appearing it is ordered that he be summoned to appear
here at the next term to shew cause if any he can why he shall not be
fined and attached for his failure aforesaid

Absent Bramwell McRice — Present Joseph Burkholder Gent Justices

Jonathan Bateman Pltff
vs } Upon an Attachment
A B Tanghany (Deft) This day came the parties by their
Attornies & on Motion & for reasons appearing to the Court it is ordered that
this cause be continued until the next term at the Costs of the deft

Mary Frances Wright &c by &c Pltff
vs
Frances Blair Deft
} Upon an appeal from the judgment of a Justice of the peace

This day came the parties by their attornies, and upon motion of the appellee this appeal is dismissed at the costs of the appellants, without prejudice to the right of the appellants to institute a suit for the property in controversy, if they should be so advised

Eli Keeran appellant,
vs
Jacob C Hannsberger appellee
} Upon an appeal from the judgment of of Justice of the peace

This day came the parties by their attornies, and sundry witnesses being sworn and examined touching the premises the Court upon mature deliberation it seems to the Court here that there is error in the judgment aforesaid Therefore it is considered that the same be reversed and annulled, and that the appellant recover against the appellee, his costs, in this behalf expended And this Court proceeding to give such judgment as the said Justice ought to have given, it is further considered that the appellant recover against the appellee $7.42 with legal interest thereon from the 31 day of Dec 1853 till paid & $8.00 costs before said justice

Ordered that the Court be adjourned until to morrow morning at 10 O'Clock.

O. C. Sterling

Tuesday June 18th 1867

Present

O C Sterling, P.J. Wm Beard, & Burkhamer, Gent
Jr Funkhouser, Josiah Miller
} Justices

Mary Frances Wright &c by &c Appellant
vs
Frances Blair Appellee
} Upon an appeal from the judgment of a Justice

This day came again the parties by their attornies and on motion and for reasons appearing to the Court it considered that the order and judgment ~~entered on the 17 day of this Court~~ set aside and the cause replaced on the docket & continued until the next Term

S W Pollock Sergeant of the Corporation of Harrisonburg presented in Court an account against the Commonwealth amounting to two dollars and forty cents, which being sworn to was examined and allowed and ordered to be certified to the Auditor of Public accounts

Mrs Mary VanPelt presented her petition for an allowance out of debt due her, which are stayed, and on her motion the same is referred to Wm M K Bartmann one of the Commissioners of this Court, to be acted and reported on according to law

Present

George S Christie. Wm M^k Hartmann. W^d M^cGahey
~~Hen~~ Kite, Wm S Miller. Wm S Showalter, Wm ~~Harrison~~
Josiah S Roller. Peter S Roller. C S Kemper, Wm Beard
E B Dolly. P Herring. Peter Baus John Funk Hey Beery
B M Rice. Jo^s Burkholder. Madison Moore. Wm M^c
Carpenter. Thomas Moore. Gideon Rosenberger. Lewis
Mill. Jackson Hearn. G M^c Fawley A H Buck

} Gent Justices

Upon the application John G Coates. who wishes to obtain a license to keep a Public Ordinary in this County, the Court doth certify that the place where the same is proposed to be kept is convenient & suitable and that the applicant is a person of Sobriety & good character

Upon the application of Miss Eliz^th Cornelia Sites
The Same Order

Ordered that the following named person be exempted from the payment of County & Parish Levies. viz John Hannan. Robert K Wilson, Jacob Hinkle. Wm Thomas. John P Ramsuller Jno Hottinger Adam Smith Sr. Silas Turner Jacob Ettinger Henry Spitzer Jr Garard M^cDonaldson. John Cameron. James R Hoofey. Carpenter S Jobins. Lewis Bailey

Ordered that the sum of fifty dollars be allowed and appropriated to pay the expense incurred in repairing a public road at Rockland Mill in the County. which is to be placed in the hands of George Carpenter the surveyor of said road. to be by him paid out to the proper persons

Samuel R Allebaugh Sheriff of this County. Henry Neff. Christopher Miller. Robert G Coakley. Wm H Rodiffer & G Hammon his deputies presented in Court. List of delinquents in the County levy for the year 1866 which being sworn to. was examined and allowed by the Court and ordered to be filed

The Court this day prepared a list of persons to serve as jurors for the ensuing year. which is ordered to be deposited in the Clerks Office of this Court

Ordered that the Laying of the County & Parish levies for the year 1867 be postponed until the next term

Ordered that all the Justices of this Court be summoned to appear here on the 3^rd day of the July term next to lay the County & Parish levies and also to act upon the propriety of raising a sum sufficient to discharge the expenses of the County & Parish by a tax upon other subject than a head tax. as provided by the 2nd Section of Chapter 32 of the Code of Virginia of 1860 & for such other purposes as may be properly brought before the Court

On the application of John R Kagler & Co for a certificate to obtain a license to retail ardent Spirits at their Store in Rushville. the granting of such certificate the Court refuses ~~to grant~~

John Fultz who has paid the tax imposed by law a license is granted him to keep a house of private entertainment in Bridgewater the Court doth certify that he is a person of good character. not a addicted to drinking or gaming. and that his house is a suitable to keep such Entertainment

Upon the petition of John N Hill who wishes to obtain a license to retail ardent Spirits at his house in Harrisonburg the Court doth certify that the place where the same is proposed to be kept is convenient & suitable and that the applicant is a person of sobriety and good character

Upon the petition of John Scanlon. Gle Boyd agt for S. Hoffman who wishes to obtain a license to keep a Restaurant at Harrisonburg which petition the Court doth reject

Upon the petition of John Scanlon who wishes to obtain a license to retail ardent Spirits at his Hotel in Harrisonburg. the Court doth certify that the place where the same is proposed to be kept is convenient & suitable. and that the applicant is a person of sobriety & good character

Ordered that the Court be adjourned until the next Term

D. A. Sterling

Virginia

Clerk's Office of the County Court of Rockingham to wit

This day Samuel Gradwohl a native of Germany. personally appeared in the Clerk's Office said & aforesaid (the said Court being a Court of record with common law jurisdiction a Clerk and seal) and before me Wm D Frut Deputy Clerk of the said Court. and on oath declared it was bona fida his intention to become a citizen of the United States. and to renounce forever. all allegiance he may have or owe to any foreign Price. Potentate. State or Sovereignty whatever and particularly to Francis Joseph. first Emperor of Germany

Given under my hand this 25th day of June 1867

Wm D Frut DC

In the Clerk's Office of the County Court of Rockingham June 28th 1867

Jesse Burkholder and Peter Shaver
Exrs of George Shaver decd Pltffs
vs
George K Moyers. J K Beery & Martin Brenneman Defts } In Debt

This day the defendant J K Beery personally appeared in the Clerk's Office aforesaid. with the consent of the plaintiffs by their attorney confessed

judgment for thirteen hundred and eighty five dollars the debt in the writ mentioned with interest and costs. It is therefore considered that the plaintiffs recover against the defendant J K Beery the said sum of thirteen hundred and eighty five dollars with legal interest thereon from the 15th day of September 1860 till paid and the costs by the pltff in this behalf expended This judgment is subject to the following credits, viz. 1861 August 16 credit by the interest for one year. 1863 July 29th credit by interest for one year. 1865 Nov 10 Cr by one hundred and seventy five dollars

Teste

Wm D Frost DC

State of Virginia

At a Court held for Rockingham County at the Court House thereof on Monday the 15th day July 1867

Present

O P Sterling PJ. John J Bowman. Isaac Wright } Gent
Enoch B Dolly. Wm Beard } Justices

The Clerk of this Court presented in Court a list of Deeds and other writings admitted to record in his office during the Month of June last which being seen and inspected by the Court. it is ordered to be entered on the minutes as follows to wit

A Deed of Bargain & Sale from Patrick Murphey & wife to Jeremiah Tommy
Same from Augustus Waterman to Christian Brunk
Same from Enos Whitzel & wife to John Kennedy
Same from John Showalter & wife to The Mennonite Church
Same from John Rader & wife to George Shaver
Same from John Ulrich & wife to Jacob Burkholder
Same from George Shaver & others to Henry Shaver
Same from Samuel Frank Comr to Jacob Byrd
Same from Jacob A Mitchell to John H McMullin
Same from Michael Hoover to Ephraim Rudisill
Same from Christian R Myers & wife to Daniel Layman
Same from John Weaver & wife & others to John Brunk
Same from Henry Mace's Comr to Daniel McRandall
Same from Samuel Bailey & wife to Wm P Rhodes.
Same from Robert Harnsberger & wife to Henry Harnsberger
Same from Henry Harnsberger Sr to Henry Harnsberger Jr
Same from John Funk & wife to George Roadcap
Same from Hugh Sharpe & wife to John Young
Same from Aaron G Sloman & wife to Samuel Wenger
Same from Jacob M Liggett to Adolph Loewenbach
Same from Abraham Young to Hugh Sharpe
Same from Daniel Heatwole & wife to Jacob Brunk
Same Morris Loewenbach & wife to Samuel Bailey

A Deed of Bargain & Sale from Samuel Fry & wife to Lewis Kree
Same Wm S Zirkle & wife to Jacob Zirkle
Same from Sally W Gray trustee &c to John Higgins
Same from James Magalis & wife to Joseph D Price
A Trust from John D offlemeyer to Wm M Dervow. Intrust for Geo Summers

On the motion of John E Roller who wishes to obtain a license to practice as an attorney at law in the Courts of this Commonwealth, it is ordered to be certified that he is a person of good character, upwards of twenty one years of age and has resided in the County of Rockingham for the last preceding twelve months

Andrew M Newman who has been duly licensed to practice as an attorney at law in the Courts of this Commonwealth, appeared in Court and on his motion he has permission to practice in this Court and thereupon he took the oath required by law.

John A Switzer Pltff
vs
Abraham Michael Deft
} upon an award

This day came the parties by their attorneys and the motion of the pltff it is ordered the award made the judgment of this Court, it is therefore considered that the said John A Switzer recover against said Abraham Michael Twenty five dollars the amount ascertained by said award with legal interest thereon from the 18th day of November 1865 till paid, and the costs in this behalf expended

First National Bank of Harrisonburg vs Francis C Roberts &c on a delivery bond Notice proved and execution awarded

George Smiley Pltff
vs
O F & A Berkey &c Defts
} upon a Notice

This day came the parties by their attorneys and by consent it is considered that the pltff recover against the defts $37.73 with legal interest thereon from the 16th day of December 1866 till paid and the costs by the pltff in this behalf expended

On the Motion of Wm Kontz, and it appearing that more than three months have elapsed since the death of Brown Miller and no person applying for administration upon his estate, it is ordered that his estate be committed to the the Sheriff of this County for administration

The last will and testament of Henry Heinegardner dec'd was presented in Court and proved by the oaths of George Bowman & John Hedrick two of the subscribing witnesses thereto and ordered to be recorded

Ordered that Samuel Wright be appointed surveyor of precinct No in place of Abm D Heatwole

Ordered that Davis Hartman be appointed surveyor of precinct No 92 in place of Thos Harrison

Ordered that Samuel Miller be appointed surveyor of precinct No in the place of Daniel Kyger

Ordered that David Garber be appointed surveyor of precinct No in the place of John Garber

Abraham Earley one of the executors of Susannah Messenger dec'd appeared in Court and with the consent of the Court resigned his trust as said executor.

M J Mayerhoeffer	Pltff	Upon an Attachment
vs		
J W Riddlesbarger	Deft	

This day came the pltff by his attorney and it appearing that S S Porter & D J Mohler have been duly summoned to appear here as garnishees in this cause & they solemnly called and not appearing it is ordered that they be severally summoned to appear here on the first day of the next term to shew cause if any they can why they should not be fined and attached for their failure aforesaid

Daniel Miller & C	Pltffs	In Case
vs		
John Niswander	Deft	

This day came the pltffs by their attorney and thereupon the deft appeared in Court and with the consent of the pltffs attorney confessed judgment for $681.25 with legal interest thereon from the 3d day of November 1866 till paid and it is therefore considered that the pltffs recover of the deft $681.25 the amount aforesaid and interest from the 3d day of November 1866 till paid and the costs by the pltffs in this behalf expended

George Rader's adm'rs	Pltff	In Chancery
vs		
Joseph S Pennybacker &c	Defts	

This cause came on to be heard again on this 15 day of July 1867 on the papers formerly read and a former decree and was argued by Counsel on consideration whereof and it appearing to the Court by the report of Master Commissioner Wm. Mk Wartmann that the sum of six hundred and twenty two 62/100 dollars is due as a support to unmarried females as follows the sum of three hundred and ninety six 21/3/100 dollars is due to Nancy Rader widow of George Rader dec'd and the sum of one hundred and thirteen 20/100 dollars is due to Amanda Rader daughter and one of the heirs of George Rader dec'd and the sum of $113 20/100 is due to Susan Rader daughter of George Rader dec'd one of his heirs and it further appearing that the said unmarried females are dependant for the payment of said respective sums upon the lot land mentioned in said bill and it further appearing that the sale of the land mentioned in the bill has by a former decree of this Court been suspended during the pendency of the stay law it is therefore adjudged ordered and decreed by the Court that the Sheriff of this County do after ~~advertising~~ advertising the time and place of sale for 3 weeks successively in one of the newspapers printed in Harrisonburg expose to sale on the premises at public auction to the highest bidder the lot of land mentioned in the bill on the following terms to wit a cash payment of six hundred & thirty two 62/100 dollars with interest from the 18th February 1867 and the costs

of this suit and expenses of sale, the residue thereof in three equal instalments, in one, two & three years with interest from the day of sale, and out of the proceeds of sale, after defraying the expenses of this sale do pay the said Nancy Rader widow of George Rader dec'd the sum of $396.21⅓ with interest from July 18th 1867 and to the said Amanda & Susan Rader each the sum of $113.20 with interest from July 18, 1867, and that said Sheriff do pay over the costs of this suit to George Rader's admr and file among the papers in this cause with his report of his proceedings under this decree, the bonds given for the credit instalments of said purchase money. And the said Sheriff is directed to report his proceedings under this decree to Court

John Allebaugh's admr Pltff
vs
Jacob N Liggett Deft
} Upon a Motion

On Motion and for reasons appearing to the Court it is ordered that this cause be dismissed

Pendleton Bryan who has been duly licensed to practise as an attorney appeared in Court and on his motion he is permitted to practise as such in this Court and thereupon he took the several oaths required by law

On the motion of George Faulkner who wishes to obtain a licence to sell religious books for reasons appearing to the Court, it is ordered that the Commissioner of the revenue for this County, reduce the specific licence tax to 10 cents

A Division of the real estate belonging to the heirs of Emanuel Roadcap dec'd made by agreement among the heirs, was presented in Court and ordered to be recorded

Sowenbach vs Keller for rs Moore on Delivery bond Notice proved & execution awarded
Gradwald vs Burgess Same order

Jacob B Nicholas Pltff
vs
Lillburn Moore & others Defts
} In Chancery

This cause came on to be heard on this 15th day of July 1867 upon the bill and exhibits filed in the cause the answers of the guardian ad litem of S H Austin the bill taken for confessed as to Richard Austin, Lillburn Moore, Gratlan Moore and James A Moore non resident defendants the order of publication having been made as to them and Samuel H Austin, And it appearing to the Court that the partition of the two tracts of land in the bill mentioned of about 40 acres and 10 acres can be made without damage to the parties defendants. It is adjudged ordered and decreed that such partition be made the said Jacob Nicholas to have laid off to him 5/7ths of the two tracts in such manner as it can be legally done as to advance the interest of said defendants and plaintiffs in relation to the quantities they are entitled to, so as to make such tracts attributed to each party plaintiff and defendants convenient to any other lands they may own of such shape and size as will render the same saleable, 5/7ths to Nicholas and two sevenths to the heirs of Mrs Moore and Samuel H Austin dec'd defendants above mentioned, and the 2/7ths to be divided equally in point of value the Moore defendants to have one seventh and the Austin defendants one seventh And it is ordered that H B Hannsberger, Jno Scott, John Kasper, Stephen Murry and Harrison Bateman, or any three of them are hereby appointed Commissioners to proceed

upon the land and make such partition and to report their action to the next term of this Court

Jonathan Bateman Pltff
vs
A B Tanquary Deft
} Upon an Attachment

This day came the parties by their attornies and sundry witnesses being sworn and examined touching the premises, the Court are of opinion that the said attachment was improperly sued out, it is therefore ordered that the said attachment be dismissed, and that the deft recover against the pltff the costs by him in this behalf expended

Upon the petition of John F Lewis setting forth that he is the owner of a Merchant Mill on the Shenandoah River in Rockingham County, that he proposes to dig a canal or race from a point on the said river on the lands of Samuel H Lewis, to opposite the Island in said river owned by Charles S Weaver to his said Mill, it is proposed to build a dam across the branch of the said river from the point aforesaid, or near it to a point on the opposite bank on the land of said Weaver, Therefore it is ordered that a writ of ad Quod Damnum be issued directed to the Sheriff of this County commanding him to summon and empannel a jury qualified as provided by law, to be executed on the 12th day of the ~~present month (July)~~ August next and made returnable to the first day of the August term next

A Lewis use of E Long Pltff
vs
J W Bowers & others Defts
} In Debt

On the Motion of the plaintiff, it is ordered that leave be granted them to withdraw the original bond in this County by leaving an attested copy filed with the papers of this cause

Commonwealth
vs
Peter Rader
} Upon a warrant

This day came as well the attorney for the Commonwealth as the deft by his attorney, and on motion of the defendant and for reasons appearing to the Court it is ordered that this cause be dismissed

Thomas W Bashor & others Pltff
vs
Mary Secrist & others Deft
} In Chancery

This cause came on by consent of parties to be heard this 15th day of July 1867 upon upon the papers heretofore read the proceedings heretofore had, and upon the report of Commissioner William Baker, George E Deneale and John Kearick three of the Commissioners who were appointed by a former decree in this cause to lay off and set apart the lands belonging to the estate of George Secrist dec'd among the widow and several heirs entitled thereto agreeably to the terms of said decree to which report there are no exceptions and the cause was argued by counsel. On consideration whereof it appearing to the Court, that in the partition made by the said Commissioners they assigned to the

widow of said George Secrist as her dower 31 acres of the land out of the central or middle part including the Mansion House. Barn and out buildings, & the orchard and well of water - and that Lot No 1 on the plat & report filed in the cause containing 9 acres fell to the share of Samuel Brown & Mary his wife. Lot No 2 containing 10 acres fell to the share of Harvey Secrist. Lot No 3 containing 10 acres fell to the share of Sarah Secrist. Lot No 4 containing 12 acres fell to Margaret Secrist. Lot No 5. containing 26 acres fell to the heirs of Charles Secrist dec'd. Lot No 6 containing 27 acres 2 Roods and 23 poles fell to Thomas Basford and Amanda his wife that Lot No 7. containing 14 acres 1 Rood and 17 poles fell to Wm Tannyhaugh & Elizabeth his wife. it is adjudged ordered and decreed that the said report of the said commissioners be confirmed and that the partition in manner and form aforesaid may be held firm and stable. And it is further ordered that said report be recorded in the Deed book in this County as provided by law. And it is ordered that the costs of this suit be proportionably borne by the Parties thereto. and that the parties to this suit-plaintiff and defendant do pay to Wm Eiler, George E Deneale and John Hedrick the commissioners aforesaid. each the sum of $5.00 for their services in making the partition aforesaid. and to Edward S Kemper esq. the surveyor $5.00 for making the survey of the land aforesaid. and the Clerk of this Court is directed to tax the costs and issue an execution thereof

Jonas Reed appellant
vs
Daniel Reed Appellee } Upon an appeal from the judgment of a Justice of the peace

This day came the parties by their attornies. and sundry witnesses being sworn and examined touching the premises. and upon the Court upon mature deliberation are of opinion that there is no error in the judgment of the justice aforesaid it is therefore ordered that the said appeal be dismissed and that the appellee recover against the appellant. Two dollars and fifty cents his costs recovered before said justice; also his costs by him in this behalf expended

Daniel Reed
vs
John Pittington } Upon a Rule

This day the defendant appeared in Court and was examined on oath. and on his motion and for reasons appearing to the Court. it is ordered that the said rule be discharged

It appearing from satisfactory evidence that Sarah Allebaugh is an insane person. not capable to taking care of her person and property, it is therefore ordered that David Link be appointed a Committee to take charge of her person and property. but before the said David Link shall act under this appointment he execute before the clerk of this Court a bond in the penalty of five thousand dollars. conditioned for the faithful discharge of his said trust

Ordered that the Court be adjourned until to-morrow morning at 10 O'Clock
O. T. Sterling

Tuesday July 16th 1867

Present

O C Sterling P.J. Wm Beard Enoch B Dolly } Gent
Isaac Wright John J Bowman } Justices

Wm S Perry Pltff
vs } Upon an Awara
Samuel M Yost Deft

This day came the parties by their attornies and by consent of parties it is ordered that the awara made and returned in this cause be entered up and made the judgment of this Court. It is therefore considered that the said Wm S Perry recover against the defendant Samuel M Yost the sum of twenty two hundred and fifty dollars with legal interest thereon from the 15th day of July 1867 till paid and the costs by the said Wm S Perry in this behalf expended

Ordered that leave be granted to Jacob S Fry to assign his ordinary licence to Reubin Bonas, the Court being satisfied that the said Bonas is a person of good character not addicted to drinking or gaming, and will probably keep a house orderly useful and such as the law requires

Z D Gilmer Pltff
vs } Upon an Attachment
Mary K Lofland Deft

This day came the parties by their attornies and by consent it is ordered that this cause be dismissed, and that the deft recover against the pltff her costs in this behalf expended (except an Attorney fee)

Present

W S McGahey, Asa S Baugher, Wm S Miller, H A Kite
Wm Sawley, Josiah S Roller, Philander Herring
Peter Paul, John Funk, Henry Berry, Samuel M Rice
Joseph Funkhouser, Wm M K Wartmann, George S Christie
Jr Burkholder, Madison Moore, Wm W Carpenter, Thomas
Moore, Lewis Will, Martin Garber, John J Bowman
George W Pawley, A H Buck, George Wittig } Gent Justices

Upon the application of Charles Eshman who wishes to obtain a license to keep an eating house at his present stand in Harrisonburg and to sell Lager Beer, home made wine, cider &c, to be drank at the place where sold by retail at such eating house, and having produced evidence satisfactory to the Court of his good character and sobriety, and that the place is suitable & convenient for the purposes aforementioned. Eating house Selling Lager Beer, Home made wine & cider. The Court grants permission to him to keep an eating house and sell Lager Beer &c, to be drank at the place where sold by retail and orders the Clerk to furnish him with a certificate to that effect

The Sheriff of this County presented in Court an account against the Commonwealth amounting to eight dollars which being sworn to was

examined and allowed by the Court and ordered to be certified to the Auditor of Public accounts

Lewis F Gaither Trustee for Maria Dovel in a deed executed on the 16th day of January 1865 by an instrument in writing resigned his trust as such Trustee which resignation was accepted and ordered to be entered of record

Ordered that Solomon P Reamer be allowed the sum of $15. for the Maintenance of Mosely Hervey a Lunatic in jail which sum is to be paid out of the County Levy for the present year

On the Motion of John Scanlon who desires to remove his place of business from his residence in Harrisonburg to the lower floor of the Masonic Hall of Spirit Hills Hotel he is permitted to change his place of business and the Commissioner of the Revenue is directed to alter the license of said Scanlon as an ordinary keeper and Liquor Merchant accordingly from the residence of said John Scanlon to the Masonic Hall

Ordered the Hugh Fairburn be exempted from the payment of County & Parish Levies

Solomon P Reamer jailer of this Court presented in Court an account against the Commonwealth amounting to fifty one dollars and seventy five cents which being sworn to, was examined and allowed by the Court & ordered to be certified to the Auditor of Public accounts

George W Airey Pltff
vs
John Robinson Jr's admrs Defts } In Chancery

This cause came on by consent of parties to be heard this 16th day of July 1867, upon the bill & exhibits the answers of the defendants Command & Oakley admrs with the will of John Robinson Sr deceased, replication thereto, and was argued by Counsel, whereupon it is considered by the Court and adjudged, ordered and decreed that the complainant is entitled to a conveyance of the legal title to the land in the bill & proceedings mentioned, and it is further adjudged ordered and decreed that L W Gamble who is hereby appointed a special Commissioner for that purpose do make to the said George W Airey a deed for the land aforesaid with covenants of special warranty, and that he report his proceedings to the next term of this Court

Upon the petition of Ulrick Wittig & others for a new Road in this County, on the Motion of the petitioners it is ordered that the said road be established agreeably to the report of the viewers filed in this cause, upon the condition that the Petitioners pay the damages ascertained by the verdict of jury under the writ of ad quod damnum issued in this cause viz to Isaac Ritchie the sum of fifty dollars, and Jacob Fawley the sum of sixty dollars and it is ordered that the following named surveyors, viz William Fitzwater Isaac Finks, Josiah Sowders, Harvey Cove, Abram H Huch, Benjamin Trumbo

Michael Weine. Stephen Pawley. Philip Ritchie and Adam H Ritchie with the hands allotted to them by law. do go upon the new location of the County Road from the mouth of Brock's Gap to Wittigs store for the purpose of opening the same and work thereon for the said purpose. to wit opening the said road. provided the said surveyors and their said hands be not required to work over ten days. and it is further ordered that Ulrich Wittig be appointed superintendant where duty it shall be to call out said surveyors and hands and superintend said work

Sarah Stinebuck Pltff
vs
John Plecker & Peter Plecker Defts
} Upon a Petition

This day came the plaintiff by her attorney and the defendants not appearing. it is ordered that the report of Commissioner Mc Cartmann allowing to said Sarah Stinebuck for the support of herself & two children for the term of one year. the sum of One hundred dollars. be approved confirmed and ordered to be recorded

It is ordered that the County Agent of this County subscribe in the name of Rockingham County Stock in the River Bank Bridge Company to the amount of three hundred dollars ($300) when the aforesaid Company shall have obtained a Charter to build a bridge across the Shenandoah River at "River Bank Factory"

Upon the application of John R Kogler & Co for a certificate to enable them to procure a license to retail ardent Spirits not to be drank at the place of sale at their store in Rushville. which certificate the Court refuses to grant

Upon the Application of John R Kogler & Co who wish to obtain a license to retail ardent Spirits not to be drank at the place where sold. the Court being satisfied that the applicants are persons of good character. and that their still house is a proper place to retail ardent Spirits. It is therefore ordered that the Commissioner of the Revenue grant license to the applicants to retail ardent Spirits at their Still house not to be drank at the place where sold

~~Ordered that the County Agent of this County for and on behalf of the~~ County of Rockingham subscribe for twelve shares of twenty five dollars each in the Mc Crawford Toll Bridge Company. and that the said Agent be and he is hereby authorized to receive any and all Dividends that may be declared by said Company. until otherwise ordered by the Court

Ordered that a levy of Six hundred dollars be made. for the purpose of meeting the appropriation this day made for the purchase of stock in the "River Bank Toll Bridge Company" and the "Mc Crawford Toll Bridge Company"

Ordered that for the present the Court deem it inexpedient and improper to allow any of the claims for provisions furnished during the war

Absent all the Justices except
O C Sterling P J. John J Bowman. Wm Beard } Gent
Isaac Wright & Enoch B Dolly } Justices

On Motion and for reasons appearing to the Court it is ordered that the order entered on Yesterday appointing David Link a Committee for Sarah Allebaugh be revoked and annulled

Ordered that the further laying of the County & Parish levies be continued until to morrow morning

Ordered that the Court be adjourned until to morrow morning at 10 O'Clock
O. C. Sterling

Wednesday July 17th 1867

Present
O C Sterling P J John J Bowman. Wm Beard } Gent
Isaac Wright and Enoch B Dolly } Justices

Thomas K Hannsberger & others Pltffs } In Chancery
vs
George W Price & others Defts }

This cause came on to be further heard this 17 day of July 1867 upon the papers heretofore read, the proceedings heretofore had, and the report of Commissioner John L Worsham, returning to the Court the Bonds of T K Hannsberger the purchaser of the reversionary interest of Charles B Ayscough dec'd in the land in the Bill mentioned. To which report there being no exception the same is confirmed and it appearing from said report, that the debts or a large portion of them, to which the proceeds of the sale of said land are properly applicable, are held by the said Thomas K Hannsberger or have been paid by him, this cause is referred to a Commissioner of this Court, to ascertain and report, what debts held by said Thomas K Hannsberger are payable out of the Bonds, executed by him for the purchase of said land for what amounts he is entitled to credit upon said Bonds, and the balance due from him, after giving such credits together with any other matters, he may deem pertinent, or which any of the parties may require, and report to this Court at its next term

George W McFarland Attff } Upon an Attachment
vs
Shem Harshbarger Deft }

It appearing to the Court that the property levied on in this cause has not been rented out as directed by the order entered in this cause, at the February Term of this Court in the year 1865, and that the plaintiffs judgment for $92.07 ~~cost~~ interest from the third day of September 1864 till paid and costs, has not been satisfied. It is ordered that the Sheriff of this County, sell and dispose of the attached property, for the satisfaction of the plaintiffs judgment, or if the same has been sold under any subsequent process or attachment, that said officer or such officer as may have

made such sale return the proceeds of such sale to this Court for its direction as to the disposition thereof

Upon the application of James H Larkins for a change in a public road in this County "from some convenient point on the Sims' Gap Road leading from McGaheysville to Sims Gap to River Bank Bridge" It is ordered that the said Application be referred to T M Sellers. R Gibbons & George J Kisling. to be acted and reported on according to law

Upon the application of James H Larkins for a change in a public road in this County "from River Bank Bridge to Sims' Gap" It is ordered that the same be referred to T M Sellers. R Gibbons & H E Sipe to be acted & reported on according to law

Present

O Sterling P J, W T McGahey. Wm S Miller. H A Kite
Isaac Wright. Josiah S Roller. Wm Beard. E B Dilley
P Herring. John Funk. Henry Beery. B M Rice
Joseph Burkholder. Wm Wt Wartmann. Geo S Christie
Joseph Funkhouser. Madison Moore. Wm W Carpenter
Thomas Moore. Lewis Will. Martin Garber. John J
Bowman. G W Fawley. A H Funk & George Mettig

} Gent Justices

The Court proceeded to lay the County and Parish Levies (a Majority of the Justices being present) as follows to wit

County Expenses including appropriations. July 16: 1867	$5700.00
Expenses of Parish	12636.00
Sheriffs Commission &c	1375.00
Total	$19711.00
To meet which. 3600 Solvent Tithables @ $1.75 per head	6300.00
$27000. amount of State Tax. at @ 50 per cent	13500.00
	$19800.00

Ordered that the Sheriff collect from each tithable of the County. one dollar and seventy five cents. and from each person assessed with a State tax. fifty percent upon assessed State tax upon them in order to meet the Expenses of the County and Parish this day ascertained. and that the Sheriff at the proper time pay said sums to the several persons entitled thereto

On the Motion of D H Forrer. and it appearing that more than three months have elapsed since the death of Isaac Reamer. and no one having applied for administration upon his estate. it is ordered that his estate be committed to the Sheriff of this County for administration

George W Freys Pltff
vs
John Robinson's admrs Defts

} In Chancery

This cause came on to be heard by consent of parties this 17th day of July 1867

upon the bill and exhibits, the answers of the defendants James F. Lowman & Robert G Leakley administrators with the will annexed of John Robinson, dec'd- replication thereto, and was argued by counsel upon consideration whereof the Court doth adjudge, order and decree that the order made in this cause on Yesterday be set aside and revoked, and the Court being of opinion that the complainant is entitled to a conveyance from the defendants of the legal title to the land in the bill and proceedings mentioned, it is therefore adjudged ordered and decreed that James F. Lowman and Robert G Leakley administrators with the will annexed of John Robinson, dec'd- do make to the said George W. Frey a deed with special warranty for the tract of land aforesaid, and acknowledge the same for record in the Clerk's Office of said County

Ordered that a Committee of five, any three of whom may act be appointed whose duty it shall be to examine, and report upon all the items of the account submitted by the Overseers of the Poor for this County, in their report and that such Committee shall make such examination before each June Term or before such term as may be fixed for the levy, and that this Committee be requested to examine the report for the last two years and report any imperfections or mistakes in the accounts upon which the two last levies have were laid, and that the Clerk of the Court notify the Board of this action.

Ordered that the Overseers of the Poor for this County, be required not to appropriate more than is actually necessary to pay at their annual meetings to pay for dinner for the Board and officers whose duty it is to be present

Ordered that the Clerk of this Court cause to be published in one of the newspapers of Harrisonburg, the report of Committee heretofore appointed to examine the accounts of the Overseers of the Poor

Absent all the Justices except
A. Sterling P.J. John J Bowman, Wm Beard } Gent
Isaac Wright and Enoch B Dolly } Justices

Addison F Workman who stands charged with a felony by him committed in this that he did on the 14th day of June 1867, in the County of Rockingham unlawfully Maliciously, and feloniously, stab, cut and wound Alexander Simmons with intent to maim disfigure disable and kill him the said Alexander Simmons' was led to the bar in custody of the Sheriff, and being thereof arraigned, and without pleading On his motion it is ordered that he be removed for trial before the Circuit Court of this County for ~~trial~~ on the first day of the next term thereof, and thereupon on the motion of the prisoner he is permitted to give bail for his appearance before the said Circuit Court and the Court doth fix the amount of his bail at Two hundred & fifty dollars for himself and the like sum for his securities, and thereupon the said Addison F Workman and Hoy S Berry Jno H Berry, Newman & Cave & Rubin Bond his securities appeared in Court and acknowledged themselves to owe and be indebted to the Commonwealth of Virginia

the said Addison F Workman in the sum of Two hundred and fifty dollars and the said Henry S Berry. John H Berry Newman W Beard and Renen Bonas [illegible] in the sum of Two hundred and fifty dollars to be levied of their respective goods and chattels lands and tenements and for the use of the said Commonwealth. Yet upon this condition that the said Addison F Workman shall make his personal appearance before the Circuit Court of Rockingham on the first day of the next Term thereof. then and there to answer the charge of felony aforesaid and not to depart thence without the leave of said Court then this recognizance to be void otherwise to remain in full force and virtue

Be it remembered that Alexander Simmons and Michael Welch personally appeared in Court and severally acknowledged themselves to owe and be indebted to the Commonwealth of Virginia in the sum of One hundred dollars each. To be levied of their respective goods and chattels, lands and tenements and for the use of the Commonwealth. Yet upon this condition that they shall make their personal appearance before the Circuit Court of Rockingham County, on the first day of the next Term thereof. then and there to give evidence on behalf of the Commonwealth against Addison F Workman and not to depart thence without the leave of the said Court. then this recognizance to be void otherwise to remain in full force and virtue

Be it remembered that Henry S Berry, Mary Berry, Robert H Berry and J H Berry personally appeared in Court and severally acknowledged themselves to owe and be indebted to the Commonwealth of Virginia in the sum of One hundred dollars each to be levied of their respective goods & chattels lands and tenement and for the use of the Commonwealth of Virginia Yet upon this condition that they shall make their personal appearance before the Circuit Court of Rockingham County on the first day of the next Term thereof then and there to give evidence on behalf of Addison F Workman who stands charged with felony and not to depart thence without the leave of the said Court. then this recognizance to be void. otherwise to remain in full force and virtue

Ordered that the Court be adjourned until the next Term

J. C. Sterling

Clerk's Office of the County Court of Rockingham July 20' 1867

Henry Straus, Henry Hartman, Henry Hoffelin and Peter Straus, merchants & partners trading under the firm and style of Straus Hartman Hoffelin & Co } Pltffs

v.

Michael J Zirkle } Deft

} In Debt

This day came the pltffs by their attorney and the deft confessed judgment for $272.80 the debt in the declaration mentioned with legal interest thereon from the 6th day of October 1865 till paid. It is therefore considered that the pltffs recover against the deft the said sum of $272.80 the debt aforesaid with interest thereon from the 6th day of October 1865 till paid and the costs in this behalf expended

Teste

Wm D Roller DC

Clerks Office of the County Court of Rockingham July 20 1867

Henry Hartman & Henry Straus merchants } Pltff
& partners trading under the name and style of } Pltff
Hartman & Straus } Pltff
against } In Debt

M J Zirkle Deft

This day came the pltff by his attorney and the deft confessed a judgment for $223.00 Debt with legal interest from the 7th Dec 1866 and costs. It is therefore considered that the pltff. against the deft the said sum $223.00 with legal interest thereon from the said 7th day of Dec 1866 till paid and the costs in this behalf expended. This judgment is subject to a credit of $100 paid Jan 25 1867

Teste

Wm D Frow DC

At a Court held for Rockingham County on Monday the 19th day of August 1867 at the Court house of said County

Present

O C Sterling P.J. Wm S Miller
B M Rice Peter S Roller

The Clerk of this Court presented in Court a list of deeds and other writings admitted to record in his office during the Month of July last which being seen and inspected by the Court is ordered to be entered on the Minutes as follows to wit

A Deed of Bargain & Sale from Samuel R Allebaugh Comr to A S Rosenbarger
Same from M Harvey Effinger & wife to Charles E Haas
Same from Samuel Cooles &c to Geo W & Silas Skelton
Same from Henry Harnsberger Jr Comr to S P H Miller
Same from Christian Simmers & wife to Henry Hale
Same from Allan C Bryan & wife to Same
Same from Felix Sanger & wife to Adam Thomas
Same from Same to Same
Same from Isaac Paul & wife to Jason M Bruffy
Same from Jason M Bruffy to Martha Jane Bruffy
Marriage agreement Mahaly Wright & Eli Miller
A Deed of Bargain & Sale from Jacob VanPelt to A J VanPelt
Same from James Magalis & wife to Joseph D Price & Co
Same from Franklin Stems & wife to The Albert Iron Work's Company
Same from George Moyers & wife to Levi Moyers
A Deed of Trust from John Q A Lewis to A C Bryan in Trust for Foner & Co
A Deed of Bargain & Sale from Wm M Jordan to Wm J Same
Same from Catharine Dever &c to John F Dever &c
Same from Sally W Gray &c to John W C Houston
Same from S M Gamble Comr to Jacob Hoosler
Same from Philip Phares & wife to Peachy Milne
Same from John Robinson's Admrs to George W Arey
A Deed of Trust from S L Adkisson to Wm H Roadifer in Trust for M A L Adkisson
A Contract from S L Adkisson & Mary A L Adkisson
A Deed of Bargain Sale from John Dever to Hugh Dever
Same from Hugh Dever to James H Dever
Same from Preston Spangler to William Peters
Same from Nelson Shrinkel & wife &c to Same
Same from Evan Hanlon & wife &c to Robert Cox
A Dispensation Charles S Thompson to Jacob R Stevens
A Deed of Bargain & Sale from Elizabeth McGahey &c to G T Hopkins
Same from Elicous Michael & wife to Henry Kisling
Same from Isaac Wenger & wife to John P Brock
A Mortgage from George W Berlin to Margaret C Hoot
A Deed of Bargain & Sale from John H Devine & wife &c to Jas H & B B Burgess
Same from Berlin Swope & wife to Emanuel Suters
Same from George Beland to Josiah S Roller
Same from George Sherman & wife to Levi Wise

A Deed of Bargain & Sale from Peter Heis & wife to James Ricade
Same from A B Frick & others to Solomon & Wm H Buntner
Same from Henry B Hamsberger & wife to Same
Same from Isaac Stone & wife to Same
Same from Solomon Buntner & wife to Wm H Buntner
Same from Calvin McKeezle & wife to Solomon & Wm H Buntner
Same from Daniel Flock & wife to Strother Bright
Same from Wm G McAlister & wife to James A Patterson (Power of Attorney)
Same from David McAlister & others to Same (Same)
Same from John P McIntosh & others to Same (Same)
Same from David Sink & wife to John H Jacobs
Same from John Dinkle to John W & Allemong & others Trustees
Same from Sam'l M Bowman & wife & to James I A Trotter
Same from Wm P Byrd & wife to Mary E Reed
Same from Samuel Coates & wife to Wm Showalter
Same from John S Moyers & wife to Joseph B Moyers
Same from John Q Armentrout to Same
Same from Enos Keezle & wife & to John B Carman
Same from N S Showalter & wife to Benjamin F Berry
Same from James Ricade & wife to Dewitt Beard
Same from Anthony Hockman & wife to Clarissa Mauck
Same from David Kingree & wife to Jacob L Silent
Same from J J Bowman & wife to Wm Minnick
Same from David B Deiter & wife to Jacob Dinkel
Same from John R Kogler & wife & to Same
Same from C S Patterson & wife to Wm D Hopkins
Same from John Kline's ex'tor to Wm Cork
Same from R M Baker & wife to Samuel Wheelbarger
Same from Wm G Garrison & wife & others to Same
Same from John Fultz & wife to Jacob Dinkle
Same from A J Robinson & wife to Samuel Wheelbarger
Same from J C Bowman & wife to John Zigler
Same from Abraham Shank & wife to Same
Same from Geo H Chrisman & wife to Same
Same from James Bleigh & wife to Benjamin B Ewing
Same from R Algray & wife to Robert Bowman trustee for Ella F Clower
Same from J A Campbell & wife to Robert M Mooney trustee

An Appraisement of the estate of John Pence. was presented in Court and ordered to be recorded

A Sale Bill of same estate was presented in Court and ordered to be recorded

A Settlement of the accounts of M C Ammon adm'r of Jacob Ammon. who was guardian for the heirs of Jacob Ergenbright having been filed in the Clerks office of this Court for the time prescribed by law. was presented in Court and no exceptions being offered thereto the same is confirmed and ordered to be recorded

A Settlement ~~of~~ estate of Jacob Bowman dec'd having been filed in the clerks office of this Court for the time prescribed by law was presented in Court and no exceptions being offered thereto the same is confirmed and ordered to be recorded

A Settlement of the accounts of the Guardian of Virginia E Bowman
The Same Order

Same of the Guardian of David P Bowman
The Same order

Same of the Guardian of the heirs of Deborah Bowman
The Same order

Same of the Guardian of Wm D Bowman
The Same order

Same of the Guardian of Louisa D Bowman
The Same order

Same of the Guardian of George A & Ada Cartett
The Same order

Same of the estate of John Carr dec'd
The Same order

Same of the estate of John Driver dec'd
The Same order

Same of the estate of Noah Emsmiller dec'd
The Same order

Same of the estate of John G Hoover dec'd
The Same order

Same of the estate of Jacob H Seedy
The Same order

Same of the Guardian of the heirs of Michael Scothorn
The Same order

Same of the estate of Joseph J Showalter dec'd
The Same order

Same of the estate of John Swank
The Same order

Same of the estate of Joseph Swank
The Same order

A Settlement of the estate of Jacob Shoemaker dec'd having been filed in the Clerk's Office of this Court for the time prescribed by law was presented in Court and no exceptions being offered thereto the same is confirmed and ordered to be recorded

Same of the estate of Isaac Thomas. dec'd

The Same order

Same of the Guardian of M H Thomas

The Same order

Same of the Guardian of Isaac W Zigler &c

The Same order

The Court doth appoint Abraham Mohler guardian for Fanny B Kempfer and William M Kempfer orphans of William M Kempfer dec'd who are under the age of fourteen years. and thereupon the said Abraham Mohler appeared in Court and together with George Mull and Daniel B Benton his securities (who justified as to their sufficiency) entered into a bond in the penalty of five thousand dollars conditioned as the law requires

On the Motion of John Zigler who made oath thereto according to law and together with Michael B E Kline his security (who justified as to his sufficiency) entered into and acknowledged a bond in the penalty of One thousand dollars conditioned as the law requires. a certificate is granted him for obtaining letters of administration in due form upon the estate of John Hoover

On the Motion of C Jones Armstrong who wishes to obtain a license to practice as an Attorney at law in the Courts of this Commonwealth it is ordered to be certified that he is a person of good character. that he is upwards of twenty one years of age. and has resided within this County for the last preceding twelve months

M J Moyerhoeffer Pltff
vs
J W Riddlesbarger Deft
} Upon an Attachment

Thomas J Foster who has been summoned to appear as a garnishee in this case appeared in Court and was examined on on oath and admitted that he was indebted to J W Riddlesbarger in the sum of $30. It is therefore considered that the said M J Moyerhoeffer Thomas J Foster pay to the Sheriff of this County who is appointed a Special receiver in this case the said sum of $30. with legal interest thereon from this day. and it is ordered that rule awarded against said Foster be discharged

John E Roller & John Paul who have been duly licensed to practice as Attorneys at law in the Courts of this Commonwealth. appeared in Court and on their motion. are permitted to qualify as such in this County and

thereupon they took the oath required by law

On the Motion of Fayett Williams who made oath thereto according to law and together with Joseph L Hammer his security (who justified as to his sufficiency) entered into and acknowledged a bond in the penalty of three hundred dollars conditioned as the law requires. a certificate is granted him for obtaining letters of administration in due form upon the estate of William Breeden deceased.

Ordered that Nicholas Breeden Jackson Bryant & John D Crosley after being first duly sworn for that purpose do appraise the estate of William Breeden dec'd and report thereon to the Court according to law

The Last will and testament of Hettie Crawford dec'd was presented in Court and there being no subscribing witness thereto. it was proved by the oaths of James W Crawford & Michael Whitmore that the said will and the signature thereto is wholly in the handwriting of the said Hettie Crawford and it is ordered the same be recorded as the true last will and testament of said Hettie Crawford. and there being no executor named in said Will. on the motion of William R Hopkins who made oath thereto according to law and together with John D Ralston Jr and Archibald Hopkins Jr his securities (who justified as to their sufficiency) entered into and acknowledged a bond in the penalty of five thousand dollars conditioned as the law requires. a certificate is granted him for obtaining letters of administration in due form with the will annexed upon the estate said Hettie Crawford. dec'd

Ordered that Simon Harmon. John D Hopkins Jr Burkholder and John D Ralston or any three of them being first duly sworn for that purpose do appraise the estate of Hettie Crawford dec'd and report thereon according to law

The Last will and testament of Alexander Bowman dec'd was presented in Court and was proved by the oaths of William M'K Hartmann and S M Bowman two of the subscribing witnesses thereto and ordered to be recorded and on the Motion of Barbara Bowman the executrix therein named who made oath thereto according to law. and entered into and acknowledged a bond in the penalty of One thousand dollars conditioned as the law requires. a certificate is granted the said Barbara Bowman for obtaining a probate of said will in due form. the said Testatrix having request that no security should be required of his executrix. the Court accordingly require none

Ordered that Daniel McCuffman Joseph T Logan. Geo S Christ and Wm M'K Hartmann or any three of them being first duly sworn for that purpose do appraise the estat of Alexander Bowman dec'd and report thereon to the Court according to law

Wm J Miller produced in Court credentials of his ordination and also of his being in regular communion with the Church called The United Brethren Church in Christ. took the oath of allegiance to the Commonwealth and entered into bond as required by the law regulating the solemnization of marriage &c and that Leis it is ordered that he be authorized to celebrate the Rites of Matrimony according to the forms and customs of said Church between any persons to him regularly applying therefor within this State

On the Motion of Phoebe Armentrout who made oath thereto according to law and together with Abraham Armentrout & Joseph Armentrout her securities (who justified as to their sufficiency) entered into and acknowledged a bond in the penalty of one hundred dollars conditioned as the law is required a certificate is granted her for obtaining letters of administration in due form upon the estate of Brenton Armentrout dec'd

On the Motion of John Riley and it appearing that more than three months have elapsed since the death of Jacob VanPelt and no person having applied for administration on the estate of said VanPelt it is ordered that his estate be committed to the Sheriff of this County for administration according to law

On the Motion of Margin Sams and Archibald Strother and it appearing to the Court that more than three months have elapsed since the death of William Strother and no person having applied for administration on his estate it is ordered that the estate of said Wm Strother be committed to the Sheriff of this County for administration according to law

The last will and testament of David Armentrout dec'd was presented in Court and proved by the oaths of Aly Patterson & Riley Armentrout two of the subscribing witnesses thereto and ordered to be recorded and on Motion of Benjamin F Armentrout and Harrison Armentrout the executors therein named who made oath thereto according to law & together with Cyprus Rhodes and Abraham Armentrout their securities (who justified as to their sufficiency) entered into and acknowledged a bond in the penalty of twenty thousand dollars conditioned as the law requires a certificate is granted them for obtaining a probate of said will in due form

Ordered that Madison Moore, Riley Armentrout, Cyprus Rhodes & Wm W Carpenter or any three of them being first duly sworn for that purpose do appraise the estate of David Armentrout and report thereon to the Court according to law

Ordered that Alcinda Bowman be appointed guardian for Robert, Ann, Bruce, Willoughby and Samuel Bowman orphans of Samuel Bowman dec'd and thereupon the said Alcinda Bowman appeared in Court and together with Jno W C Houston, Joshua Jenning and Gideon F Rosenberger her securities (who justified as to their sufficiency) entered into and acknowledged a bond in the penalty of five thousand dollars

conditioned as the law requires

The last will and testament of John Harshbarger dec^{d} was presented in Court and proved by the oaths of Thomas Good and Samuel Petry the subscribing witnesses thereto and ordered to be recorded

Ordered that the following named persons be appointed to work upon precinct No 16 of which Riley Armentrout is surveyor viz Nelson Keypayer. Michael Keypayer. George Keypayer. Harvey Kayler of John David Bradshaw. Frank King Calvine Pettington. Isaac Wenger (Gravel Town Ayley Emmiller. George Wenter. and Robt Gentry

It appearing that more than three months has elapsed since the death of Solomon Miller and no person having applied for administration on his estate. it is ordered that his said estate be committed to the sheriff of this County for administration according to law

D B Henton Pltff
vs
O F A Perkey et Defts
} Upon a Notice

This day came the pltff by his attorney. and the defendants failing to appear. It is considered that the pltff recover against the defts the sum of $49.70 with legal interest thereon from the 20th day of Sept 1862 till the 23rd day of July 1867. and them damages at the rate of ten per centum per annum upon the whole amount of said debt and interest from the said 23rd day of July 1867 till paid. and the costs in this behalf expended

On the motion of Hugh Baxter Abraham Beahm who made oath thereto according to law and together with Abraham Simmers & Jonas Lamman their securities (who justified as to their sufficiency) entered into & acknowledged a bond in the penalty of Six thousand dollars conditioned as the law requires. a certificate is granted them for obtaining letters of administration in due form upon the estate of Jacob Baxter dec^{d}

Ordered that Henry Hale. Joseph Lamman. Simon Simmers Abram & Long. & Christian Simmers. or any three of them being first duly sworn for that purpose. do appraise the estate of Jacob Baxter and report thereon to the Court according to law

James Steele Pltff
vs
Addison Harper Deft
} Upon a Notice

This day came the pltff by his attorney. and the ~~deft failing~~ and refused ~~and refuses~~ to give them copies & papers of Samuel Miller dec^{d} to appear^{d} it is considered by the Court that the power and authority of the defendant as executor of Samuel Miller dec^{d} be revoked and annulled. and that the pltff recover against the defendants his costs in this behalf expended

On the Motion of Henry Neff who made oath thereto according to law and together with Samuel Miller and James Steele his securities (who justifies as to their sufficiency) entered into and acknowledged a bond in the penalty of six hundred dollars conditioned as the law requires, a certificate is granted him for obtaining letters of administration de bonis non upon the estate of Mary Miller dec'd

Ordered that George W Peck, Philip Baker, George W Fawley and Joshua Peck or any three of them being first duly sworn for that purpose do appraise the estate of Mary Miller dec'd and report thereon to the Court according to law

On the Motion of Michael Summers who made oath thereto according to law and together with Abram C Long his security (who justifies as to his sufficiency) entered into and acknowledged a bond in the penalty of six hundred dollars conditioned as the law requires, a certificate is granted him for obtaining letters of administration in due form upon the estate of Abraham Summers dec'd

Ordered that Simon Summers, Wm Grandall, Abram Lincoln A Long and Wm Simmers or any three of them being first duly sworn for that purpose, do appraise the estate of Abraham Summers dec'd and report thereon to the Court according to law

Harrison Bateman who has been duly summoned and sworn as a Grand Juror having absented himself, it is ordered to be summoned to appear here on Thursday next, to shew cause if any he can why he shall not be fined and attached for his failure aforesaid

Sol F C Roberts &c Pltffs
vs
First National Bank of Harrisonburg Defts
} Upon a Notice

This day came the parties by their attornies, and the Court having heard the evidence and argument of counsel, the Court is of opinion that there is no error in the judgment as complained of in said Notice. It is therefore considered that the said Notice be dismissed, and that the defts recover against the plaintiffs the costs in this behalf expended

Ordered that Adam H Brewer be appointed surveyor of Precinct No 117 in the place of Abraham Carman

David Huffman vs Alfred Welch Upon a delivery bond in this proceeding and execution awarded

John R Kagler Plff
vs
Jno J Frank & Henry A Rhodes Defts
} Upon a Suggestion
On Motion of the Pltff it is ordered that this cause be placed upon the docket

Benjamin C Long. Foreman, Martin Cromer. P W Armentrout. George Miller John S Bowman. Daniel Bowman. George W Rehard. Levi Hilbert Peter Shirne. Strother May. Silom Sellers Isreal Minnich John Wease. Franklin Hughes. Davis A Heatwole and B F Baxter were sworn a Grand Jury of Inquest for the County of Rockingham, and having received their Charge retired from the bar to consider of their presentments, and after some time returned into Court and presented the following named indictments viz. an Indictment against Alexander Logan for an assault & battery a true bill An Indictment against Thomas Keenan for an assault and battery a true bill an Indictment against Frank Broadus for an assault and battery a true bill an Indictment against Michael Kennedy for an assault and battery a true bill an Indictment against Jacob P Effinger for an assault and battery a true bill an Indictment against Michael Flinn for a wilful trespass a true bill. and the said Grand Jury having no further business before them were discharged

Ordered that proper process be issued against the several persons this day indicted, and made returnable to the November next of this Court

Ordered that the Court be adjourned until to morrow morning at 10 O Clock

O. C. Sterling

Tuesday August 20 1867

Present

O C Sterling P J. Wm S Miller P S Roller } Gent
B M Rice Geo S Christie } Justices

A paper purporting to be the last will and testament of John Dundore dec'd was presented in Court and proved by the oath of P A Woods one of the subscribing witnesses thereto and it appearing that Thos Woodson the other subscribing witness has departed this life and it was proved by the oaths of said P A Woods, and James S Cochran that the signature of said Thomas Woodson attached to said will is genuine, it is ordered that the said writing be recorded as the last will and testament of the said John Dundore

Upon the petition of Michael S Brake and others. It is ordered that Ulrick Wittig & others upon whose petition was established a road in Brocks Gap, and upon whose motion an order was made at the July Term of this Court, requiring certain hands to work on said road, be summoned to appear here on Wednesday the 28th day of the present Month

Lewis Driver & wife & others Pltffs
vs
George W Beery & others Defts } In Chancery

This cause came on to be heard this 20th day of August 1867 upon the bill & exhibits, the order of publication duly made and executed, the answers of the infant defendants George W Beery and Benjamin F Beery by D W Gamble their guardian ad litem, replication thereto & depositions

and it appearing to the Court that more than one month has elapsed since the order of publication against the other absent defendants made at the rules, was duly completed, and they still failing to answer the bill as to them is taken for confessed, and the cause was argued by counsel upon consideration whereof the Court is of opinion that the seven acres of land in the bill mentioned is not susceptible of division among the several heirs entitled thereto and that the interest of all parties will be promoted by a sale thereof and that the shares of each heir will not amount to $300. doth therefore adjudge order and decree that Lewis Driver who is hereby appointed a Commissioner for the purpose do proceed to sell the tract of land aforesaid at public auction to the highest bidder on the following terms to wit, one third in hand or on the confirmation of the sale, the remainder in two equal annual payments with interest from the day of sale, the purchaser to give bond and security, and the lien retained till the whole is paid, but such sale shall not be made until the time terms and place thereof shall first have been published for four successive weeks in some newspaper published in said County and a notice thereof posted for a like period, at the Court House door and two or more public places in the neighborhood of the property. But before the Commissioner shall receive any money under this decree he shall first execute bond with sufficient security before the Clerk of this Court in the penalty of $1000 cs conditioned according to law, and shall report his proceedings to the term of this Court next succeeding the sale.

Robert S Harnsberger for Pltff
vs
Henry Miller & others Defts } In Chancery

This day came the parties by their attornies, and by consent the defts with drew their plea, and confessed judgment for $1089.cs damages It is therefore considered that the pltff recover against the defendants the said sum of $1089 the damages aforesaid with legal interest thereon from the 18th day of September 1865 till paid, and the costs by the pltff in this behalf expended

Absent Wm L Miller

Commonwealth
vs
James M Johnson } Upon an Indictment

This day came as well the attorney for the commonwealth as the deft by his attorney and thereupon came a jury to wit Jas M Sanfley John Good, Daniel Miller, Henry Rife, John Guile, George Hedrick John Young, John K Moore, Michael Summers Thomas K Harnsberger A S Byrd and Wm L Stephens who being elected tried and sworn the truth to speak upon the issue joined, and by consent A S Byrd one of said jurors was withdrawn and the balance from rendering a verdict were discharged and thereupon the attorney for the commonwealth with the consent of the Court saith he will not further prosecute the defendant under the indictment aforesaid. it is therefore ordered that the said Indictment be stricken from the docket

R S Harnsberger assignee Pltff
vs
William B Yancey's adm's Defts } In Debt

This day came the parties by their attorney and the defts withdrew his plea and by consent it is considered that the pltff recover against the defts the sum of $450.00 with legal interest thereon from the 17th day of September 1857 till paid, and the costs by the pltff in this behalf expended and when assets come to the hands of the adm'r to be administered

Commonwealth
vs
James M Johnson } Upon an Indictment

The Attorney for the Commonwealth with the consent of the Court saith that he will not further prosecute the defendant under the indictment aforesaid it is therefore ordered that the same be stricken from the docket

Same Pltff
vs
Montgomery Johnson Deft } Upon an Indictment

The Same Order

Same
vs
Wellington Johnson } Upon an Indictment

The Same order

Millerson & Co Pltffs
vs
R H & G M Yancey Defts } In Assumpsit

By consent of parties it is ordered that this cause be dismissed

David Shirespring Pltff
vs
Wm McK Fishback Deft } Upon an Attachment

The Same order

Commonwealth
vs
Josiah F Silvers } Upon a Warrant

The Same order

The Last will and Testament of Daniel P Dovel dec'd was presented in Court and proved by the oaths of Shepherd McKay and Charles W Dovel the subscribing witnesses thereto and ordered to be recorded and on motion of David M Dovel and Philip Kontz two of the executors therein named who made oath thereto according to law and together with

John C Walker. Peter B Borst and Henry Sower their securities (who justified as to their sufficiency) entered into and acknowledged a bond in the penalty of eighty thousand dollars. conditioned as the law requires a certificate is granted them for obtaining a probate of the said will in due form

Ordered that William Sigler. William D C Covington. Henry Buell and George Harnsberger or any three of them being first duly sworn for that purpose do appraise the estate of Daniel D Dever dec'd and report thereon to the Court according to law

Commonwealth
vs
Livingston Johnson } Upon an Indictment

This day came as well the Attorney for the Commonwealth as the deft by his Attorney. and thereupon came a jury to wit Jackson Mantz John May. Wm Ponndalush. Wm Rodiffer. C R Rush A D Heatwole. Henry Heatwole. Wm A Evans. C S Peale. Frederick Linhos. James H Larkins and Wm H Sites who being elected tried and sworn the truth to speak upon the issue joined and having heard the evidence retired from the bar and after some time returned into Court. and not being able to agree upon a verdict. by consent Wm A Evans one of said jurors was ~~discharged~~ withdrawn, and the balance from rendering a verdict were discharged and the trial of the issue is deferred until the ~~next~~ term

Commonwealth
vs
John Roads } Upon an Indictment

This day came as well the Attorney for the Commonwealth as the deft by his attorney and thereupon came a jury to wit James M Sanfley. John Good. David Miller. Henry Rife. John Grile. George Hedrick. John Young. John K Moore. Michael Summers. Thomas N Harnsberger. Abraham S Byrd and Wm L Stephens who being elected tried and sworn the truth to speak upon the issue joined and having heard the evidence retired from the bar to consider of their verdict and after sometime returned into Court and upon their oaths do say "We the jury find the deft Not Guilty" and judgment accordingly

Commonwealth
vs
John Bright } Upon an Indictment

This day came as well the Attorney for the Commonwealth as the deft by Counsel assigned by the Court who pleaded Not Guilty to which the Attorney for the Commonwealth replied generally. and thereupon came a jury to wit John May. Wm A Evans. Jas M Sanfley Michael Summers. George Hedrick. John Young. John Grile. David Miller. John K Moore C S Peale John Good and Jackson Mantz who being elected tried and sworn the truth to speak upon the issue joined

heard the evidence retired from the bar to consider of their verdict and after some time returned into Court. and upon their oath do say We the jury find the defendant Guilty and assess his amercement at Ten dollars." It is therefore considered that the Commonwealth recover of the defendant the said sum of Ten dollars. and the costs in this behalf expended

Commonwealth
vs
Isaac Brown } Upon an Indictment

The Attorney for the Commonwealth with the consent of the Court. saith that he will not further the deft under the Indictment in this cause. It is therefore ordered that the said indictment be stricken from the docket

Same
vs
Robert Rhodes } Upon an Indictment

The Same Order

Same
vs
John Kouns } Upon an Indictment

The Same Order

Same
vs
Alberto Lincoln } Upon an Indictment

The Same Order

Same
vs
George Rymer } Upon an Indictment

The Same Order

Samuel J Shank who has been duly summoned to appear here as a witness on behalf of the Commonwealth against Edward Fedden & Nancy Ambrose. being solemnly called and not appearing it is ordered that he be summoned to appear here on the first day of the Nov term next to shew cause if any he can why he shall not be fined and attached for his failure aforesaid

The executors named in the last will and testament of John Dundon having refused to qualify. and it appearing that more than three months has elapsed since his death. it is ordered that his estate be committed to the Sheriff for administration

The Writ of Ad Quod Dammum awarded at the last term to John F. Lewis. together with verdict and return thereon made was returned and thereupon on the Motion of Charles S Weaver it is ordered that the said writ and return be set aside, and on Motion of the said John F Lewis a New writ of Adquod Dammum is awarded him to be directed to the Sheriff of Rockingham. and to be executed on the 4th day of Sept 1877

John McDavel's exors Pltffs
v
Daniel D Dovel Deft } In Case

This day came the plaintiffs by their attorney and by consent it is ordered that this cause be revived and proceed in the name of David M Dovel and Philip Koontz executors of the last will and testament of Daniel D Dovel decd and it appearing that more than ~~three~~ that this cause has been pending more than twelve months without a trial being had. by consent it is ordered that the same be removed to the Circuit Court of this County for trial

Sarah Dovel Pltff
v
Fielding Raines Deft } Unlawful Detainer

This day came the parties by their Attornies and the deft by his Attorney pleaded Not Guilty. to which the pltff replied generally and thereupon came a jury to wit John Young. John Grile Jackson Martz George Hedrick. E S Peale. John K Moore James M Sawley. Henry Rife Michael Summers. John Good. John May. & Wm H Sites who being elected tried and sworn the truth to speak upon the issue joined and having heard the evidence retired from the bar to consider of their verdict after sometime returned into Court upon their oaths do say. "we the jury find the defendant withholds from the plaintiff the property mentioned in the within summons" It is therefore considered that the pltff recover against the deft the premises in the writ mentioned. and the costs by the pltff in this behalf expended

Commonwealth
v
Jacob P Effinger } Upon an Indictment

On Motion and for reasons appearing to the Court it is ordered that this cause be continued until the next term at the costs of the deft

Same
v
Michael H Lee } Upon an Indictment

This day came as well the Attorney for the Commwelth as the deft who with the consent of the Court confesses judgment for one cent damages and costs. It is therefore considered that the Commonwealth recover against the deft one cents aforesaid and the costs in this behalf expended

Commonwealth
vs
David Lawson } Upon an Indictment

This day came as well the Attorney for the Commonwealth as the deft by his attorney who pleaded not Guilty. to which the Attorney for the Commonwealth replies generally. and the trial of the issue is deferred until the next term

Samuel Marsden
vs
John Shoemaker } Unlawful Detainer

On Motion and for reason appearing to the Court it is ordered that this cause be dismissed

George Kariofe
vs
James Patterson } Upon an Attachment

The same order

John Eversole Pltff
vs
Davis Meade &c Defts } In Case

The same order

Joseph C Sipe Pltff
vs
Peter F Carman Deft } In Case

This day came the parties by their Attornies and the deft by his att. filed a general demurrer to the declaration in this cause to which the pltff by his attorney replies generally

Charles A Hammer Pltff
vs
Henry Forrer Deft } In Case

By consent of parties it is ordered that this cause be removed to the Circuit Court of this County for trial

George T Baugher Pltff
vs
D & H Forrer Deft } In Case

The same order

James H Woolfrey Pltff
vs
Rudolph Funk &c Defts } In Case

It appearing that the Pltff is not a resident of this State. it is ordered that unless he or some one for him shall give security for Costs as required by law on or before the Nov. term next of this Court. this Cause shall be dismissed

Ordered that the Court be adjourned until to morrow morning at 9 O'Clock

O. L. Sterling

Wednesday August 21st 1867

Present

O L Sterling P J. George S Christie Wm S Miller } Gent
Peter S Roller and B M Rice } Justices

Ordered On Motion Jason M Bruffy administrator of George Bruffy and it appearing that more than three months has elapsed since the removal of George W Waesche former admr of Charlotte Smith and no one having applied for administration. it is ordered that her estate be committed to the Sheriff of the County for administration and he is so

Richard Jarrold's admr Pltff
vs
Henry Webster's admr &c Defts } In Chancery

On motion of the plaintiff. S W Gamble is assigned as guardian ad litem to the infant defendants, the children of Henry Webster, & filed their answer, and by consent of parties, this cause is referred to a commissioner of this Court. to settle the accounts of A J VanPelt as admr of Senr Henry Webster, that an account may be taken of the debts due by Senr Webster, and of the assetts of his estate including the real estate owned by him at his death, together with any other matters which he may deem pertinant, or any of the parties may require and report to this Court

Daniel Huffman for Pltff
vs
David Sipe Deft } In Debt. upon an Attachment returned executed

It appearing to the Court that the order of publication awarded in this action has been duly executed, and it appearing that the defendant David Sipe is still a non resident, is indebted to the plaintiff in the sum of $81.92. with legal interest on $43. part thereof from the 2nd of March 1861 and on $38.92 the residue thereof from the 18th day of March 1861 till paid. it is ordered that the plaintiff have judgment therefor and for his costs in the action of debt, and the said Attachment, and the Attachment issued in said action of debt, having been returned levied on a tract of six acres of land in Rockingham County, adjoining the lands of R Huffman. Sutler & others, it is ordered that the Officer who levied said Attachment sell and dispose of so much of the Attached property, as will pay this judgment and make return to this Court. But the plaintiff shall not execute this order until he shall give bond with approved security in the sum of $150. before the Clerk of this Court in his Office. such condition to perform such future order as may be made upon the appearance of the said defendant and his making defence

Peter S Roller Pltff
vs
Eli Tutwiler Deft } In Debt. Upon an Attachment returned executed

It appearing to the court that the order of publication awarded in this action has been duly executed and it appearing that the defendant Eli Tutwiler is still a non resident, is indebted to the plaintiff in the sum of $119.25 with interest on $10. part thereof from the 17. Dec$ 1856. on $4.25 dts, other part thereof from the 19th day of Dec$ 1856 on $105. the residue thereof from the 12th day of March 1858 till paid. subject to credits of $ Eighty Seven cents paid Jany 11' 1858 & $65.00 paid July 23$ 1858. and also it is ordered that the plaintiff have judgment therefor and for his costs in the action of debt. and the said Attachment. And the Attachment issued in said action of debt. having been returned levied on a tract of land. containing 93 acres in Rockingham County. adjoining the lands of Reuben Huffman. John Whitmore & others. it is ordered that the Officer who levied said Attachment sell and dispose of so much of the attached property as will pay this judgment and make return to this Court But the plaintiff shall not execute this order until he shall give bond with approved security in the sum of $200. before the Clerk of this Court in his office with condition to perform such future order as may be made upon the appearance of the said defendant and his making defence

Copies for Jno. S Roller 1, 1, 2,

Thomas B Greiner who was committed Jail upon the complaint John Gongever in default of giving security in the sum of fifty dollars for his good behavior. was led to the bar in custody of the jailor and thereupon the said Thomas B Greiner together with Algernon S Gray in open Court severally acknowledged themselves to owe and be indebted to the Commonwealth of Virginia in the sum of fifty dollars each to be levied of their respective goods and chattels. lands & tenements and for the use of the Commonwealth. Yet upon this condition that the said Thomas B Greiner shall keep the peace and be of good behaviour towards all the citizens of this Commonwealth and particularly towards John Gongever for the term of twelve month. then this recognizance to be void otherwise to remain in full force and Virtue

George W Yancey Pltff
vs
Alcinda Bowman Deft } In Assumpsit

This day came the parties by their Attornies and thereupon came a jury to wit Wm H Sites. Henry Hostetler. David Miller James M Sanfley. Wm A Evans. Jackson Martz. J K Harnsberger Frederick Sink. Wm Rodiffer. John K Moore. Wm Roadcloud and John Young who being elected tried and sworn the truth to speak upon the issue joined and having heard the evidence and argument of Counsil retired from the bar to consider of their verdict and after some time returned into Court and upon their oaths do say We the jury find for the Deft and assess her damages at Thirty five dollars' It is therefore considered that the Defendant recover against the plaintiff thirty five dollars the damages aforesaid ~~and the~~ with interest thereon at the rate of six per centum per annum from this day and the costs

by her about her defence in this behalf expended

Jacob Barley for Pltff
vs
A & C Brewer Deft } In Debt

This day came the parties by their Attornies and thereupon came a jury to wit Michael Summers. E R Rush. John Good. A D Heatwole. John May John Grisle. Henry Rife. George Hedrick. Hiram Ronebush. E H B Huffman David M Huffman and E S Peale who being elected tried and sworn the truth to speak upon the issue joined, and not having time to hear the evidence are adjourned until to morrow morning at 9 O'Clock

Ordered that the Court be adjourned until to morrow morning at 9 O'Clock
O. G. Sterling

Thursday August 22nd 1867

Present
O. G. Sterling P.J. George S Christie Wm S Miller } Gent
Peter S Roller and B M Rice } Justices

George McGarvey Pltff
vs } In Assumpsit
Alcinda Bowman Deft

This day came the parties by their attornies and thereupon the defendant moved the Court to set aside the verdict and judgment rendered in this cause on yesterday, which motion the Court ~~sustain~~ overrule

Nathaniel Flook & others Pltff
vs } Upon a Motion
Daniel B Reed ex'or of Isaac Reed Defts

On the Motion of Nathaniel Flook Andrew Heaton & Simon Summers the securities of the said Daniel B Reed in his official ~~in~~ as executor of Isaac Reed dec'd. it is ordered that the said Daniel B Reed be summoned to appear here at the next Term of this Court to shew cause if he can why he shall not be required to give a new bond with new security or have his power and authority as such executor revoked and annulled

Commonwealth
vs } Upon a Rule for absenting himself from the Grand Jury
Harrison Bateman

The defendant appearing in Court was examined on oath and on his motion and for reasons appearing to the Court it is ordered that the said rule be discharged

Jacob Barley for Pltff
vs
Adam H Brewer Deft } In Debt

This day came again the parties by their Attornies and the jury sworn and empannelled on yesterday for the trial of this cause appeared in Court in pursuance to their adjournment, and having heard the evidence and argument of counsil retired from the bar to consider of their verdict, and after same time returned into Court and not being able to agree are adjourned until to morrow morning at 8 O'Clock

Ordered that the Court be adjourned until to morrow Morning at 8 O'Clock
O. C. Sterling

Friday August 23rd 1867

Present
O C Sterling PJ. George S Christie, Wm S Miller, Peter S Roller & B M Rice } Gent Justices

Jacob Barley for Pltff
vs
Adam H Brewer Deft } In Debt

This day came again the parties by their attornies and the jury sworn and empannelled on Wednesday last appeared in Court in pursuance to their adjournment and retired from the bar to consider of their verdict and after some time returned into Court and not being able to agree were adjourned until to morrow morning at 9 O'Clock

Baker & Co Pltffs
vs
Michael H See Deft } In Case

This day came the plaintiffs by their attorney, and neither party requiring a jury the Court proceeded to execute the writ of enquiry and doth ascertain the damages to which the plaintiff is entitled to be $109.81 and the time from which interest thereon shall run to be the 11th day of September 1866 it is therefore considered that the plaintiffs recover against the defendant the said sum of $109.81 with legal interest thereon from the said 11th day of September 1866 till paid and the costs by the plaintiffs about their suit in this behalf expended

Ordered that the Court be adjourned until to morrow morning at 9 O'Clock
O. C. Sterling

Saturday August 24th 1867

Present
O C Sterling PJ. Wm S Miller. P S Roller
B M Rice } Gent Justices

Jandy & Dovel Pltff
vs
George W Harnsberger Deft } In Case

This day came the parties by their attornies, and the defendant files a plea of "Statutes of Limitation" to which the pltff replies generally, and by consent of parties it is ordered that this cause be continued until the next term

James Kenney Trustee for &c Pltff
vs
Jacob P Effinger Deft } Upon a Notice under the acts of assembly staying the collection of debt for a limited period

This day came the plaintiff by his attorney, and it appearing that the defendant hath had legal notice of this motion, and he being solemnly called and not appearing, it is considered by the Court that the plaintiff recover against the defendant the sum of $434,06 with legal interest thereon from this day, and the costs by the plaintiff in this behalf expended

Jesse Ralston Pltff
vs
Jacob P Effinger &c Defts } Upon a Notice for interest, under the provisions of the several acts of assembly, staying the collection of debts for a limited period

This day came the plaintiff by his attorney, and it appearing to the Court that the defts hath had legal notice of this motion, and they being solemnly called not appearing, it is ordered that this cause be placed upon the docket

Same Pltff
vs
Jacob P Effinger Deft } Upon a Notice for interest under the provisions of the several acts of assembly, staying the collection of debts for a limited period

The Same order

Same Pltff
vs
Same Deft } Upon a Notice for interest under the provision of the several acts of assembly, staying the collection of debts for a limited period

The Same order

Eli Miller Pltff
vs
Joshua R Mines & Deft } In Debt

On Motion and for reasons appearing to the court, it is ordered that this cause be continued until the next term at the costs of the plaintiff

Jacob Barley for &c Pltff
vs
Adam H Brewer Deft } In Debt

This day came again the parties by their attornies, and the jury sworn and empannelled on Wednesday last for the trial of this cause appeared in Court in pursuance of their adjournment & retired from the bar to consider of their verdict & after some time returned into Court, and upon their oaths do say "We the jury find for the plaintiff $78.33 cts part of the debt in the declaration mentioned, and find the contract sued upon was a Confederate Contract"

Ordered that Madison Wise be appointed surveyor of precinct No 183 in place of William H Armentrout

Upon the petition of Sarah Steinebuch under the act of the General Assembly passed July 11th 1867. the Commissioners to whom said petition was referred having filed this report and it appearing therefrom that it will require the sum of $100. for the support of the petitioner herself and children and that John Blecker and Peter Blecker are indebted in a sum more than sufficient for that purpose. It is considered by the Court that the said Sarah Steinebuch recover against the said John Blecker & Peter Blecker the said sum of $100. with legal interest thereon from the 13th day of July 1867 till paid and the costs in this behalf expended

Richard Robinson Pltff
vs
Henry McDonnan Deft
} In Case.

This day came the parties by their attornies and thereupon came a jury to wit Jacob Sellers, Wm Rondabush, Wm Rodiffer, Fred K Linhos, Thomas K Harnsberger, John Young, John K Moore, Jackson Hartz, David Miller, Wm A Evans, & Christian Shank and Wm H Sites who being elected tried and sworn the truth to speak upon the issue joined and having heard the evidence retired from the bar to consider of their verdict and after some time returned into Court and upon their oaths do say, "We the jury find for the pltff & assess his damages at Ten dollars" it is therefore considered that the plaintiff recover against the defendant ten dollars the damages aforesaid with legal interest thereon from this day. and the costs by the pltff in this behalf expended

D J Foley & Bro & Co Pltff
vs
John Miswander Deft
} In Case

This day came the pltffs by their attorney and neither party requiring a jury the Court proceeded to execute the writ of enquiry and doth ascertain the damages to which the pltffs are entitled to be $130.16 and the time from which interest thereon shall run to be the 30th day of May 1867. It is therefore considered that the pltff recover against the deft the sum of $130.16 damages with legal interest thereon from the 30th day of May 1867 till paid and the costs by the pltffs in this behalf expended

Same Pltffs
vs
J W Elliott Deft
} In Case

This day came the pltffs by their attorney and neither party requiring a jury the Court proceeded to execute the writ of enquiry and doth ascertain the damages to which the pltffs are entitled to be $219.64 and the time from which interest thereon shall run to be the 22d day of November 1866 It is therefore considered that the pltffs recover against the Deft $219.64 the damages aforesaid with legal interest thereon from the said 22d day of November 1866 till paid and the costs by the pltff in this behalf expended

Wm Snow Pltff
vs
Abraham Good Deft } In Debt upon an attachment.

Wm Sinneweaver who has been duly summoned as a garnishee in this cause appeared in Court and admitted that he was indebted to defendant in a sum sufficient to satisfy the pltffs demand. It is ordered that the said Wm Sinneweaver pay the said sum to the Sheriff of this County who is appointed a special receiver for that purpose, and hold the proceeds subject to the order of this Court

Ordered that the Court be adjourned until Monday Morning at 9 O'Clock
O. A. Sterling

Monday August 26th 1867

Present
O. Sterling P.J. George Christie, Peter S. Roller, Bramwell M. Rice } Gent Justices

Noah A Royer & others Pltffs
vs
Henrietta Royer & others Defts } In Chancery

On Motion of Wm M Maiden Joseph Stover, and Jacob Boyer leave is given said defendants to withdraw from the papers of this cause the original plats filed with their answer in this cause, upon leaving with the Clerk duly attested Copies thereof

Isaac H Baker & others Pltffs
vs
Baker & others Defts } In Chancery

This cause came on to be heard this 26th day of August 1867 upon the papers heretofore read, the proceedings heretofore had, and upon the report of Commissioners M J Mayerhoeffer, George Carpenter, and Henry Carpenter three of the Commissioners appointed by a former decree in this cause to make partition and assign to the seven adult heirs of Samuel Baker dec'd their interest of Seven tenths of the tract of land in the bill mentioned agreeably to the terms of said decree, and was argued by counsel. On consideration whereof it appearing to the Court that in making said partition and assignment the said Commissioners gave to the seven adult heirs of said Samuel Baker to wit Isaac H Baker, Jacob F Baker John Baker, Samuel Baker, Daniel Baker, Elias Pirkey and Susan his wife late Baker, and Conrad Long and Fanny his wife late Baker, 198 1/2 Acres of the land in one body, embracing part of the Erickenbarger land and the whole of the Beard land, and to the three minor heirs of said Samuel Baker, to wit Peter Baker William Baker and Mary Baker 47 Acres of the Home tract which was the remainder thereof after the Widows dow was cut off, it is adjudged ordered and decreed that the said Report of said Commissioners be confirmed and that the partition in manner and form aforesaid made, be held firm and stable, and the Court doth order that the costs of this suit be proportionately borne by the parties thereto, and this cause is dismissed

Wm Minnick &c Pltffs
vs
John W Spitzer &c Defts
} Upon a Notice

On the Motion of the plaintiffs it is ordered that this cause be placed upon the docket

James W Heltzel who was by the last will and testament of Benjamin Rice dec'd recorded in this Court, appointed guardian for John, James and Elizabeth Rice infant children of the said Benjamin Rice who are under the age of 14 years appeared in Court and together with John P Good & Christian Frank his securities (who justified as to their sufficiency) entered into & acknowledged a bond in the penalty of one thousand five hundred dollars conditioned as the law requires

William Woolfrey (use &c Franklin Liskey) Pltff
vs
M J Meyerhoeffer Deft
} In Assumpsit

This day came the parties by their attornies and thereupon came a jury to wit Christian Shank, Wm Ronaldson, Charles R Rush, Frederick Linker, Wm A Evans, John Grile, John Good, A D Heaton, Wm W Bates, David Miller, John May and George Hedrick who being elected tried and sworn the truth to speak upon their issue joined and having heard the evidence upon their oaths do say "We the jury find for the defendant" It is therefore considered that the Defendant recover against Franklin Liskey for whose benefit this suit is endorsed, his costs by him about his defence in this behalf expended

~~The Court did appoint Hannah Fitzsimmons guardian for Patrick, Timothy, Julia and Margaret Shugahue orphans of Timothy Shugahue dec'd who are under the age of fourteen years and thereupon the said Hannah Fitzsimmons appeared in Court and together with John Scanlan her security (who justified as to his sufficiency) entered into & acknowledged a bond in the penalty of five thousand dollars conditioned as the law requires~~

Mrs J J R Keenan who has been duly summoned to appear here as witness on behalf of John Koontz adm'r of Peter Koontz, at the suit of Emily Davis being solemnly called, and not appearing, it is ordered that she be summoned to appear here on the 2nd day of the ~~August~~ Nov term next, to shew cause if any ~~she~~ can why she shall not be fined for her failure aforesaid

Henry Shickel, Abraham Hess and Samuel Miller who have been duly summoned to appear here as witnesses on behalf of Jacob Turner against Henry McDonnan, being solemnly called and not appearing it is ordered that they be summoned ~~as they are not appearing. it is ordered that they be summoned~~ to appear here on Thursday next to shew cause if any they can why they shall not be fined and attached for their failure aforesaid

Samuel H Kauffman Pltff
vs
John H Silbert Deft } Upon an Attachment

This day came the plaintiff by his Attorney and the Attachment in this being returned "Levied" in and the defendant failing to appear and defend the same and the Court being satisfied of the justice of the plaintiffs demand it is considered that he recover against the defendant the sum of One hundred and forty one dollars and twenty five cents with legal interest thereon from day of May 1867 till paid and the costs by the plaintiff in this behalf expended. and it is ordered that the Officer who levied the said Attachment make sale of the attached effects and out of the proceeds of such sale pay and satisfy this judgment, and the surplus (if any) pay to the defendant or such person as may be duly authorized to receive the same & report thereon to the Court

Emily F Davis Pltff
vs
Peter Koontz's admr Deft } In Case

This day came the parties by their Attornies, and on motion and for reasons appearing to the Court it is ordered that this cause be continued until the next term at the costs of the ~~Pltff~~ Deft

Daniel Evans for Pltff
vs
William Beard Deft } In Covenant

This day came the plaintiff by his attorney, and on motion and for reasons appearing to the Court it is ordered that this cause be dismissed

G M Effinger for Pltff
vs
Samuel Burkholder Deft } In Debt

This day came the parties by their Attorney, and on motion and consent of parties it is ordered that this cause be dismissed, and that the Pltff recover against the defendants his costs in this behalf expended

William Sellers for Pltff
vs
Jacob Barley Deft } In Debt

This day came the parties by their attornies and thereupon the question of law arising out of the plaintiffs demurrer to the defts plea of "Render" being argued the Court doth sustain said demurrer and reject said plea, and thereupon the defendant pleaded payment to which the plaintiff replied generally and thereupon came a jury to wit Wm A Evans, John May, Charles R Rush, Jacob Sellers Christian Shank, John Good, Michael Summers, Frederick Sinclair, Henry Rife, Henry Heatwole, Wm Roudabush and James M Sawley who being elected tried and sworn the truth to speak upon the issue joined and having heard the evidence retired from the bar to consider of their verdict and after some time returned into Court & upon their oaths do say "We the jury find for the plaintiff the debt in the declaration mentioned with interest from this date Aug 26 "1867" It is therefore considered that the Pltff recover against the defendant one hundred and fifty dollars the debt in the

declaration mentioned with legal interest thereon from this day, and the costs by the plaintiff in this behalf expended

Absent. Geo S Christie Gent Justices

Nathaniel Flook Pltff
vs
Adam H Brewer Deft } In Case

This day came the parties by their attornies and thereupon the defendant pleaded non assumpsit to which the pltff by his attorney replied generally and thereupon came a jury to wit A D Hearold John Young Wm H Sites. George Hedrick. E S Peale. David Miller. Wm Rodiffer Jackson Martz. John Grile. John Moore. Franklin Hughes. & Richard Gray who being elected tried and sworn the truth to speak upon the issue joined and not having time to hear all the evidence, are adjourned until to morrow morning at 9 O'Clock

Ordered that the Court be adjourned until to morrow morning at 9 O'Clock
O. C. Sterling

Tuesday August 27. 1867

Present
O C Sterling PJ. Wm S Miller. Peter S Roller } Gent
B M Rice } Justices

Ordered that the agent of this County cause six of the arm'd Chairs now in the Court House to be repaired and chairs placed upon them therein, for the use of the Court & Clerk

J R Kegler Pltff
vs
J J Frank & Henry A Rhodes Defts } In Debt upon a warrant removed from before a justice of the peace

This day came the pltff by his attorney, and on his motion it is considered that the pltff recover against the Defts $125.00 Debt with legal interest thereon from 1st day of January 1866 till paid, and the costs by the pltff in this behalf expended this judgment is subject to credits of $84.40 & $27.37 of date Sept 10 1866

George Rader's adm'rs Pltff
vs
J S Pennybacker & others Defts } In Chancery

This cause came on to be again heard this 27th day of August, in the year 1867. by consent of parties upon the papers heretofore read, the proceedings heretofore had, and upon the Petition of the defendants Davis Shirkey and Henry L Shouse for a rehearing of said cause, and setting aside the decree rendered in this cause by this Court at its last July term, directing a sale of the land in the bill mentioned and the payment to Mrs Nancy Rader and her two daughters of the moneys in said decree mentioned, and was argued by Counsel, upon consideration whereof the Court is of opinion that said decree of July 1867, is erroneous and ought to be set aside. It is therefore adjudged ordered and decreed, that the said decree of July 1867. be set aside and annulled and that this cause and the proceedings therein, stand and remain as if the said decree had never been made

Ordered that Wm H Effinger attorney for the Commonwealth be allowed twenty dollars for four case of Misdemeanor tried and disposed of at this term (see Acts of 1866-67- page 910)

John Cook's admrs for Pltffs
vs
Simeon B Jennings Deft } Upon a Notice to recover interest under the provisions of the several acts of the General Assembly of Virginia staying the collection of debts for a limited period

This day came the plaintiffs by their attorney and it appearing that the deft hath had legal notice of this motion and he being solemnly called and not appearing, it is considered that the plaintiffs recover against the deft the sum of $69.50 one years interest on the amount due from the deft to pltffs with legal interest thereon from this day, and the costs by the pltff in this behalf expended

Ordered that Maguis & Kelly be allowed the sum of Twenty dollars for repairs done to the jail of this Court, in lieu of ~~five~~ dollars heretofore allowed

D H & L Martz Pltff
vs
Garner Mefick Deft } Upon a Notice to recover interest under the provisions of the several acts of the General Assembly of Virginia staying the Collections of debts for a limited period

This day came the pltff by his attorney and it appearing that the deft hath had legal notice of this motion, and he being solemnly called and not appearing, it is considered that the pltff recover against the deft $25.70, one years interest on the amount due from the deft to the pltff, with legal interest thereon from this day and the costs by the pltff in this behalf expended

On the Motion of Susan Breeden who hath filed her bill and made oath thereto according to law an injunction is awarded her until the further order of this Court to restain Lafayette Williams administrator of the personal estate of William Breeden dec'd- from proceeding to take possession of or make or offer for sale so much of the estate of his intestate as is exempted by law for the use of a head of a family or any part of said intestates personal estate that belonged to Susan Breeden before her marriage with the said William Breeden and now remains in kind in the possession of the said Susan Breeden. But the effect of this injunction is suspended until the said Susan Breeden or some one for her shall enter into bond with sufficient security in the penalty of $200 00 conditioned as the law requires, and thereupon the said Susan Breeden appeared in Court ~~and~~ together with Allen P Lamb her security (who justified as to his sufficiency) entered into and acknowledged a bond in the penalty of $200. with conditions as required by the foregoing order

Nathaniel Slook Pltff
vs
Adam H Brewer Deft } In Case

This day came again the parties by their attornies and the jury summoned and empannelled on yesterday for the trial of this cause appeared in

to their adjournment
Court in pursuance, and having heard the evidence, retired from the bar to consider of their verdict and after some time returned into Court and upon their oaths do say. "We the Jury find for the plaintiff and assess his damages at forty five dollars" It is therefore considered that the plaintiff recover against the defendant the sum of forty five dollars the damages aforesaid with legal interest thereon from this day, and the costs by the plaintiff about his suit in this behalf expended

Charles Tridley Pltff
vs
George W Hogan Deft } In Debt

This day came the parties by their attornies and thereupon came a jury to wit. Michael Summers, Jacob Sellers, James H Sarkins, Henry J Rife, John May, Wm Ronalush, Frederick Linehos, John Good, James M Sawley, Christian J Shank, Wm A Evans and John K Moore who being elected tried and sworn the truth to speak upon the issue joined, and not having time to hear all the evidence were adjourned until to morrow morning at 9. O'Clock

Ordered that the Court be adjourned until to morrow morning at 9 O'Clock
O. B. Sterling

Wednesday August 28th 1867

Present
O B Sterling P.J. George S Christie, Wm S Miller, Peter S Roller and B M Rice } Gent Justices

Joseph D Price produced in Court a Commission under the Seal of the Commonwealth of Virginia, signed by the Governor of Virginia, and bearing date on the 26th day of August 1867. by which he is appointed a Notary Public in and for the County of Rockingham, and thereupon the said Joseph D Price together with William H Rodiffer & Solomon P Reamer his securities entered into and acknowledged a bond in the penalty of five hundred dollars, conditioned as the law requires, which bond is ordered to be recorded and a copy thereof certified to the Auditor of Public accounts, and thereupon the said Joseph D Price took the several oaths required by law

Jacob Cline and wife vs Henry Miller & Notice prived and execution awarded

Upon the petition of Jacob Wease & others for the establishment of a road in this County, it appearing that the Viewers heretofore appointed decline to act, It is ordered that said petition be referred to Adam Long, Jackson Life and Samuel Linsamoser to be acted and reported upon according to law

Michael H Brake & others Pltff
vs
H Mettig & others Deft } Upon a Motion
On Motion and for reasons appearing to the Court it is ordered that this cause be placed upon the docket and continued until the next term

Upon the petition of James H Larkins for the establishment of a road in this County, the Viewers heretofore appointed this day filed their report, and on the motion of the petitioner it is ordered that Henry Kisling, George Hearick Kate Haines and Peter Sellers the land holders through whose land the the said road is proposed to be conducted, be summoned to appear here on the first day of the next term of this Court to shew cause if any they can why the said road shall not be opened and established according to law

V
4t.

The Court doth appoint Hannah Fitzmorris guardian for Patrick, Timothy Julia and Margaret Shugahue Orphans of Timothy Shugahue dec'd. who are under the age of fourteen years of age and thereupon the said Hannah Fitzmorris appeared in Court and together with John Scanlon her security (who justifies as to his sufficiency) entered into and acknowledged a bond in the penalty of five thousand dollars, conditioned as the law requires

The Last Will and Testament of Jacob R Brathwaite dec'd. was presented in Court and proved by the oaths of Robert Bauman and Wm M'K Hartmann two of the subscribing witnesses thereto and ordered to be recorded. and thereupon Wm M'K Hartmann and Joseph P Hoyde the executors therein named refused to take upon themselves the burthen of the execution of the said Will. and on the Motion of Arabella H Brathwaite who made oath thereto according to law and together with Robert Bauman and William M'K Hartmann her securities (who justified as to their sufficiency) entered into and acknowledged a bond in the penalty of five hundred dollars conditioned as the law requires, a certificate is granted her for obtaining letters of Administration with the Will annexed of the said Jacob R Brathwaite dec'd—

Jacob Barley for — Pltff
vs
A H Brewer — Deft
} In Debt

This day came again the parties by their attornies, and thereupon the pltff moved the Court to set aside the verdict in this cause, on the ground that it was contrary to the evidence, which being argued, the Court on consideration doth sustain said motion, and doth set aside said verdict and grant the pltff a new trial, upon the condition that he pay the costs of this trial

Charles Tidley — Pltff
vs
George W Hogan — Deft
} In Debt

This day came again the parties by their attornies and the jury sworn and empannelled on yesterday for the trial of this cause appeared in Court in pursuance to their adjournment and having heard the evidence retired from the bar to consider of their verdict and after some time returned into Court and upon their oaths do say, "We the jury find for the plaintiff $141.17 with interest from the 18th day of September 1862 till paid" It is therefore considered that the plaintiff recover against the defendant the said sum of $141.17 with legal interest thereon from the 18th day of September 1862 till paid and the costs by the pltff in this behalf expended

Absent B M Rice & Wm S Miller Gent Justices

Martha Rice Pltff
vs
John A Fishback Deft } In Debt

This day came the parties by their attornies and thereupon came a jury to wit A D Heaturle, Wm Rodiffer, John Young, Jackson Martz, E S Peale, David Miller, L R Rush, George Hedrick, Henry Heaturle, Geo W Adams, John W Glover, and Franklin Hughes, who being elected tried and sworn the truth to speak upon the issue joined, and having heard the evidence retired from the bar to consider of their verdict, and after some time returned into Court, and upon their oaths do say, "We the jury find for the plaintiff eighty four dollars and twenty cents". It is therefore considered that the plaintiff recover against the defendant the said sum of eighty four dollars and twenty cents with legal interest thereon from this day, and the costs by the pltff in this behalf expended

Present B M Rice & Wm S Miller Gent Justices

Josiah Turner Pltff
vs
Jacob Shoupe's admr Deft } In Case

On Motion and for reasons appearing to the Court it is ordered this this cause be continued until the next term at the costs of the defendant

John Wolfe Pltff
vs
Alfred Sprinkel Deft } In Case

On Motion and by consent it is ordered that this cause be revived and proceed in the name of Arthur S & Sprinkel executor of the deft Alfred Sprinkel, and thereupon the deft by his Attorney pleaded "Not Guilty" to which the pltff replied Generally, and the trial of the issue is deferred until the next Term

J P Effinger Pltff
vs
G W Hogan Deft } Upon a warrant

On Motion and for reasons appearing to the Court it is ordered that this cause be continued until the next term at the costs of the plaintiff

Abraham Earley Pltff
vs
Robert Landes & Defts } In Case

This day came the parties by their attornies and thereupon came a jury to wit Christian F Shank, John Moore, Jackson Martz, J[redacted]t Moore, James M Sanfley, Wm A Evans, Wm Ronadrush, John Good, George Hedrick, L R Rush John Young and E S Peale who being elected tried and sworn the truth to speak upon the issue joined and not having time to hear all the evidence are adjourned until tomorrow morning at 9 O'Clock

Ordered that the Court be adjourned until tomorrow morning at 9 O'Clock

O. C. Sterling

Thursday August 29th 1867

Present

Ob Sterling PJ. Lee & Christie Mem & Miller } Gent Justices
BM Rice

Nathaniel Slook Pltff
vs
Adam H Brewer Deft } In Case

This day came the parties by their attornies and thereupon the deft by his attorney moved the Court to set aside the verdict and judgment rendered in this cause on Monday last. which Motion the Court doth overrule

H Jonette Gray Pltff
vs
David S Jones Deft } Upon a Notice for interest &c

On Motion of the plaintiff it is ordered that this cause be placed upon the docket

B F Walker Pltff
vs
Moses Lawson Deft } Upon a Notice for interest under the provisions of the several acts of the General Assembly of Virginia, staying the collections of debts for a limited period

This day came the plaintiff by his attorney and it appearing that the deft hath had legal notice of this motion and he being solemnly called came not appearing. it is considered that the pltff recover against the deft $27.00 that being one years interest on the amount due from the ~~Deft~~ to the pltff. with legal interest thereon from this day and the costs by the pltff in this behalf expended

R S Harnsberger for &c Pltff
vs
S Blair D Kirtley's admr Deft } Upon a Notice for interest under the provisions of the several acts of the General Assembly of Virginia, staying the collection of debts for a limited period

This day came the pltff by his attorney and it appearing that the deft hath had legal notice of this motion and she being solemnly called came not appearing. it is considered that the pltff recover against the deft the sum of $31.80. that being one years interest on the amount of the pltffs judgment against the defendant. with legal interest thereon from this day, and the costs by the pltff in this behalf expended

Same Pltff
vs
R D Jennings' admr Deft } Upon a Notice for interest under the provisions of the several acts of the General Assembly of Virginia, staying the collection of debts for a limited period

This day came the pltff by his attorney, and it appearing that the deft hath had legal notice of this motion and he being solemnly called and not appearing. it is considered that the plaintiff recover against the defendant the sum of $30.00 it being one years interest on the plaintiffs judgment against the defendant. with legal interest thereon from this day. and the costs by the plaintiff about his motion ~~in~~ this behalf expended

John Wolfe Pltff
vs
Alfred Sprinkel's adm'r Deft } In Case

This day came again the parties by their attornies and it appearing to the Court that the plaintiff is not a resident of this state. it is ordered that unless the pltff or some one for him shall give security for all costs fees and damages as may be incurred by the defendant and the officers of this Court on or before the Nov. Term of this Court. this cause shall be dismissed.

Daniel Miller & Co Pltffs
vs
Franklin Pierce Defts } In Case

This day came the pltffs by their attornies and the deft being ~~[illegible]~~ summoned and not appearing. and neither party requiring a jury. the Court proceeded to execute the writ of enquiry. and from satisfactory evidence the court doth ascertain the damages to which the pltffs are entitled to be $199.97 with legal interest thereon from the 30th day of October 1865 till paid. and the costs by the plaintiff in this behalf expended. and it is ordered that the Sheriff who was appointed special receiver in this cause under an order made at a former term upon the attachment issued in this cause. pay over the amount collected by him to the plaintiffs or their attorney

The Rule made on Monday last against Henry Shickle for failing to attend as a witness on behalf of Jacob Turner against Henry McDonnah being returned executed. and he being solemnly called and not appearing on the Motion of the said Jacob Turner by his attorney is made absolute. and it is ordered that an attachment be issued against the said Henry Shickle for his said contempt returnable here on Monday next

Abraham Earley Pltff
vs
Robert Landes &c Defts } In Case

This day came the parties by their attornies. and the jury sworn and empannelled on yesterday for the trial of this cause appeared in Court in pursuance to their adjournment and having heard the evidence and argument of counsil. retired from the bar to consider of their verdict and after some time returned into Court and upon their oaths do say We the jury find the defendants not guilty It is therefore considered that the defendants recover against the plaintiff their costs about their defence in this behalf expended.

B J Brockover Pltff
vs
Isaac Pare Deft } In Debt

This day came the parties by their attornies. and by consent it is ordered that this cause be removed to the Circuit Court of this County for trial

On the motion of James Steele, it is ordered that the estate of Samuel Miller be committed to the Sheriff of this county for administration according to law

Absent B M Rice Gent Justice

John P Swank Pltff
vs
Joseph Weaver Deft
} In Assumpsit

This day came the parties by their attornies and thereupon came a jury to wit Henry J Rife, A D Heatwole, Frederick Linehos, Michal Summers, John Grice, David Miller, John May, Wm Rodiffer, Wm H Sites, Jacob Sellers, Benj Trumbo and Abraham S Byrd who being elected tried and sworn the truth to speak upon the issue joined and having heard the evidence retired from the bar to consider of their verdict and after some time returned into court and upon their oaths do say "We the jury find for the plaintiff one hundred dollars with interest from the 12th day of April 1866". It is therefore considered that the pltff recover against the deft one hundred dollars with legal interest thereon from the said 12th day of April 1866 till paid, and the costs by the pltff about his suit in this behalf expended

Ordered that the Court be adjourned until to-morrow morning at 9 O'Clock

O. C. Sterling

Friday August 30th 1867

Present

O C Sterling P J, Wm S Miller, B M Rice, Peter S Roller & George S Christie } Gent Justices

Abraham Earley Pltff
vs
Robert Landes &c Defts
} In Case

This day came again the parties by their attornies and thereupon the pltff moved the Court to set aside the verdict and judgment rendered in this cause, on consideration the Court doth overrule said motion

Wm White ——— Pltff
vs
James H Cook &c Defts
} In Debt

This day came the parties by their attornies and it appearing to the satisfaction of the Court that the plaintiff is not an inhabitant of this state, on the motion of the defendants by their attorney it is ordered that this suit be dismissed at the next term, unless security for the payment of all such costs and damages as may be awarded the defts, and also of the fees which will become due from the pltff to the officers of this Court, be given within sixty days from this time, and thereupon John Cleveland came into Court and undertook for the plaintiff, that he will satisfy and pay all such costs and damages as may be awarded to the defts, in case the said plaintiff

shall be cast in this suit and pay all the fees which will become due from him to the Officers of this Court or that he the said John Donovan will satisfy and pay those costs damages and fees for him. and thereupon on Motion of the defendants the trial of this Cause is defered until the next term at their costs and by Consent of parties it is ordered that this cause be removed to the Circuit Court of this County for trial

James A Campbell Pltff
vs
E J Sullivan Deft
} In Debt

This day came the parties by their Attornies and on the motion of the defendant and for reasons appearing to the Court it is ordered that this Cause be continued until the next term at the Costs of the defendant and by Consent of parties it is ordered that this cause be removed to the Circuit Court of this County for trial

Wm P Richards Pltff
vs
Lewis F Gaither Deft
} In Case

This day came the parties by their Attornies and by Consent it is ordered that this Cause be dismissed

James A Campbell Pltff
vs
Franklin Whitmore & Abner Hollopeter Deft
} In Debt

This day came the parties by their Attornies and thereupon the defendant with drew his plea and Confessed judgment for the debt in the declaration mentioned with interest and costs. It is therefore considered that the pltff recover against the deft 400.00 the debt in the declaration mentioned with legal interest thereon from the 2nd day of April 1863 till paid. and the costs by the pltff about his suit in this behalf expended

Same Pltff
vs
Same Deft
} In Debt

This day came the parties by their Attornies and thereupon the defendant with drew his plea and Confessed judgment for the debt in the declaration Mentioned with interest and costs it is therefore considered that the plaintiff recover against the defendant $500.00 the debt aforesaid with legal interest thereon from the 5th day of May 1863 till paid and the costs by the pltff about his suit in this behalf expended

Wm Trunk Pltff
vs
Benjamin Trumbo Deft
} In Covenant

This day came the parties by their attornies, and thereupon came jury to wit. John Young, Wm A Evans, Wm H Sites, Jackson Mantz, David Miller Jas H Larkins, Henry Heaturde, John K Moore, Jacob Selley, Christian D Shank Michael Summers, & Jas M Sandfoss who being elected tried and sworn the truth to

speak upon the issue joined and having heard the evidence retired from the bar to consider of their verdict and after some time returned into court and upon their oaths do say we the jury find for the plaintiff and assess his damages at One hundred and forty five dollars. and thereupon the defendant by his attorney moved the court to set aside the said verdict on the ground that it was contrary to the evidence, which motion the court doth overrule. It is therefore considered that the pltff recover against the defendants the sum of $145 the damages aforesaid with legal interest thereon from this day, and the costs by the pltff in this behalf expended

John Sowder Pltff
vs
Samuel Fuller's admrs Deft
} In Assumpsit

This day came the parties by their attornies, and the deft by his attorney withdrew his plea and by consent, it is considered that the pltff recover against the defendant the sum of $504.42 damages with legal interest thereon from the 22d day of November 1859 till paid and the costs by the pltff in this behalf expended to be levied of the goods and chattels ~~which were~~ of Samuel Fuller dec'd when assets comes to the hands of his administrator, ~~to be administered~~

Clinton Clapp Pltff
vs
Wm Lee Deft
} Release

This day came the parties by their attornies and by consent it is ordered that this cause be dismissed, and that the deft recover against the pltff his costs about his defence in this behalf expended

Catharine Kirtley Pltff
vs
Aly Sigler &c Deft
} In Debt

This day came the parties by their attornies and on motion and for reasons appearing to the court it is ordered that this cause be continued until the next term at the costs of the deft

Reubin Kite who has been duly summoned to appear here as a witness on behalf of Aly Sigler &c at the suit of Catharine Kirtley being solemnly called and not appearing, it is ordered that he be summoned to appear here on the fourth day of the November term next of this court to shew cause if any he can why he shall not be fined and attached for his failure aforesaid

B F Walker for Pltff
vs
Jacob Miller &c Deft
} In Debt

This day came the parties by their attornies and the deft by his attorney filed a special plea to which the pltff replies generally and on Motion of the defendant the trial of the issue is deferred until the next term at the costs of the deft

John L Morrison Pltff
vs
Wm C Donnell & Deft } In Covenant

This day came the parties by their attornies and on motion & for reasons appearing to the Court it is ordered that this cause be remanded to rules

John A Short for & Pltff
vs
John Wolfley Deft } In Debt

This day came the parties by their attornies and by consent of parties by their attornies all matters in dispute was submitted to the Court and witnesses being sworn and examined it is considered by the Court that the plaintiff recover against the defendant $66.66 with legal interest thereon from the 16 day of September 1805 till paid and the Costs by the pltff in this behalf expended

Adam Reader for Pltff
vs
Abraham Hupp's admrs Defts } In Debt

This day came the parties by their Attornies and thereupon came a jury to wit John Good Wm Ronaldson Wm Rodiffer Charles R Rush Frederick Linehos Henry J Rife A D Heaturle John L Moore John May Christian Grandle Abraham S Byrd and John Grile who being elected tried and sworn the truth to speak upon the issue joined and having heard the evidence and argument of counsel retired from the bar to consider of their verdict after some time returned into Court and ~~they~~ being able to agree are adjourned until to morrow morning at 9 O'Clock

Same for Pltff
vs
Same Deft } In Debt

This day came the parties by their attornies and thereupon came a jury to wit John Good Wm Ronaldson Wm Rodiffer Charles R Rush Frederick Linehos Henry J Rife A D Heaturle John L Moore John May Christian Grandle Abraham S Byrd and John Grile who being elected tried and sworn the truth to speak upon the issue joined and having heard the evidence and argument of counsel retired from the bar to consider of their verdict after some time returned into Court and ~~they~~ being able to agree are adjourned until to morrow morning at 9 O'Clock

Philip Kenty Pltff
vs
George W Sanford & Defts } In Covenant

This day came the parties by their attornies and the ~~Defts~~ demurrer to the defts special plea of limitation being argued the Court doth overrule said demurrer and admit the plea

Ordered that the Court be adjourned until to morrow morning at 9 O Clock

O. B. Sterling

Saturday August 31st 1867

Present

Ol Sterling P.J. George S Christie. Wm S Miller } Gent
Peter S Roller and B M Rice } Justice

Wm M Flick Pltff
vs
Solomon Shepp Deft } Upon a Notice for interest under the several acts of the General assembly of Virginia staying the collections of debts for a limited period

On Motion it is ordered that this cause be placed upon the docket

Harriet S Dinkel's admrs Pltff
vs
John Wiswander Deft } Upon a Notice for interest under the several acts of the General assembly of Virginia staying the collection of debt for a limited period

This day came the pltff by his attorney and it appearing that the deft hath had legal notice of this motion and he be solemnly called and not appearing it is considered by the Court that the pltff recover against the deft the sum of $36.66 that being one years interest on the amount due from the pltff to the deft. with legal interest thereon from this day till paid and the costs by the pltff in this behalf expended

Anna Blosser's admrx Pltff
vs
John Wiswander Deft } Upon a Notice for interest under the several acts of the General assembly of Virginia staying the collection of debts for a limited period

This day came the pltff by his attorney and it appearing that the deft hath had legal notice of this motion and he being solemnly called and not appearing it is considered that the pltff recover against the deft $31.64 that being one years interest on the amount due from Deft to Pltff. with legal interest thereon from this day till paid and the costs by the pltff in this behalf expended

Harriet Warren Pltff
vs
Reubin Coffman Deft } Upon a Notice for interest under the several acts of the General assembly of Virginia staying the collection of debts for a limited period

This day came the pltff by his attorney and it appearing that the deft hath had legal notice of this motion and they being solemnly called and not appearing it is considered that the pltff recover against the deft $42.00 that being for one years interest on the amount due from the deft to the plaintiff, with legal interest thereon from this day till paid, and the costs by the pltff in this behalf expended

John W Abbott Pltff
vs
John C Morrison Deft } AB

This day came the parties by their attorneys and the deft by his attorney pleased not Guilty & filed a general demurrer to the pltffs declaration to which the pltff replied generally & thereupon the writ of enquiry & judgment obtained in the office is set aside

John Haga Pltff
vs
Gideon B Reed Deft } In Trover

This day came the parties by their attornies and the deft pleaded not Guilty to which the pltff replies generally and thereupon the writ of Enquiry and judgment obtained in the office is set aside and the trial of the issue is deferred until the next term

Same Pltff
vs
Same Deft } In Assumpsit

This day came the parties by their attornies and the deft pleaded ~~not Guilty~~ Assumpsit to which the pltff replies generally and thereupon the writ of Enquiry and judgment obtained in the office is set aside and the trial of the issue is deferred until the next term

Peter Kontz's admrs Pltff
vs } In Assumpsit
George Sawsley Deft
The Same order

James A Wilson & Co Pltff
vs } In Assumpsit
Samuel M Bowman Deft
The Same order

Andrew J VanPelt Pltff
vs } In Assumpsit
Thomas Harrison's Exr Deft
The Same Order

Wm H Maesche Pltff
vs } In Case
Wm Peters Deft
The Same Order

Mary Miller Pltff
vs } In Assumpsit
Manasses Blackburn Deft
The Same order

Linton & Sarnott Pltff
vs } In Assumpsit
Isaac Paul & Sons Deft The Same Order

James G Rogers Pltff
vs } In Case
S M Dold Deft
The Same order

Nelson Shrinke — Pltff
vs
Louisa P E Bryan — Deft
} In Debt

This day came the parties by their attornies and the defendant by her attorney pleaded payment to which the pltff replies generally and leave is reserved to the defendant to file special pleas and thereupon the judgment obtained in the office is set aside and the trial of the issue is deferred until the next term

Dana Hedsinger — Pltff
vs
Samuel J Shank & — Defts
} In Debt
The same order

Same — Pltff
vs
Same — Deft
} In Debt
The same order

Same — Pltff
vs
Same — Deft
} In Debt
The same order

Same — Pltff
vs
Jacob Shank & — Deft
} In Debt
The same order

Same — Pltff
vs
Samuel J Shank & — Defts
} In Debt
The same order

U H Lamson — Pltff
vs
John Doffermoyer — Deft
} In Debt
The same order

R M Kyle's ex'ors — Pltff
vs
John McMore — Deft
} In Debt
The same order

Abraham Simmers — Pltff
vs
John Shutter's ad — Deft
} In Debt
The same order

Same — Pltff
vs
Same — Deft
} In Covenant
The same order

John L Scott Jor &c. Pltff
vs
Philip P Pharis Jr Deft } In Debt

This day came the parties by their attornies and the deft by his attorney pleaded payment to which the pltff replies generally and thereupon the jury ~~[illegible]~~ ~~[illegible]~~ ~~[illegible]~~

Coffmans & Bruffy Pltff
vs
Joshua Jennings & Defts } In Debt

This day came the plaintiffs by their attorney, and the defendants withdrawing their former pleas say nothing in bar or preclusion of the plaintiffs action whereby the plaintiffs therein against them remain altogether undefenced Therefore it is considered by the Court that the plaintiff recover against the defendants the sum of $200 cts the debt in the declaration mentioned with legal interest thereon from the 23d day of April 1866 till paid, and one dollar and eighty five cents charges of protest, and the costs by the pltffs in this behalf expended

Mayer & Bro Pltffs
vs
Lewis F Mayerhoeffer Deft } In Assumpsit

This day came the plaintiffs by their attorney, and neither party requiring a jury the Court proceeded to execute a writ of enquiry, and doth ascertain the damages to which the pltffs are entitled to be 101.02 and the time from which interest thereon shall run to be the 13th day of October 1859 It is therefore considered that the pltff recover against the deft the said sum $101.02 with legal interest thereon from the 13th day of October 1859 till paid and the costs by the plaintiff in this behalf expended

Adam Racer (for John Silbert) Pltff
vs
Abraham Hauch's adm'rs Deft } In Debt

This day came the parties by their attornies and the jury sworn & empannelled on yesterday for the trial of this cause appeared in Court and retired from the bar to consider of their verdict, and after some time returned into Court and upon their oaths do say "We the jury find for the plaintiff three hundred and thirty dollars with interest from the 1st of April 1866 till paid part of the debt in the declaration mentioned" It is therefore considered that the pltff recover against the deft the sum of $330.00 aforesaid with legal interest thereon from the said 1st day of April 1866 till paid, and the costs by the plaintiff in this behalf expended

Same (for John H Silbert) Pltff
vs
Same Deft } In Debt

This day came the parties by their attornies and the jury sworn and empannelled on yesterday for the trial of this cause appeared in Court in pursuance to their adjournment and retired from the bar to consider of their verdict and after some time returned into Court and upon their oaths do say, "We the jury find for the plaintiff six hundred and sixty dollars with interest on $330 cts from the 1st April 1864 till paid & interest on $330 from 1st April 1865 till paid part of the debt in the declaration mentioned" It is therefore considered that the pltff recover against the deft the said $660 cts with legal interest on $330 part thereof from the 1st day of April 1864 & on $330 the residue thereof from the 1st day of April 1865 till paid, and the costs by the plaintiff in this behalf expended

Wm H & Abraham Michael pr Pltffs
vs
John W Whitmore Senr Deft
} In Covenant

This day came the pltffs by their attorney and neither party requiring a jury, the Court proceeded to execute the writ of enquiry and doth ascertain the damages to which the pltffs are entitled to be $32.02 and the time from which interest thereon is to be the 15th day of August 1867 It is therefore considered that the pltffs recover against the defendant the said sum of $32.02 with legal interest thereon from the said 15th day of August 1867 till paid and the costs by the pltffs in this behalf expended

On the Motion of James L Keltzer who made oath thereto according to law and together with Christian Funk his security (who justified as to his sufficiency) entered into and acknowledged a bond in the penalty of One thousand dollars conditioned as the law requires a certificate is granted him for obtaining letters of administration in due form upon the estate of Vina Robinson dec'd

Ordered that Peter Paul, John Wisert and Peachy Wine after being first duly sworn for that purpose do appraise the estate of Vina Robinson dec'd and report thereon to the Court according to law

Wm Minnick pr Pltff
vs
G W Shewalter Deft
} In Debt

This day came the parties by their attornies and thereupon came a jury to wit Jacob Sellers, Wm Ronadebush, John Young, Charles R Rush, Michael Summers, Wm A Evans Wm Radiffer, James M Sawfley, Christian F Shank, Jackson Martz David Miller and James H Larkins who being elected tried and sworn the truth to speak upon the issue joined, and having heard the evidence retired from the bar to consider of their verdict and after some time returned into Court and upon their oaths do say "We the jury find for the plaintiff forty six dollars" It is therefore considered that the plaintiff recover against the defendant the said sum of $46.00 with legal interest thereon from this day till paid and the costs by the plaintiff in this behalf expended

Joseph Ranadle Pltff
vs
Abraham Armentrout Deft
} In Trespass

On Motion and for reasons appearing to the Court it is ordered that this cause be continued until the next term at the costs of the plaintiff

George Kanicofe Pltff
vs
James Patterson Deft
} In Assumpsit

This day came the parties by their attornies and by consent it is ordered that this cause be dismissed

Elijah Dudley &c — Pltff
vs
Wm B Yancey's adm'rs — Deft
} In Debt

This day came the parties by their attornies and by consent it is considered that the pltff recover against the deft $417.91 the debt in the declaration mentioned with legal interest from the 24th day of April 1857 till paid and the costs by the pltff in this behalf expended. this judgment is subject to a credit of $50 paid Jany 29. 1860 execution upon this judgment is not to be levied until a petn comes to the hands of the adm'rs to be administered

Garret T Hopkins &c — Pltff
vs
A J Johnson — Deft
} In Debt

On Motion and for reasons appearing to the Court it is ordered that this cause be dismissed

Same — Pltff
vs
S P H Miller — Deft
} In Debt

The same order

John L Moore — Pltff
vs
John McWhorter — Deft
} In Debt

The same order

Cornelius Doll — Pltff
vs
George W Hogan — Deft
} In Covenant

This day came the plaintiff by his attorney and neither party requiring a jury, the Court proceeded to execute the writ of enquiry and doth ascertain the damages to which the pltff is entitled to be $64.00 and the time from which interest thereon shall run to be the 30th day of December 1865. It is therefore considered that the plaintiff recover against the deft the sum of $64.00 with legal interest thereon from the 30th day of December 1865 till paid, and the costs by the pltff about his suit in this behalf expended

Joseph Byerly's ex'rs &c — Pltff
vs
G W Berlin — Deft
} In Covenant

This day came the parties by their attornies, and the deft withdrew his plea, and by consent it is considered that the pltff recover against the deft the sum of $279.36 with legal interest thereon from the 21st day of February 1866 till payment, and the costs by the plaintiff about his suit in this behalf expended. it is understood and agreed between the parties to this suit that no execution is to issue on this judgment, is to be placed in the hands of the Sheriff for collection until after the November Term next of this court

Granville Eastham Pltff
vs
J M Gordon Deft } In Covenant

This day came the parties by their attornies, and by consent it is considered that the pltff recover against the Deft the sum of $292.50 with legal interest thereon from the 16th day of May 1865 till paid, and the costs by the plaintiff in this behalf expended

Harriet Krontz Pltff
vs
John Krontz Deft } In Covenant

This day came the parties by their attornies and the defendant pleaded that "Covenants performed" to which the pltff by her attorney replied generally, and thereupon the writ of Enquiry and judgment obtained in the Office is set aside and the trial of the issue deferred until the next term

J M Hoggett Pltff
vs
Robert Algray Deft } In Covenant

The same order

S A Coffman for Pltff
vs
Washington Swink Deft } In Debt

This day came the parties by their attornies, and the deft by his attorney pleaded payment and leave is reserved to him to file special pleas

Henry H Peck & wife Pltff
vs
Joseph Byrd Deft } In Debt

This day came the parties, and thereupon the deft with drew his plea, and confessed judgment for $431.42 the debt in the declaration mentioned with legal interest thereon from the 12th day of March 1860. It is therefore considered that the pltff recover against the deft the said sum of $431.42 with legal interest thereon from the said 12th day of March 1860 till paid and the costs by the pltff in this behalf expended. This judgment is subject to a credit of $25.88 one years interest of date March 12th 1860

John A Fishback Pltff
vs
James F Lowman Deft } Slander

This day came the parties by their attornies and the deft by his attorney pleaded Not Guilty and Statutes of Limitation, to which the plaintiff replied generally; and thereupon the writ of enquiry and judgment obtained in the office is set aside and the trial of the issue is deferred until the next term

Robert Bryan vs J W Zirkle In Debt Continued until the next term

S J Harnsberger's Committee Pltff
vs
S P H Miller Deft } In Debt

This day came the parties by their attornies and the deft by his attorney pleaded payment and filed an account of offsetts which he desires to prove upon the trial of this cause to which the plaintiff replies generally and thereupon the judgment obtained in the office is set aside and the trial of the issue is deferred until the next Term

George Sawcett for Pltff
vs
Strother Bright Deft } In Debt

This day came the parties by their attornies and the deft by his attorney pleaded payment to which the pltff replied generally and leave is reserved to the defendant to file special pleas, and thereupon the judgment obtained in the office is set aside and the trial of the issue deferred until the next Term

Henry J Showalter Pltff
vs
Samuel Carpenter Deft } In Debt

The Same order

David H Fletcher Pltff
vs
G W Yancey Deft } In Debt

The Same order

Lofflands & Conger Pltffs
vs
Joseph Kavanaugh & Co Defts } In Debt

The Same order

J A Lovenbeck Pltff
vs
John Diller & Co Defts } In Debt

The Same order

Jacob Beam Pltff
vs
George W Moyers Deft } In Debt

The Same order

Same Pltff
vs
Same Deft } In Debt

The Same order

Mary Miller Pltff
vs
John J. Lewis &c Defts } In Assumpsit

This day came the parties by their attornies and the defts by their attorney pleaded non assumpsit to which the pltff replies generally and leave is reserved to the defts to file special pleas in this cause. Whereupon the judgment obtained in the Office is set aside and the trial of the issue is deferred until the next term

Jno L Jones Pltff
vs } In Assumpsit
Barley & Wise Defts

The same order

Anthony Rhodes Pltff
vs } In assumpsit
Peter Rader Defts

The same order

Peter Zetty Pltff
vs } In assumpsit
Emanuel Rhodes Defts

The same order

Lewis & Long Pltff
vs } In Case
Jacob Cline & wife Defts

The same order

Joseph Armentrout Pltff
vs } In Debt
Erasmus R Harrison &c Defts

This day came the parties by their attornies and the defts by his attorney filed his plea of payment and tender to which the plaintiff replies generally, and leave is reserved to the defts to file special pleas and thereupon the judgment obtained in the office is set aside and the trial of the issue is deferred until the next term

George Shank Pltff
vs } In Case
Perry H Hoof Defts

This day came the parties by their attornies and the defts by his attorney pleaded Not Guilty to which the pltff replied generally & leave is reserved to the defts to file special pleas and thereupon the writ of enquiry & judgment obtained in the Office is set aside and the trial of the issue is deferred until the next term

Jesse Moyers Pltff
vs } AB
Wm Minnich Defts

The same order

Wm Herring's admr Pltff
vs
Robert A Gray &c Deft } In Debt

This day came the parties by their attornies and the deft by his attorney pleaded payment and filed an account of offsetts which he desires to prove upon upon the trial of this cause to which the plaintiff replied generally, and thereupon the judgment obtained in the office is set aside and the trial of the issue deferred until the next term

E B Monton Pltff
vs
Jacob P Effinger Deft } In Debt

The same order

Wm Fletcher Pltff
vs
Isaac Rinehart Deft } In Assumpsit

This day came the parties by their attornies and the defendant by his attorney pleaded non assumpsit & filed an account of offsetts which he desires to prove upon the trial of this cause. to which the plaintiff replied generally, and thereupon the writ of Enquiry and judgment obtained in the Office is set aside and the trial of the issue deferred until the next term

Joseph S Effinger Pltff
vs
Jacob P Effinger Deft } In Assumpsit

The Same order

Mary C Smith Pltff
vs
Same Deft } In Assumpsit

The Same order

Peter H Woodward Pltff
vs
William Williams Deft } In Trover

This day came the parties by their attornies and the deft by his attorney pleaded "Not Guilty" to which the plaintiff by his attorney replied generally and leave is reserved to the defendant to file special pleas and thereupon the writ of Enquiry and judgment obtained in the office is set aside and the trial of the issue deferred until the next term

George W Stanley wife Pltffs
vs
Jesse Carries Deft } In Covenant

On Motion and for reasons appearing to the Court it is ordered that this cause be continued until the next term

Jacob Barley for Pltff
vs
Adam H Brewer Deft } In Debt

This came again the parties by their attornies, and thereupon the defendant moved the court to rescind and set aside the order made on Wednesday last setting aside the verdict rendered in this cause which motion being argued the court doth sustain the same and set aside the said order granting the plaintiff a new trial in this cause. It is ~~further considered that the plaintiff recover against~~

Jesse Ralston Pltff
vs
Jacob P Effinger Deft } Upon a Notice for interest under the several acts of the General Assembly of Virginia staying the collection of debts for a limited period

This day came the parties by their Attornies and by consent it is considered that the plaintiff recover against the defendant the sum of $60.74 (that being one years interest on $1012.45 due by judgment of the pltff against the deft) with legal interest thereon from this day till paid, and the costs by the pltff in this behalf expended

Same Pltff
vs
Same Deft } Upon a Notice for interest under the several acts of the General Assembly of Virginia staying the collection of debts for a limited period

This day came the parties by their attornies and by consent it is considered that the pltff recover against the defendant the sum of $342.85 (that being one years interest on $5714.25½ the amount of a judgment of the plaintiff against the defendant) with legal interest thereon from this day till paid, and the costs by the plaintiff in this behalf expended

Ordered that the Court be adjourned until Monday morning at 10 O'Clock

O. C. Sterling

Monday September 2d 1867

Present

O C Sterling P J. George S Christie. B M Rice } Gent Justices

On the Motion of James A Patterson who made oath thereto according to law and together with George Nicholas his security (who justified as to his sufficiency) entered into and acknowledged a bond in the penalty of two thousand dollars conditioned as the law requires a certificate is granted the said James A Patterson for obtaining letters of administration in due form upon the estate of Calvin McKeezle dec'd

Ordered that Henry B Hannsberger Daniel Boon Lewis Garrison and Jacob B Nicholas or any three of them being first duly sworn for that purpose do appraise the estate of Calvin McKeezle dec'd and report thereon to the Court according to law

George W Yancey Pltff
vs
John W Glover Deft } Upon a Notice for interest under the several acts of the General Assembly of Virginia staying the collection of debts for a limited period

This day came the pltff by his attorney, and it appearing that the deft hath had legal notice of this motion, and he being solemnly called came not appearing, it is considered that the pltff recover against the deft $31.65 (that being one years interest on amount due from the deft to Pltff) with legal interest thereon from this day, and the costs by the pltff in this behalf expended

Same Pltff
vs
Same Deft } Upon a Notice for interest, under the several acts of the General Assembly of Virginia staying the collections of debts for a limited period

This day came the pltff by his attorney and it appearing that the deft hath had legal notice of this motion and he being solemnly called and not appearing it is considered that the pltff recover against the deft $53.15 (that being one years interest on a debt due from the deft to the pltff) with legal interest thereon from this day, and the costs by the pltff in this behalf expended

Daniel Scott Pltff
vs
AG O'Bader Deft } Upon a Notice for interest under the several acts of the General Assembly of Virginia staying the collection of debts for a limited period

This day came the pltff by his attorney and it appearing that the deft hath had legal notice of this motion and being solemnly called came not appearing, it is considered that the pltff recover against the deft $21.56 (that being for one years interest on the amount due from the deft to pltff) with legal interest thereon from this day) with legal interest thereon from this day till paid, and the costs by the pltff in this behalf expended

Maggie L Hunter Pltff
vs
George Fawcett & Defts. } In Covenant

This day came the parties by their attorneys and the defts by their attorney with-drew their plea and a Conditional judgment for $393.37 the debt in the declaration mentioned with legal interest thereon from the 5th day of March 1866 till paid and the costs by the pltff in this behalf expended, this judgment is subject to a credit of $19.80 of date this day the 4th day of March 1866

Reuben Conder produced Credentials of his ordination and also of his being in regular communion with the Church called the Lutheran took the oath of allegiance to the Commonwealth and entered into a bond as required by the law regulating the solemnization of Marriages &c and that he is hereby authorized to celebrate the Rites of Matrimony according to the forms and customs of said Church between any persons to him regularly applying therefor within this state

Henry Michael's admrs Pltff
vs
Christian Kiger &c Defts } In Debt

This day came the parties by their attornies and the plaintiff not further prosecuting this suit. Therefore on the prayer of the said Defendant it is considered by the Court, that he recover against the plaintiff $5 damages according to law and his costs by him about his defence in this behalf expended

Carroll Adams & Neer Pltff
vs
William Sawfley Deft } In Debt

This day came the parties by their attornies and the deft by his attorney with drew his plea and by consent it is considered that the plaintiff recover against the defendant the sum of $470.00 with legal interest thereon from the 5th day of November 1865 till paid, and the costs by the plaintiff by his suit in this behalf expended. this judgment is subject to a credit of $4. of date the 5th day of November 1865

Abram C Simmons Pltff
vs
Richard H Yancey Deft } In Case

On Motion and for reasons appearing to the Court, it is ordered that this cause be dismissed

John Evers' admrs Pltffs
vs
Philip D Tutwiler &c Defts } In Debt

This day came the parties by their attornies and upon motion and for reasons appearing to the Court, it is ordered that this cause be continued until the next term at the costs of the pltff

Same
vs
A H Peale &c Pltffs
Defts } In Debt
The same order

Same
vs
Samuel Good &c Pltffs
Defts } In Debt
The same order

Same
vs
James C Bryan &c Pltff
Defts } In Debt
The same order

Jacob Nicholas Pltff
vs } In Chancery
Lilburn Wood & others Defts

This cause came on to be heard again this 2d day of September 1857 upon the papers formerly read and the report of H Bateman John Harper and H B Harnsberger three of the Commissioners appointed in a former decree of this Court to partition the lands in the Bill & proceedings mentioned & was argued by counsel. on consideration whereof the Court doth find the proceedings of said Commissioners to be in all respects in due form of law fair & reasonable It is therefore adjudged ordered and decreed that the proceedings & partition of said Commissioners be in all things affirmed & that the plaintiff and defendants do hold & enjoy their respective interest in severalty according to the allotments made in said report. And it is ordered that this cause be dropped from the docket of this Court

George W Yancey Pltff
vs } In Debt
Abraham Carman Deft

This day came the parties by their Attornies and the deft by his attorney withdrew his plea and confessed judgment for $421.00 the debt in the declaration mentioned with interest and costs. It is therefore considered that the pltff recover against the deft $421.00 the debt aforesaid with legal interest thereon from the 16th day of July 1853 till paid and the costs by the pltff in this behalf expended

Dundore & Kogler Pltff
vs } In Debt
Philip Pharis Jr Deft

This day came the parties by their attornies and the deft by his attorney withdrew his plea and confessed judgment for $389.00 the debt in the declaration mentioned with interest and costs. It is therefore considered that the pltff recover against the deft $389 the debt aforesaid with legal interest thereon from the 12th day of June 1856 till paid. and One dollar and seventy five cents charges of protest. and the costs by the pltff in this behalf expended

Joseph L Williams Pltff
vs } In Assumpsit
Charles Tridley Deft

This day came the parties by their attornies and the plaintiff not further prosecuting this suit. Therefore on the prayer of the said defendant it is considered by the Court that he recover against the plaintiff $5. damages according to law, and his costs by him about his defence in this behalf expended

G W C Stanley for Pltff
vs } In Debt
Isaac Miller & Defts

This day came the parties by their attornies and thereupon came a jury to wit. Charles R Rush. Christian F Shank. Wm Rowdabush. John Young. Daniel Miller. John K Moore. James M Caufley. George Heidrick. A D Heaturel. John Good Jacob Sellers and John Guiles. who being elected tried and sworn the truth to speak

upon the issue joined and having heard the evidence and argument of Counsil retired from the bar to consider of their verdict after some time returned into Court and upon their oaths do say We the jury find for the defendant" It is therefore considered that the defendants recover against Theresa Heller executrix of Herman Heller for whose benefit this suit is endorsed their Costs by them about their defence in this behalf expended

William Henkel Pltff
vs
Joseph W Kratzer Deft
} In Trespass

This day came the parties by their attornies and on motion & for reasons appearing to the Court it is ordered that this cause be continued until the next term at the Costs of the deft

Coffman and Bruffy Pltffs
vs
Wm C Deneale Deft
} In Asumpsit

It appearing that the defendant Wm C Deneale has departed this life by consent it is ordered that this cause be revived and proceed in the name of Robert M Morrey administrator with the will annexed of the said defendant & the cause is continued until the next term

Newman W Love Pltff
vs
Jeremiah Dovel Deft
} In Debt

This day came the parties by their attornies and on motion & for reasons appearing to the Court it is ordered that this cause be continued until the next term at the Costs of the defendant

Augustus Heller Pltff
vs
Levi H Rinner Deft
} Upon a Notice

On Motion and for reasons appearing to the Court it is ordered that this cause be dismissed

M J Meyerhoeffer Pltff
vs
J W Riddlesbarger Deft
} In Debt

This day came the parties by their attornies and thereupon came a jury to wit Frederick Sinsbox, Henry Heatwole, Michael Summers Jr, Wm May, John Good, John Grice, Jacob Sellers, David Miller, Christian F Shank Wm A Evans A D Heatwole & Wm H Sites who being elected tried & sworn the truth to speak upon the issue joined and having heard the evidence retired from the bar to consider of their verdict and after sometime returned into Court and upon their oaths do say We the jury find for the plaintiff One hundred and thirty dollars with interest from the 30th day of April 1860 the debt in the declaration mentioned It is therefore considered that the plff recover against the defendant $130.00 the debt aforesaid with legal interest

thereon from the said 30th day of April 1866 till paid and the costs by the pltff in this behalf expended

Ordered that the Court be adjourned until to morrow morning at 9 O'Clock.

C. O. Sterling

Tuesday Sept 3rd 1867

Present

O. O. Sterling P.J. B.M. Rice. Peter S. Roller } Gent Justices

Lewis Driver & others Pltff.
vs
George W. Berry & others Defts } In Chancery

This cause came on to be further heard this 3d day of September 1867 upon the papers heretofore read the proceedings heretofore had. and Lewis Driver the Commissioner appointed having declined to act. John C. Woodson is substituted in his place

Nathaniel Hook Pltff
vs
Adam H. Brewer Deft } In Case

This day came the parties by their attornies and the defendant tendered a bill of exceptions to the opinions & actions of the Court had & delivered upon the trial of this cause which exceptions being signed sealed and enrolled and ordered to be made a part of the record

Absent Peter S. Roller Gent Justice Present George S. Christie Gent Justice

Joseph E. Sipe Pltff
vs
Peter F. Carman Deft } In Case

This day came the parties by their attornies and thereupon the defendant filed a Demurrer to the plaintiff's declaration and to each count thereof in which demurrer the plaintiff joined. whereupon the argument of Counsel being heard. it seems to the Court that the 1st and 2nd counts in the plaintiffs declaration are good but that the third count is bad. Therefore it is considered by the Court that the plaintiff take nothing by his said third Count. but the 1st and 2nd counts being sufficient in law. it is considered by the Court that the demurrer to said 1st and 2nd counts be overruled. and the defendant Counsel withdrawing from the case and making no further defence. it is ordered that the plaintiff recover against the deft such damages as he has sustained by occasion of the matters in the declaration mentioned to be enquired of by a jury. and thereupon came a jury to wit Charles R. Rush. John Guile. David Miller. Wm H. Sites. Michael Summers. Henry A. Rife. Wm Rowdabush. Christian F. Shank. A. D. Heatwole. Henry Heatwole. Thomas K. Harnsberger and John Good who being elected tried and sworn. to enquire of and upon the damages which the plaintiff has sustained by occasion of the Defts non performance of the premises and assumptions in the declaration mentioned and having heard the evidence retired from the bar to consider of their verdict and after some time returned into Court and upon their oaths do say. "We the jury find for the

plaintiff and assess his damages at $676.82 with interest from March 20th 1866. It is therefore considered that the pltff recover against the deft the said sum of $676.82 with legal interest thereon from the 20th day of March 1866 till paid, and the costs by the pltff in this behalf expended

Commonwealth
vs
Henry Shickel } Upon an attachment for failing to attend as a witness

On Motion and for reasons appearing to the court it is ordered that this attachment be discharged

Same
vs
Hon Jesse Miller, Wm Peterson & Samuel Miller } Upon a rule for failing to attend as witnesses

The same order

Whereas Michael Hoover did about the year 1861 execute to J.W.G. Smith a deed conveying certain property in trust for D. McKee, and the said J.W.G. Smith having removed beyond the limits of this state, and on the motion of S.S. Reed for whose benefit said deed of trust has been assigned, it is ordered that Abraham S. Bryner be substituted and placed in the stead of the said J.W.G. Smith as trustee in said deed

Wm Minnich & Jesse Moyers Pltffs
vs
John M. Spitzer & (Defts) } Upon a Notice to correct a judgment of this court rendered in the name of Frederick Kline's ex'rs (use of John M. Spitzer & Susanna Spitzer) against the said Wm Minnich & Jesse Moyers at the May term 1867 for the sum of $95.75 with legal interest thereon from the 28th day of July 1866 till paid and the costs of said suit, upon which judgment execution issued and is now in the hands of the sheriff of this county. This day came the parties by their attornies, and on consideration whereof it seems to the court that the said judgment is erroneous, and that the same be corrected as follows to wit, it is considered that the said Frederick Kline's ex'rs use of Jno M. & Susanna Spitzer, recover against the said Wm Minnich & Jesse Moyers the sum of $76.60 with legal interest thereon from the 28th day of July 1866 till paid and the costs about the original suit in this case expended, and that the said William Minnich & Jesse Moyers recover against the said John M. Spitzer & Susanna Spitzer their costs about their motion in this behalf expended

Coffmans & Bruffy Pltff
vs
William Peters Deft } In Debt

On Motion and for reasons appearing to the court it is ordered that this cause be dismissed

Jacob Price Pltff vs John Bowman In Debt On Motion and for reasons appearing to the court it is ordered that this cause be continued until the next term at the costs of the defendant

W Selkaricofe for &c Pltff
vs
Jacob J Frank Deft } In Debt

On Motion and for reasons appearing to the Court it is ordered that this cause be dismissed

R Hoke & W Yancey Pltff
vs
Mother Bright Deft } In Debt

This day came the parties by their attornies and the deft by his attorney with-drew his plea it is considered that the pltffs recover against the deft the sum of $58.00 the debt in the declaration mentioned with legal interest thereon from the 26th day of April 1861 till paid and the costs by the plaintiff in this behalf expended

Jacob Turner Pltff
vs
Henry McDorman Deft } AB

This day came the parties by their attornies and on Motion and for reasons appearing to the Court it is ordered that this cause be continued until the next term at the cost of pltff

Elijah Weese Pltff
vs
Nancy B Ewing Deft } In Assumpsit upon an award

This day came the parties by their attornies and it is ordered that the arbitrament and award in this cause be made the judgment of this Court and it is considered that the defendant recover against the pltff her costs about her defence in this behalf expended

Cyrus Rhodes Pltff
vs
Michael H Showalter &c Defts } In Covenant

This day came the parties by their attornies and the deft by his attorney with drew his plea. it is therefore considered that the pltff recover against the defendant $150.00 the sum in the declaration mentioned with legal interest thereon from the 2nd day of August 1866 till paid and the costs by the pltff in this behalf expended

H G Wartmann Pltff
vs
Peter Paul Jr Deft } In Trover

This day came the parties by their attornies and by consent of parties it is considered that this action be dismissed and that the pltff recover against the deft his costs in this behalf expended

William Bamber Pltff
vs
Daniel Kingree Deft } In Debt

This day came the parties by their attornies and the matters of law

arising out of the pltffs demurrer to the defts plea of tender being argued the Court on consideration doth sustain said demurrer and refuse to admit said plea. and thereupon came a jury to wit. Henry A Rife. James M Sawfley Wm Rowdabush. Daniel Miller. George Hedrick John May. Frederick Linebos Wm Rodsheffer. Charles R Rush. John Young John Good & Michael Summers who being elected tried and sworn the truth to speak upon the issue joined and having heard the evidence retired from the bar to consider of their verdict and after some time returned into Court and upon their oaths do say We the jury find for the plaintiff $400.00 with interest from this date. It is therefore considered that the pltff recover against the deft the said sum of $400. with legal interest thereon from this day, and the costs by the pltff in this behalf expended

Coffmans & Bruffy Pltff. } In Debt
vs
George W Hoogan Deft }

This day came the parties by their attornies and thereupon the deft with-drew his plea and confessed judgment saving equity. for the debt in the declaration mentioned & for interest and costs. it is therefore considered that the pltffs recover against the defendant $965.42 the debt in the declaration mentioned with interest on $365.42 part thereof from the 2nd day of July 1866 and on $600 the residue thereof from the 1st day of January 1867 till paid, and the costs by the pltffs in this behalf expended

George T Williams Pltff } In Debt
vs
Bowman & Shrinkee Defts }

This day came the parties by their attornies and the defendants with drew their plea. it is therefore considered that the plaintiff recover against the defts $40.00 the debt in the declaration mentioned with interest thereon from the 9th day of March 1866 till paid and the costs by the plaintiff in this behalf expended

T T Griffith Pltff } In Debt
vs
John K Moore Deft }

This day came the parties by their attornies and the defendant with drew his plea. it is considered that the plaintiff recover against the defendant the sum of $40.00 the debt in the declaration mentioned with interest thereon from the 14th day of January 1866 till paid. and the costs by the pltff in this behalf expended. this judgment is subject to a credit of $4.50. also by $6.00 of date Nov 1. 1865. also $7.50

Minrod Showalter Pltff } In Covenant
vs
Joshua A Ruffner Deft }

This day came the parties by their attornies and the deft with drew his plea and it is considered by consent that the pltff recover against the deft $66.00 with legal interest thereon from the 14th day of October 1866 till paid. and the costs by the pltff in this behalf expended

Isaac Hardesty Pltff
vs
Zachariah Raines Deft } Upon a warrant

This day came the parties by their attornies and on motion and for reasons appearing to the Court it is ordered that this cause be continued until the next term at the costs of the deft

George McYancey Pltff
vs
Abraham Carman Deft } In Debt. upon an attachment

It appearing to the Court that the order of publication awarded in this action has been duly executed and it appearing that the defendant Abraham Carman is still a non resident of this state and that he is indebted to the plaintiff in the sum of $421.00 with legal interest thereon from the 16 day of July 1863 till paid. It is ordered that the plaintiff have judgment therefor and for his costs in the action of debt and the said attachment and the attachment issued in said action of debt having been levied on 28 hogs. 2 sows. 16 pigs. 1 Ghost. 1 sleigh Womens saddles. 1 side saddle. 1 shotgun. 1 Rifle. 1 pr saddle pockets. 1 lot of coal & 1 hogshead which have been sold and the proceeds of which amounting to the sum of $270.00 are now in the hands of the Sheriff of Rockingham County who was appointed Receiver by a former order in this cause and J W C Hawton. A C Brewer & John Glover having been summoned as garnishees & they appearing & acknowledging their indebtedness to the defendant as set forth in former orders herein. It is ordered that the said Sheriff do pay the complainants debt. interest and costs and the costs of this attachment out of any monies in his hands or that may hereafter come to his hands as receiver in this cause and that he for that purpose collect the monies due from said Garnishees. But the plaintiff shall not execute this order until he shall give bond with approved security in the sum of $850.00 before the Clerk of this Court in his office with condition to perform such future order as may be made upon the appearance of the said defendant and his making defence

Ordered that the Court be adjourned until tomorrow morning at 9 O'Clock

O C Sterling

Wednesday September 4th 1867

Present

O C Sterling. B M Rice & George S Christie } Gent Justice

Ordered that the following all the causes now pending upon the docket of this Court not tried or otherwise disposed of during the present term be continued until the next term

Andrew B Irick Pltff
vs
George W Berlin & Defts } In Delt

This day came the parties by their attornies and the defendant Berlin withdrew his plea and by consent it is considered that the pltff recover against the defts Berlin the sum of $393.75 with legal interest thereon from the 3rd day of November 1866 till paid, also $1.85 Charges of protest, and the costs by the pltff in this behalf expended & the trial of the cause at other defts is continued

Jacob Bailey Jr Pltff
vs
A W Brewer Deft } In Delt

This day came again the parties by their attorneys and the pltff by his attorney tendered a bill of exceptions to opinions and actions of the Court had and delivered upon the trial of this cause, which was signed and sealed by the Court & ordered to be made a part of the record

Jesse Ralston Pltff
vs
Jacob P Effinger Deft } Upon a Notice &c

This day came again the parties by their attornies, and motion of the defendant & for reasons appearing to the Court it is ordered that a credit of $50. be entered on the judgment $60.74 interest rendered on the 5th inst day last

T T Griffith Pltff
vs
John K Moore &c Defts } In Debt

This day came the parties by their attornies, and the defts by their attorney waived their plea, and it appearing that the bond upon which action was founded, was executed on the 1st day of January 1866 It is therefore considered that the pltff recover against the deft $190.00 the debt in the declaration mentioned with legal interest from the 1st day of January 1866 till paid, and the costs by the pltff in this behalf expended (It is understood that no execution under this judgment is to be placed in the hands of the Sheriff for collection until after the Oct Court 1867)

J A Lowenbach Pltff
vs
Abraham Carman Deft } In Case

This day came the pltff by his attorney and neither party requiring a jury the Court proceed to execute the writ of enquiry and doth ascertain the damages to which the pltff is entitled to be $140. and the time from which interest thereon shall run to be on $100 part thereof from the 1st day of October 1866 and on $40 the residue thereof from the 15th day of August 1868 It is therefore considered that the pltff recover against the deft the said sum of $140. with legal interest on $100 part thereof from the 1st day of October 1866. and on $40 the residue due thereof from the 15th day of August 1868 till paid and the costs by the

pltff in this behalf expended, and it is ordered that the Sheriff whereas appointed a Special receiver by former order of this Court, made upon the attachment in this cause, pay to the pltff all sums now in his hands made under said Attachment or collected from Garnishees, or to be collected

Absent George S Christie . Present Wm McK Hartmann Gent Jus

H Jonette Gray Pltff
vs
David S Jones Deft } Upon a Notice for injunction under the several acts of the General Assembly of Virginia, staying the collection of debts for a limited period

This day came the parties by their attorneys, and thereupon the defendant by his attorney moved to quash the notice in this cause on the ground that he had a substantial defence to the amount of the debt claimed by the pltff which being argued the Court doth overrule said motion, and thereupon on the motion of the deft and for reasons appearing, it is ordered that this cause be continued until the next term. Motion of the pltff this notice is dismissed

Absent Wm McK Hartmann Present George S Christie Gent Justices

S A Coffman for Pltff
vs
Washington Swink Deft } In Debt

This day came the parties by their attorneys, and thereupon the judgment obtained in the Office is set aside and the trial of the issue deferred until the next term at the costs of the deft

Ordered that the following named persons be allowed the sums affixed to their respective names for jury service during the present term to be paid by the Commonwealth of Virginia viz

Hey Heaturole	✓	$	50	John May	✓	1	00	Thos Linehos	✓	$	50
Wm Rodiffer	✓		50	H A Rife	✓	1	00	Wm Harnsberger	✓	1	00
A D Heaturole	✓		50	Wm Rondabush	✓		50	Jno Grove		1	00
Geo Hearick	✓	1	00	Charles R Rush			50	John Goad	✓	1	00
Jas H Larkins			50	Jackson Mantz	✓	1	00	David Miller	✓	1	00
Wm A Evans	✓	1	00	John Young	✓	1	00	E S Peale	✓	1	00
Mich Summers	✓	1	00	Wm H Sites	✓		50	Jas M Sanfley	✓	1	00
Wm L Stephens		1	00	John K Moore		1	00	A L Byrd	✓	1	00

which sums are ordered to be certified to the Auditor of Public accounts

Ordered that the following named persons be allowed the sums affixed to their respective names for jury service during the present term to be paid by the County of Rockingham viz

John May	✓	$	16	50	Frederick Linehos	✓	$	17	00	Henry Heaturole	✓	$	17	00
H A Rife	✓		16	50	D K Harnsberger	✓		7	75	Wm Rodiffer	✓		17	00
Wm Rondabush	✓		17	00	John Grove	✓		16	50	A D Heaturole	✓		17	00
Charles R Rush			17	00	Jno W Moore	✓		11	25	Geo Hearick	✓		16	50
Jas H Larkins			10	75	C F Shank	✓		12	50	David Miller	✓		16	50
E S Peale			16	50	Jacob Sellers	✓		12	50	Jackson Mantz	✓		12	75
John Young	✓		15	25	Jas M Sanfley	✓		16	50	Wm A Evans	✓		15	25
										Michael Summers			16	50

Copy sent to Auditor

Wm H Sites	$17 00	Jno K Moore	$15 25	A L Byrd	$ 5 25
Wm L Stephens	25	Hiram Ronadush	5 00	E H B Huffman	5 00
D M Huffman	5 00	Frank Hughes	3 75	Richard Gray	2 50
Jno L Glovier	2 50	Benj Trumbo	1 25	Chris Grandee	2 50

and it is ordered that the Sheriff pay the said sums to the several persons entitled thereto

William Barnes Pltff
vs
Davis Kingree Deft } In Debt

This day came again the parties by their attornies and the deft by his attorney moves the court to set aside the Verdict & judgment rendered in this cause on yesterday on the ground that he had discovered new and important testimony in this cause which being argued the court doth overrule said Motion

James Mullins' admr Pltff
vs
Geo W Berlin Deft } In Assumpsit

This day came the parties by their attornies and the matters of law arising out of the defendants demurrer to the ~~Plaintiffs~~ declaration being argued the court doth overrule the same and thereupon ~~the prisoner~~ ~~Traverse~~ the issue is deferred until the next term

On the Motion of Mrs Mary Houck it is ordered that the estate of Andrew Houck be committed to the Sheriff of this County for administration according to law

Ordered that the court be adjourned until the next term

O. L. Sterling

At a Court held for Rockingham County at the Court-House of said County on Monday the 16th day of Sept 16th 1867.

Present

O C Sterling P J. Martin Garber George S Christie } Gent
Madison Moore } Justice

The Clerk of this Court presented in Court a list of Deeds and other writings admitted to record in his office during the month of August last which being seen and inspected by the Court is ordered to be entered on the minutes as follows to wit

A Deed of Bargain & Sale from P Herring & wife to David Danner
Same from M S Showalter & wife to Jason M Bruffy
Same from Thomas Brent to Daniel Layman
Same from James Alexander & wife to James Sifer
Same from S R Allebaugh Comr. to Abraham Beery
Same from John B Amman & wife to N C Amman
A Deed of Trust from R W Kinsley to C A Yancey In Trust for S Yancey
A Deed of Bargain & Sale from Reulin Sellers & wife to Samuel Bowman
Same from Daniel Click & wife & to Reulin Sellers
Same from John Todd & wife & others to Abraham Sager
Same from Jno B Carman & wife to John Showalter
Same from Levi M Byers & wife to Baldwin, Billings & Mitchell
Same from Solomon Brelaugh & wife to Joseph S Bowman
Same from Jonas Pence & wife to G M & J S Bowman
Same from Ephraim Reulish & wife to Albert Long
Same from Clem S Bowers & wife & to Samuel Gordon
Same from B F Shacklett to E H & J Phairs
Same from Jonathan Peale Comr. to Pleasant M Price
A Deed of Trust from James Magalis to H M Bell In Trust for M James & Co
A Fi Fa issued by D M C Comer vs Christian Hall
A Deed of Bargain & Sale from Wm Ervin & to J T Williams & trustees
Same from Samuel Grim & wife to George Grim
Same from Jacob J Frank & wife to James C & Geltzel
Same from John Swartz & wife to Wm H Van Pelt
Same from Isreal Rising & wife to David Turner
Same from George Kiser & wife to John J Showalter

A Settlement of the accounts of the Guardian of Joseph Bowman having been filed in the Clerk's office of this Court for the time prescribed by law was presented in Court and no exceptions being offered thereto the same is confirmed and ordered to be recorded

Same of the Guardian of Benjamin Kinegardner
The Same Order

Same of the estate of David Bowman
The Same order

The Court doth appoint Emanuel Armentrout guardian for Stephen Edward Orebaugh orphan of Lewis Orebaugh dec'd who is under the age of fourteen years of age and thereupon the said Emanuel Armentrout appeared in Court and together with Henry Argenbright his security (who justified as to his sufficiency) entered into and acknowledged a bond in the penalty of One thousand dollars conditioned as the law requires

On the Motion of Augustin Armentrout it is ordered that the power and authority of Abraham Carman as guardian for Betty Derrow be revoked and annulled

Betty Derror orphan of John Derror dec'd being upwards of fourteen years of age, appeared in Court and with the approbation of the Court made choice of Augustin Armentrout as her guardian, and thereupon the said Augustin Armentrout appeared in Court and together with George P Buntrer his security (who justified as to his sufficiency) entered into and acknowledged a bond in the penalty of one thousand dollars conditioned as the law requires

Ordered that Wm P Locker be appointed surveyor of precinct No. in the place of Christian Hall

Ordered that D M Layton be appointed surveyor of precinct No in the place of F M Layton resigned

John F Corgan Pltff
vs
Geo H Carpenter Deft
} Upon a Notice to be received as security for the plaintiff as guardian for Virginia A Carpenter. This day came the plaintiff by his attorney and it appearing that the defendant hath had legal notice of this motion and he not appearing it is ordered that the power and authority of the said George H Carpenter as guardian for said Virginia A Carpenter be revoked and annulled

John H Huffman adm of Wm B Michels Pltff
vs
Timothy Seghrine's adm's Deft
} Upon a Notice for one years interest under the several acts of the General Assembly of Virginia staying the collection of debts for a limited period
This day came the plaintiff by his attorney, and it appearing that the defendant has had legal notice of this motion and not appearing it is considered that the plaintiff recover against the defendants $214. with legal interest thereon from this day, and the costs by the pltff in this behalf expended

Augustin Armentrout Pltff
vs
A H Brewer & Nathaniel Flook Defts
} Upon a suggestion that the defendants are indebted to Julia Ann Derrow
This day came the pltff by his attorney, and the defendants appeared in Court in person & were examined on oath, and it appearing from such

examination that the said Adam H Brewer is indebted to the said Julia Ann Derrow in the sum of $20 in specie with interest from the day of March 1864 and the further sum of $50 with interest from the day of December 1864, and the said Nathaniel Slork is indebted to the said Julia Ann Derrow in the sum of $160.00 with interest ~~from~~ the 1st day of October 1863. It is therefore considered that the said Augustin Armentrout recover against the said Adam H Brewer the sum of $70.00 with legal interest ~~on $20~~ from thereof from the day of March 1864 and on $50 the residue thereof from the day of December 1864, and against the said Nathaniel Slork the sum of $100 with legal interest thereon from the 1st day of October 1863 till paid

The last will and testament of John Whitsell dec'd was presented in Court and proved by the oaths of William H Chapman and John B Earman two of the subscribing witnesses thereto and ordered to be recorded

On the Motion of John R Bowman who made oath thereto according to law and together with Joshua Pence, Abraham Miller & Jacob Showalter his securities (who justified as to their sufficiency) entered into and acknowledged into a bond in the penalty of sixteen hundred dollars conditioned as the law requires, a certificate is granted him for obtaining letters of administration in due form upon the estate of Peter Good dec'd

Ordered that Samuel Earman, Samuel Wampler, Samuel Kline Abraham Miller and Jacob Showalter, or any three of them being first duly sworn for that purpose do appraise the estate of Peter Good dec'd and report thereon to the Court according to law

A Renunciation of Eve Dovel, of the provisions of the will of her late husband Daniel D Dovel dec'd was presented in Court and being duly acknowledged, the same is together with the certificate thereon endorsed ordered to be recorded

H A Chrisman Commissioner of the Revenue for this County presented in Court an account against the Commonwealth amounting to eighteen dollars and thirty cents, which being sworn to, was examined and allowed by the Court & ordered to be certified to the Auditor of Public accounts

R M Mooney Commissioner of the Revenue for this County, presented in Court an account against the Commonwealth amounting to fourteen dollars and twenty cents which being sworn to, was examined and allowed by the Court and ordered to be certified to the Auditor of Public accounts

The Court doth certify that it appears by sufficient evidence that Samuel L Slusser is a citizen of this State, and lost a limb in the late war

Henry Showalter vs Anthony Rhodes, on D Bond Notice proved & Execution awarded
E Whitmore's Guard vs Jno L Bear &c on D Bond The same order
Wm Earman's adm'r vs N Landes &c on D Bond The same order

M J Moyerhoeffer Pltff
vs
J W Riddlesbarger Deft } In Debt and upon an Attachment returned executed

It appearing to the court that the process in the suit in which this attachment issued has been duely executed upon the defendant J W Riddlesbarger in accordance with the 20th Section of Chapter 157 of the Code of Va of 1860, and it appearing that the defendant J W Riddlesbarger is still a non resident of this state, and that he is indebted to the plaintiff in the sum of $130 Dollars with interest thereon from the 1st day of May 1866 till paid it is ordered that the plaintiff have judgment therefor and for his costs in the action of debt and the said Attachment, and the Attachment issued in said action of debt having been served by a copy upon Wm D Rodgers, T T Porter and D F Mohler and they summoned as garnishee & they appearing and acknowledging their indebtedness to the defendant Riddlesbarger as set forth in former order entered in this cause, it is therefore ordered that the Sheriff of Rockingham County do pay the complainants, debt interest and costs, and the costs of this attachments out of any monies in his hands, or that may hereafter come to his hands as receiver in this cause and that he for that purpose collect the monies due from said Garnishees

On the Motion of William J Runcle who made oath thereto according to law and together with Samuel P K Miller his security (who justified as to his sufficiency) entered into and acknowledged a bond in the penalty of three hundred dollars conditioned as the law requires, a certificate is granted the said William J Runcle for obtaining letters of administration in due form upon the estate of Catharine Sellers dec^{d}

Ordered that J H Kite, Henry Bird, N W Shuler & Henry Carrier or any three of them being first duly sworn for the purpose do appraise the estate of Catharine Sellers dec^{d} and report thereon according to law

The Court doth appoint John R Sellers guardian for Sarah Sellers, Mary Sellers, Lucretia Sellers, John Sellers & Lavina Sellers orphan of Addison Sellers who are under the age of 14 years, and thereupon the said John R Sellers appeared in Court and together with John C Walker his security (who justified as to his sufficiency) entered into and acknowledged a bond in the penalty of Two hundred dollars conditioned as the law requires

Charles Lewis a Notary Public for this County appeared in Court and together with R M Mooney his security, entered into and acknowledged a new bond in the penalty of Two hundred dollars conditioned as the law requires

A M Knipple appellant
vs
James A Harden appellee } Woman appeal from the judgment of a justice of the peace

On Motion and for reasons appearing to the Court it is ordered that this cause be continued until the next term at the cost of the appellee

Parmealy Co Rogers orphan of William Rodgers decd being of minors of fourteen years of age appeared in Court and with the approbation of the Court made choice of Wm H Effland as her guardian, and thereupon the said Wm H Effland appeared in Court and together with Valentine H Lamb his security (who justified as to his sufficiency) entered into and acknowledged a bond in the penalty of fifty dollars, conditioned as the law requires

Abner Lamady Pltff
vs
Rhoda Harris Defts } Upon an Attachment

On Motion it is ordered that this cause be placed upon the docket

Rebecca Thompson & others Pltffs
vs
John Co Walker & others Defts } In Chancery

This cause came on to be again heard this 16th day of Sept 1867 on the papers formerly read, and the report of Commissioner Wm M K Wartmann made in pursuance of the interlocutory decree entered herein on the 1st day of December 1866, and the exhibits filed therewith and was argued by counsel on consideration whereof the Court doth confirm the said report by which it appears that there was due to the plaintiffs on the 16th day of August 1867 the sum of seventeen hundred and sixty seven dollars and fifty six cents ($1767.56) for which in the opinion of the Court they are entitled to a decree therefor the Court doth order adjudge and decree that the defendants John Co Walker, Wm Co Kite and Wm D C Covington, do pay to the plaintiffs Rebecca Thompson and Sarah Powel the said sum of Seventeen hundred and sixty seven dollars and fifty six cents with interest thereon from the 16th day of August 1867 until paid, and their costs by them about their suit in this behalf expended

Benjamin H M^c Alister & others Pltffs
vs
William G M^c Alister & others Defts } In Chancery

On Motion of the plaintiffs by their Attorney it is ordered that this cause be removed to the Circuit Court of this County

Present Joseph Funkhouser Gent Justice

Nathaniel Flook & others Pltffs
vs
Isaac Reed's ex Deft } Upon a Notice

The process awarded against the Defendant at the last term of this Court not being returned executed, it is ordered that new process be awarded against him returnable to the next term of this Court

Ordered that all the Justices be summoned to appear here at the next term of this Court to act upon the application of Tobias M Grove for license to keep a Public Ordinary in the Town of Port Republic in this County

On the Motion of Peachy Rice. it is ordered that the estate of Edward H Warren be committed to the Sheriff of this County for administration according to law

George W Airey Pltff
vs
John Robinson Sr's admrs Defts } In Chancery

This cause came on to be finally heard this 16th September 1867 upon the papers heretofore read and the proceedings heretofore had & upon the report of Commissioners Lewman & Coakley who were appointed to make to the plaintiff George W Airey a Deed with special warranty for the land in the bill mentioned. to which report there are no exceptions and the cause was argued by Counsel. whereupon it is adjudged. ordered and decreed that the said report be confirmed and the said Deed approved by the Court & that the plaintiff recover his costs in this behalf expended & this cause is dismissed

Wm C Skrinker for J M Liggett Pltff
vs
Abraham Miller Daniel Miller & Rob't Rippetoe Defts } Upon a notice for interest under the several acts of the General Assembly of Virginia staying the collection of debts for a limited period

This day came the pltff by his attorney and it appearing that the said defendants have had legal notice of this motion and they not appearing it is ordered that the pltff recover against the Defts $144.42 for interest on the amount of the pltff judgment against the Defts with legal interest thereon from this day and the costs by the pltff in this behalf expended

Wilmer Johnson who stands charged by the certificate of a Justice of the peace for Rockingham County. with a felony by him committed in this that he did on the 11th day of June 1867 in the County of Rockingham. about the hour of eleven O'Clock in the night of that day. feloniously and burglariously. break and enter into the Dwelling house of one William Payne situated in said County. with intent the goods and chattels of him the said Wm Payne in the said dwelling house. then and there being. then and there feloniously & burglariously to steal. take and carry away. one lady's skirt of the value of three dollars three mens shirts of the value of four dollars and fifty cents. one Linen Table cloth of the value of one dollar and fifty cents. one Breast pin of the value of three dollars. one photograph likeness of the value of fifty cents. one towel of the value of twenty five cents. two yards of cotton of the value of fifty cents. two yards of ribbon of the value of fifty cents. one pocket comb of the value of fifteen cents. and sixty cents in fractional currency of the goods and chattels of the said Wm Payne. his wife and daughters in the said dwelling house in the County aforesaid. then and there being found. then and there feloniously and burglariously did steal take & carry away. was led to the bar in custody of the Sheriff and thereupon the prisoner moved the Court to quash the said certificate. on the ground that it was not sufficient. which

Motion the Court doth overrule and thereupon the Prisoner being arraigned of the offence aforesaid pleaded "not Guilty" and Venire summoned for his trial being called Twenty three of whom appeared the whole of whom were found to be duly qualified and free from exceptions viz. Patterson Greiner. Strother Jones. Jacob B Burner. Bushrod W Hanshaw. Peter Sellers. V H Lamb. Alex Kiger Adam Long. Eli Long. George Deeds. John B Carman. Jos H Shue Daniel Landes. A J Blakemore. Benjamin S Byerly. Peter Eversole Samuel C Hazel. James C Kettzel. Joseph B Moyers. Samuel Niswander. Samuel Petry. Wm S Carpenter & R W Harrison. and it was ordered that the Sheriff summon one additional Venireman to appear here forthwith, and the Venireman so summoned being called, appeared and was found to be duly qualified and free from exceptions viz Franklin Heughes. and the panel of twenty four being then completed the prisoner was furnished with a copy thereof and having stricken therefrom the names of eight of the persons of the said panel viz. Patterson Greiner. Strother Jones. Joseph H Shue Andrew J. Blakemore Peter Eversole James C Kettzel. R W Harrison and Franklin Heughes. and thereupon the following jury was selected from the remaining sixteen by lot. viz John B Carman. Alexander Kiger. Saml Niswander Joseph B Moyers. Samuel C Hazel. Peter Sellers. Jacob B Burner. Benjamin S Byerly. Samuel Petry. Eli Long Daniel Landes and V H Lamb who being so elected tried and sworn the truth to speak of and upon the premises, and the jury having fully heard the evidence and argument of counsel retired from the bar to consider of their verdict and after some time returned into Court and upon their oaths do say "We the jury find the prisoner guilty in the manner & form as alleged in the certificate and ascertain the term of his imprisonment in the Penitentiary at five years" and thereupon it being demanded of the prisoner if he had or knew any thing to say why the Court here 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 Minor Johnson be imprisoned in the Penitentiary of this Commonwealth for the term of five years the period by jurors in their verdict ascertained and that he be therein kept imprisoned and treated in the manner prescribed by law and it is ordered that the Sheriff of this County do as soon as possible after the adjournment of this Court remove and safely convey the said Minor Johnson from the jail of this County to the said Penitentiary, and the Court doth certify that on the trial of the said Minor Johnson nothing appeared to the Court either in aggravation or extenuation of the offence of the said Minor Johnson nor does it appear that before the commission of the said offence he was of good or bad character or that he had ever been convicted or tried for felony or other infamous crimes. and thereupon he was remanded to jail

Ordered that Wm H Effinger Attorney for the Commonwealth in this Court be allowed the sum of ten dollars for prosecuting one case of felony. and disposed of at this term

Michael S Brake &c Pltffs
vs
A Wittig &others Defts } upon a Motion &c

This day came the parties by their attornies and the parties being fully heard, it is considered that the order of the July term last of this Court made upon the petition of A Wittig &others for a road be set aside, and that the land holders through whose land said road is to be constructed be summoned to appear here on the first day of the next term of this Court to shew cause if any they can why the said road shall not be established agreeably to the report of the viewers made in pursuance to the order of reference & said petition of said A Wittig &others

Ordered that the Court be adjourned until the next term

O. C. Sterling

Clerks Office of the County Court of Rockingham October 5th 1867

J M Bruffy admr of George Bruffy decd Pltff
vs
S W Garnett Deft } In Debt

This day the defendant appeared in the Clerk's office aforesaid and confessed judgment for $83.85 the debt in the writ mentioned with interest and costs. It is therefore considered that the pltff recover against the defendant $83.85 the debt aforesaid with legal interest thereon from the 2nd day of January 1866 till paid and the costs by the pltff in this behalf expended

Teste

Wm D Frost Cc

At a Court held for Rockingham County at the Court House thereof on Monday the 21st day of October 1867

Present

O C Sterling P.J. Isaac Wright Jr Frankhauser } Gent
Thomas Moore } Justices

The Clerk of this Court presented a list of Deeds and other writings admitted to record in his Office during the month of September last which being seen and inspected by the Court is ordered to be entered on the minutes as follows to wit

A Deed of Bargain & Sale from Samuel Cline to Christian Rechter
Same from Jeremiah Shavalter to G Mc Berlin in Trust for John H Shavalter
A Deed of Bargain & Sale from Jacob Sellers wife to Richard H Yancey
Same from Andrew S Henton wife to Same &c
Same from Samuel Fry wife to Lewis Weel
Same from Frances Beazly to Samuel C Mayler
Same from Algernon S Gray to Henry J Gray

A Deed of Bargain & Sale from D M Switzer & wife to Jonas A Loewenbach
Same from Jonas A Loewenbach & wife to John Seedy
Same from Hiram Coffman & to John Hedrick
Same from Levi M Byers & wife to John S Firey
Same from George Miller & wife to John Hedrick
Same from George Rader & wife to Sarah A Pennybacker
Same from Hugh Caplinger & wife To Joseph Sever
Same from Moses Lawson & wife to Daniel Bryant
Same from Jacob & Daniel Detrick to Barbara Whitmore
Same from Susan P Henkel & wife to John W Eaton
Same from Elias Emmiller & wife to John B Zirkle
Same from Valentine Landes & wife to Joseph B Moyers
Same from James J Miller & wife to Same
Same from Peter Sites & wife to George Shaver
Same from Wm S Perry & wife to George Breland
Same from Mary Swank & others to John P Swank
A Declaration of Trust from George Shaver's ex to John E Shaver
A Deed of Bargain & Sale from John Seedy & wife to Jeremiah McCarthey
Same from Conrad Long & wife to Wm F Burgamaine &
A Deed Trust from the Orange. Alexandria & Manassas R R Co to George W Riggs
A Deed of Bargain Sale from Hugh Caplinger & wife to Jackson Caplinger.
Same from D Blair Detamore & wife to Robert Jones

A Settlement of the estate Addison B Manty dec'd having been filed in the clerks office of this Court for the time prescribed by law. was presented in Court and no exceptions being offered thereto the same is confirmed and ordered to be recorded

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Same of estate of Frances Woodward dec'd.

The Same order

The Last will and testament of John Beckone Senr. dec'd was this day presented in Court and proved by the oaths of Reulin Kisling and George W Bonds two of the subscribing witnesses thereto and ordered to be recorded. and John Beckone Junr. and Jonathan ~~Miller~~ the executors appointed by said will refused to take upon themselves the ~~burthen~~ of the execution of said will. and thereupon Reulin Kisling appeared in Court and made oath thereto according to law and together with Jonathan Miller & George Beckone his securities (who justified as to their sufficiency) entered into ~~and~~ acknowledged a bond in the penalty of Three thousand dollars conditioned as the law requires. a certificate is granted him for obtaining letters of administration with the will annexed in due form upon the estate of said John Beckone Senr dec'd

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Ordered that Whitfield Mauzy. Samuel Goode and Jonathan Miller after being first duly sworn for that purpose do appraise the estate of John Beckone Senr. dec'd. and report thereon to the Court according to law.

Joseph A Mitchell who has heretofore been duly appointed a Notary Public in and for the County of Rockingham appeared in Court and executed a new bond as such Notary Public, in the penalty of three hundred dollars conditioned as the law requires

Daniel Huffman Pltff
vs
Daria Sipe Deft
} Upon an Attachment

On Motion and for reasons appearing to the Court it is ordered that this cause be dismissed

The Last will and testament of Henry Ott dec'd was presented in Court and was proved by the oaths of M A Conrad, Moritz H Heller, and Samuel M Ott the subscribing witnesses thereto and ordered to be recorded, and Samuel M Ott Moffett Newman, Calvin Dold & Thos Ott the executors therein named, refused take upon themselves the burthen of the execution of said will, and thereupon on Motion of Anderson McNeeman Sen. who made oath thereto according to law and together with S M Ott, Thos Ott, C M Dold & A McNeeman Jr his securities (who justified as to their sufficiency) the said C M Dold acting by S W Gamble his Attorney in fact) entered into and acknowledged a bond in the penalty of Twenty five thousand dollars, conditioned as the law requires, a certificate is granted him for obtaining letters of administration with the will annexed of the said Henry Ott dec'd in due form

Ordered that Wm A Conrad S W Gamble J L Silbert & Wm Ott, or any three of them being first duly sworn for that purpose do appraise the estate of Henry Ott dec'd and report thereon to the Court according to law

A Power of Attorney from C M Dold to S W Gamble was presented in Court and being duly acknowledged by the said C M Dold is together with the certificate thereon endorsed, ordered to be recorded

On the Motion of Conrad Songer who made oath thereto according to law and together with Adam Showalter his security (who justified as to his sufficiency) entered into and acknowledged a bond in the penalty of One thousand Two hundred dollars conditioned as the law requires, a certificate is granted him for obtaining letters of administration in due form upon the estate of Adam Welch dec'd.

Ordered that Adam Showalter, Wm Mayers, Peter P Hartsook Jacob Hearnote and Jacob Songer dec'd after being first duly sworn for that purpose, do appraise the estate Adam Welch dec'd and report thereon to the Court according to law

Ordered that Daniel Boone be appointed Surveyor of precinct No commencing at Potts Grist Mills, leading to the Iron works

Ordered that Reuben Boone Wm Life & H B O'Brien after being duly sworn for that purpose do appraise the estate of Solomon Miller dec'd and report thereon to the Court according to law

Cop Voucher No 2 Gordon

Ordered that James A Gordon be allowed the sum of Sixty dollars. for one dozzen Office Chairs furnished for the use of the Court House to be paid out of any the monies in the hands of the Sheriff not otherwise appropriated

Mary C Herman &c Pltff
vs
John C Herman &c Defts
} M Chancery

By consent of parties by their Attorneys this cause is removed to the Circuit Court of Rockingham County to be there heard and determined

Ordered that George Heine be appointed Surveyor of precinct No and the following named persons be assigned as hands to work upon said road viz Wm Conrad, George W Miller, Robert Glattenbach, Michael Heine, John & George Heine Mrs Neuman & J A Davis

Harvey Roller be appointed Surveyor of precinct No in place of Daniel S Mohler resigned

On the Motion of Elias Grim who made oath thereto according to law and together with Benjamin Rice and Wm H Hedrick his securities (who justified as to their securities) entered into and acknowledged a bond in the penalty of Two hundred dollars conditioned as the law requires a certificate is granted him for obtaining letters of administration in due form upon the estate of Christian Entzler dec.d

Nathaniel Flook & others Pltffs
vs
Daniel B Reed Defts
} On a motion to be relieved as the security of the deft as executor of Isaac Reed

This day came the pltffs by their Counsel and it appearing from the return of the Sheriff of this County that he had duly executed the Summons awarded at the last term of this Court against the defendant and he failing to appear, it is ordered that unless the said Daniel B Reed shall at the next term of this Court, give a new bond with new security as executor of Isaac Reed, his power and authority as such executor shall be null and void, and it is further considered that the pltffs recover against the deft their costs in this behalf expended

Summers vs Bright &c On a Delivery bond Notice proved & execution awarded
Hollenbush vs Gray & On a Delivery bond Same order
Griffith vs Heatwole &c On a Delivery bond Same order
Same vs Burkholder & on a Delivery bond Same order
Elhart Loewenbach &c vs J W Elliott &c on Delivery bond Same order

W H Effinger Pltff
vs
Robert Cox Defts
} Upon a Motion to recover interest under the several acts of the General Assembly staying the collection of debts for a limited period

Same Pltff
vs
David Weaver & Defts
} Upon Same
On the Motion of the pltff in the above named cause and it is ordered that the same be peremptorily upon the docket

M H Effinger Pltff
vs
Benjamin S Bierly Deft } Upon a Notice to recover interest under the several acts of the General Assembly of Virginia staying the collection of debts for a limited period

On the Motion of the pltff it is ordered that this cause be placed upon the Docket

Same Pltff
vs
David M Keagy's adm'rs Deft } Upon a Notice for same
The Same order

Same Pltff
vs
Same Deft } Upon a Notice for same
The Same order

Same Pltff
vs
Samuel Glick &c Defts } Upon a Notice for Same
The Same order

George Sawley Pltff
vs
George W Cutler Deft } Upon a Notice for Same
The Same order

M Harvey Effinger Pltff
vs
William L Whitmore &c Defts } Upon a Notice for Same

This day came the plaintiff by his attorney, and it appearing to the Court that the defts hath had legal notice of this motion and they being solemnly called and not appearing. It is considered by the Court that the pltff recover against the defendants $51.00 (interest for one year due upon the debt from defts to pltff) with legal interest thereon from this day, and the costs by the pltff in this behalf expended

L A Wright Pltff
vs
John Niswander Deft } Upon a Notice for same

This day came the plaintiff by his attorney, and it appearing to the Court that the deft hath had legal notice of this motion, and he being solemnly called and not appearing. It is considered that the pltff recover against the deft for $26.31 (one years interest on debt due from deft to pltff) with legal interest thereon from this day and the costs by the pltff in this behalf expended

Herman Heller's ex'r Pltff
vs
Anthony Rhodes Jr &c Defts } Upon a Notice for Same

This day came the pltff by his attorney, and it appearing that the defts hath had legal notice of this Motion & being solemnly called and not appearing. It is considered by the Court that the pltff recover against the defts $30.00 (one years interest on the amount due from the defts to the pltff) with legal interest thereon from this day, and the costs by the pltff in this behalf expended

Jacob Rainesve Pltff
vs
C B Yancey's admr Deft
} Upon a Notice to Correct a fragment of this Court

This day came the parties by their attornies. On motion and for reasons appearing to the court it is ordered that this cause be placed upon the docket and continued until the next term

On the Motion of Charles B Yancey who made oath thereto according to law and together with Wm B Yancey and Jno N Mauzy his security (who justified to their sufficiency) entered into and acknowledged a bond in the penalty of Ten thousand dollars conditioned as the law requires a certificate is granted him for obtaining letters of administration in due form upon the estate of Nelverton C Ammon dec'd

Ordered that Z D Gilmore, G T Hopkins, Charles R Rush, H C B O'Brien and Jacob B Burner or any three of them being first duly sworn for that purpose do appraise the estate of N C Ammon dec'd and report thereon to the court according to law

Present
O Sterling P J, Madison Moore, Joseph Funkhouser
Wm Showalter

Archibald Brocher Pltffs
vs
Levi Shaver Deft
} Upon a Notice

This day came the pltffs by their attorney, and it appearing that the deft hath had legal notice of this motion, and he being solemnly called and not appearing it is ordered that James H White be appointed a Trustee in place of E T H Warren as trustee in a deed of trust executed by Levi Shaver on the 2nd day of April 1860, and invested with all the power and authority as if he were the original trustee.

J C Hannsberger Pltff
vs
John C Woodson &c Defts
} Upon a Notice to recover interest under the several acts of the general assembly of Virginia staying the collection of debts for a limited period

This day came the parties by their attornies, and thereupon the defts moved the Court to dismiss this cause for want of jurisdiction, which motion the Court doth overrule

It is therefore considered that the pltff recover against the Defts $36.60, with legal interest thereon from this day, and the costs by the pltff in this behalf expended

Same Pltff
vs
Same Defts
} Upon a Notice for same

This day came the parties by their attornies, and thereupon the defts moved the Court to dismiss this motion ~~on the grounds~~ for the want of jurisdiction

which motion the Court doth overrule. It is therefore considered that the pltff recover against the defendants $36.60 the interest thereon from this day and the costs in this behalf expended

Overseers of the Poor vs Joseph Wineyard &c — Pltff vs Defts — Upon a Notice

On Motion and for reasons appearing to the Court it is ordered that this cause be placed upon the docket

C A Spinkel &c vs Geo W Berlin — Pltff vs Deft — Upon a Notice

The same order

Thos Bowman vs Nathan Crawford — Pltff vs Deft — Upon a writ of Unlawful detainer

This day came the pltff by his attorney and it appearing that the deft hath ~~has~~ removed from the premises it is therefore considered that the pltff recover against the deft his costs in this behalf expended

John R Kougler vs John H Frank & Henry A ~~Rearner~~ Reamer — Pltff vs Deft — Upon a Suggestion

This day came the parties by their attornies and the defts being solemnly called and not appearing and it being proved to the satisfaction of the Court that they are indebted to Philip Pharis Jr in a sum more than sum sufficient to discharge the pltffs judgment against the said Philip Pharis It is therefore considered that the pltff recover against the said John H Frank & Henry A ~~Rearner~~ Reamer the sum of $1400.00 with legal interest thereon from the 26th day of June 1880 till paid, and $6.33 Cents of original suit, and the costs by the pltff ~~in this behalf~~ in this behalf expended

S P Reamer jailer of this Court presented in Court an account against the Commonwealth amounting to forty dollars and twenty five cents which being sworn to was examined & allowed by the Court and ordered to be certified to the Auditor of public accounts

Upon the petition of Ulrich Wittig & others for a new road in this County, the summons awarded at the last Term against the persons through whose land said road is proposed to be conducted being returned executed, writs of ad quod damnum in the matter are awarded to the heirs of Wm Reamer and to Joseph Dove, according to law. to be directed to the Sheriff of Rockingham County to be executed on the 1st day of November next and made return thereon on the first day of the next Term of this Court

Geo Sanfley vs John H Austin Misc. On motion it is ordered that this cause be placed upon the docket

Present

D C Sterling P J. Warrant T McGahey. Joseph Funkhouser
Isaac Wright. Henry Beery. Thomas Moore. Madison Moore
Josiah S Roller Wm Beard. George S Christie. Wm S Showalter
Philander Herring. Wm S Miller. Wm Mck Hartmann
Lewis Weil. Adam H Fuck. George Wittig. Josiah Sowders
John Funk. Joseph Burkholder. Wm M Carpenter
Gideon Rosenberger and Martin Garber

} Gent Justices

The Justices of this County having been duly summoned to appear here on this day by virtue of an order made at the last term upon the petition of Tobias M Grove who wishes license to obtain license to keep an ordinary

This day came the said Tobias M Grove. and it appearing that he has paid the license imposed by law. it is ordered that a license be granted him to keep a Public Ordinary in the town of Port Republic. and the Court doth certify that the applicant is a person of good character. not addicted to drinking or gaming. and will probably keep a house useful orderly and such as the law requires

Upon the petition of Sebastian Probst who has paid the tax imposed by law. a license is granted him to keep a Public Ordinary in this County at Liddells Store on Naked Creek in this County. it is ordered to be certified that he is a person of Good character not addicted to drinking or gaming. and will probably keep a house useful orderly and such as the law requires

On the Motion of John Bauman Jr who is the owner of a Distillery in this County who wishes to obtain a license to retail ardent Spirits at his said Distillery it is ordered that it be certified that said license ought to be granted. that he is a person of good character. not addicted to drinking or gaming

On the Motion of Charles Priddy

The Same order

James A McGahey

The Same order

Upon the application of L W Boyd agent for Dr S A Coffman who wishes to obtain a license to keep a house of private Entertainment in this County it is ordered that the said license ought to be granted. and that he is a person of good character not addicted to drinking or gaming and will probably keep a house useful orderly and such as the law requires

Upon the petition of George Wiseman with to keep an Eating house in the town of Harrisonburg. it is ordered to be certified that the said license ought to be granted. and that he is a person of good character not addicted to gaming or gaming

Upon the petition of Michael H Lee who wishes to keep a Public Ordinary in this County. it is ordered that it be certified that the Commissioner of Revenue grant him such license. and it is further certified that he is a person of good character not addicted to drinking or gaming

Absent George Wittig –

It appearing to the Court, that George Wittig has been erroneously charged with the sum of $35.00 as a merchant at Dovesville in Rockingham County from the 1st of May 1867 to the 30th day of April 1868. Curtailed of the sum of $20.00 and that he has paid the sum of $35. it is ordered that the sum of $15. be refunded him. the motion was resisted by the Commonwealths Attorney. and the Commissioner of the revenue N A Chrisman was examined on oath

It is ordered that the day of summoning the justices (or such the regular Court) be special appointed by J M Grove & Prospect Mr Bowman & Charles Bradley Jas V McGahey & to Boyd Geo Mesemmick & Michael H Lee and that the Sheriff of this County collect the same and pay to the parties entitled to the same

Ordered that the Court be adjourned until the next Term

O. C. Sterling

Virginia

At a Court held for Rockingham County at the Court-house thereof on the 18th day of November 1867

Present

O C Sterling J P. Henry Beery. Josiah Roller } Gent Justices

The Clerk of this Court presented in Court a list of deeds and other writings committed to record in his office during the month of October 1867 which being seen and inspected by the Court is ordered to be entered on the minutes as follows to wit

A Deed of Bargain & Sale from Jno H Mitchell & wife to Joseph A Mitchell
Same from Jacob A Mitchell to Same
Same from Daniel Wampler & wife to Hannah Ralston
Same from S H & H & wife to Jos D Price & Benj Shunk
Same from Charles Bradley & wife to Wm C Skinners
Same from Thomas L McKinley to James McKinley
Same from Benjamin F Byerly to Samuel Miller
Same from James Cummins to John Strickler
A Deed of Trust from David Sipe to Jno C Wesson & Trustee for Daniel Huffman
A Deed of Bargain & Sale from M Harvey & Effinger & wife to Samuel O Sterling
Same from Christian Stanbush & wife to Sarah J Seeke
Same from F T Sheets to Richard Pore
Same from Jacob Dinkle & wife to Same
Same from John R Sinnes & wife to Same
Same from George Beland to Noah Sanders
Same from R N Wilson & wife to Anna Mayerhoffer
Same from Jesse Young & wife to Daniel B Showalter
Same from Wm G Thompson Comr to M B Coleline
Same from M Liggett to S M Yount
Same from A Gray to F A Sanger & Co
Same from D M Switzer & wife to Wm Washe
Same from Robert Gray & wife to Daniel Hurley
G H Funkhouser & wife & to George Kiser & c
Same from Sarah Funkhouser to Same
Same from P S Roller & wife to Geo H Funkhouser
Same from Barnet Smith & wife to Barbary Sanders & c

A Deed of Bargain & Sale from Silas Beard infe to Thomas Atchenson
Same from Samuel Stem infe to G W Rehrer
Same from Elizabeth Greer to Joel Silvey

A Settlement of the estate of A W Newland dec'd has in been filed in the clerks office of this Court for the time prescribed by law. was presented in Court and no exceptions being offered thereto the same is confirmed and ordered to be recorded

Same of the estate of George Shaver. dec'd — The Same order

Same of the estate of Samuel Menger. dec'd — The Same order

Same of the Trustees of John C Shaver dec'd — The Same order

Ordered that Wm Ruelish be appointed surveyor of precinct No 9. in the place of J P Slusser resigned

V

Erasmus Rhodes — Pltff
vs
Cyprus Rhodes ex'tor of Jacob Rhodes — Deft
} Upon a Notice

This day came the Plaintiff by his attorney. it is ordered that a rule be awarded against the defendant to shew cause if any he can why his power & authority as ex'tor of Jacob Rhodes shall not be revoked and annulled. which rule is to be made returnable here on the first day of the next Term

V

On the Motion of Joseph C Ritchie who made oath thereto according to law & together with John C Ralston his security (who justified as to his sufficiency) entered into and acknowledged a bond in the penalty of five hundred dollars conditioned as the law requires: a certificate is granted the said Joseph C Ritchie for obtaining letters of administration in due form upon the estate of Michael Ritchie dec'd

Ordered that John C Sprinkel Stephen Isley James Buck John Bear and Berry C Mustard or any three of them being first duly sworn for that purpose do appraise the estate of Michael Ritchie dec'd and report thereon to the Court according to law

The Court doth appoint Samuel A Coffman guardian for his children Erasmus Coffman Rebecca Coffman and Mary Coffman who are under the age of 14 years and thereupon the said Samuel A Coffman appeared in Court and together with Michael D Coffman his security (who justified as to his sufficiency) entered into and acknowledged a bond in the penalty of Twelve thousand dollars conditioned as the law requires

Present. Joseph Trumbower

Franklin Lisbey — Pltff
vs
R P Fletcher — Deft
} Upon a Motion to try the rights of property
On Motion and on consideration

whereof the Court is of opinion that the Bay mare levied upon under the attachment issued upon the complaint of R P Fletcher is the property of the said Franklin Liskey and is not liable to said Attachment it is therefore considered that said Liskey recover against said Fletcher his costs in this behalf expended

Commonwealth
vs
Alexander Logan } Upon an Indictment

This day came as well the Attorney prosecuting for the Commonwealth as the deft by his attorney and the defendant with the consent of the Court the confessed judgment for one cent fine and the costs it is therefore considered that the Commonwealth recover against the said Alexander Logan one cent the fine aforesaid and the costs in this behalf expended

Same
vs
Thomas Keeran } Upon an Indictment

This day came as well the Attorney prosecuting for the Commonwealth as the deft by his attorney and the defendants with the consent of the Court confess judgment for one cent fine and the costs it is therefore considered that the Commonwealth recover against the Thomas Keeran one cent the fine aforesaid and the costs in this behalf expended

On the Motion of George W Harneberger Adam C Bear & William H H Miller personal representative of Jacob Miller dec'd who was security for Catharine E Kerfley in her official bond as adm'x de bonis non with the will annexed of S Clair D Kirtley be summoned to appear here on the first day of the next term to shew cause if any she can why her power and authority as such adm'x shall not be revoked and annulled

Elizabeth Whitmore Pltff
vs
Christian Funk & Deft } Upon a notice to recover interest under the several act of the General Assembly of Virginia staying the collection of debts for a limited period

This day came the pltff by her attorney and it appearing that the defts have had legal notice of this motion and they being solemnly called and not appearing It is considered that the pltff recover against the defendants $36.00 with legal interest thereon from this day and the costs by the plaintiff in this behalf expended

William H C Hamrick Comr of the Revenue for this County presents an account against the Commonwealth amounting to $26.20 which being sworn to in Court was examined and allowed by the Court and ordered to be certified to the Auditor of Public Accounts and it is further certified that the said Commissioner returned a list of 211 Births & 93 Deaths which returns are accurately and fully made and returned within the time prescribed by law

On the Motion of Shem Bowman. and it appearing that more than three months have elapsed since the death of Jacob Armentrout. and no person having applied for administration upon his estate. it is ordered that his said estate be committed to the Sheriff of this county for administration according to law

Samuel Frank Pltff
vs
George W Berlin Deft
for Wm McMorris
} Upon a Notice to be received as one of the securities of George W Berlin as guardian

On Motion of the Pltff it is ordered that this cause be placed upon the docket

Upon the petition of M Wittig & others for a new road in this county the writs of ad quod damnum awarded in this cause on behalf Joseph Dove & Wm McLearners heirs. being returned executed. it is ordered that the same be placed upon the docket

Commonwealth
vs
Richard Black
} In Bastardy

On Motion and for reasons appearing to the court it is ordered that this cause be continued until the next term at the costs of the defendant

Same
vs
Charles W Whisman
} In Bastardy

On Motion and for reasons appearing to the court. it is ordered that this cause be continued until the next term at the costs of Commonwealth

Commonwealth
vs
Christian Hall & tr
} Upon a Scire facias

On Motion and by consent of parties it is ordered that this cause be continued until the next term

Same
vs
George Mayler
} Upon a Scifa

The Same Order

Ordered that the Court be adjourned until to Morrow morning at 9 O'Clock

O. C. Sterling

Tuesday November 19th 1867

Present

Thos Sterling PJ. Josiah S Roller. Henry Beery } Gent
and Joseph Funkhouser } Justices

David Eiler Pltff
vs
The Abbott Iron Company Deft } Upon a warrant removed from before a justice of the peace

This day came the parties and by their attorney, and by consent of parties it is considered that the pltff recover against the Defendant the sum of forty dollars with legal interest thereon from the 31st day of October 1866 till paid, and the costs by the pltff in this behalf expended

Ordered that Thomas O Sterling be allowed the sum of Twenty four dollars for repairs to Chairs in the court room, which sum is to be paid out of any money belonging to the County of Rockingham, not otherwise appropriated

Commonwealth
vs
Edward Headen & } Upon an Indictment

On Motion and for reasons appearing to the court it is ordered that this cause be dismissed

Commonwealth
vs
David Lawsen } Upon an Indictment

On Motion and for reasons appearing to the court it is ordered that this cause be continued until the next term at the costs of the deft

Commonwealth
vs
Frank Broadus } Upon an Indictment

This day came as well the Attorney for the Commonwealth as the defendant by his attorney, who pleaded "Not Guilty" and thereupon came a jury to wit Wm Bryan, Adam Gavel, Martin Miller, Branson Armentrout, Wm Mk Sanfley Daniel Sanders, Henry Gisle, Abraham B Lincoln, Isaac Huffman, David H Mowe, George Gavel and Robert Cox who being elected tried and sworn the truth to speak upon the issue joined, and having heard the evidence, retired from the bar to consider of their verdict, and after some time returned into court & upon their oaths do say, "We the jury find the defendant guilty and assess his fine at five dollars". It is therefore considered that the Commonwealth recover against the said Frank Broadus the sum of five dollars the fine aforesaid and the costs by the Commonwealth in this behalf expended

Commonwealth
vs
Michael Kennedy } Upon an Indictment

This day came as well the Attorney for the Commonwealth & as the deft by his attorney who pleaded Not Guilty, to which the Attorney for the Commonwealth replies generally

Jacob J Frank Pltff
vs
George W Hogan Deft } In Case

It appearing to the satisfaction of the Court that the plaintiff is not an inhabitant of this state. on motion of the defendant by his Attorney it is ordered that this suit be dismissed at the next term, unless security for the payment of such costs and damages as may be awarded the defendant and also of the fees which will become due from the Plaintiff to the officers of this Court, be given with the Clerk within sixty days from this time

Commonwealth
vs
Wheaton Ritchie } Upon an Indictment

The Attorney for the Commonwealth saith that he will not further prosecute the defendant under the indictment aforesaid it is therefore ordered that this cause be stricken from the docket

Joseph Byrd Pltff
vs
John A Fishback & Defts } Upon a Notice to recover interest under the several acts of the General Assembly of Virginia staying the collection of debts for a limited period

On Motion it is ordered that this cause be placed upon the Docket

Commonwealth
vs
Michael Kennedy } Upon an Indictment

On Motion and for reasons appearing to the Court it is ordered that unless William Beeler the prosecutor in this cause on or before the Feby term next of this Court, give bond and security before the Clerk, for the payment of such costs and damages as may be awarded the defendant, and also all fees that may become due to the officers of this Court, then this cause shall be dismissed

Commonwealth
vs
Jacob P Effinger } Upon an Indictment for an Assault & Battery

This day came as well the Attorney for the Commonwealth as the deft by his Attorney who pleaded not Guilty to which the Attorney for the Commonwealth replied generally, and thereupon came a jury to wit. Andrew Long, W W White, Isaac Stone, Isaac Huffman, David H Moore, George Gowl, Henry Guile, Robert Cox, D A Heatwole, Martin Mueller, W Pollard & Wm M K Sawley who being elected tried and sworn the truth to speak upon the issue joined, and having heard the evidence retired from the bar 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 and fine him twenty seven dollars and 50 cts" It is therefore considered that the Commonwealth recover against the deft $27.50 the fine aforesaid and the costs by the Commonwealth in this behalf expended

Commonwealth
vs
Michael Flynn
} Upon an Indictment

This day came as well the Attorney for the commonwealth as the deft. and by consent, the defendant confessed judgment for one cent fine and the costs in this behalf expended. it is therefore considered that the commonwealth recover against the defendant one cent the fine aforesaid and the costs in this behalf expended

Martin Brenneman — Pltff
vs
George K Mayers — Deft
} Unlawful Detainer

On Motion and for reasons appearing to the Court. it is ordered that this cause be dismissed.

M D Coffman &
vs
J A Loewenback &
Pltffs / Defts } Upon a Writ of Ad Quod Damnum

The Same order

M D Coffman & others upon a petition for a road

The Same order

Daniel Huffman
vs
Davis Sipe
Pltff / Deft } Upon an Attachment

The Same order

Daniel Miller & Co
vs
Franklin Pence
Pltff / Deft } Upon an Attachment

The Same order

Philip Pharis
vs
Jacob J Frank
Pltff / Deft } Upon a Suggestion

The Same order

Forner & Clippenger
vs
John L Berry
Pltff / Deft } Upon an Attachment

The Same order

John R Kegler
vs
James L Heltzel &
Pltff / Defts } Upon a Suggestion

The Same order

Augustin Armentrout Pltff
vs
A N Peale Deft } Upon a Suggestion

The Summons aforesaid against the defendant being returned executed, and he being solemnly called comes not appearing it is ordered that he be summoned to appear here on the first day of the next term of this Court, to shew cause if any he can why he shall not be fined and attached for his said failure

James H Wolfrey Pltff
vs
Rudolph Tusk Deft } In Case

The Plaintiff having failed to give the security required by a former order of this Court, it is ordered that this cause be dismissed, and that the deft recover against the pltff his costs in this behalf expended

John F Lewis Pltff
vs
Addison Royer Deft } In Case

On Motion and for reasons appearing to the Court it is ordered that this Cause be dismissed

Eli Miller Pltff
vs
Joshua R Davies & Defts } In Debt

This day came the parties by their Attorney and thereupon came a jury to wit Abraham B Sinclair, Lewis Driver, Berlin Stokinoe, Branson Armentrout, Adam Good, Daniel Landes, James D Bryan, John C Flemming, Strother Bright, Thomas G Logan, Wm Ott, Wm Brenneman who being elected tried and sworn the truth to speak upon the issue joined and not having time to fully hear the case were adjourned until to morrow morning at 10 O'Clock

Ordered that the Court be adjourned until to morrow morning at 10 O'Clock
O. B. Sterling

Wednesday November 20th 1867

Present
O B Sterling P.J. Henry Beery, Josiah S Roller, Joseph Funkhouser } Gent Justice

Wm Wolfrey Pltff
vs
Wm E Deneale's admrs Deft } In Case

It appearing to the satisfaction of the Court that the pltff in this case is not an inhabitant of this Commonwealth it is ordered that unless the pltff or some one for him shall within sixty days give bond and security before the Clerk for all costs & damages the deft may sustain & all fees that may become due to the officers of this Court then this cause shall be dismissed

Samuel Swartz Pltff
vs
George & Carpenter Deft } Upon a Notice to amend a judgment rendered at the November Court 1886

This day came the pltff by his attorney and it appearing that the deft hath had legal notice of this motion and not appearing and it appearing from the papers filed in this cause that judgment was rendered & the said Pltff Samuel Swartz prays to George & Carpenter $279.87 Damages with interest from the 11th day of October 1886 and it appearing that said judgment was rendered for $86.84 too much. It is therefore considered that the pltff recover against the defendant the said sum of $86.84 with legal interest thereon from the 7th day of August 1887 till paid and his costs in this behalf expended

Ordered that Thomas VanZant be exempted from the payment of County and Parish taxes

John Woefe Pltff
vs
Alfred Sprinkel's ex'or Deft } In Debt

This day came the parties by their attornies and upon Motion and for reasons appearing to the Court it is ordered that this cause be continued until the next term at the costs of the defendant

Jesse Carver Pltff
vs
Wm L. Harrison Deft } In Case

This day came the parties by their attornies and by consent of parties it is ordered that this cause be dismissed and that the deft recover against the pltff his costs in this behalf expended

Emily F. Davis Pltff
vs
Peter Koontz's adm'r Deft } In Assumpsit

This day came the parties by their attornies and thereupon came a jury to wit Andrew Long, Henry Gaule, Ed White, Martin Miller Isaac Stone, Wm McKinley, David H. Moore, Robert Cox George Gowl, Isaac Huffman, E W Pollard and David A Heatwole who being elected tried and sworn the truth to speak upon the issue joined and having heard the evidence retired from the bar to consider of their verdict and after some time returned into Court and upon their oaths do say we the jury find for the plaintiff eighty nine dollars Damages with interest from the 28th day of February 1883 till paid It is therefore considered that the pltff recover against the defendant $89.00 the damages aforesaid with legal interest thereon from the 28th day of February 1883 till paid and the costs by the pltff in this behalf expended

Eli Miller Pltff
vs
Joshua R Mires & Deft } In Debt

This day came again the parties by

their attornies and the jury sworn and empannelled for the trial of this cause on Yesterday. appeared in Court in pursuance to their adjournment and having heared the evidence and argument of counsel retired from the bar to consider of their verdict & after sometime returned into Court and not being able to agree. by consent A B Lincoln one of said jurors was withdrawn and the balance from rendering a verdict were discharged and the trial of the issue is deferred until the next Term

Mathias Snyder Pltff
vs } In Case
Ely C Ammon Deft

It appearing that the defendant has departed this life. by consent of parties. it is ordered that this cause be revived and proceed in the name of Charles A Yancey admr of Ely C Ammon decd

Jacob P Effinger Pltff
vs } In Case
George W Keogan Deft

This day come the parties by their attornies and thereupon came a jury to wit Eli White. Henry Grile. Martin Miller. Aaron Long James W Bryan. Isaac Huffman. Robert Cox. David A Seamore. George Gowe Isaac Stone. Branson Hemmentrout & Eli W Pollard who being elected tried and sworn the truth to speak upon the issue joined and not having time to fully hear the cause were adjourned until to morrow morning at 10 Oclock

Michael W Bowman who have been duly summoned to appear here as witnesses on behalf of Jacob Shoupe's admr at the suit of Josiah Turner being solemnly called came not appearing. it is ordered that they be summoned appear here on the 30 day of this month to shew cause if any they can why they shall not be fined and attached for their failure of appearance

Ordered that the Court be adjourned until to morrow morning at 10 Oclock
O. C. Sterling

Thursday November 21st 1867

Present
O C Sterling PJ. Henry Beery. Joseph Funkhouser } Gent
and Josiah S Roller } Justices

George Bruffy's admrs Pltff
vs } In Case
George E Pence Deft

This day come the parties by their attornies and by consent of parties it is ordered that this cause be dismissed and that the plaintiffs recover against the defendant his costs in this behalf expended

Joseph Moyers Pltff
vs
Henry Miller Deft
} In Debt

This day came the parties by their attornies and by consent of Parties it is considered that the pltff recover against the defendant $65.00 Damages with legal interest from the 8th day of November 1867 till paid (and no costs)

Jacob Pfeffinger Pltff
vs
George W Hogan Deft
} In Case

This day came again the parties by their attornies and the jury sworn and empannelled on yesterday for the trial of this cause on yesterday appeared in Court in pursuance to their adjournment and having fully heard the evidence retired from the bar to consider of their verdict and after some time returned into Court and upon their oaths do say, We the jury find upon the accounts and papers that the defendant by reason of his offsetts is entitled to recover of the pltff the sum of $2.75 above the plaintiffs demand. It is therefore considered that the deft recover against the Pltff the said sum of $2.75 with legal interest thereon from this day and the the costs by the defendant in this behalf expended

Joseph Randall Pltff
vs
Abraham Armentrout Deft
} In Case

This day came the parties by their attornes and thereupon came a jury to wit David H Moore, Abraham B Lincoln, Levis Driver, Jacob Simmers, Wm M Swayley, Daniel Landes, Adam Gowl, Reuben A Whitmore, Thomas G Logan, David H Bowman, William Sandy and Harvey Lisley who being elected tried and sworn the truth to speak upon issue joined and having heard the evidence and argument of counsel retired from the bar 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 and assess the damages to which plaintiff is entitled to be one cent and thereupon the defendant moved the Court to set aside the said verdict, which motion the Court takes time to consider

John Evers' admrs Pltffs
vs
AH Peale & Deft
} In Covenant

This day came the parties by their attornies and thereupon came a jury to wit EE White, Martin Miller, Branson Armentrout, Abraham Armentrout, David Alexander, Andrew Long, Isaac Stone, Henry Gowl, Robert Cox, George Gowl, E W Pollard and Isaac Huffman who being elected tried and sworn the truth to speak upon the issue joined and not having time to fully hear the case were adjourned until to-morrow morning at 10 O'Clock

Ordered that Wm L Effinger, Attorney for the Commonwealth be allowed twenty five dollars for five cases of Misdemeanor prosecuted and tried at the present term, which is ordered to be certified to the Auditor of Public accounts

John Deshler Pltff
vs
John R Bowman Deft } In Case

On Motion and for reasons appearing to the Court it is ordered that this cause be dismissed

Wm Kerr's admr. Pltff
vs
D Pennybacker Deft } In Assumpsit

This day came the parties by their attornies and the defendant by his attorney who pleaded Non. Assumpsit to which the Pltff replied generally and thereupon the fragment obtained in the office is set aside and the trial of the issue is referred until the next term

Ordered that the Court be adjourned until to morrow morning at 10 O'Clock
O. G. Sterling

Friday November 22d 1867

Present
O. G. Sterling P.J. Joseph Trunkhauser } Gent
Josiah S Roller Henry Beery } Justices

Noah W Beery who has been duly drawn and summoned to appear here as a juror being solemnly called and not appearing. it was ordered that he be summoned to appear here forthwith to shew Cause if any he can why he shall not be fined and attached for his said failure.. and thereupon the said Noah W Beery being summoned appeared and was examined on oath. on Consideration whereof it ordered that he be fined five dollars for his said Contempt. It is therefore Considered that the Commonwealth recover against the Noah W Beery the said fine of five dollars. and the costs of said rule

Ordered that Jacob Hoover gardener be appointed surveyor of precinct No in place of Isaac Shehart

John Evers' admr. Pltff
vs
A N Pearson Deft } In Covenant

This day came again the parties by their attornies and the jury whom was empannelled on yesterday for the trial of this cause appeared in Court in pursuance to their adjournment and having fully heard the evidence retired from the bar to consider of their verdict and after some time returned into Court and upon oath do say "We the jury find for the plaintiff $40.83 with interest from the 9th day of November 1863. It is therefore Considered that the plaintiff recover against the Defendants the said sum of $40.83 with legal interest thereon from the said 9th day of November 1863 till paid and the costs in this behalf expended

John Evers' admrs Pltff
vs
Samuel Goode & Defts } In Covenant

This day came the parties by their attornies and thereupon came a jury to wit. Wm M^t Sanfley. Revlin A Whitmore. Adam Gowe Lewis Driver. Daniel Sanders. Jacob Simmers. David C Moore. Abraham B Lincoln. Thomas G Logan. John C Beery. Joseph Armentrout & Henry Darrow who being elected tried and sworn the truth to speak upon the issue joined and having fully heard the case retired from the bar to consider of their verdict and after some time returned into Court and upon their oaths do say "We the jury find for the plaintiff ninety two dollars and fifty cents part of the debt in the declaration mentioned". It is therefore considered that the pltff recover against the defendants the said sum of $92.50 with legal interest thereon from this day and the costs by the pltff in this behalf expended

Same Pltff
vs
James W Bryan & Defts } In Debt

This day came the parties by their attornies and thereupon came a jury to wit Andrew Long. Robert Cox. Noah W Beery. Isaac Stone. Isaac Hoffman. E W Pollard. Martin Miller. Henry Gwin. George Gowe. David B Heaton. Branson Armentrout & C C White who being elected tried and sworn the truth to speak upon the issue joined and not having time to fully consider of the case. were adjourned until to morrow morning at 10 O'Clock

Jacob Price Pltff
vs
John Bowman Jr Deft } In Debt

This day came the parties by their attornies and thereupon the defendant confessed judgment saving equity for the debt in the declaration mentioned with legal interest and costs. It is therefore considered that the pltff recover against the defendants $1000 the debt in the declaration mentioned with legal interest thereon from the 8th day of January 1862 till paid and the costs in this behalf expended

Thomas K Miller who has been duly summoned to appear here as a witness on behalf of Jacob Miller & at the suit of B F Walker a prisoner being solemnly called and not appearing. it is ordered that he be summoned to appear here on Wednesday next to shew cause if any he can why he shall not be fined and attached for his failure aforesaid

Jacob J Frank Pltff
vs
George W Hogan Deft } In Case

This day came the parties by their attornies and it appearing that the pltff is not an inhabitant of this State. security for costs was required and thereupon John C Woodson & Wm B Compton acknowledged themselves bound as such security & the trial of the issue is deferred until the next Term

Joseph Ranard Pltff
vs
Abraham Armentrout Deft } In Case

This day came the parties by their Attorneys and the defendant by his Attorney with a new his motion to set aside the verdict in this cause and grant him a new trial in this cause. And the Plaintiff by his Attorney moved the Court to grant him a certificate according to law that he was entitled to recover his costs which motion the Court doth overrule. It is therefore considered that the pltff recover against the deft one cents as ascertained by the jury and no costs

Jacob Miller's exors Pltffs
vs
Solomon Simmons Deft } In Debt

On Motion ordered for reasons appearing to the Court it is ordered that this cause be dismissed

Wm Webb. Charles McDowell. Henry Forney John Dowd & Lewis F. Gaither who have been duly summoned to appear here as witnesses on behalf of Jeremiah Dowd ads N W Coleman being solemnly called and not appearing. it is ordered that they be summoned to appear here on Monday the 25th day the present Month to shew cause if any they can why they shall not be fined and attached for their failure aforesaid

George Fawcett Pltff
vs
John Shumaker Deft } In Case

This day came the parties by their attornies and on motion and for reasons appearing to the Court it is ordered that this cause be continued until the next term at the costs of the Pltff

Ordered that the Court be adjourned until to morrow morning at 10. O'Clock

O. A. Sterling

Saturday Nov. 23d 1867

Present
O. A. Sterling P.J. Henry Beery, Josiah S. Rollem Gent
Joseph Funkhouser } Justices

George Piner & Risdon Robinson who has been duly summoned to appear here as a witness on behalf of Henry McDonnan ads Israel Minnich being solemnly called and not appearing it is ordered that they be summoned to appear here on the third day of the Fifty term Tuesday next to shew cause if any they can why they shall not be fined and attached for their failure aforesaid

Wm A. Armentrout & Isabella Dever who has been duly summoned to appear here as a witness on behalf Henry Dever's adms against Julia Ann Dever. being solemnly called and not appearing it is ordered that they be summoned to appear here on monday next to shew cause if any they can why they shall not be

fined and attached for their failure aforesaid

Abraham Miller Pltff
vs
Charles S Weaver Deft } Upon a Notice to recover interest under the several acts of the General Assembly of Virginia staying the collection of debts for a limited period

It appearing that the defendant hath had legal notice of this motion and he failing to appear it is considered that the plaintiff recover against the defendant $30.94 with legal interest thereon from this day and the costs by the pltff in this behalf expended

John Evans' admr. Pltff
vs
James McBryan &c Defts } In Debt

This day came the parties by their Attorneys and the jury sworn and empannelled on yesterday for the trial of this cause appeared in Court in pursuance to their adjournment and having fully heard the case retired from the bar to consider of their verdict & after some time returned into Court and upon their oaths do say We the jury find for the pltff in the sum of forty two dollars and fifty cents part of the debt in the declaration mentioned It is therefore considered that the pltff recover against the defts the said sum of $42.50 with legal interest from this day November 1865 till paid and the costs in this behalf expended

B F Walker assignee Pltff
vs
Jacob Miller & Defts } In Debt

This day came the parties by their Attornies and thereupon came a jury to wit James W Bryan Davis H Moore Adam Gowl O Revelin A Whitmore Daniel Lanares Abraham B Lincoln Wm M K Saufley Jacob Simmers Lewis Driver Thomas G Logan Davies M Huffman & George W Adams who being elected tried and sworn the truth to speak upon the issue joined and having heard the evidence retired from the bar to consider of their verdict and after some time returned into Court and upon their oaths do say We the jury find for the defendants It is therefore considered that the defendants recover against the pltff their costs about their defence in this behalf expended

Huffman & Carpenter Pltff
vs
Wm & Alex Michael Deft } In Assumpsit

This day came the plaintiffs by their Attorney and neither party requiring a jury the Court proceeded to execute the writ of enquiry and doth ascertain the damages to which pltffs are entitled to be $93.46 and that time from which interest thereon shall run to be the 3d day of January 1866 It is therefore considered that the plaintiff recover against the defendants the said sum of $93.46 with legal interest thereon from the 3d day of January 1866 till paid and the costs by the pltff in this behalf expended

Peter Koontz's admr. Pltff
vs
George Sanfley Deft } In Assumpsit

This day came the pltff by his attorney and thereupon the defendant withdrew his plea it is therefore considered that the pltff recover against the defendant the sum of $285.00 with legal interest thereon from the 3d day of January 1883 till paid and the costs by the plaintiff in this behalf expended

Overseers of the Poor Pltff
vs
Joseph Wineguard & AJ Longacre Defts } Upon a Notice

This day came the pltff by attorney and it appearing that the defendants had had legal notice of this motion and they being solemnly called and not appearing. it is considered that the pltff recover against the defendants $25.00 with legal interest from the 9th day of August 1887 till paid and the costs by the pltff in this behalf expended

Catharine Kistley Pltff
vs
AJ Sigler &c Deft } In Debt

This day came the parties by their attornies and thereupon the defendants withdrew their plea. It is therefore considered that the pltff recover against the defts $75.00 the debt in the declaration mentioned with legal interest thereon from the 4th day of October 1885 till paid and the costs by the pltff in this behalf expended

Newman McCane Jr Pltff
vs
Jeremiah Dare Deft } In Debt

On Motion and for reasons appearing to the Court it is ordered that this cause be continued until the next term at the costs of the defs

Elizabeth Koontz Pltff
vs
BE Long Deft } In Case

The Same order

Same Pltff
vs
BS VanPelt Deft } In Case

The Same order

John McBrufby &c Pltff
vs
NJ Johnson &c Deft } In Trespass

The Same order

Wm Hinkel is pro ffd McKratzer In Trespass. On motion and for reasons appearing to the Court it is ordered that this cause be dismissed

Commonwealth Pltff
vs
Thomas Branham Deft } Upon an Indictment

This day the Attorney for the commonwealth and the Summons awarded against the defendant being returned executed & he failing to appear it is ordered that a Capias be awarded against him according to law, returnable to the February term next of this Court

Henry Buell Pltff
vs
James Mooberry Deft } In Case

This day came the parties by their attornies whereupon came a jury to wit Andrew Long, Abraham Whitmore Robert Leary Noah McBeery Peter Long, Isaac Stone, Eli Pollard Martin Miller George Gowle, and Daniel McGaheee, Branson Armentrout & Eli White who being elected tried and sworn the truth to speak upon the issue joined and having heard the evidence retired from the bar to consider of their verdict and after some time returned into Court, and upon their oaths do say "We the Jury find for the defendant" it is therefore considered that the deft recover against the Pltff his costs about his defence in this behalf expended

Ordered that the Court be adjourned until Monday Morning at 10 O'Clock
O. B. Sterling

Monday November 25 1887

Present
Ole Sterling PJ. Joseph Trumbhower. Henry Beery } Gent
Josiah S Roller } Justices

Henry Derrer's adm'r
vs
Julia Ann Derrer & } Upon a rule against Member Armentrout for failing to Attend as a witness on behalf of the Pltff

On Motion and for reasons appearing to the Court it is ordered that the said rule be discharged

It appearing that Ole Ammon late Sheriff of this County and as such adm'r of Henry Derrer dec'd has departed this life it is ordered that the estate of Henry Derrer be committed to Samuel R Alleback Sheriff of this County for administration

Henry Derrer's adm'r Pltff
vs
Julia Ann Derrer & Defts } In Case

This day came the parties by their Attornies and on Motion it is ordered that this cause be revived and proceed in the name of Samuel R Alleback Sheriff of Rockingham County and as such adm'r of Henry Derrer dec'd

Jason N Bruffy Pltff
vs
Rudolf Kagy Deft } In Assumpsit

This day came the parties by their Attornies and thereupon came a jury to wit Ebl White. David H Moore. E W Pollard. Isaac Stone Jacob Simmons. Noah W Beery. Andrew Long Daniel Landes James W Bryan. Reuben A Whitmore. Robert Cox. and C Brunner Armentrout who being elected tried and sworn the truth to speak upon the issue joined and having heard the evidence retired from the bar to consider of their verdict and after some time returned into Court and upon their oaths do say "We the jury find for the defendant" It is therefore considered that the defendant recover against the plaintiff his costs about his defence in this behalf expended

Aaron Pence and Jacob G Neff who have been duly summoned to appear here as witness on behalf of Samuel Garber against John Bauman &c being solemnly called and not appearing, it is ordered that they be summoned to appear here on Wednesday next to shew cause if any they can why they shall not be fined and attached for their failure aforesaid

Samuel Arehart Pltff
vs
George Sawfley Deft } In Debt

This day came the parties by their Attornies and thereupon came a jury to wit Martin Miller. Lewis Driver. George Gowe. Adam Gowe Thomas G Logan. John H Beery. Christian Niswander. Abraham B Lincoln Wm Armentrout John Broughton. Strother Sheets & Abraham Whitmore who being elected tried and sworn the truth to speak upon the issue joined and having heard the evidence upon their oaths do say "We the jury find for the Plaintiff $112.79 part of the debt in the declaration mentioned with interest thereon from the 30th of November 1863" It is therefore considered that the plaintiff recover against the Defendant the said sum of $112.79 with legal interest thereon from the said 30th day of November 1863 till paid and the costs by the pltff in this behalf expended

Wm G Locke Pltff
vs
E W Jones Deft } In Case

This day came the parties by their Attornies and thereupon on motion and for reasons appearing to the Court it is ordered that this cause be continued until the next term at the costs of the deft

Ordered that Jacob Byerly be appointed a committee to take charge of the person and property of Frances Sipe a person of unsound mind and thereupon the said Jacob Byerly appeared in Court and together with Robert Cox his security (who justified as to his sufficiency) entered into and acknowledged a bond in the penalty of six hundred dollars conditioned as the law requires

Hiram K Dever Pltff
vs
Peachy Wine &c Defts } In Debt

This day came the parties by their attornies whereupon came a jury to wit Andrew Long. Branson Armentrout. David Moore. Isaac Stone. Reubin A Whitmore. Noah W Berry & Elv Pollard Robert Coxe. Wm M K Sawley & Elv White. Daniel Landes and James W Bryan who being elected tried and sworn the truth to speak upon the issue joined and not having time to hear all the evidence are adjourned until to morrow morning at 10 O'Clock

Ordered that the court be adjourned until to morrow morning at 10 O'Clock

C. A. Sterling

Tuesday November 26th 1867

Present

A. Sterling P.J. Henry Berry. Joseph Funkhouser and Josiah S Roller } Gent Justices

Jacob E Harnsberger Pltff
vs
Joseph H Kite Deft } Upon a notice to recover interest under the several acts of the general assembly of Virginia staying the collection of debts for a limited period

This day came the plaintiff by his attorney and it appearing that the deft hath had legal notice of this motion and they being solemnly called and not appearing, it is considered that the plaintiff recover against the deft $130.12 (being equal to one years interest on debt due from Deft to plaintiff) with legal interest thereon from this day. and the costs by the pltff in this behalf expended

John Beam Pltff
vs
John K Berry Deft } Upon a notice to recover interest under the several acts of the general assembly of Virginia staying the collection of debts for a limited period

This day came the pltff by his attorney and thereupon the deft appeared in Court and confessed judgment for $60.00 the amount in said Notice mentioned. with legal interest thereon from this day. and the costs by the pltff in this behalf expended

James F Lowman who has been duly summoned to appear here as a witness on behalf of Hiram K Dever against Peachy Wine &c being solemnly called and not appearing it is ordered that he be summoned to appear here on tomorrow morning to shew cause if any he can why he shall not be fined and attached for his failure aforesaid

Hiram K Dever Pltff
vs
Peachy Wine &c Defts } In Debt

This day came again the parties by their attornies. and the jury sworn and empannelled on yesterday for the trial of this cause appeared in Court in pursuance of their adjournment. and not having time to fully hear the parties were adjourned untill to morrow morning 10 O'Clock

Ordered that the Court be adjourned untill to morrow morning at 10. O'Clock.

O. C. Sterling

Wednesday November 27. 1867

Present

Ol Sterling PJ. Josiah S Roller. Henry Beery } Gent
Joseph Funkhouser } Justices

Hiram K Dever Pltff
vs
Peachy Wine &c Defts } In Debt

This day came the parties by their attornies. and the jury sworn and empannelled on Monday last for the trial of this cause appeared in Court in pursuance to their adjournment. and having heard the evidence and argument of counsel retired from the bar to consider of their verdict and after sometime returned into court and not being able to agree. were adjourned untill Friday morning next at 10 O'Clock

Ordered that the Court be adjourned untill Friday Morning next at 10 O'Clock

O. C. Sterling

Friday November 29. 1867

Present

Ol Sterling PJ. Henry Beery. Josiah S Roller } Gent
and Joseph Funkhouser } Justices

Thomas E Carsen wife Pltff
vs
Ada Cattett Deft } In Assumpsit

This day came the plaintiffs by their attornies. and neither party requiring a jury the Court proceeded to execute the writ of enquiry and doth ascertain the damages to which the pltff is entitled to be $350.00 and the time from which interest thereon shall run to be the 1st day of January 1864 It is therefore considered that the plaintiff recover against the defendant the said sum of $350.00 with legal interest thereon from the said 1st day of January 1864 and the costs by the pltff in this behalf expended

Same Pltff.
vs
George Cattett Deft } In Assumpsit

This day came the plaintiffs by their attornies and neither party

party requiring a jury the Court proceeded to execute the writ of enquiry, and doth ascertain the damages to which the pltffs are entitled to be $350.00 and the time from which interest thereon shall run to be the 1st day of January 1814. It is therefore considered that the pltffs recover against the deft $350.00 the damages aforesaid with legal interest thereon from the 1st day of January 1814 till paid, and the costs by the pltffs in this behalf expended

Jacob Barley for — Pltff
vs
Adam H Brewer — Deft
} In Debt

This day came the parties by their Attornies and it appearing that no judgment was entered in this cause in pursuance to the verdict of the jury rendered in this cause at the August term last. It is therefore considered that the pltff recover against the Defendant $78.93 the amount due by the verdict aforesaid, with legal interest thereon from the 24th day of August 1807 till paid and the costs by the pltff in this behalf expended

Ann E Coffman — Pltff
vs
Joseph S Coffman — Deft
} In Case

On Motion and by consent of parties it is ordered that this cause be dismissed

Samuel Trunkhauser's adm — Pltff
vs
E S Huffman — Deft
} In Debt

The same order

Perry Baugher for — Pltff
vs
Fayette Cole — Deft
} In Debt

The same order

John N Vanlew — Pltff
vs
J J Little — Deft
} In Asumpsit

The same order

John L Morrison — Pltff
vs
George C Deneale. Geo W Stanley and R M Mooney — Defts
} In Covenant

This day came the parties by their Attornies and by consent of parties by their Attornies. it is ordered that this cause be dismissed and that the plaintiff recover against the defendants his costs in this behalf expended

Jeremiah Tommay's adm'rs Pltff
vs
Henry C Sipe Deft } In Assumpsit

This day came the parties by their attornies and the defendant by his attorney pleaded Non assumpsit to which the pltff replied generally and thereupon the judgment and writ of enquiry obtained in the office is set aside and the trial of the issue is deferred until the next Term and leave is reserved to the deft to file Special pleas

Ely Way Pltff
vs } In Assumpsit
Isaac Hardesty Deft

The Same order

Allen Paine Pltff
vs } In Assumpsit
Jacob Kline exrs Deft

The Same order

Wm P Bloce Pltff
vs } In Assumpsit
John M Falls Deft

The Same order

Thomas K Hannsberger Pltff
vs } In Assumpsit
Wm Kinsey Deft

The Same order

Lucinda Yancey Pltff
vs } In Assumpsit
Same Deft

The Same order

Joseph Longley Pltff
vs } In Case
Andrew Teuchtenberger Deft

The Same order

Philip Bliss & Co Pltff
vs } In Case
Samuel Barley Deft

The Same order

Wm & C Ruffner & Co Pltff
vs } In Assumpsit
William Peters Deft

The Same order

Jacob Beem Pltff
vs
J P Pence Deft } In Debt

This day came the parties by their attornies and the defendant by his attorney pleaded payment and Statutes of Limitation to which the pltff replied generally. and thereupon the judgment obtained in the office is set aside and the trial of the issue is deferred until the next term. and leave is reserved to the deft to file special pleas

Wm Snow Pltff
vs
Abraham Good Deft } In Debt

This day came the parties by their attornies and the defft by his attorney pleaded payment and filed an account & set offs which he desires to prove upon the trial of this cause. to which the pltff replies generally, and thereupon the judgment obtained in the office is set aside and the trial of the issue is deferred until the next term

Josiah Roller Jun Pltff
vs
G W Berlin Deft } In Debt
The Same order

Wm M Flemming Pltff
vs
Henry McDonnan Deft } In Debt
The Same order

Wm M Ruffner & Co Pltff
vs
Wm Peters Defts } In Debt
The Same order

Daniel May's admrs Pltff
vs
Jeremiah Showalter Deft } In Debt

This day came the parties by their attornies and on motion of the pltff leave is granted him to amend his declaration which was done accordingly and thereupon the defft pleaded payment to which the pltff replied generally and thereupon the judgment obtained in the office is set aside and the trial of the issue is deferred until the next term Leave is reserved to the defft to file special pleas

Samuel Funkhouser's admrs Pltff
vs
W R Long Deft } In Debt
This day came the parties by their attornies & the defft pleaded payment & Conclusion & Contract. to which the pltff replies generally & thereupon the judgment obtained in the office is set aside & the trial of the issue deferred until the next term

John Tenant Pltff
vs
J & H Hannsberger Deft } In Case

This day came the parties by their attornies and the deft by his attorney pleaded Not Guilty to which the pltff replied generally and thereupon the writ of enquiry and judgment obtained in the office is set aside and the trial of the issue is deferred until the next term and leave is reserved to the deft to file special pleas

Richard Kinsley Pltff
vs
Same Deft } In Case

The Same Order

John C Walker Pltff
vs
Noah W Shuler Deft } In Case

The Same order

Lewis Driver Pltff
vs
G W Beery & others (Defts) } In Chancery

This cause came on to be further heard this 29th day of November 1867. upon the papers heretofore read, the proceedings heretofore had and the report of Commissioner John C Wesson appointed by a former Decree in this cause to sell the seven acres of land in the Bill and proceedings mentioned setting forth that he had advertised and sold the said seven acres of land to Noah W Beery at the price of $165. per acre, one third payable on the confirmation of the sale and the rest one in two equal annual payments from the 2nd day of November 1867, all with interest from the day of sale, to which report there being no exception, the same is confirmed and said Commissioner is directed to withdraw the Bonds of the purchaser, and collect the same as they fall due, and after paying the costs of suit and expenses of sale, and deducting the usual Commissions, divide the same among the parties according to their respective interests, and report to this Court in order to a final decree. If the said Noah W Beery desires it, said Commissioner will execute to him a deed for said land, and acknowledge it for record, reserving however a lien thereon for the purchase money

Deborah Bowman's adm'r Pltff
vs
John Bowman &c Defts } In Debt

This day came the parties by their attornies and the defts plead a payment to which the pltff replied generally & thereupon the judgment obtained in the office is set aside & the trial of the issue is deferred until the next term, & leave is reserved to the defts to file special pleas

Thomas K Hannsberger Pltff
vs
Joseph Stover &c Defts } In Debt

The Same order

Hiram N. Dever Pltff
vs
Peachy Wine &c Defts } In Debt

This day came the parties by their Attornies and the jury sworn and empannelled on Monday last for the trial of this cause appeared in Court in pursuance to their adjournment and retired from the bar to consider of their verdict and after some time returned into Court and not being able to agree, Robert Cox one of said jurors was withdrawn and the balance from rendering a verdict were discharged and the trial of the issue is deferred until the next term

Henry Dever's admr Pltff
vs
Julien Ann Dever & Deft } In Case

This day came the parties by their Attornies, and thereupon came a jury to wit Jacob Simmons, Martin Miller, Adam Gowe, Isaac Huffman, Levis Driver, Abraham B Lincoln, George Gowe, John D Berry, Philip Keller, Christian Riswanden, John D Carman and Geo L D Arey who being elected tried and sworn the truth to speak upon the issue joined and not having time to hear all the evidence were adjourned until to morrow morning at 10 O'Clock

Daniel N Kagy's admr Pltff
vs
Andrew L Lindsey & Defts } In Debt

This day came the parties by their Attornies and the defendant by their attorneys pleaded payment to which the pltff replies generally and leave is granted to the defts to file special pleas and thereupon the fragment obtained in the office is set aside and the trial of the issue deferred until the next Term

Henry Hannsberger Jun Pltff
vs
Richard McKinsey Deft } In Assumpsit

This day came the parties by their Attornies and the deft pleaded Non assumpsit and Tender and plea an account of offsets which he desires to prove upon the trial of this cause to which the plaintiff by his attorney replies generally and thereupon the fragment and writ of inquiry obtained in the office is set aside and the trial of the issue is deferred until the next Term

Same Pltff
vs
Same Deft } In Assumpsit
The Same Order

Samuel Swinkhouser's admr Pltff
vs
D S Huffman Deft } In Covenant

This day came the parties by their Attornies and the defendant pleaded

Conditiones performed and not broken. and Statutes of limitation. to which the pff reply generally and thereupon the judgment and writ of enquiry obtained in the office is set aside and the trial of the issue is deferred until the next Term

Ordered that the Court be adjourned until to morrow morning at 10 O'Clock

A. B. Sterling

Saturday November 30th 1867

Present

Alb Sterling P.J. Henry Beery, Josiah b Rallen } Gent
and Joseph Funkhouser } Justices

Ordered that the fine imposed during the present Term against Noah Mc Beery for failing to appear as a juror be and the same is hereby remitted and released to the said Beery

Coffmans & Breuffy Plaffs } In Assumpsit
vs
Dorich Pennybacker Deft }

This day came the plaintiffs by their Attornies and neither party requiring a jury the Court proceeded to execute the writ of enquiry and to ascertain the damages to which the Plaffs are entitled to be $436.45 and the time from which interest thereon shall run to be the 17th day of April 1867 Rick Iowa It is therefore considered that the Plaffs recover against the deft $436.45 the damages aforesaid with legal interest thereon from the 17th day of April 1867 till paid and the costs by the Plaffs in this behalf expended

Same Plaff } In Assumpsit
vs
Daniel Mampler Deft }

This day came the plaintiffs by their Attornies and neither party requiring a jury, the Court proceeded to execute the writ of enquiry and to ascertain the damages to which the plaintiffs are entitled to be $302.10. and the time from which interest thereon shall run to be the 31st day of May 1867. It is therefore considered that the Plaffs recover against the Defs $302.10 the damages aforesaid with legal interest thereon from the said 31st day of May 1867 till paid, and the costs by the Plaffs in this behalf expended

Ordered that a Rule be awarded against John Beery Sen & Nathaniel Britten returnable to the next term of this Court to shew cause why the award made by R.P. Fletcher, John H Ralston Jr & Jonas A Loeffenbach on the 20th day of March 1866 between said parties & Same Beery of the one part and John Mc Miller & others of the other part to shew cause why said award shall not be made the judgment of the Court

A.J. Nicholas presented in Court an account against the Commonwealth amounting to $9.40 which being sworn to in Court, was examined and allowed by the Court and ordered to be certified to the Auditor of Public accounts

Edward Huff for Pltff
vs
Z Crigler Deft } In Covenant

This day came the plaintiff by his attorney and neither party requiring a jury the Court proceeded to execute the writ of enquiry and doth ascertain the damages to which the pltff is entitled to be $78.87 and the time from which interest thereon shall run to be the 2nd day of March 1887. It is therefore considered that the pltff recover against the Deft the said sum of $78.87 with legal interest thereon from the said 2d day of March 1887 till paid and the costs by the pltff in this behalf expended

Jason N Barfoot Pltff
vs
Rudolph Nagy Deft } In Delt. upon an Attachment

This day came again the parties by their attorneys and thereupon the pltff tendered a bill of exceptions to actions and opinions of the Court, had and delivered upon the trial of this cause, which was signed, sealed ~~and delivered~~ and ordered to be made a part of the record

Jacob Price Pltff
vs
John Bowman Jr Deft } In Delt

This day came again the parties by their attornies and the pltff agrees to allow and release to the defendant $200.00 against this judgment that being an amount equivalent to the discount on $1000. in the declaration demanded when reduced from Confederate States currency to gold. To which release the defendant by his counsel objects

Jacob Raines &c Pltff
vs
Charles B Yancey's adm'rs Deft } Upon a Notice to correct a judgment rendered at the November term 1866 of this Court

This day came the parties by their attornies and by consent, & it appearing that the said judgment was rendered for $76.08 in excess of the amount then due. It is therefore considered that the said Jacob Raines &c recover against the said adm'rs the said sum of $76.08 with legal interest thereon from the 14th day of Sept 1865 but no costs

Samuel Trunkhouse's adm'r Pltff
vs
P S Roller Deft } In Delt

This day came the parties by their attornies and the deft pleaded payment to which the pltff replied generally, and leave is reserved to the deft to file special pleas. and thereupon the judgment obtained in the office is set aside and the trial of the issue is deferred until the next term

On the Motion of William L Harrison one of the executors named in the last will and testament of Jason Harrison dec'd who made oath thereto according to law and together with Abner J Nicholas his security (who justified as to his sufficiency) entered into and acknowledged a bond in the penalty of

one thousand dollars conditioned as the law requires

Samuel Frankhauser's adm'r Pltff
vs
P S Roller Deft
} In Covenant

This day came the parties by their attornies and the deft pleaded payment and at the same time files an account of offsets which he desires to prove upon the trial of this cause. to which the pltff replies generally and thereupon the judgment and writ of enquiry obtained in the office is set aside and the trial of the issue is deferred until the next term

Same Pltff
vs
Same Deft
} In Covenant
The Same order

Samuel Frank Pltff
vs
G W Berlin Deft
} Upon a Notice

This day came the plaintiff by his Attorney and the defendants appeared in Court and refused to give counter or new security as garnishee for Wm Mc Morris, it is therefore considered and ordered that his power and authority of the said G W Berlin as such garnishee be revoked and annulled and that the pltff recover against the deft his costs in this behalf expended

S P Reamer Jailor of this County presented an account against the Commonwealth amounting to twenty two dollars which being sworn to in Court was examined and allowed by the Court and ordered to be certified to the Auditor of Public accounts

Ordered that the following named persons be allowed the sums affixed to their respective names for jury service during the present term to be paid by the Commonwealth viz

Martin Miller	$1 00	Henry Grube	$1 00	Robert Lee	$1 00
Isaac Huffman	1 00	Andrew Long	50	Daniel Lanaes	50
George Gowe	1 00	Eli White	50	Jas Wm Bryan	50
Branson Armentrout	50	David A Heatwole	50	Isaac Stone	50
Adam Gowe	50	David H Moore	1 00	A B Lincoln	50
Wm M K Sanfley	1 00	Eli Pollard	50		

Certf to Aud

which sums are ordered to be certified to the Auditor of Public accounts and it is ordered that the Sheriff of Rockingham County pay the same to the persons entitled thereto

Ordered that all the causes on the Docket not tried or otherwise disposed of during the present term be continued until the next term

Ordered that the following names persons be allowed the sums affixed to their respective names for jury service during the present term to be paid by the County of Rockingham viz

Henry Grace	✓	$ 5	00	Robert Cox	✓	$ 12	75	John Long		1	25
Isaac Huffman	✓	12	75	Andrew Long	✓	12	00	Daniel Landes	✓	12	00
George Gowe	✓	12	75	Noah McBeen	✓	11	25	C C White	✓	12	00
Wm Bryan	✓	12	00	Branson Armentrout	✓	12	00	Lewis Shiver	✓	13	75
David A Heatwole	✓	12	00	Isaac Stone	✓	12	00	Adam Gowe	✓	13	25
David H Moore	✓	11	50	Reubin A Whitmore	✓	12	50	Abm B Lincoln	✓	13	25
Wm M K Sanfley	✓	11	50	Jacob Summers	✓	13	75	C W Pollard		12	00
Jno C Flemming		1	25	Strother Bright	✓	1	25	Wm Ott		1	25
Wm Brenneman		1	25	Abm Armentrout	✓	3	75	Thos G Logan	✓	1	50
D M Huffman	✓	1	25	Geo W Adams		1	25	Jno H Beery	✓	6	25
Wm Armentrout	✓	1	25	Jno Croushorn		1	25	Strother Sheets		1	25
Abm Whitmore	✓	3	75	Philip Yeakley	✓	2	50	Chr Niswander	✓	2	50
G W Arey	✓	2	50	Jno A Carman	✓	2	50	I H Bowman		1	25
Wm Sandy	✓	1	25	Harvey Lisky	✓	1	25	J P Armentrout	✓	1	25
								Henry Derrow	✓	1	25

Ordered that the Sheriff of this County pay the said sums to the several person entitled thereto

Henry Derrow's adm'r Pltff
vs
Julia Ann Derrow &c Defts } In Case

This day came again the parties by their attornies and the jury sworn and empannelled on yesterday for the trial of this cause appeared in Court in pursuance to their adjournment and having heard the evidence and argument of Counsel retired from the bar to consider of their verdict and after some time returned into Court and upon their oaths do say "We the jury find for the defendants" and thereupon plaintiff moved the Court to set aside the said verdict on the ground that it was contrary to the evidence which motion the Court doth overrule It is therefore considered that the defendants recover against the plaff their costs in this behalf expended

Ordered that the Court be adjourned until the next Term

O. B. Sterling

Virginia

At a Court held for Rockingham County at the Court House thereof there of on Monday the the 6th day of December 1869

Present

O C Sterling P.J. Thomas Moore Philander Herring } Gent Justices
Jackson Olean

The Clerk of this Court presented in Court a list of deeds and other writings admitted to record in his office during the month of November 1869 which being seen and inspected by the Court is ordered to be entered on the minutes as follows. to wit

A Deed of Trust from Samuel J Shank to Ly McBerlin
A Deed of Bargain Sale from Conrad Longwise to George S Heinitt
A Deed of Trust from George Butler to J C Roller Trustee for Wm S Perry
A Deed of Bargain & Sale from Levis Caplinger's exr to Levi Ritchie
Same from Abraham Shaver wife to Levi Ritchie & trustees
Same from Conrad Sanger wife to Jacob Sanger
Same from Same to John Sanger
Same from C S Yancey wife to A J Warfield
Notice of Attachment Michael McBowman vs William Swan
A Deed of Bargain Sale from Wesley Dean wife to Stephen H Conley
Same from John D Swank wife & to Timothy Funk
Same from Samuel H Myers to Jonas Earley
Same from Daniel Carnes wife to Levi Myers
Same from Joel Sanger to John Miller & trustees
Same from Daniel Gladwell to Abraham Good
Same from John M D Nicholas wife to George Eutzler
Same from Daina Shirkey Com'r to Wm H Ruffner
Same from Ambrose Heenkel to A S Miller
Same from Philip Michael to Wm Y H Akite
Same from John Bowman wife to Sarah J Leake
Same from same to John B Raish
Same from Joseph B Myers to Barbara F Glaber
Same from E W Jones wife to Sarah J Leake
Same from Henry Snyder wife to John Baker
Same from Joseph Gongwer wife & to Same
Same from Emanuel Roller wife & to Daniel Sluss
Same from Same to Same
Same from Macajah Shifflett wife to Same
Same from Matilda Powell to John R Long
Same from Same to James G Maiden
Same from J R Davis Executor to Joseph D Price
Same from Douglas Gray to John Long
Same from M Harvey Effinger wife to Luther H Orr
Same from Mansfield Marshall wife to H H Smith
Same from Alfred Shrinkhiser & to Samuel M Yost

A Settlement of the estate of Peter Brenneman dec'd having been filed in the Clerk's office of this Court for the time prescribed by Law was presented in Court and no exceptions being offered thereto the same examined and confirmed by the Court and ordered to be recorded

Same of the estate of John Allebaugh

The Same order

The Last Will and Testament of Robert Bowman dec'd was presented in Court and proved by the oaths of Co A Sprinkel and Wm McK Wartmann the subscribing witnesses thereto and ordered to be recorded and on the Motion of Samuel M Bowman the executor therein named who made oath thereto according to Law and together with Joseph D Logan and Samuel R Sterling his securities (who justified as to their sufficiency) entered into and acknowledged a bond in the penalty of Seven Thousand dollars conditioned as the Law requires. a certificate is granted him for obtaining a Probat of said Will in due form

Ordered Wm McK Wartmann. Joseph D Logan Co A Sprinkel & S W Gamble or any three of them being first duly sworn for that purpose do appraise the estate of Robert Bowman dec'd and report thereon to the Court according to Law

Ordered that the Consent of this Court be granted Sarah Turner to bind out to Geo W Rebard her son Peter Turner a Minor under 14 years of age

D & H C Turner Pltff
vs
Christian Hale Deft } In Debt upon an attachment returned executed

This day came the plaintiffs by their Attorney, and it appearing to the Court that the summons issued in this cause against the Defendant Christian Hale surviving partner of the late firm of Reamer & Hale has been returned "No inhabitant", and that the defendant is not a resident of this State, but that the order of Publication awarded against him at the rules has been duly executed more than one month, the case was heard by the Court, upon consideration whereof the Court is of opinion that the Plaintiffs claim is established. It is therefore considered by the Court that the Plaintiffs recover of the said Christian Hale the sum of five hundred and seventy six dollars and thirteen cents principal money with legal interest thereon from the 21st February 1858 till paid, subject to a credit of $315.72 as of date January 1st 1860 and the costs of this suit and attachment And it is further ordered that the Sheriff of Rockingham County who levied the attachment in this cause do make sale of the five acres of land adjoining Smith Sampson, Jacob Miller & Jacob Life and levied on by the said Sheriff after first giving three weeks notice of the time terms and place of sale by publication in one of the Harrisonburg newspapers, and by posting a like notice at two or more public places near the land, the sale to be made for one third in hand and the residue in one and two years with interest. taking from the purchaser bond and good security, and report to this Court. But the Plaintiffs are not to have the benefit of this order until they execute bond before the Clerk of this

Courts with sufficient security, in the penalty of $500 - conditioned to perform such future order as the Court may make upon the appearance of the Defendant and his making defence

Wm Eiler Pltff
vs
Abraham Good Deft } In Debt & upon an attachment returned executed

This day came the Plaintiff by his attorney, and it appearing to the Court that the Summons issued in this cause against the Defendant Abram Good has been returned "No inhabitant" and that the defendant is not a resident of this state. but that the order of publication awarded against him at rules has been duly executed more than one month. the Case was heard by the Court upon consideration whereof the Court is of opinion that the Plaintiffs claim is established. It is therefore considered by the Court that the Plaintiff recover of the said Abraham Good the sum of two hundred and fifty three dollars principal Money with legal interest thereon from the 13th day of July 1861 till paid and the costs of this suit and attachment And it further appearing to the Court that a copy of said Attachment was duly served on the 13th April 1867 on Wm Linneweaver who was summoned to answer as Garnishee. and that the said Wm Linneweaver by affidavit filed in this cause on the 15th day of April 1867 acknowledged himself to be indebted to the said Abraham Good in the sum of $600.00 $300. of which will become due the 1st day of May 1868. and the residue the 1st day of May 1869. and for which amount a judgment was rendered against said Linneweaver in behalf of the Plaintiff at the May term 1867 of the County Court of Rockingham 1867 it is therefore ordered by the Court that the Sheriff of Rockingham County who is hereby appointed Receiver in this cause do proceed to collect the said sums of money due from said Linneweaver as they respectively fall due & pay off and satisfy this judgment and the Costs, and the residue if any remain in his hands he shall report to this Court

Wm L Wright Appellant
vs
Elizabeth Blain Appellee } Upon an Appeal from the judgment of a justice of the peace

On Motion and by Consent of parties it is ordered that this cause be dismissed

Coffman and Duffy vs Gilt Hoagland et al On Delivery bond Notice proved & execution awarded

Ordered that John E Roller be appointed guardian for Martha Ellen Pence Henrietta H Pence & John Robert Pence orphans of John Pence who are under the age of 14 years and thereupon the said John E Roller appeared in Court and together with Peter S Roller his security (who justified as to his sufficiency) entered into and acknowledged a bond in the penalty of Two thousand dollars conditioned as the law requires

Ordered that permission be granted Mary E Gentry to bind out her son John Gentry aged nine years to Jonas Kennerly he to pay said minor an extra suit of clothes when he arrives at the age of 21 years

Ordered that permission be granted Mary E Gentry to bind out her daughter

Julia Catharine Gentry, aged 7 years to Elizabeth & Boack, to be paid a suit of clothes when she arrives at the age of 18 years

Erasmus Rhodes Pltff
vs
Cyrus Rhodes Deft } Upon a Notice

This day came the pltff, and the deft having been duly summoned to appear here to give new bond and new security as executor of Jacob Rhodes, dec'd, it is ordered that unless he shall give such bond and security at the next term of this court, his power and authority as such his executor shall be revoked and annulled

Robert Bowman's ex Pltff
vs
J R Brathwaite's ex'rs Deft } Upon a Notice

On motion of the plaintiff it is ordered that the defendants be summoned to appear here on the first day of the next term to shew cause if any she can why their power and authority as executors of Jacob R Brathwaite shall not be revoked and annulled

Conrad Long Pltff
vs
William Kammer Deft } Unlawful Detainer

Ordered that this cause be placed upon the docket and continued until the next term

Geo Kiser Pltff
vs
C & H Huffman Deft } Upon a Notice to recover interest under the several acts of the General Assembly of Virginia staying the collection of debts for a limited period

This day came the pltff by his attorney and it appearing that the deft hath had legal notice of this motion and he failing to appear it is ordered that the pltff recover against the defendant $52.75 with legal interest thereon from this day, and the costs by the pltff in this behalf expended

L W Gamble clerk of this court presented an account against the Commonwealth amounting to thirty eight dollars and fifty cents which being sworn to in court, was examined and allowed by the court and ordered to be certified to the Auditor of Public accounts

Commonwealth
vs
Charles Whisman } In Bastardy

On Motion & for reasons appearing to the court it is ordered that this cause be dismissed

Same
vs
Richard Black } In Bastardy
On Motion it is ordered that this cause be continued until the next term at the costs of the deft

On the Motion of Newman McLeave who made oath thereto according to law and together with Joseph K. Mauzy and Thomas K. Mabry his securities (who justified as to their sufficiency) entered into and acknowledged a bond in the penalty of one thousand dollars conditioned as the law requires a certificate is granted the said Newman McLeave for obtaining letters of administration in due form upon the estate of Thomas Coleman dec'd

Ordered that Samuel C Naylor Jacob Mc Grant & Henry C Hammer or any three after being duely sworn for that purpose do appraise the estate of Thomas Coleman dec'd and report thereon to the Court according to law

Sarah Pence orphan of John Pence dec'd by an instrument of writing made choice of Emanuel Roller as her Guardian and thereupon the said Emanuel Roller appeared in Court and together with Reuben A Whitmore his security (who justified as to his sufficiency) entered into and acknowledged a bond in the penalty of Seven hundred dollars conditioned as the law requires

C A Spinnhel & Co Pltffs
vs
G W Berlin Deft } Upon a Notice

This day came the parties by their attornies and by consent it is ordered that this cause be dismissed and that the deft recover against the pltffs his costs in this behalf expended

Thompson Steele Pltff
vs
Jesse R Hopkins Deft } Upon an Attachment

This day came the pltff by his attorney and on motion it is ordered that this cause be placed upon the docket & continued until the next term

R G Coakley Pltff
vs
Same Deft } Upon an Attachment
The Same order

Nathaniel Flook & others Pltffs
vs
Daniel B Reed Deft } Upon a Notice

This day came the parties by their attornies and it appearing that the defendant has failed to comply with the order made at the October term last it is ordered his power and authority of the defendant as executor of Isaac Reed be revoked and annulled

John C Miller & others Pltffs
vs
Samuel Berry & others Defts } Upon an Award

This day came the parties by their attornies

and it appearing from the return of the Sheriff made upon the rule awarded at the last term of this Court ~~that the same~~ has been duly executed upon the parties and they failing to appear. it is considered that the award made in this cause be made the judgment of this Court. it is therefore considered that the pltffs recover against the defts $572.47 of date the first day of January 1886 with compound interest from the said first day of January 1886 till paid and the costs in this behalf expended. (this judgment is subject to a credit of $87.20 paid July 1886)

Upon the petition of James H Larkins for the establishment of a road in this County the summons awarded against the land holders being returned executed. George W Kearick through whose land said road is proposed to be constructed appeared in Court and on his motion a writ in the nature of a writ of ad quod damnum is awarded him to be executed on the 10th day of January next. same to be directed to the Sheriff of Rockingham County

Coffman & Bruffey Pltffs
vs
George W Hogan & others Defts
} Upon a Notice when a bond taken ~~of the~~ delivery of property on the day of sale

This day came the parties by their attorneys and the pltffs moved the Court to award a judgment and execution against the defendants which was resisted on the ground that when said bond was forfeited an injunction to stay the collection of the same was pending in the circuit Court of Rockingham which motion for a judgment and award of execution was overruled by the Court It is therefore considered that the defts recover against the pltffs their costs in this behalf expended

M H Lee Pltff
vs
Wm Hanson & others Defts
} In Chancery

This cause came on to be heard this 15th day of December 1887 upon the papers heretofore read. the proceedings heretofore had and upon the report of Comr I F Brunner showing that he has executed and acknowledged for record a deed with Special warranty for the lot in the bill mentioned to M H Lee the purchaser. to which report there are no exceptions. Upon consideration whereof it is adjudged ordered & decreed that the said deed be withdrawn from the papers of this cause and delivered to said M H Lee for record, and that this cause is dismissed

Ordered that the Court be adjourned until the next term

D. C. Sterling

Virginia

In the County Court of Rockingham December 21st 1857

John P Brock Pltff
vs
Tellford J Mahone Deft } In Debt

This day the defendant appeared in the Clerk's office aforesaid and confessed judgment for $368.06 the debt in the writ mentioned with interest and costs. It is therefore considered that the plaintiff recover against the defendant the said sum of $368.06 the debt aforesaid with legal interest thereon from the 20th day of December 1857 till paid, and the costs by the plaintiff in this behalf expended

Teste

A W Gamble C R C

Clerk's Office of the County Court of Rockingham Dec 24th 1857

Daniel Miller John M Miller & H Clay Miller, merchants & partners doing business under the name & Style of Daniel Miller & Co } Pltffs
vs
W J Yirkes Deft } In Debt

This day the defendant appeared in the Office aforesaid and confessed judgment for $472.00 the debt in the writ mentioned with interest & the costs.

It is therefore considered that the pltffs recover against the defendants the said sum of $472.00 with legal interest thereon from the 3rd day of January 1858 till paid, and the costs by the pltffs in this behalf expended

Teste

Wm D Frank DC

Clerk's Office of the County Court of Rockingham January 18th 1858

Elizabeth Whitmore Pltff
vs
Joseph Byrd Deff } In Debt

This day the defendant appeared in the office aforesaid and confessed judgment for four hundred dollars the debt in the declaration mentioned with interest from this day. It is therefore considered that the Pltff recover against the defendant the said sum of $400 00 with legal interest thereon from the 18th day of January 1858 till paid and the costs by the pltff in this behalf expended

Teste

Wm D Frank DC

At a Court held for Rockingham County at the Court house thereof on Monday the 30th day of January 1888

Present

Ol Sterling PJ. Philander Herring
Thomas Morre Jno Funk
} Gent Justices

The Clerk of this Court presented a list of deeds and other writings admitted to record in his office during the Month of December last which being seen and inspected by the Court, is ordered to be entered on the minutes as follows to wit

A Deed of Bargain & Sale from Jno A Koogler & wife to Simon Heatwole
Same from Reulin Shupe & wife & others Same
Same from Nelson Shrinkel & wife to Samuel M Yost
A Deed in Trust from Peter Shavatter to Jno Young Trustee for Susanna Shoope
A Deed of Bargain & Sale from A Gray to Edward Sullivan
Same from David H Landes & wife &c to Daniel Landes
Same from Daniel Landes & wife &c to David H Landes
Same from Same to same
Same from Same to Samuel Landes
Same from William Hamford & wife to Archibald Taylor
Same from E J Sullivan & wife to Samuel M Yost
Same from Stocker Bright & wife to Adam H Brewer
Same from Alm P Good & wife to Same Rastetter
A Power of Attorney from Catharine Miller to Daniel Bowman
A Deed of Bargain & Sale from Daniel Bowman Atto: to Abram Hinegardner
Same from Daniel Wampler & wife to Benjamin Shavatter &c
Same from Daniel Huffman to Valentine Landes
Same from I F Brunner Comr to M H See
Same from Jacob Henderson to Wm H Henderson
Same from Jacob Spitzer to Christian Wine
Same from Wm G Thompson Comr to Same
Same from Jno Kline's Exor to Noah Roades
Same from Joel Swanger to Peter Finney
Same from Conrad Long & wife to Jacob Messerole
Same from Joseph Lavey to Benjamin Byerly
Same from Susan Beamer & others to N H Lam
Same from Jacob Pence & wife to Aranias Berkey
Same from Same to John Pence
Same from Jno K Moore to Jno H Carpenter Trustee
Same from Samuel Good to Wm M & Martmann Trustee
Same from Benjamin Keesley Sr to John Keesley
Same from Jno Flory Comr to Joseph W Harshbarger
Same from Elisha Bryan to Alm & David Meller
Same from Daniel Miller & wife to Abraham Meller
Same from S M Bowman & wife &c to Henry Shacklett
Same from Abraham Flory & wife to George Lutz Sr
Same from Same to Wm Ruebush

A Deed of Bargain & Sale from Jacob L Silbert to Robert Cummins
Same from John Dillard & wife to Mrs Sarah Wood
Same from George Kline & wife to Mc J Bowman
Same from Wm G Thompson Comr To Jacob & Abm Lincoln
Same from Mary Keefer to Solomon Frank
Same from Benjamin Hensley to James Hensley
Same from Levi D Mayes & wife to Wm Studz
Same from John A Winfield & wife to Philip J Shearer

A Settlement of the account of Charles A Yancey Guardian for Daniel J Lincoln. having been filed in the Clerks office of this Court in the time prescribed by law, was presented in Court and no exceptions being offered thereto the same is confirmed and ordered to be recorded

Same of the Guardian of Lucy A Talliaferro &c
The Same order

Same of the estate of Mary Rife decd
The Same order

Same of the estate of Christian Sulk decd
The Same order

Same of the estate of Wm Anders
The Same order

Same of the a/c of the Guardian of Wm T Rosenberger
The Same order

Same of the estate of John Evans decd
The Same order

Same of the estate of John Alleaugh decd
The Same order

George Hedrick Pltff
vs
James & C Larkins Deft
} Upon a writ of ad Quod Damnum

This day came the parties by their attornies, and on motion it is ordered that this cause together with the inquest made upon the writ is ordered to be Docketed and continued untill the next term

On the Motion of Abraham Swaving who made oath thereto according to law & together with Benjamin Trumbo his security (who justifies as to his sufficiency) entered into and acknowledged a bond in the penalty of $400.00 conditioned as the law requires. a certificate is granted the said Abraham Swaving for obtaining letters of administration in due form upon the estate of Susannah Sulk decd

Ordered that Abraham Sarrmann. Isaac Riddle. Benjamin Trumbo

George Soley and Adam H Rush or any three of them being first duly sworn for that purpose do appraise the estate of Susannah Rush dec^{d} and report thereon to the Court according to law

Joseph Burkholder a justice of the peace for this County by an instrument of writing tendered his resignation as such justice, which was received and ordered to be entered on the minutes

S R Allebaugh Sheriff &c as such adm^{r} &c of R W Thurmond Pltff
vs
John Mesperly Deft } Upon a Notice to recover interest on debt due

from deft to Pltff under the several acts of the General Assembly of Virginia staying the collection of debts for a limited period. This day came the plaintiff by his attorney and it appearing that the deft hath had legal notice of this motion and he being solemnly called and not appearing, it is considered that the Pltff recover against the defendant the sum of $26.24 (that being equal to one years interest on the debt due from the deft to the Pltff) with legal interest thereon from this day, and the costs by the Pltff in this behalf expended

On Motion it is ordered that James Kenney be appointed substituted in the place of Robert Bowman a trustee appointed under the will of Jacob R Brathwaite, and that he be invested with all the power and authority conferred under said will upon said Robert Bowman

Upon the petition of Jacob Mcast & others for a new road
On Motion and for reasons appearing to the Court That this cause be dismissed

Alice Winfield Pltff
vs
Derrick Pennybacker Deft } Upon a Notice to recover interest under the several acts of the General Assembly staying the collection of debts for a limited period, This day came the Pltff by her attorney and it appearing that the defendant has had legal notice of this motion and he being solemnly called and not appearing, It is considered that the Pltff recover against the deft for $400, that being equal to one years interest on debt due from deft to Pltff with legal interest thereon from this day and the costs by the Pltff in this behalf expended

Upon the petition of Sarah E Thomas for an allowance under the several acts of the General Assembly of Virginia staying the collection of debts for a limited period. On her motion it is ordered that her said petition be referred to one of the Commissioners of this Court to be acted and reported on according to law

A Division of the real estate of which John Rush died seazed made by consent of his heirs, was presented in Court and no exceptions being offered thereto the same is confirmed and ordered to be recorded

J A Campbell for Pltff
vs
John McKelly Deft } Upon a Notice to quash an execution issued by a justice of the peace

This day came the parties by their attornies and the parties being fully heard the Court upon mature deliberation are of opinion that the execution issued in this cause was improper, and that the same be quashed and annulled. and that the deft recover against the pltff his costs in this behalf expended
J F Ragan for

Jacob M Cowen Pltff
vs
Joseph Bloser Deft } Unlawful Detainer

This day came the plaintiff by his attorney and the deft not appearing thereupon came a jury to wit W M Trunkhouser Abraham Guile James White. D M Huffman. F F Ragan. A L Pyle. Wm Armentrout. D F Armentrout. Strother Jones. George W Frey. Strother Sheets & Peter Bonas who being elected and tried and sworn to ascertain whether the defendant unlawfully withheld from the pltff the possession of a lot of land in the proceedings mentioned having heard the evidence, upon their oaths do say "We the Jury find for the Plaintiff the premises in the writ demanded" It is therefore considered that the pltff recover against the deft the premises aforesaid. and the costs in this behalf expended

Ordered that Jacob Sellers be appointed guardian for Peter Melancthon Shaver orphan of Michael Shaver dec'd who is under the age of 14 years. and thereupon the said Jacob Sellers appeared in Court. and together with Reuben Sellers his security (who justified as to his sufficiency) entered into and acknowledged a bond in the penalty of fifteen hundred dollars conditioned as the law requires

Erasmus Rhodes Pltff
vs
Cyprus Rhodes ex'or of Jacob Rhodes Deft } Upon a Notice

This day came the parties by their attornies. and thereupon the defendant Cyprus Rhodes appeared in Court and together with Benjamin F Armentrout entered into and acknowledged a new bond in the penalty of four thousand dollars conditioned as the law requires as executor of the said Jacob Rhodes dec'd

On the Motion of A J Johnson who made oath thereto according to law and together with Robert Kyger his security (who justified as to his sufficiency) entered into and acknowledged a bond in the penalty of six hundred dollars conditioned as the law requires a certificate is granted the said A J Johnson for obtaining letters of administration in due form upon the estate of Isaac W Johnson. dec'd

On Motion it is ordered that Socrates Henkel be appointed guardian to William M Shafer orphan of Michael Shafer dec'd and thereupon the said Socrates Henkel appeared in Court together with I F Brammer & Richard A Thomas entered into and acknowledged a bond in the penalty of $1500.00 conditioned as the law requires

Samuel Barley who has been duly appointed a Notary Public for Rockingham County appeared in Court & together with Peter Long his security entered into and acknowledged and a bond in the penalty of five hundred dollars conditioned as the law requires & took the oaths required by law

Wm Speck who has been heretofore appointed a Notary Public for Rockingham appeared in Court and together with John W Markman his security entered into and acknowledged a bond in the penalty of five hundred dollars conditioned by law

Elhart Smith & Co & ns Fletcher & J & B Bro, on Delivery Bond Notice proved & Execution awarded
James Cooley vs D A Gray Notice proved & execution awarded
Peachy Wine vs J R Moore &c The same order
S C Tavey vs Paul & Spon The same order
R B Griffith & Co vs G W Berlin &c The same order
Eli Keeran (for C Stitz) vs Rockingham The same order
Michael Kline &c vs Minnick &c The same order
George Cowle vs vs Rockingham &c The same order
Geo T Williams vs Bowman &c The same order
W D & T Dovel vs Rhodes The same order
W S Moore & Co vs Gray &c The same order
Daniel Miller & Co vs Same The same order
Walter S Moore & Co vs A S Gray &c The same order

On the motion of John R Bowman and Noah W Bowman who made oath thereto according to law and together with Samuel Heller Ampler Lewis Argabright & Reuben Nissley their security entered into and acknowledged a bond in the penalty of three thousand dollars conditioned as the law requires, a certificate is granted them for obtaining letters of administration upon the estate of Abraham Bowman dec'd

Ordered that Jacob Showalter Abraham Miller & Jonathan Peale do appraise the estate of Abraham Bowman dec'd and report thereon to the Court according to law

J D Effinger Pltff
vs
James Miller Deft
Upon a writ of Unlawful Detainer

This day came the parties by their attorneys and by consent it is considered that the cause be dismissed and the the Pltff recover against the deft his costs in this behalf expended

Ordered that Peachy Wine be appointed Guardian for Silvester P Wine Martha Alice Wine children of Peachy Wine and thereupon the said Peachy Wine together with Thomas J Shuler Peter Long his securities appeared in Court and made oath as to their sufficiency entered into and acknowledged a bond in the penalty of three thousand dollars conditioned as the law requires

Upon the petition of J H C Frank & others for a road it is ordered that their said petition be referred to Peter Paul, Samuel Wheeler and Andrew Whitmer who are directed to act and report upon the said petition according to law

Ordered that Preston Rhodes be appointed surveyor of Precinct No 184 in the place of Joseph Armentrout

Upon the petition of Annie M Shank for allowance out of debts due her under the stay law it is ordered that the said petition be referred to Wm McK Mcartman one of the Commissioners of this Court to be acted on and reported on according to law

T K Hainsberger vs George M Price } Pltff / Deft } In Chancery

This cause came on to be heard this 20th day of January 1868 upon the papers heretofore had and upon the report of Commissioner John C Woodson shewing that he has sold the Reversionary interest of Charles B Yancey in the Real estate for life now held by Mrs Lucinda Yancey for life, at the price of $10,000 to Thomas K Hainsberger, and the report of Comr. Mcartman making a final settlement of the account of John C Woodson, shewing that the whole of said purchase money has been paid & duly distributed by the trustee among the creditors entitled thereto to which reports there are no exceptions, and the cause was argued by Counsel, upon consideration whereof it is adjudged ordered and decreed that report of Commissioner Woodson and said report of Comr Mcartman be confirmed and that John C Woodson who is hereby appointed a special Commissioner do make to the said T K Hainsberger a deed with special Warranty for the land sold as by said report, & report to a future term of this Court

George W Headrick Pltff / James McDaniels Deft } Upon a writ of ad quod damnum

This day came again the Parties by their attorneys and the Deft and by his attorney agreed to release the damages offered to him it is therefore ordered that the said road be established agreeably to the report of the viewers made in this cause & the said Headrick by his attorney releases the damages offered to him upon the writ aforesaid

Ordered that A C Lincoln be appointed guardian for Walter Morris orphan of Morris who is under the age of 14 years and thereupon the said A C Lincoln appeared in Court & together with A C Brewer & G W Yancey his security who justified as to their sufficiency entered into and acknowledged a bond in the penalty of Five thousand dollars conditioned as the law requires

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

O. C. Thacker

Tuesday January 21 1868

Present

O. B. Sterling } Gent
& Geo S Christies } Justices

Louisa Weinfield Pltff
vs
Derrick Pennybacker Deft } Upon a Notice for an allowance under the Stay law

This day came the pltff by her attorney and thereupon it is considered that the pltff recover against the ~~Deft~~ $100 C with legal interest thereon from the 20th day of January 1868 till paid and the costs by the Pltff in this behalf expended

Ordered that the Court be adjourned until the next term

O. B. Sterling

Clerk's Office of the County Court of Rockingham Jany 27 1868

Allemong & Pool Pltffs
vs
Philip L Pharis Jr Deft } In Debt

This day came the defendant & and confessed judgment for $357.32 the debt in the writ mentioned with interest and costs

It is therefore considered that the plaintiffs recover against the defendant the said sum of $357.32 with legal interest thereon from the 2d day of October 1867 till paid and the costs by the pltffs in this behalf expended

Teste

Wm D Ernst DC

Clerk's Office of the County Court of Rockingham Feby 1st 1868

Robert Hull, Thomas W Atkinson, Samuel Hounter & William J Hovel merchants & partners doing business under the style of Hull Atkisson & Co Plaintiffs

vs

Algernon S Gray, & Samuel A Coffman M D Coffman & Jason N Bruffy late merchants and partners doing business under the style of Coffmans & Bruffy, Defendants. In Debt

This day the defendants, Algernon S Gray, Samuel A Coffman M D Coffman & Jason N Bruffy personally appeared in the Clerk's office of said Court and confessed judgment for $569.44 with interest and costs. It is therefore considered that the pltff recover against the Defendants the said sum of $569.44 the debt aforesaid with legal interest thereon from the 28th day of October 1867 till paid and Two dollars charges of protest, and the costs in this behalf expended

Teste

Wm D Ernst DC

Virginia

At a Court held for Rockingham County at the Court House there of on Monday the 17th day of February 1868

Present George S Christie P.J.P.t. William Sailsley, Isaac Wright, Peter S Roller & Madison Moore } Gent Justices

The Clerk of this Court presented in Court a list of Deeds and other writings, committed to record in his office during the Month of January last which being seen and inspected was ordered to be entered on the minutes as follows to wit

A Deed of Bargain & Sale from Perry Pence & wife to Jacob Beam
Same from Benjamin Heensley Senr to William Heensley
Same from Dorcas Maitz & to Daniel Shome
Same from Reubin Coffman & wife to Daniel Brunk
Same from Henly Thompson Comr to George A Cline
Same from Lewis Driver & wife to Jacob Rife
Same from John Moore & wife to Same
Same from Lewis Driver & wife to Same
Same from John O Roark to Same
Same from Joseph W Bolton & wife to George Mc Skelton
Same from John King to Harrison Bateman
Same from John Gloy & wife to Wm Byrd
Same from Jonathan Miller & wife to Same
Same from Pleasant A Clarke to John F Myers
Same from Michael J Meyerhoffer & wife to Joseph Williams
Same from Wm Smith to Byrnes G Seeley
Same from John S Cline Exor to Reubin J Seelens
Same from Same to Jacob Seelens
Same from Thomas J Butler & wife to Garret King
Same from Mary Effinger to Margaret S Garton
Same from Jeremiah Troxell & wife & J D Wilson
Same from Benj Heensley Sr to Wm Heensley &
Same from John Heensley & wife to Marcus Smith
Same from Jacob Long & wife to C C White
Same from George Mc Keegan & wife to Frederick Wampler
Same from W H Same to Wm H Same &
A Deed of Trust from John Mc Showalter to G W Berlin & Trust for Jacob Byerly &
A Deed of Bargain & Sale from Jno H Silers & wife to Gabriel T Barbee
Same from George Mc Painter & wife to Same
Same from John R S Cowger & wife to Hugh A Brunk
Same from Simon Heatwole & wife to Same
Same from Abraham Gloy & wife to Harrison Ricedle
Same from Samuel Miller & wife to Mary A Heatwole
Same from John Glick & wife to Jacob Beam
Same from Emmanuel Beam to Same
Same from William Beam & wife to Robert C Slaterbeck
Same from Samuel M Bowman & wife & to J A Lemenbeck
Same from Henry C Beery to John A Switzer

A Deed of Bargain & Sale from Wm M Wood & Maria Showalter
Same from Mitchell M Hannsberger to Henry Hannsberger
Same from Same to Christopher F Hannsberger
Same from Chr F Hannsberger wife to Henry Hannsberger
Same from Henry Hannsberger wife to Samuel Hannsberger
Same from Samuel Simmers wife to Samuel Celine Senr
Same from Samuel Frank wife to Same
Same from Mother Bright wife to Samuel Sheets
Same from Reuben J Sellers wife to Michael Carman
Same from Gabriel D Heatwole wife to David Frank
Same from William Wells to George W Wells
A Deed of Trust from Eli Keeran to T L Yancey Jr Trust for Felix Mathews &c
A Deed of Bargain & Sale from John P Wallace to Joseph D Price
Same from Wm W Sager wife to Sarah J Heaks
Same from John Dinkle wife to Christian Sheets
Same from Peter Brenneman's ex'rs to Malchon Brenneman

A Settlement of the accounts of the Guardian of Barbara Beery &c having been filed in the Clerk's Office of this Court for the time specified by law, was presented in Court and no exception being offered thereto the same is confirmed and ordered to be recorded

Same of the Guardian for Virginia H Carpenter
The Same order

Same of the Guardian of Susan Crisdale
The Same order

Same of the Admr of Daniel Nichols dec'd
The Same order

Same of the Admr of Edwards B Yancey dec'd
The Same Order

Same of the Trustee of Same
The Same Order

Ordered that David Eiler be appointed guardian for Luther W Keezle George W Keezle, James R Keezle, Albert S Keezle & Charles M Keezle orphans of Calvin M Keezle dec'd who are under the age of fourteen years of age appeared in Court and together with Albert P Nicholas, William P Randolph and William Eiler his security (who justifies as to their sufficiency) entered into and acknowledged a bond in the penalty of one thousand dollars conditioned as the law requires, which bond is ordered to be recorded

The Last will and testament of Elizabeth Armentrout dec'd. was presented in Court and proved by the oaths of Joel Argenbright & Emanuel Armentrout two of the subscribing witnesses thereto and ordered to be recorded

Amanda J C Andrew who is over the age of fourteen years by an instrument of writing under her hand, and with the approbation of the Court, made choice of Peter Long as her guardian and thereupon the said Peter Long appeared in Court and together with Peter Paul and Andrew J Whitmore his securities (who justified as to their sufficiency) entered into and acknowledged a bond in the penalty of Two thousand dollars conditioned as the law requires, which bond is ordered to be recorded

James Bolton Pltff
vs
Joseph Stern Deft } Upon a Notice to recover interest under the several acts of the General Assembly of Virginia, staying the collection of debts for a limitted period

This day came the plaintiff by his attorney and the defendant being solemnly called and not appearing it appearing that he has had legal notice of this motion, it is considered that the Pltff recover against the defendant $85.00 being equal to one years interest on debt due from Deft to Pltff, with legal interest thereon from this day, and the costs by the Pltff in this behalf expended

Joseph Bowman Pltff
vs
Jacob Ellinesinst Deft } Upon a Notice to recover interest under the several acts of the General Assembly of Virginia staying the collection of debts for a limitted period

This day came the Pltff by his attorney and it appearing that the deft hath had legal notice of this motion, and he being solemnly called and not appearing, it appearing it is considered that the Plaintiff recover against the defendant $24.14 (that being for one years interest on a debt due from the defendant to Plaintiff) with legal interest thereon from this day, and the costs by the Pltff in this behalf expended

On the Motion of George Carpenter Guardian for Sarah Ann Carpenter, he is permitted to resign his trust as such Guardian

Ordered that John F Lewis be appointed Surveyor of Precint No No, in the place of Samuel H Lewis

Ordered that B Franklin Thomas be appointed Surveyor of Precinct No in the place of John F Lewis

Ordered that Peter Eversole be appointed Surveyor of Precinct No in place of Peter Snyder

Ordered that the Overseers of the Poor for this County bind out according to law, to Philip Eastham, Elizabeth Winegord aged 12 years said Eastham to furnish said Elizabeth Winegord a freedom suit at the end of her apprenticeship

Henry Berry a Constable of this County presented in Court an account against the Commonwealth amounting to $48.03 which being sworn to was examined, allowed, and ordered to be certified to the Auditor of Public accounts

Richard A Michael's admr Pltff
vs
James H Lilley Dfft
} Upon a Notice

This day came the parties by their attorneys and the Court having fully heard the cause it is ordered that the judgment recovered against the said Richard A Michael by the said James H Lilley at the February Term of this Court in the year 1866 be reversed and annulled and that the Pltff recover against the Dfft his costs in this behalf expended and that the said ~~Plaintiff's~~ James H Lilley have leave to withdraw the original bond filed in this cause upon leaving an attested copy thereof filed with the papers

Ordered that Henry Frank be appointed guardian for Timothy Franklin Trush orphan of Christian Trush dec'd who is under the age of fourteen years appeared in Court and together with Daniel Frank his security (who justified as to his sufficiency) entered into and acknowledged a bond in the penalty of fifteen hundred dollars conditioned as the law requires which bond is ordered to be recorded

George Kiser Pltff
vs
E S H Huffman Dfft
} Upon a Notice to recover interest under the several acts of the General Assembly of Virginia staying the collection of debts for a limited period

This day came the plaintiff by his Attorney and it appearing that the deft hath had legal notice of this motion and he being solemnly called and not appearing, it is considered that the Pltff recover against the deft $32.75 one years interest on the debt due from the Deft to Plaintiff, with legal interest thereon from this day and the costs by the Pltff in this behalf expended

I J Parkins &c Pltff
vs
Simeon B Jennings Dfft
} Upon a Notice to recover interest under the several acts of the General Assembly of Virginia staying the collection of debts for a limited period

This day came the plaintiffs by their attorney and it appearing that the Dfft has had legal notice of this motion and he being solemnly called and not appearing, it is considered that the Pltff recover against the defendants the sum of $63.56 (that being equal to one years interest on the debt due from the Deft to Pltff) with legal interest thereon from this day, and the costs by the Pltff in this behalf expended

Jesse Ralston Pltff
vs
Jacob P Effinger Dfft
} Upon a Notice to recover interest under the Several acts of the General Assembly of Virginia staying the collection of debts for a limited period

This day came the plaintiffs by their attorneys and it appearing that the Defendant has had legal notice of this motion and he being solemnly called not appearing, it is considered that the Pltff recover against the defendant the sum of $465.78 (that being for one years interest on debt due from Deft to Pltff) with interest thereon from this day and the costs by the Pltff in this behalf expended

The Last will and testament of Susannah Funk dec'd. was presented in Court, and proved by the oaths of Geo W Fawley & John Keefs the subscribing witnesses thereto and ordered to be recorded

On Motion of Jacob B Nicholas, and it appearing that more than three months have elapsed since the death of Samuel M Austin, and no one having applied for administration upon his estate, it is ordered that his said estate be committed to the Sheriff of Rockingham for administration according to law

George W Hogan Pltff
vs
Cornelius Doll Deft
} Upon a Notice

This day came the parties by their attornies, and on motion it is ordered that this cause be placed upon the docket

E S Peale Pltff
vs
James Steele Deft
} Upon a Notice

The Same Order

Byrd & Silbert Pltff
vs
John A Fishback &c Deft
} upon an award

V
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Ordered that the said Byrd & Silbert & John A Fishback & Samuel E Long be summoned to appear here on the first day of the next of this Court to shew cause if any they can why the said award shall not be entered up as the judgment of this Court

On the Motion of Henry Neff who made oath thereto according to law and together with Isaac F Branner & J P Pence his securities (who justified as to his sufficiency) entered into and acknowledged a bond in the penalty of Twelve thousand dollars conditioned as the law requires, a certificate in due form is granted him for obtaining letters of administration upon the estate of Peter Shafer dec'd with the will annexed

Ordered that Martin Garber, M M Miller, David Bowman & Moses Bowman or any three of them being first duly sworn for that purpose do appraise the estate of Peter Shafer, dec'd and report thereon to the Court according to law

On Motion it is ordered that Henry Barks be appointed guardian for his children Josephine Barks, John Barks and Jacob Barks, and thereupon the said Henry Barks appeared in Court and together with Isaac Showalter his security (who justified as to his sufficiency) entered into and acknowledged a bond in the penalty of One hundred dollars conditioned as the law requires which bond is ordered to be recorded

Commonwealth
vs
Thomas Branham
} Upon an Indictment for an assault & battery. This day the deft was led to the bar by the Sheriff in pursuance to the Capias issued in this cause and thereupon he pleads not guilty to said indictment, to which the attorney for the Commonwealth replies generally, and thereupon the trial of the issue is deferred until the next Term

Commonwealth
vs
Michael Kennedy } Upon an Indictment

This day came as well the attorney for the Commonwealth as the defendant by his attorney and thereupon came a jury to wit Lewis Powell. Samuel Wetzel. Erasmus Long. Charles Brock. Joseph Leach Wm. H Rutherford. Samuel Baker. Stephen H Murry. Martin Brenneman Adolph Wise; Peter Guyer and Jacob W Pirkle who being elected tried & sworn the truth to speak upon the issue joined and having heard the evidence. retired from the bar to consider of their verdict and after some time returned into Court and upon their oaths do say "we the jury find the defendant Not Guilty" It is therefore considered that the defendant recover against William Reels, the prosecutor his Costs about his defence in this behalf expended

Asher Argabright (Foreman). A P Nicholas. Robert Kiger. Adam Thomas Noah Martz Jesse Mayes Clements Evine. James Black. Henry A Rhodes. Ebenezer Kinsely. Samuel H Myers. James M Brunner. Wm Funk Jacob Lago John Spader. Benjamin C Long. Asher Mesnick. Wm Eiler. Henry Puke George Long and William Bull. were sworn a Grand Jury of Inquest for and for the body of County of Rockingham. having received their Charge retired from the bar to consider of their presentments and after some time returned into Court and presented the following indictments to wit an Indictment against Benjamin Banks for an attempt to Commit a rape "a true bill" an Indictment against William Sawfley for disturbing a religious assembly met for the worship of God "a true bill" and an Indictment against Davis B Sites for Cruelty to Animals "a true bill". and the said Grand Jury having dispatched all the business before them were discharged

Ordered that proper process be issued against William Sawfley and Davis B Sites who have this day been indicted which process is to be directed to the Sheriff of Rockingham County. and made returnable to May Term next of this Court

Ordered that the Court be adjourned until to morrow morning at 10 O'Clock

D. Wright

Tuesday February 18th 1868

Present

Present Wm McK Wartmann P.J. Pt Warren G McGahey } Gent
Isaac Wright & William Sawfley Wm S Miller } Justices

H Jouette Gray Pltff
vs
Jacob P Effinger Deft } Upon a Notice to recover interest under the several acts of the General Assembly of Virginia staying the recollection of debts for a limited period

This day came the plaintiff by his attorney and it appearing that the deft hath had legal notice of this motion. and he being solemnly called and

not appearing it is considered that the Pltff recover against the deft $150 00 (that being equal to one years interest on debt due from Deft to Pltff) with legal interest thereon from this day. and the costs in this behalf expended

John Dofflemoyer who stands charged with a felony by him committed in this that he did on the 16th day of November 1857 in the County of Rockingham wilfully and feloniously kill one Hezekiah Lam, appeared in Court in pursuance to his recognizance. and the Grand Jury having failed to present an Indictment against him for said offence. it is ordered that his Cause be continued until the August Term of this Court to answer an indictment then to be preferred against him for the offence aforesaid, and it is further ordered that the said John Dofflemoyer be permitted to give bail for his appearance at said August Term next in the sum of five thousand dollars for himself and the like sum for his security. and thereupon the said John Dofflemoyer. together with Henry Forrer and John Gary appeared in Court and acknowledged themselves to be indebted to the Commonwealth of Virginia. the said John Dofflemoyer in the sum of five thousand dollars. and the said Henry Forrer & John Gary jointly in the like sum of five thousand dollars to be levied of their respective goods and chattels. lands and tenements and for the use of the Commonwealth. If upon this condition that the said John Dofflemoyer shall make his personal appearance before this Court at the August Term next to answer an Indictment to be preferred against him for the offence aforesaid. and not to depart thence without the leave of the Court. then this recognizance to be void. otherwise to remain in full force and virtue

Upon the petition of Elizabeth Trunkhouser for a subpoena out of debts stayed under the several acts of the General Assembly of Virginia. it is ordered that her said petition be referred to one of the Commissioners of this Court to be acted and reported upon according to law

Upon the Petition of Paul Trunkhouser & others
The Same order

Benjamin Banks who stands indicted for a felony by him committed in this that he did on the day of December A D 1857 in the County of Rockingham with force and arms in and upon one Mrs Justin E Earman. the said Justin E Earman then being of the age of twenty years and upwards feloniously did make an assault with intent her the the said Mrs Justin E Earman then and there. to wit. on the day and year aforesaid in the County aforesaid feloniously and against her will and by force carnally to know and ravish. was led to the bar and being thereof arraigned pleaded not guilty. and the Venireman summoned being called of whom fifteen appeared and were found to be duly qualified and free from all exceptions viz B F Thomas. Wm N Jordan. Wm F Lewis. Lewis Harrison Jr. Addison Royer. Wm D Marston. John Begome. George Pence Isaac Showalter John D Whitzel Robinson Showalter. Peter Wolfwhite. John Gongwer Geo Carpenter Henry M Argabright & Valentine Bolton and thereupon it was ordered that the sheriff summon eight additional Venireman to appear here forthwith and the Venireman so summoned being called the whole of whom appeared and were found to be duly qualified and free from exceptions viz Henry McDorman. E H D Huffman Wm S Whitmore. Hon Armentrout. Wm L Wright. D H Lee Martz. John W C Houston & George D Black

and thereupon the panne of twenty four being completed the prisoner was furnished with a copy thereof and having stricken therefrom the names of eight of the persons of said panne viz B J Thomas. Lewis Carnicofe. Valentine Baxter Henry McDorman E & H B Huffman D H & Marty John W & Houston and George D Black and thereupon the following named jury were selected from the remaining sixteen by lot. viz Peter Wilhite. George Pence. Henry Margaright Abraham Armentrout. John Begorre. Wm & Whitmore. Wm D Maiden John Gongwer. Addison Royer. Wm M Gowan James D Whitzel and Robinson Showalter. who being selected tried and sworn the truth to speake of and upon the premises. and having heard the evidence and argument of counsel retired from the bar to consider of their verdict and after some time returned into Court and upon their oaths do say "We the jury find the prisoner guilty in the manner & form as in the indictment alleged & ascertain his term of imprisonment in the Penitentiary at Two years. and thereupon the prisoner was remanded to jail

Jacob Baxter & Abraham Beam admrs of Jacob Baxter dec'd } Pltffs
vs
Abraham Simmons } Defts } Upon an award

This day came the parties by their attornies and by consent of parties it is ordered that the said award be entered up and made the judgment of the Court. It is therefore considered that the said Abraham Simmons recover against Heugh Baxter & Abraham Beam adminis trators of Jacob Baxter dec'd Three hundred dollars with interest from the 8th day of May 1807 till paid and no costs

Ordered that the Court be adjourned until to morrow morning at 9 O'Clock
Wm. McK. Wartmann,

Wednesday February 19th 1808

Present
Wm McK Wartmann PJ. Pt George S Ashworth } Gent
O Sterling & Wm Sawfley & Isaac Wright } Justices

Gilmore Thomas who stands charged with a felony by him committed in this that he did on the 27th day of November 1807 in the County of Rockingham feloniously steal take and carry away a hog of the value of seven dollars the good and chattels of Hiram Johnson. was led to the bar in custody of the Sheriff. and no one appearing to prosecute and the Grand Jury having failed to make an indictment. on motion it is ordered that the prisoner be discharged from custody

George Ashworman who has been duly summoned to appear here as a witness on behalf of Eli Miller against Joshua D Mires & being solemnly called and not appearing. it is ordered that the said George Ashworman be summoned to appear here forthwith to shew cause if any they can why he shall not be fined and attached for his failure aforesaid

Commonwealth
vs
George Chrisman } Upon a rule for failing to attend as a witness on behalf of Eli Miller & Joshua D Mines &

The Defendant appeared in Court and was examined on oath. on his motion & for reasons appearing to the Court it is ordered that the said rule be discharged

Josiah Turner Pltff
vs
Jacob Shoupe's adm'r Deft } In Case

This day came the parties by their attornies and on motion and for reasons appearing to the Court it is ordered that this cause be continued until the next term at the costs of the defendants.

Appear here as a witness on behalf of Jacob Shoupe's adm'r and J Turner being solemnly called ~~John D Winfield~~ who has been duly summoned to ~~not~~ appearing it is ordered that he be summoned to appear before the Circuit Court of this County on the ~~first~~ day of the May term next of said Court to shew cause if any he can why he shall not be fined and attached for his failure aforesaid

Josiah Turner Pltff
vs
Jacob Shoupe's adm'r Deft } In Case

This day came the parties by their attornies and it appearing that more than twelve months have elapsed since this cause was brought upon the docket of this Court and no declaration being had therein. on motion of the Pltff it is ordered that this cause be removed to the Circuit Court of Rockingham County for trial

James B Campbell Pltff
vs
John J Whitsel Deft

M W Croft Pltff
vs
Same Deft
and
Peter Whitsel Pltff
vs
Same Deft } In Debt upon an attachment

This day came the plaintiffs in the above three named causes and L Miller Deputy for S R Allebaugh Sheriff of this County presented in Court his report of the sale of real estate levied upon under the attachment in this cause and ordered to be sold under former orders of this Court. which was examined and confirmed by the Court. and the said Sheriff is ordered to make a deed to ~~the~~ the purchaser of the real estate sold by him under the orders aforesaid. and acknowledge and file the same for record

Eli Miller Pltff
vs
Joshua R Mines &c Defts } In Case

This day came the parties by their attornies and thereupon came a jury to wit George Pence Reuben Picking. Erasmus Long. Stephen H Murray Charles Brock. Israel Jones D H L Marty. Lewis Powell Samuel Baker. William H Rutherford. Michael Thomas and Samuel Lehitzel who being elected tried & sworn the truth to speak upon the issue joined and having heard the evidence and argument of counsel retired from to consider of their verdict and after some time returned into Court and not being able to agree upon a verdict. were adjourned until to morrow morning at 9 O'Clock

Mathias Snyder Pltff
vs
Ly & Ammon's adm'rs Defts } In Case

This day came the parties by their attornies and thereupon came a Jury to wit Thomas Willis. Martin Brenneman Jacob Keagy Abraham Byrd Wm L Wright. Noah Burkholder Jacob Gruber Hiram K Deever Daniel M Hauffman. Samuel M Ott. Daniel Leppo and John H Ralston who being elected tried and sworn the truth to speak upon the issue joined and not having time fully to hear the case are adjourned until to morrow morning at 9 O'Clock

Ordered that the Court be adjourned until to morrow morning at 9 O'Clock
Wm McK. Wartmann

Thursday February 20th 1868

Present. Wm McK Wartmann P J P's Ob Herring } Comp
Isaac Wright. Wm Sankey & George S Christie } Justices

Eli Miller Pltff
vs
Joshua R Mines &c Defts } In Case

This day came again the parties by their attornies and the jurors sworn and empannelled on yesterday for the trial of this cause appeared in Court in pursuance to their adjournment appeared in Court and retired from the bar to consider of their verdict and after some time returned into Court and not being able to agree upon a verdict George Pence one of said jurors was withdrawn and the balance from rendering a verdict were discharged and the trial of the issue is deferred until the next term

Mathias Snyder Pltff
vs
Ly & Ammon Defts } In Case

This day came again the parties by their attornies and the jurors sworn and empannelled on yesterday for the trial of this cause appeared in Court in pursuance to their adjournment and having fully heard the evidence upon their oaths do say "We the jury find for the defendant" It is therefore considered that the defendants recover of the Pltff his costs in this behalf expended

Elisesser Peterson & Henry Shickel who have been duly summoned to appear here as witnesses on behalf of Jacob Turner against Henry McDorman being solemnly called and not appearing. it is ordered that they be summoned to appear here on the 2nd day of the May Term next of this Court to shew cause if any they can why they shall not be fined and attached for their failure aforesaid

On the Motion of Sally Forma late Sally Senger widow of Joseph Senger decd it is ordered that Wm Beard, Daniel Thomas, Joseph Click & John Senger or any three of them being first duly sworn for that purpose, do proceed and lay off to the said Sally Forma her dower in the lands of said Joseph Senger decd and report thereon to the Court according to law

The Court doth appoint Samuel T Miller ~~be appointed~~ Guardian for Susan Catharine, Anthony, Abraham & Daniel Senger orphans of Joseph Senger decd and thereupon the said Samuel T Miller appeared in Court and together with Daniel Senger his security (who justified as to his sufficiency) entered into and acknowledged a bond in the penalty of five hundred dollars conditioned as the law requires which bond is ordered to be recorded

George Risner & David Seorist who have been duly summoned to appear here as witnesses on behalf of Henry McDorman at the suit of Isreal Minnick being solemnly called and not appearing it is considered that they be summoned to appear here on the Thursday of the next February Term of this Court to shew cause if any they can why they they shall not be fined and attached for their failure aforesaid.

Gideon B Reed &c Pltff
vs
M J Carriers &c Defts } Upon a Notice to recover interest under the several acts of the General Assembly of Virginia staying the collections of debts for a limited period

This day came the plaintiffs by their attorney and it appearing that the defts hath had legal Notice of this motion and they being solemnly called and not appearing it is considered that the pltffs recover against the defendants $24.00 it being equal to one years interest due upon a debt from Defts to Pltffs with legal interest thereon from this day and the costs by the pltffs in this behalf expended

A H & C Shinkel &c Pltff
vs
Joseph Miller &c Defts } Upon a Notice to recover interest under the several acts of the General Assembly of Virginia staying the collection of debts for a limited period, This day came the pltff by his attorney and it appearing that Daniel Miller & Abraham Miller hath had legal notice of this motion and they being solemnly called and not appearing, it is considered that the said pltff recover against the said Daniel Miller & Abraham Miller the sum of $44.44 that being the amount equal to one years interest on debt due from the plaintiff to defendant with legal interest thereon from this day and the costs by the pltff in this behalf expended

G B Reed &c
vs
M J Carriers &c } Upon a Notice to recover interest under the several acts of the General Assembly of Va staying the collection of Debts &c

This day came the pltffs by their attorney, and it appearing that the defts hath had legal notice of this motion and they being solemnly called and not appearing. it is considered that the pltffs recover against the defendants the sum of $24.00 that being equal to one years interest on debt due from defts to pltffs. with legal interest thereon from this day and the costs by the pltffs in this behalf expended

John Pence Pltff
vs } In Case
Jacob Wise & wife Defts

This day came the parties by their attornies and thereupon came a jury to wit. Reuben Pickering. Michael Thomas Isreal Jones. Joseph Loach. Samuel Baker. Stephen L Murry. Samuel Whitzee Daniel Lenph D Hoff Marty George Pence Lewis Powell and Thomas Willis who being elected tried and sworn the truth to speak upon the issue joined and not having time to fully consider of the case were adjourned until to morrow morning at 9 Oclock

John Evers' admr Pltffs
vs } In Debt
Philip D Strawder & Defts

This day came the parties by their attornies and the defts withdrew their plea and by consent it is considered that the pltff recover against the defts $40. with legal interest thereon from this day & the costs by the pltff in this behalf expended

D J Foley & Bro Pltff
vs } In Case
John S Brown & Co Deft

This day came the parties by their attornies and by consent it is ordered that this cause be dismissed as to Mary Brown. and by like consent it is considered that the plaintiff recover against John S Brown. the sum of $444.49 Damages with legal interest thereon from the 9th day of April 1866 till paid and the costs by the pltff in this behalf expended

Hodges Brothers Pltffs
vs } In Assumpsit
Franklin Pence Deft

This day came the parties by their attornies and by consent it is considered that the pltffs recover against the defendant $269.31 with legal interest thereon from the 16th day of March 1866 till paid and the costs in this behalf expended

J Leopold Pltff
vs } In Debt
John S Brown & Co Defts

This day came the parties by their attornies, and by consent it is considered that this cause be dismissed as to Mary B Brown and

by like consent it is considered that pltff recover against the said Jno S Brown the sum of $53.43 Debt with legal interest thereon from the 19th day of August 1863 till paid and the costs by the pltff in this behalf expended

Josiah Turner — Pltff
vs
Jacob Thorpe's admr — Deft
} In Case

On Motion and for reasons appearing to the Court it is ordered that this cause be continued at the costs of the defendant

Isreal Minnich — Pltff
vs
Henry McDermon — Deft
} AB
The Same order

Hiram McDevier — Pltff
vs
Abraham Whitmore — Deft
} In Case
The Same order

John Wolfe — Pltff
vs
Alfred Shrimbel's exrs — Deft
} In Case

On Motion and for reasons appearing to the Court it is ordered that this cause be continued until the next term at the costs of the plaintiff, and it is ordered that ~~unless~~ the plaintiff ~~on or before the next term of this Court shall~~ give security for costs in this case as provided by law this cause be dismissed

Mayer & Bro — Pltff
vs
John S Brown — Deft
} In Case

This day came the parties by their attorneys and by consent it is ordered that this cause be dismissed as to Mary B Brown and that the pltff recover against John S Brown the sum of $152.41 Damages with legal interest thereon from the 30th day of October 1863 till paid and the costs in this behalf expended

Leonard Pasano — Pltff
vs
John S Brown & Co — Deft
} In Debt

This day came the parties by their attorneys and by consent it is ordered that this Cause be dismissed as to Mary B Brown and that the plaintiff recover against the said Jno S Brown the sum of $251.89 Debt with legal interest thereon from the 16th day of October 1863 till paid & the costs by the pltff in this behalf expended

Ordered that the Court be adjourned until to morrow Morning at 9 o'Clock
Wm. M'K. Wartmann.

Friday February 21. 1868

Present

Wm M'K. Wartmann. P.J.P. Ole Sterling } Gent
Wm Sanfley. Isaac Wright & George S Christie } Justices

Joel Argenbright & others Pltffs
vs } In Chancery
Henry Argenbright & others Defts

This cause came on again to be finally heard this 21st day of February 1868 upon the papers filed & proceedings heretofore had in this cause. and upon the report of Commissioners G.P. Nicholas G.W. Mauzy & T. Armentrout filed at the December term 1864 of this Court and there being no exceptions thereto the same is hereby confirmed and it is further ordered that said report be recorded in one of the deed books in the Clerk's office of this Court. and that the costs of this suit be paid by all parties in proportion to their interest in the estate of the said Christian Argenbright deceased

On the Motion of Evaline Peale and it appearing that more than three months have elapsed since the death of George W Kitchle and no one having applied for administration upon his estate. it is therefore ordered that the said estate of George W Kitchel be committed to the Sheriff of this County according to law

Daniel Miller & Co Pltffs
vs } upon a Notice to recover interest under the
George S Christie Deft } several act of the General Assembly of Virginia in staying the collection of debts for a limited period

This day came the pltffs by their attorney and thereupon the deft appeared in Court and by consent it is considered that the pltffs recover against the defendant the sum of $216.88 that being equal to one years interest on said one fourth Deft to Plaintiffs with legal interest thereon from this day, and the costs by the pltffs in this behalf expended

Samuel Garber Pltff
vs } In Debt
John Bowman Jr. Deft

This day came the parties by their attornies and by consent the defendant withdrew his plea and confessed judgment for the debt in the declaration mentioned. It is therefore considered that the pltff recover against the defendant $726 Cts the debt aforesaid with legal interest thereon from the 6. day of April 1863 till paid and the costs by the Plaintiff about his suit in this behalf expended

Isaac Paul Jrs Pltff
vs
John Diller Trustee &c Defts } In Debt

This day came the parties by their attornies, and thereupon the defendant withdrew his plea and confessed judgment for the debt in the declaration, and it is therefore considered that the Pltff. recover against the Defendant the sum of $145.13 Debt with legal interest thereon from the 9th day of March 1867 till paid and the costs in this behalf expended

Jennings & Sipe for Pltff
vs
Gabriel Wood &c Defts } In Covenant

This day came the parties by their attornies it is ordered that this cause be continued until the next term at the costs of the Pltff

John Mc Duffy &c Pltffs
vs
A J Johnson &c Defts } In Trespass

This day came the parties by their attornies and on motion and it appearing that this cause has been pending in this Court for more than twelve month without any decision being had therein it is ordered that this cause be removed to the Circuit Court of this County for trial

Samuel Miller Pltff
vs
Moses Bauman Defts } In Trover

On Motion and by consent of parties it is ordered that this cause be dismissed

Benjamin F Beverly Pltff
vs
Wm P Bloce &c Defts } In Covenant

This day came the parties by their attornies, and by consent of parties, it is ordered that this cause be dismissed, and that the Pltff recover against the Defendants their costs in this behalf expended

Tarvay Dovel Pltff
vs
Geo W Hannsberger Defts } In Case

On Motion and by consent of parties, it is ordered that this cause be dismissed

Philip Kountz Pltff
vs
George W Sanford &c Defts } In Case

This day came the parties by their attornies and on motion & for reasons appearing to the Court it is ordered that this cause be continued until the next term

Absent. George S Christie. Gent Justice

Morehead & Witze Pltffs
vs
John S Brown & Co Defts } In Debt

This day came the parties by their attornies and by consent it is ordered that this cause be dismissed as to the deft Mary B Brown and it is further considered that the pltffs recover against the Defendants the sum of $389.59 with legal interest thereon from the 28 day of May 1866 till paid and the costs by the pltffs in this behalf expended

Titus McGee Pltff
vs
Peter Bonas Deft } In Case

This day came the parties by their attornies whereupon came a jury to wit Martin Brenneman, Charles Brock, Erasmus Long, D M Huffman, Shelton H Gariner, Gideon B Reed, A J Van Pelt Hiram K Dever, George Sisley, Abraham Armentrout John Kelly and Wm A Evans who being elected tried and sworn the truth to speak upon the issue joined and having fully heard the evidence & argument of Counsel, retired from the bar to consider of their verdict and after some time returned into Court and upon their oaths do say We the jury find for the Pltff and assess the damages at $75 00/100 It is therefore considered that the pltff recover against the defendant the said $75.00 damages with legal interest thereon from this day and the costs by the pltff in this behalf expended

John Pence Pltff
vs
Jacob Niswander Deft } In Assumpsit

The jury sworn and empannelled on yesterday for the trial of this cause appeared in Court in pursuance to their adjournment and having fully heard the parties retired from the bar to consider of their verdict and after some time returned into Court and upon their oaths do say We the Jury find for the plaintiff and assess his damages at $22.50 & we do further find that each party do pay his respective costs and thereupon the defendant moved the Court to set aside the said verdict and grant him a new trial therein which motion the Court doth overrule. it is therefore considered that the pltff recover against the deft. the said $22.50 Damages with legal interest thereon from this day. and by consent of parties No costs is awarded to either party

Ordered that the Court adjourned until to morrow morning at 9 O'Clock
Wm. McK. Wartmann,

Saturday February 22d 1868

Present

Wm McK Wartmann. Wm Sawley. Old Sterling } Gent Justices
Geo S Christie

B F Walker Pltff
vs
S B Jennings Deft } upon a notice to recover against the Defendants under the several acts of the General Assembly of Virginia staying the collection of debts for a limited period

This day came the pltff by his attorney and it appearing that the deft hath had legal notice of this motion, and he being solemnly called and not appearing, it is considered that the pltff recover against the defendant the sum of $30.00 that being equal to one years interest on debt due from the deft to the pltff, with legal interest thereon from this day, and the costs by the pltff in this behalf expended

Abraham Miller Pltff
vs
Charles S Weaver Deft } upon a notice for same

This day came the pltff by his attorney, and it appearing that the deft hath had legal notice of this motion and he being solemnly called and not appearing, it is considered by the Court that the pltff recover against the defendant the sum of $30.99 it being equal to one years interest on debt due from Deft to the Pltff, with legal interest thereon from this day, and the costs by the pltff in this behalf expended

B F Walker Pltff
vs
St Clair D Kirtley's admr Deft } upon a notice for same

This day came the plaintiff by his attorney and it appearing to the Court that the deft hath had legal notice of this motion and he being solemnly called and not appearing, it is considered that the pltff recover against the deft the sum of $31.80 that being equal to one years interest on debt due from Deft to Pltff, with legal interest thereon from this day, and the costs by the pltff in this behalf expended

George W Jenkins Pltff
vs
Isaac Paine Deft } upon a notice for same

This day came the pltffs by their attorney, and it appearing that the deft hath had legal notice of this motion, and he being solemnly called and not appearing, it is considered that the pltff recover against the deft $79.57 that being equal to one years interest on the debt due from Deft to Pltff with legal interest thereon from this day, and the costs by the pltff in this behalf expended

Same Pltffs
vs
Same Deft } upon a notice for same

This day came the pltffs by their attorney, and it appearing that the deft hath had legal notice of this motion & he being solemnly called and not appearing, it is considered that the pltff recover against the deft $79.57 with legal interest thereon from this day, and the costs by the pltff in this behalf expended

Harvey Ryle Pltff
vs
John H Wartmann &c Defts } Upon to recover interest under the several acts of the General Assembly of Virginia staying the collection of debts for a limited period

On motion and for reasons appearing to the Court it is ordered that this cause be placed upon the docket &c

S M Bowman Pltff
vs
George Eastham Deft } Upon a Notice for same

This day came the pltff by his attorney, and it appearing that the deft hath had legal notice of this motion and he being solemnly called and not appearing, it is considered that the pltff recover against the deft $39.00 that being equal to one years interest on debt due from Deft to pltff. with legal interest thereon from this day, and the costs by the pltff in this behalf expended

A D Brick Pltff
vs
Same Deft } Upon a Notice for same

This day came the plaintiff by his attorney, and it appearing that the deft hath had legal notice of this motion and being solemnly called and not appearing, it is considered that the pltff recover against the Deft $79.07 that being equal to one years interest on debt due from deft to Pltff with legal interest thereon from this day, and the costs by the pltff in this behalf expended

Henry R Lutz Pltff
vs
John Cherryhomes Deft } Upon a Notice for same

This day came the plaintiff by his attorney and it appearing that the deft hath had legal notice of this motion and he being solemnly called and not appearing; it is considered that the pltff recover against the deft $115.74 that being equal to one years interest on the debt due from the Deft to Plaintiff, with legal interest thereon from this day and the costs by the pltff in this behalf expended

Same Pltff
vs
Same Deft } Upon a Notice for same

This day came the plaintiff by his attorney, and it appearing to the Court that the deft hath had legal notice of this motion and he being solemnly called and not appearing, it is considered that the pltff recover against the pltff $115.74 that being equal to one years interest on debt due from the Deft to the plaintiff, with legal interest thereon from this day, and the costs by the pltff in this behalf expended

R M Thurmond's adm'rs Pltff
vs
John Mesperly Deft } Upon a Notice for same

This day came the plaintiff by his attorney

and it appearing that the deft hath had legal notice of this motion and he being solemnly called and not appearing, it is considered that the pltff recover against the deft $216.24 that being equal to one years interest due on debt from Deft to pltff. with legal interest thereon from this day and the costs by the pltff in this behalf expended

John Beam Pltff
vs
John K Beery & Defts
} Upon a Notice for same

This day came the plaintiff by his attorney, and it appearing that the defts hath had legal notice of this motion and they being solemnly called and not appearing, it is considered that the pltff recover against the defendants $60.00 that being equal to one years interest on debt due from Deft to Pltff with legal interest thereon from this day, and the costs by the pltff in this behalf expended

James M Bradford for & Pltff
vs
John Q Winfield Deft
} Upon a Notice for same

This day came the plaintiff by his attorney, and it appearing that the deft hath had legal notice of this motion and they being solemnly called and not appearing, it is considered that the pltff recover against the Deft $120.00 that being equal to Two years interest on debt due from Deft to pltff with legal interest thereon from this day, and the costs by the pltff in this behalf expended

David Scott Pltff
vs
A J O Bader Deft
} Upon a Notice for same

This day came the pltff by his attorney and it appearing that the pltff hath had legal notice of this motion and he being solemnly called & not appearing it is considered that the pltff recover against the Deft $21.50 that being equal to one years interest due on debt from Deft to Plaintiff with legal interest thereon from this day, and the costs by the pltff in this behalf expended

Jebrilon D Gilmore Pltff
vs
Edward S Yancey & Deft
} Upon a Notice for Same

This day came the plaintiff by his attorney and it appearing that the plaintiff hath had legal notice of this motion and they being solemnly called and not appearing, it is considered that the plaintiff recover against the Defendants $60.00 that being equal to Two years interest due on debt due from the defendants to the Plaintiff, with legal interest thereon from this day and the costs by the plaintiff in this behalf expended

John Pence Pltff
vs
Jacob Niswander Deft } In Assumpsit

This day came the parties by their attornies. and thereupon the defendant by his attorney moved the Court to reconsider of their action had on yesterday refusing to grant a new trial to him in this cause. which motion the Court doth sustain and grant the deft a new trial. upon his paying the costs of the trial at this term

John McKee Pltff
vs
A S Gray Deft } Upon a Notice executed 40 days before this day of this term

This day came the plaintiff by his attorney and it appearing that the deft hath had legal notice of this motion. and he being solemnly called and not appearing. it is considered that the pltff $600cs Debt with legal interest thereon from the 1st day of January 1861 till paid and the costs by the pltff in this behalf expended (this judgment is subject to a credit of $188.00 paid Jany - 1861

George M Hogan Pltff
vs
Cornelius Doll Deft } Upon a Notice to quash an execution

This day came the parties by their attornies. and the Court having fully heard the Court overrules said Motion to quash the said execution. but directs the Clerk to endorse upon said execution that $13.cs part of said debt is stayed

W S Ewing agee Pltff
vs
Lewis F Moyerhoeffer Deft } Upon a Notice to recover interest under Re several act of the General Assembly of Virginia staying the collection of debts for a limited period

This day came the plaintiff by his attorney and it appearing that the deft hath had legal notice of this motion and he being solemnly called came not appearing. it is considered that the pltff recover against the defendants $23.15 that being equal to one years interest on debt due from Deft to Pltff with legal interest thereon from this day. and the costs by the pltff in this behalf expended

Christian Sites Pltff
vs
Addison Harper &c Defts } Upon a Notice for same

This day came the plaintiff by his attorney and it appearing that the defts hath had legal notice of this motion and they being solemnly called and not appearing. it is considered by the Court that the pltff recover against the defendants $32.16 that being equal to one years interest on debt due from Defts to Plaintiff with legal interest thereon from this day, and the costs by the plaintiff in this behalf expended

Andrew J Van Pelt who has been heretore appointed an qualified as a Notary Public for Rockingham County, appeared in Court and together with Wm M^c Hartmann his security, entered into & acknowledged a bond in the penalty of Two hundred and fifty dollars conditioned as the law requires, which bond is ordered to be certified & recorded

S R Allebaugh & Shff Pltff
vs
A C Lincoln &c Defts } Upon a Notice to recover interest under the several acts of the General Assembly of Virginia staying the collection of debts for a limited period

This day came the pltff by his attorney, and it appearing that the defendants hath had legal notice of this motion and they being solemnly called and not appearing, it is considered that the plaintiff recover against the defendants $107.20 that being an amount equal to two years interest on debt due from Defts to Plaintiff with legal interest thereon from this day, and the costs by the pltff in this behalf expended

Same Pltff
vs } Upon a Notice for same
Same Defts

This day came the pltff by his attorney, and it appearing that the defts hath had a legal notice of this motion and they being solemnly called and not appearing, it is considered that the pltff recover against the Defts $107.20 that being equal to two years interest on debt due from Defts to Plaintiff with legal interest thereon from this day and the costs by the pltff in this behalf expended

Solomon P Ranner jailer of this Court an account against the Commonwealth amounting to Seventy eight dollars and seventy five cents which being sworn to in Court, was examined and allowed and ordered to be certified to the Auditor of Public accounts

Branson & Roark Pltff
vs } In Case
John Pence & adm^r of Jno Shutter Defts

This day came the pltffs by their attorney and neither party requiring a jury the Court proceeded to execute the writ of enquiry, and doth ascertain the damages to which the pltffs are entitled to be $32.00 and the time from which interest thereon shall run to be the 25^th day of September 1862. It is therefore considered that the pltffs recover against the defts the said sum of $32.00 with legal interest thereon from the said 25^th day of September 1862 till paid, and the costs by the pltffs in this behalf expended

U M^r J Reed who has been duly summoned to appear here as a witness on behalf of John C Morrison at the suit of John M Abbott being solemnly called and not appearing, it is ordered that he be summoned to appear here on the fifth day of the August Term next of this Court to shew cause if any he can why he should not be fined and attached for his failure aforesaid

R P Fletcher & Bro Pltff
vs
Wm A Mountjoy Deft } In Assumpsit

This day came plaintiffs by their attorney, and neither party requiring a jury the Court proceeded to execute the writ of enquiry, and doth ascertain the damages to which the plaintiffs are entitled to $27.10 and the time from which interest thereon shall run to be from this day. It is therefore considered that the pltffs recover against the defendant the said sum of $27.10 with legal interest thereon from this day and the costs by the Pltff in this behalf expended

Wm H & Abraham Michael for Pltff
vs
John White one Jr Deft } In Covenant

This day came the pltffs by their attorney, and neither party requiring a jury the Court proceeds to execute the writ of enquiry, and doth ascertain the damages to which the pltffs are entitled to be $32.02 and the time from which interest thereon shall run to be the 15th day of August 1867. It is therefore considered that the pltffs recover against the deft the said sum of $32.02 with legal interest thereon from the said 15th day of August 1867 till paid and the costs by the pltffs in this behalf expended

Ella F Glover Pltff
vs
Robert Bowman's ex'or Deft } Upon a Notice

This day came the parties and it appearing that Robert Bowman who was trustee in a deed executed by Wm McAlister & wife & others for the benefit of said Ella F Glover has departed this life, by consent it is ordered that Samuel M Bowman be appointed trustee in place of said Robert Bowman, and that he be invested all the power and authority conferred by said deed

Isaac G Coffman's ex'x Pltff
vs
John Swank Deft } In Debt

On Motion and for reasons appearing to the Court it is ordered that this cause be dismissed

Glover & Lyall Pltffs
vs
Joseph K Smith Deft } In Assumpsit

The Same order

P B Moffett & Co Pltff
vs
R K Devers & Deft } In Debt

This day came the parties by their attornies, and by consent of parties it is considered that this cause be dismissed and that the pltff recover against the deft Jason N Bruffy their costs in this behalf expended

W H H Maupin Pltff
vs
R S Johnson & Defts } In Debt

This day came the parties by their attornies. and the defendant pleaded payment. to which the pltff replies generally. and leave is reserved to the defts to file Special pleas. and thereupon the judgment obtained in this office is set aside and the trial of the issue is deferred until the next term

John M Meehan Pltff
vs
Franklin Lisbey Deft } In Debt
The Same order

Wm P Byrd for Pltff
vs
Peter Rader Deft } In Debt
The Same order

John R Bowman Pltff
vs
Jacob Cline & wife Deft } In Debt
The Same order

Harvey Smith Pltff
vs
Nelson Hall & Defts } In Debt
The Same order

Jacob Sellers exor &c Pltff
vs
Allan & Bryan's admr &c Defts } In Debt
The Same order

Same Pltff
vs
Same Deft } In Debt
The Same order

Margaret Ann Evers Pltff
vs
Anthony Roades & Defts } In Debt
The Same order

J M Bradford & Co Pltff
vs
Peter Rader Deft } In Debt
The Same order

Daniel Miller & Co Pltff
vs
R P Fletcher & Bro Defts } In Debt
The Same order

Coffmans & Bruffy — Pltffs
vs
George W Hogan — Deft } In Debt

This day came the parties by their attornies and the deft pleaded & prayment to which the Pltff replies generally. and leave is reserved to the deft to file special pleas. and thereupon the judgment obtained in the office is set aside and the trial of the issue deferred until the next Term

Samuel Bailey — Pltff
vs
Wm O Peterson — Deft } In Debt
The same order

Same — Pltff
vs
Same — Deft } In Debt
The Same order

Jacob Drumdore — Pltff
vs
Jacob Pinkle — Deft } In Debt
The Same order

Nathaniel Britton for — Pltff
vs
Anthony Roades — Deft } In Debt
The same order

J H Wendebaugh & Co — Pltff
vs
Wm S Shoemaker — Deft } In Debt
The Same order

S A Wright — Pltff
vs
John Wiswander — Deft } In Debt
The Same order

James J Miller Jnr — Pltff
vs
Robert Coe — Deft } In Debt
The Same order

Peter Tarney — Pltff
vs
George W Hogan — Deft } In Debt
The Same order

Benjamin Frys admr — Pltff
vs
A R Whisman — Deft } In Debt
The Same order

James Powell Pltff
vs
Abraham Lincoln Deft
} In Debt

This day came the parties by their attornies and the defendant pleads a payment to which the pltff replies generally. and a day is reserved to the deft to file special pleas. and thereupon the judgment obtained in the office is set aside

Ordered that the Court be adjourned until monday morning at 9 Oclock
Wm McK. Wartmann

Monday February 22d 1858

Present
Wm McK Wartmann PJ. Geo S Christie
Ole Sterling Wm Sawtley Isaac Wright
} Gent Justices

R M Kyle's exrs &c Pltff
vs
John K Moore Deft
} In Debt

This day came the parties by their attornies. and by consent. it is considered that the pltff recover against the defendant the sum of $85.00 with legal interest thereon from the 11th day of November 1857 till paid and the cause is continued as to the balance of the debt in the writ mentioned

C W Boyd agent Pltff
vs
John K Moore Deft
} In Case

This day came the plaintiff by his attorney and neither party requiring a jury the Court proceeded to execute the writ of enquiry. and ascertain the damages to which the plaintiff is entitled to be $62.00 with legal interest thereon from the 5th day of October 1857. it is therefore considered that the pltff recover against the deft $62.00 the damages aforesaid with legal interest thereon from the said 5th day of October 1857 till paid and the costs by the pltff in this behalf expended

On the Motion of Abraham Blosser Jr who made oath thereto according to law and together with Benjamin Wenger. Ephraim Wenger Jonas Blosser and Peter Blosser his securities (who justified as to their sufficiency) entered into and acknowledged a bond in the penalty of Sixteen thousand dollars conditioned as the law requires. a certificate is granted him for obtaining letters of administration in due form upon the estate of Abraham Blosser Senr

Ordered that Jacob Thisel. Abraham Grube. Benlin Sharpe and Abraham Paul or any three of them being first duly sworn for that purpose. do appraise the estate of Abraham Blosser deceased, and report thereon to the Court according to law

Laurena Deneale Pltff
vs
John P Brock Deft } Upon a Notice

On the motion of the Plaintiff it is ordered that this cause be placed upon the docket

Joseph Sipe Pltff
vs
Peter F Carman Deft } Upon a Notice to recover interest under the several acts of the General Assembly of Virginia, staying the collection of debts for a limited period

The Same order

Garard T Hopkins for Pltff
vs
John Regone Deft } In Debt

This day came the parties by their attornies whereupon the defendant with drew his plea and confessed judgment for $25.33 the debt in the declaration mentioned with interest and costs. It is therefore considered that the pltff recover against the Deft the said sum of $25.33 with legal interest thereon from the 1st day of February 1856 till hence and the costs by the pltff in this behalf expended. this judgment is subject to a credit of $16.60 of date the 10th day of October 1856

J J Littell & Co Pltff
vs
Christian Hall Deft } Upon an attachment

On Motion of the Pltffs and for reasons appearing to the Court, it is ordered that this cause be dismissed

J J Littell & Bro Pltff
vs
Same Deft } Upon an attachment

The Same order

Mary Miller Pltff
vs
Manasas Blackburn Deft } In Assumpsit

This day came the parties by their attornies and by consent of parties, it is considered that this cause be dismissed and that the pltff recover against the deft her costs in this behalf expended

C Clinton Claph Pltff
vs
Charles T Clippinger Deft } In Assumpsit

This day came the parties by their attornies and on motion and for reasons appearing to the Court, it is ordered that this cause be dismissed, and that the pltff recover against the defendant his costs in this behalf expended

R M Kyle's exr's vs James Branham — Pltffs / Deft — In Assumpsit

This day came the parties by their attorneys, and the defendant by his attorney pleaded non assumpsit to which the plaintiff replies generally and thereupon the Writ of Enquiry and judgment obtained in the office is set aside and the trial of the issue deferred until the next term

Frederick Schaeffer vs Allen Dever — Pltff / Deft — In Assumpsit — The Same order

Joseph R Bowman vs Jacob Clinedinst — Pltff / Deft — In Assumpsit — The same order

B F Walker for vs George W Miller &c — Pltff / Deft — In Assumpsit — The same order

Samuel Swankhauser's adm'r vs Peter S Rodler — Pltff / Deft — In Assumpsit — The Same order

Wm J Points vs Jacob P Effinger — Pltff / Deft — In Assumpsit — The same order

George W Hogan vs Israel Caplinger — Pltff / Deft — In Assumpsit — The Same order

J W Wendelaugh & Co vs Jesse Gairner — Pltff / Deft — In Assumpsit

Same vs Wm S Shawalter — Pltff / Deft — In Assumpsit — The Same order

Hoffmans & Bruffy vs John C Morrison — Pltff / Deft — In Assumpsit — The Same order

John C Morrison — Pltff
vs
Jason M Bruffy — Deft
} In Assumpsit

This day came the parties by their attornies and defendant pleaded non assumpsit to which the pltff replies generally, and the defendant at the same time files an account of Setts Offs which he desires to prove upon the trial of this cause, and thereupon the writ of Enquiry obtained in the Office is set aside and the trial of the issue is deferred until the next term

Same — Pltff
vs
Samuel A Coffman — Deft
} In Assumpsit
The Same order

Same — Pltff
vs
Coffmans & Bruffy — Defts
} In Assumpsit
The Same order

Coffmans & Bruffy — Pltff
vs
Lucius A Davies — Defts
} In Debt

This day came the parties by their attornies, and the defendants plead payment and filed an account of Offsetts which they desire to prove upon the trial of this cause, to which the pltffs replies generally, and leave is reserved to the deft to file special please in this cause, and thereupon the writ of Enquiry and judgment obtained in the Office is set aside and the trial of the issue is deferred until the next term

David Roff for — Pltff
vs
Peter Whitzel — Deft
} In Debt
The Same order

D J Hayden for — Pltff
vs
P S Roller — Deft
} In Debt
The Same order

John Delaney — Pltff
vs
T J White & — Defts
} In Debt
The Same order

Isaac Handersby — Pltff
vs
Zachariah Raines — Deft
} Upon a Case removed from before a justice of the peace

Ordered that this cause be continued until the next term at the costs of the defendant

John W. Abbott Pltff
vs
John W Morrison Deft } In AB

On Motion and for reasons appearing to this Court it is ordered that this Cause be continued until the next Term at the Costs of the deft.

Andrew J VanPelt Pltff
vs
Thomas Harrison's ex'rs Deft } In Assumpsit
The Same order

Wm A Branch Pltff
vs
John P Swank Deft } AB

This day came the parties by their Attornies and the defendant pleaded "Son Assault Demesne" to which the plaintiff replies generally, and thereupon the writ of Enquiry and judgment obtained in the office is set aside and the trial of the issue deferred until the next Term

Same Pltff
vs
Same Deft } In Trespass

This day came the parties by their Attornies, and the defendant pleaded "Not Guilty" to which the Pltff replies generally, and thereupon the writ of Enquiry and judgment obtained in the Office is set aside and the trial of the issue deferred until the next Term

Christian Kryger Pltff
vs
Wm N Jordan & Deft } AB
The Same order

Thomas N. Fulton Pltff
vs
Samuel Wheelbarger Deft } In Trespass
The Same order

P J C Dice Pltff
vs
Same Deft } AB
The Same order

Crigler & Miller Pltff
vs
A J Warfield Deft } In Covenant

This day came the parties by their Attornies, and the deft pleaded Covenants performed and not broken to which the pltffs replies generally and thereupon the writ of Enquiry and judgment obtained in the office is set aside & the trial of the issue is deferred until the next term

A J Warfield Pltff
vs
Crigler & Miller Defts } In Covenant

This day came the parties by their attornies and the defts pleaded ~~not~~ Covenants performed and not broken to which the pltff replied ~~and~~ generally, and thereupon the writ of Enquiry & judgment obtained in the office is set aside, and the trial of the issue until the next term

George McHannsberger Pltff
vs
George Fawcett & } Defts } In Covenant
The Same order

John Eastham's admr Pltff
vs
Wm Peters Deft } In Covenant
The Same order

Andrew S Herron for Pltff
vs
Wm Hannford & } Defts } In Covenant
The Same order

Isaac N R Brown Pltff
vs
John Strickler & } Defts } AB

On Motion and for reasons appearing to the Court it is ordered that this cause be continued until the next term at the costs of the plaintiff

H Jarette Gray Pltff
vs
Wm G Webster Deft } In Assumpsit

This day came the plaintiff by his attorney and neither party requiring a jury the Court proceeded to execute the writ of Enquiry and doth ascertain the damages to which the pltff is entitled to be $52.00 and the time from which interest shall run to be 25th day of December 1865. It is therefore considered that the pltff recover against the defendant the said sum of $52.00 with legal interest thereon from the 25th day of December 1865 till paid, and the costs by the pltff in this behalf expended

David Hoffinger Pltff
vs
Samuel J Shanks Deft } In Debt

This day came the parties by their attornies & the defts with drew their plea & Confessed judgment $50.00 the debt in the declaration mentioned with interest & Costs. It is therefore considered that the pltff recover against the Defts the said sum of $50.00 with legal interest thereon from the 14th day of May 1861 till paid, and the costs by the pltff in this behalf expended

David Heckinger Pltff
vs
Samuel J Shank & Defts } In Debt

This day came the parties by their attornies and the defts withdrew their plea and confessed judgment for $53.00 the debt in the declaration mentioned with interest and costs. It is therefore considered that the pltff recover against the Defts the said sum of $53.00 with legal interest thereon from the 1st day of November 1861 till paid, and the costs by the pltff in this behalf expended

Same Pltff
vs
Same & Defts } In Debt

This day came the parties by their attornies and the defts withdrew their plea and confessed judgment for $100cc the debt in the declaration mentioned with interest and costs. It is therefore considered that the pltff recover against the defts the said sum of $100cc with legal interest thereon from the 29th day of May 1861 till paid, and the costs by the pltff in this behalf expended

Jacob Sipe's adm'rs Pltff
vs
Anthony Rhodes & Defts } In Covenant

This day came the parties by their attornies and the defts pleaded "Covenants performed and not broken" to which the pltff replied generally, and thereupon the writ of Enquiry and judgment obtained in the office is set aside and the trial of the issue deferred until the next term

Ordered that the Court be adjourned until to morrow morning at 9 O'Clock
Wm M K. Wartmann

Tuesday February 25th 1868

Present
Wm M K Wartmann PJ. Pt George S Christie } Gent
Ob Sterling Isaac Wright & Wm Wesley Saufley } Justices

R P Fletcher & Bro Pltff
vs
A J Miller Deft } In Assumpsit

This day came the plaintiffs by their attornies and neither party requiring a jury the Court proceeded to execute the writ of Enquiry and doth ascertain the damages to which the pltffs are entitled, to be $89.11 and the time from which interest thereon shall run to be the 14th day of November 1857 till paid. It is therefore considered that the pltffs recover against the defendant the said sum of eighty nine dollars eleven cents with legal interest thereon from the said 14th day of November 1857 till paid, and the costs by the Plaintiffs in this behalf expended

Theodore S Banty Pltff
vs
J W Elliott Deft } In Assumpsit

This day came the plaintiff by his attorney and neither party requiring a jury, the Court proceeded to execute the writ of Enquiry, and doth execute the writ of Enquiry and doth ascertain the damages to which the Pltff is entitled to be $310.81 and the time from which interest from the 25th day of October 1866. It is therefore considered that the pltff recover against the defendant the said sum of $310.81 with legal interest thereon from the said 25th day of October 1866 till paid, and the costs by the pltff in this behalf expended

A Lincoln Pltff
vs
James Templeman Deft } Upon a Notice

This day came the parties by their Attornies and on motion it is ordered that this cause be placed upon the docket

Elizabeth Airey's admtr Pltff
vs
R W Thurmond's admtr Deft } Upon a Notice to recover interest under the several acts of the General Assembly of Virginia staying the collection of debts for a limited period

This day came the pltff by his attorney and it appearing that the deft has had legal notice of this motion being solemnly called and not appearing, it is considered that the pltff recover against the deft the sum of $20.07 (that being equal to one years interest on debt due from Deft to Pltff) with legal interest thereon from this day, and the costs by the plaintiff in this behalf expended

John W Miller &c Pltffs
vs
John Beery &c Defts } Upon a Notice for same

This day came the pltffs by their attorney and ~~neither party requiring~~ it appearing that the defts hath had legal notice of this motion and they being solemnly called and not appearing, it is considered that the pltffs recover against the Defendants $68.69 (that being equal to two years interest on debt due from Defts to Pltffs) with legal interest thereon from this day, and the costs by the Pltffs in this behalf expended

Ordered that Henry R Lutz be appointed Guardian for his children Senouta, John, Emond, Charles Otis Lutz children of said Henry R Lutz, who are under the age of fourteen years, and thereupon the said Henry R Lutz appeared in Court and together with Peter S Roller his security (who justifies as to his sufficiency) entered into and acknowledged a bond in the penalty of three hundred dollars conditioned as the law requires, which bond is ordered to be recorded

Ordered that Henry R Lutz be appointed Guardian for Charles and William Anders children of Wm. Anders & Lydia Anders, who are under the age of 14 years, and thereupon the said Henry R Lutz appeared in Court and together with Peter S Roller his security (who justifies as to his sufficiency) entered into and acknowledged a bond in the penalty of three hundred dollars conditioned as the law requires, which bond is ordered to be recorded

This day came again Jacob P Effinger who alleges that he is aggrieved by an assessment made by Wm H Harnish one of the Commissioners of Revenue (this motion being heretofore at the Term of this Court 1867 duly docketed and continued) ~~assessor~~ which assessment was for the sum of $30.00 for selling fish Oysters and other Merchandise in Harrisonburg. this day appeared in Court and the said Commissioner of Revenue and sundry other witnesses being examined on oath in Court, and the Court being satisfied that the said Jacob P Effinger was improperly assessed with said license that the said Jacob P Effinger did not conduct such business as mentioned said Comrs assessment, On consideration whereof the facts proven, it is ordered that the said Jacob P Effinger be exonorated from the payment of $30.00 so erroneously assessed if not already paid, and if paid, that it be refunded to him

Thomas Washington who has been duly summoned to appear here as a witness on behalf of S H Coffman for & against Washington Skrink being solemnly called and not appearing, it is ordered that he be summoned to appear here forthwith to shew cause if any he can why he shall not be fined and attached for his failure aforesaid

William Koontz Pltff
vs
Brown Miller's adm'r Deft } In Assumpsit

This day came the parties and by consent it is considered that the pltff recover against the defendant $34.50 with legal interest thereon from the 17th day of June 1861 till paid and the costs by the pltff in this behalf expended when assets shall come to the hands of the adm'r

Abraham Simmers Pltff
vs
John Shutter's adm'r Deft } In Debt

On Motion and for reasons appearing to the Court, it is ordered that this cause be continued until the next Term at the costs of the Defendant

Same Pltff
vs
Same Deft } In Covenant

The Same order

Harriett Koontz Pltff
vs
John Koontz Deft } In Covenant

The Same order

Henry Shacklett Pltff
vs
John P Brock Deft } In Debt

This day came the parties by their attornies and the defendant by his attorney withdrew his plea and confessed judgment for $85.88 the debt in the declaration mentioned with interest and costs: it is therefore considered that the pltff recover against the deft the sum of $85.88 with legal interest on $65.03 part thereof from the 1st day of January 1860 and on $20.85 the residue thereof from the 1st day of January 1861 till paid and the costs by the pltff in this behalf expended

Wm H Waesche Pltff
vs
Wm Peters Deft } In Assumpsit

This day came the parties by their attornies and thereupon came a jury to wit Charles Brock, Samuel Baker, Thomas Willis, Samuel Whitzel, Isreal Jones, D H Lee Marty, Stephen H Murry, Erasmus Long, Michael Thomas, George Pence, Lewis Powell and Wm A Evans who being elected tried and sworn the truth to speak upon the issue joined and having heard the evidence retired from the bar to consider of their verdict and after sometime returned into Court and upon their oaths do say: We the jury find for the defendant by reason of matters pleaded in his plea of Sett: Off and fix his damages at $28.02, and thereupon the plaintiff offered a plea in arrest of judgment, which plea the Court takes time to consider

A C Lincoln Pltff
vs
James Templeman Deft } Upon a notice to abate a judgment &c

This day came again the parties by their attornies and the Court having fully heard the parties, do refuse to abate said judgment: it is therefore considered that the deft recover against the pltff his costs in this behalf expended

Ordered that the Court be adjourned until to morrow morning at 9 o'clock.
Wm M K Wartmann.

Wednesday Feby 26th 1868

Present
Wm M K Wartmann, O C Sterling, George S Christie, Isaac Wright & Wm Saufley } Gent Justices

Wm Rehrer Pltff
vs
John Doffenmyer & Deft } In Assumpsit

This day came the plaintiff by his attorney and neither party requiring a jury the Court proceeded to execute the writ of enquiry and doth ascertain the damages to which the pltff is entitled to be $75 and the time

from which interest shall accrue to be the 28th day of March 1868 It is therefore considered that the pltff recover against the Defendants the said sum of $75.00 with legal interest thereon from the 28th day of March 1863 till paid and the costs by the pltff in this behalf expended

Rebecca Thompson &c Pltff
vs
John C Walker &c Defts
} Upon a Notice to recover interest under the several acts of the general assembly staying the collections of debts for a limited period

On Motion it is ordered that this cause be placed upon the docket

Lavrena Deneale Pltff
vs
John P Brock Deft
} Upon a Notice

This day came the plaintiff by her attorney and the deft failing to appear, it is ordered that he be removed as the trustee for Plaintiff under the deed of William E Deneale

Y C Ammon's admr Pltff
vs
Joseph H Kite Deft
} Upon a Notice to recover interest

This day came the plaintiff by his attorney and it appearing that the defendant hath had legal notice of this motion & he being solemnly called came not appearing it is considered that the pltff recover against the Defendant $287.66 that being equal to two years interest on debt due for Deft to Pltff. with interest thereon from this day, and the costs by the pltff in this behalf expended

Wm H Waesche Pltff
vs
Wm Peters Deft
} In Assumpsit

This day came the parties by their attornies and the pltff moved the Court to set aside the verdict and judgment rendered in this cause on the ground that it was contrary to the evidence, which motion being argued the Court doth sustain the same and set aside the said verdict, and grant the pltff a new trial therein, upon the payment of the costs of this trial

James G Rogers Pltff
vs
S M Dold Deft
} In Assumpsit

This day came the parties by their attornies and thereupon came a jury to wit, Samuel Whitzel, Thomas Willis, Michael Thomas, Charles Brock, Erasmus Long, Reuben Pickering, Isaac Jones, George Pence, S H Murray Lewis Powell, C H Shantz and Samuel Baker who being elected tried and sworn the truth to speak upon the issue joined, having heard the evidence and arguments of counsel upon their oaths do say "We the jury find for the defendant" It is therefore considered that the deft recover against the pltff his costs in this behalf expended

S A Coffman for Pltff
vs } On Dt
Washington Swink Deft

This day came the parties by their attornies and the defendant withdrew his plea and confessed judgment for $125 cc the debt in the declaration mentioned with interest and costs. It is therefore considered that the pltff recover against the Deft $125 cc with legal interest thereon from the 18th day of November 1866 till paid and the costs by the plaintiff in this behalf expended

S A Coffman for Pltff
vs } Upon a rule for failing to attend as a
Thomas Washington Deft witness on behalf of pltff vs Washn Swink

On motion and for reasons appearing to the Court it is ordered that the said rule be discharged

S J Harnsberger's Committee Pltff
To } Upon a Notice to recover interest under
S B Jennings Deft the several acts of the General Assembly of Virginia staying the collection of debts for a limited period

This day came the pltff by his attorney and the deft being solemnly called and not appearing it is considered that the plaintiff recover against the deft $63.38 (that being equal to one years interest on debt due from deft to pltff) with legal interest thereon from this day and the costs by the pltff in this behalf expended

Same Pltff
vs } Upon a Notice for same
Newman W Cave Deft

This day came the parties by their attornies and it appearing that the deft hath had legal notice of this motion and he being solemnly called and not appearing it is considered that the pltff recover against the Deft for $32.04 (that being equal to two years interest on debt from deft to the plaintiff) with legal interest thereon from this day and the costs by the pltff in this behalf expended

Same Pltff
vs } Upon a Notice for Same
Henry Miller Deft

This day came the plaintiff by his attorney and it appearing that the deft has had legal notice of this motion and being solemnly called and not appearing, it is considered that the pltff recover against the Deft $41,89 with the legal interest thereon from this day and the costs by the pltff in this behalf expended

Ann Sipe Pltff
vs } Upon a Notice for same
George W Miller Deft

This day came the plaintiff by her attorney and it appearing that the deft

has had legal notice of this motion and he being solemnly called and not appearing it is considered that the pltff recover against the deft $44.40 that being equal to one years interest on debt due from Deft to Pltff with legal interest thereon from this day and the costs by the pltff in this behalf expended

Wm C Simmers Pltff
vs
Joshua Jennings Deft
} Upon a Notice for interest

This day came the pltff by his attorney and the deft having had legal notice of this motion and he being solemnly called and not appearing it is considered that the pltff recover against the deft $60.00 that being equal to one years interest on debt due from Deft to Pltff with legal interest thereon from this day and the costs by the pltff in this behalf expended

Harvey Kyle Pltff
vs
D H & L Mantz Deft
} Upon a Notice for interest

This day came the pltff by his attorney and the Defendants being solemnly called and not appearing. It is considered that the Plaintiff recover against the deft $90.00 for interest as claimed in said notice with legal interest thereon from this day and the costs by the pltff in this behalf expended

Joseph Sipe Pltff
vs
Peter F Carman Deft
} Upon a Notice for interest

This day came the pltff by his attorney and it appearing that the deft has had legal notice of this motion and he being solemnly called and not appearing it is considered that the pltff recover against the Deft $100.65 that being equal to one years interest on debt due from Deft to Pltff with legal interest thereon from this day and the costs by the pltff in this behalf expended

Henry Michael's admr Pltff
vs
Christian Kyger et al Deft
} Upon a Notice for interest

This day came the Plaintiff by his attorney and it appearing that the Defts hath had legal notice of this motion and they being solemnly called and not appearing it is considered that the pltff recover against the Defts $79.35 for interest with legal interest thereon from this day and the costs by the pltff in this behalf expended

Upon the petition of J H Swank & others for a road it is ordered that Wm W Allemong, Jacob Funkhouser and Adam H Brewer & Daniel Bieby or any three of them being first duly sworn for that purpose do ~~[illegible]~~ act and report upon said petition according to law

Ordered that Wm H Effinger Attorney for the Commonwealth be allowed Ten dollars for one case of felony & five dollars for one case of Misdemeanor prosecuted and tried at this term of the Court

Samuel Frankhouser's admrs Pltff
vs } In Debt
W R Long Deft

This day came the parties by their attornies and the defft with drew his plea and confessed judgment for $40.00 by consent of Pltff with interest from the 1st day of July 1808 and costs. It is therefore considered that the plaintiff recover against the defendant for the sum of $40 00 the debt aforesaid with legal interest thereon from the 1st day of July 1808 till paid and the costs by the pltff in this behalf expended

George Fawcett for Pltff
vs } In Debt
Strother Bright Deft

This day came the parties by their attornies and the defft withdrew his plea and confessed judgment for $100 00 the debt in the declaration mentioned with interest and costs it is therefore considered that the pltff recover against the defft $100 00 the debt aforesaid with legal interest thereon from 7th day of March 1807 till paid and the costs by the pltff in this behalf expended

Ordered that the Court be adjourned until to morrow morning at 9 O'Clock

Wm M K. Wartmann Clk

Thursday February 27th 1808

Present

Wm M K Wartmann. Isaac Wright. George S Christie } Gent
Ole Sterling & Wm Sawley } Justices

Wm Y Berring's admr Pltff
vs } In Debt
Michael Earman's admr Deft

On Motion and for reasons appearing to the Court it is ordered that this cause be continued until the next term at the cost of the defft

J A Lowenbach &c Pltffs
vs } Upon a Notice for interest
E & H B Huffman &c Defts

This day came the pltffs by their attorney and it appearing that the defendants hath had legal notice of this motion and they being solemnly called and not appearing it is considered that the pltff recover against the defs $39.29 that being equal to one years interest on said debt due from the Deft to Pltff with legal interest thereon from this day and the costs by the pltff in this behalf expended

A & H Huffman's &c Pltff
vs } Upon a Notice for same
E & H B Huffman &c Defts

This day came the plaintiff by their attorney and it appearing that

the defendants hath had legal notice of this motion and they being solemnly called and not appearing, it is considered that the Pltff recover against the said Defendants the sum of $33.00 that being equal to two years interest on debt due from Defendant to Plaintiffs with legal interest thereon from this day and the costs by the Pltffs in this behalf expended

M Harvey Effinger Pltff
vs
Abraham Grile &c Defts
} Upon a Notice for interest

This day came the plaintiff by his attorney and it appearing that the defts hath had legal notice of this motion and they being solemnly called & not appearing, it is considered that the Pltff recover against the Deft $24.00 (that being a sum equal to two years interest on debt due for Defts to Pltffs) with interest thereon from this day, and the costs by the Pltff in this behalf expended

Algernon M Effinger Pltff
vs
Nelvel Rogers Deft
} Upon a Notice for interest

This day came the plaintiff by his attorney and it appearing that the defendant hath had legal notice of this motion & he being solemnly called and not appearing it is considered that the Pltff recover against the Defendant $69.00 with legal interest thereon from this day, and the costs by the Pltff in this behalf expended

M Harvey Effinger & Bro Pltffs
vs
Nevel Rogers Deft
} Upon a Notice for interest

This day came the plaintiffs by their attornies and it appearing that the defendant has had legal notice of this motion and he being solemnly called & not appearing it is considered that the Pltff recover against the deft the sum of $23.00 (that being equal to two years interest on debt due from Deft to Pltff) with legal interest thereon from this day, and the costs in this behalf expended

Herman Heller's ex & x Pltff
vs
Anthony Reades Jr & others Defts
} Upon a Notice for interest

This day came the pltff by her attorney, and it appearing that the defts hath had legal notice of this motion and they being solemnly called and not appearing, it is considered that the Pltff recover against the deft the sum of $30.00 that being equal to one years interest on debt due from (Deft to Pltff) with legal interest thereon from this day and the costs by the Pltff in this behalf expended

M Harvey Effinger Pltff
vs
David H Weaver &c Deft
} Upon a Notice for interest

This day came the pltff by his attorney and it appearing it is ordered that this cause be placed upon the docket ... case ... that ... against

A H Johnson &c Pltff
vs
A E Sharp's ex &c Defts
Upon a Notice for interest
ordered that this cause be docketed

W Harvey Effinger Pltff
vs
Abraham Lyrile & Defts
Upon a Notice for interest

This day came the pltff by his attorney and it appearing that the defts hath had legal notice of this motion and they being solemnly called came not appearing, it is considered that the pltff recover against the defts $24.00 (that being equal to two years interest on debt due from defts to Pltff) with legal interest thereon from this day, and the costs by the pltff in this behalf expended

A Huffman's admrs Pltff
vs
C H D Huffman & others Defts
Upon a Notice for interest

This day came the plaintiffs by their attorney and it appearing that the defts hath had legal notice of this motion and they being solemnly called came not appearing, it is considered that the pltffs recover against the defendants $33.06 (that being equal to two years interest on debt due from pltff to defts to pltffs) with legal interest thereon from this day, and the costs by the pltffs in this behalf expended

A H Johnson Pltff
vs
Thomas Harrison's ex Defts
Upon a Notice for interest

On Motion it is ordered that this cause be placed upon the docket

George Shank Pltff
vs
Perry H Hoof Defts
In Case

On Motion and for reasons appearing to the Court it is ordered that this cause be continued until the next term at the costs of the defts

Daniel M Kaggs admr Pltff
vs
Warren L Lindsey &c Defts
In Debt

This day came the parties by their attornies and by consent it is ordered that this cause be dismissed and that the defts recover agt the pltff their costs in this behalf expended

Lafayette Lee Pltff
vs
Daniel Gilmore Defts
In Case

This day came the parties by their attornies & on Motion & for reasons appearing to the Court it is ordered that this cause be dismissed & that the pltff recover against the defts his costs in this behalf expended

Benjamin Banks who stands convicted of felony was led to the bar in custody of the Sheriff, and it being demanded of him if any thing he had or knew to say why the Court here now should not proceed to pronounce judgment against him according to law, and nothing being offered or alleged in delay of judgment. It is therefore considered that the said Benjamin Banks be imprisoned in the penitentiary of this State for the term of two years the time by the jurors in their verdict fixed, and that the Sheriff of this county as soon as may be, do remove, & safely convey the said Benjamin Banks from the jail of this County to the said Penitentiary, therein to be kept imprisoned and treated in the manner prescribed by law. and thereupon the prisoner was remanded to jail.

David F Fletcher Pltff
vs
George W Yancey Deft } In Debt

This day came the parties by their attornies and the deft with draws his plea and confesses judgment for $45.00 the debt in the writ mentioned with interest and costs. It is therefore considered that the pltff recover against the deft the said sum of $45.00 with Legal interest thereon from the 26th day of August 1856 till paid, and the costs by the pltff in this behalf expended

Ordered that the Court be adjourned until tomorrow morning at 9 O'Clock

Wm. McK. Wadsworth,

Friday February 28th 1858

Present

Wm McK Wadsworth, George S Christie, Isaac Wright, } Gent
Ol Sterling, Wm Sawley } Justices

On the Motion of Rodney Atchison and it appearing that more than three months have elapsed since the death of Wm Atchison dec'd and no person having applied for administration upon his estate, it is ordered that his said estate be committed to the Sheriff of this County for administration according to law

On the Motion of Wm S Perry and it appearing that Charles Mainfield has departed this life more than three months ago and no person having applied for administration upon his estate, it is ordered that the same be committed to the Sheriff of this County for administration according to law

On the motion of John Riley, and it appearing that more than Three months have elapsed since the death of Jacob VanPelt, and no one having applied for administration upon his estate, it is ordered that the same be committed to the Sheriff of this County for administration according to law

~~J E Hearnsberger pltff vs Geo B Harrison deft On motion of the Pltff it is ordered that the last judgment rendered in this case be vacated & annulled. it having been erroneously rendered~~

Upon the petition of Annie A Shank for a supersedeas to a decree &c in favor of Jacob A Royer & others, the report of the Commissioner to whom this report was referred was this day filed and no exceptions being offered thereto the same was confirmed and ordered to be recorded

Jacob A Royer & others Pltffs
vs
E Royer & others Defts
} In Chancery

This cause came on to be further heard this 28th day of February 1868 upon the bill and exhibits, the answers the proceedings heretofore had and upon the report of Commissioners to lay off and assign the lands belonging to the estate of Samuel Royer dec'd whereupon the argument of Counsel having been heard the Court is of opinion and doth hereby approve order and decree that the said report be received and confirmed and hereby orders that the same be entered of record in the Clerk's office of the County Court of Rockingham. The Court further directs that the costs of this suit shall be borne pro-rata by the respective parties according to their respective interest in the lands aforesaid

Mary E Smith Pltff
vs
Jacob P Effinger Deft
} In Assumpsit

This day came the parties by their attorney and thereupon came a jury to wit D Abel Martz, George Ponce, Erasmus Long Samuel Whitzel Reuben Pickering Lewis Powell, Isreal Jones, Thomas Wells Michael Thomas, Charles Brock, Wm L Wright & George W Mayers who being elected tried and sworn the truth to speak upon the issue joined and having heard the evidence retired from the bar to consider of their verdict and after some time returned into Court and upon their oaths do say "We the jury find for the Plaintiff and assess the damages at $45.15". It is therefore considered that the Pltff recover against the deft $45.15 the damages aforesaid, and the costs by the Pltff in this behalf expended

Jacob E Harnsberger Pltff
vs
V H Lam &c Defts
} In Debt

This day came the parties by their attornies and defendants plead payment to which the Pltff replied generally, and thereupon the judgment obtained in the office is set aside and the trial of the issue is deferred until the next term

J P Price for Pltff
vs
Wm R Price &c Defts
} In Debt

This day came the parties by their attornies & the defts with drew their plea & confessed judgment for $125.00 the debt in the writ mentioned with interest & costs. it is therefore considered that Pltff recover agst the Defts $125.00 with legal interest thereon from the 26th day of March 1866 the date & the costs by the Pltff in this behalf expended

Jacob Beem Pltff
vs
George W Myers Deft } In Debt

This day came the parties by their attornies and the deft withdrew his plea and confessed judgment for $134.01 the debt in the declaration mentioned with interest and costs. It is therefore considered that the pltff recover against the deft the sum of $134.01 the debt aforesaid with legal interest on $122.43 part thereof from the 23d day of December 1860 and on $11.58 the residue thereof from the 30th day of December 1863 till paid and the costs by the pltff in this behalf expended

Same Pltff
vs
J P Pence Deft } In Debt

This day came the parties by their attornies and the deft withdrew his plea and confessed judgment for $200 00 the debt in the writ mentioned with interest and costs It is therefore considered that the pltff recover against the deft said $200 00 with legal interest thereon from the 29th day of May 1860 till paid and the costs by the pltff in this behalf expended

Ordered &c Derrick Pennybecker Wm Williams J M Gordon Daniel Peterman Edward Magale Ann Lightfoot and who have been once summoned to appear here as witnesses on behalf of Jacob P Effinger at the suit of Joseph S Effinger being solemnly called and not appearing it is ordered that they be summoned to appear here on to morrow to shew cause if any they can why they shall not be fined & attached for their failure aforesaid

Daniel May's adm'r Pltff
vs
Jeremiah Showalter Deft } In Debt

This day came the parties by their attornies and the defendant withdrew his plea and confessed judgment for $61.92 the debt in the writ mentioned with interest and costs. It is therefore considered that the pltff recover against the deft the said sum of $61.92 with legal interest thereon from the 20th day of November 1865 till paid, and the costs by the plaintiff in this behalf expended

J A Loewenbach Pltff
vs
John Diller Trustee &c Defts } In Debt

This day came the parties by their attornies and the defendants withdrew their plea and confessed judgment for $460 00 the debt in the declaration mentioned with interest and costs. It is therefore considered that the plaintiff recover against the Defendants the said sum of $460. with legal interest thereon from the 21st day of March 1860 till paid and the costs by the pltff in this behalf expended

J C Hannsbergen Pltff
vs
John C Wroodson &c Defts } Upon a Motion

This day came the pltff by his attorney and it appearing that the judgment rendered in this cause is erroneous, it is therefore ordered that the same be abated and annulled

The Commissioners heretofore appointed to make partition of the real estate of which C Christian Bloce died this day filed their report which was examined, and confirmed and ordered to be recorded

Thomas son Steele Pltff
vs } Upon an Attachment
Jesse R Hopkins Deft

This day came the parties by their attornies and on motion and for reasons appearing to the Court it is ordered that this cause be dismissed

R G Coakley Pltff
vs } Upon an Attachment
Same Deft

The Same order

Hiram K Berier Pltff
vs } In Debt
Peachy Moore &c Defts

On Motion and for reasons appearing it is ordered that this cause be continued until the next term at the costs of the defts

James Mullen's admr Pltff
vs } In Assumpsit
G W Bowen Defr

The Same order

C B Yancey's admr Pltff
vs } In Debt
George W Mullen Defts

The Same order

Ordered that the Court be adjourned until to morrow morning at 9 O'Clock

Wm. W.K. Hartmann

Saturday February 29th 1868

Present

Wm W.K. Hartmann P.J. Pt. George S. Christie } Gent
Old Sterling, Isaac Wright & Wm Sawfley } Justices

A H Johnson Pltff
vs } Upon a notice for interest
Thomas Harrison's extor Deft

This day came the parties by their attornies and on motion it is

that this motion be dismissed and that the pltff have leave to withdraw the notice in this cause

Carman &others Pltffs
vs
Carman &c Defts
} In Chancery

This cause came on to be further heard this 29th day of February 1868 upon the bill and exhibits the proceedings heretofore had and upon the report of Commissioners appointed to lay off and divide the lands belonging to the estate of Wm Carman deceased whereupon the argument of Counsel having been heard the Court is of opinion and doth hereby adjudge order and decree that the report of the Commissioners aforesaid be adopted and confirmed and that the same be entered of record in the Clerk's office of this Court. The Court further decrees that the costs of this suit shall be divided pro rata between the parties to this suit according to their respective interests in the land as set forth in the report herewith confirmed and ordered to be entered of record

Coffmans & Bruffy Pltff
vs
G W Hogan Deft
} In Debt

This day came the parties by their attornies and the defendant confesses judgment (saving equity) for $137.13 the debt in the declaration mentioned with interest and costs. It is therefore considered that the pltff recover against the Deft $137.13 with legal interest on $50.85 part thereof from the 9th day of August 1866 and $86.28 the residue thereof from the 1st day of January 1867 till paid and the costs in this behalf expended

Coffmans & Bruffy Pltff
vs
Lucius Dever Deft
} In Debt

On Motion and for reasons appearing to the Court it is ordered that this cause be continued until the next term

Upon the Petition of Katharine M Turley for allowance out of debts that are so larger it is ordered that the said petition be referred to one of the Commissioners in Chancery to be acted and reported on according to law

Greil Alter & Co Pltffs
vs
Chas A Shrinkel & Co Defts
} In Assumpsit

This day came the parties by their attornies and neither party requiring a jury the Court proceeded to execute the writ of enquiry and doth ascertain the damages to which the pltff is entitled to be $196.33 with legal interest and costs that being the debt in the declaration mentioned it is therefore considered that the pltff recover against the deft for $196.33 with legal interest thereon from the 25th day of September 1860 till paid and the costs by the pltff in this behalf expended

Josiah S Coller for Pltff
vs
G W Berlin Deft
} In Debt

This day came the parties by their attornies and the Deft with leave his plea and confesses judgment for $50.00 the debt in the declaration mentioned

with legal interest aner costs. It is therefore considered that the Pltff recover against the defendant the said sum of $50.00 with legal interest thereon from 20th day of September 1860 till paid aner the costs by the Pltff in this behalf expended

Joseph S Effinger Pltff
vs
Jacob P Effinger Deft
} In Assumpsit

This day came the parties by their Attornies and thereupon came a jury to wit D H Smith. Israel Jones. Thomas Wells. Erasmus Long Michael Thomas. George Pence. Lewis Powel. Charles Brock Revlin Pickering John H Ralston. Peter Hile aner David Loromer who being elected tried and sworn the truth to speak upon the issue joined aner having heard the evidence. and retired from the bar to consider of their verdict and after some time returned into Court. and upon their oaths do say "We the Jury find for the Plaintiff and assess the damages at $285- It is therefore considered that the Pltff recover against the Deft the ~~said~~ sum of $285.00 the damages aforesaid with legal interest thereon from this day aner the costs by the Pltff in this behalf expended

John F Shawalter's admr Pltff
vs
Mary J Scott &c Defts
} Upon a removal from before a justice of the peace

This day came the parties by their attornies. and it appearing that this cause was improperly removed to this Court. it is ordered that this cause be stricken from the docket. and that the Pltff recover against the defts his costs by him in this behalf expended

Wm H Ruffner & Co Pltffs
vs
Wm Peters Defts
} In Debt

This day came the parties by their attornies. and the deft with drew his plea aner confessed judgment for $278.47 the debt in the declaration mentioned with interest aner costs. It is therefore considered that the Pltff recover against the Deft said sum of $278.47 with legal interest thereon from the 2nd day of January 1861 till paid aner the costs by the Pltff in this behalf expended. This judgment is subject to a credits of $40. paid April 11th 1861. $5.00 paid April 18th 1861. $60.00 paid May 24. 1861. & $25 paid Sept 1861

~~Coffman & Ruffly~~ Pltff
vs
~~Geo Keegan~~ Deft
} ~~In Debt~~

~~This day came the parties by their attornies and the defendants with drew his plea and confessed judgment for $137.13 the debt in the declaration mentioned with interest and costs. It is therefore considered that the Pltff recover against the deft $137.13 with legal interest on $50.85 part thereof from the 8th day of August 1860. and on $86.28 the residue thereof from the 1st day of January 1861 till paid and the costs by the plaintiffs in this behalf expended~~

Wm M. Fleming Pltff
vs
Henry McDonnan Deft } In Debt

This day came the parties by their attornies and the defendant withdrew his plea and confessed judgment for $34.83 the debt in the declaration mentioned with interest thereon from the 29th day of November 1860 ~~till~~ It is therefore considered that the pltff recover against the deft the said sum of $34.83 with legal interest thereon from the said 29th day of November 1860 till paid and the costs by the pltff in this behalf expended

Samuel Funkhouser's admr Pltff
vs
P S Roller Deft } In Debt

This day came the parties by their attornies and by consent all matters in dispute was submitted to the Court, and the Court having heard the parties, is of opinion that the pltff recover against the deft $1000 cs the debt in the declaration mentioned. It is therefore considered that the pltff recover against the deft $1000 cs the damages aforesaid, with legal interest on $500. part thereof from the 6th day of October 1860. & on $500. the residue thereof from the 30th day of November 1861 till paid and the costs by the pltff in this behalf expended, subject to credits as follows viz by $100 cs paid June 11th 1861. by $42.50 paid June 20th 1861. & by $500. paid 18th March 1863 & also by $250. cs paid March 18th 1861.

Joseph S Effinger Pltff
vs
Jacob P Effinger Deft } In Assumpsit

This day came again the parties by their attornies and thereupon the deft moved the Court to set aside the verdict rendered in this cause which motion the Court overruled, and thereupon the deft tendered a bill of exceptions to said action of the Court, which the Court refused to sign and certify

Ordered that the following named persons be allowed the sums affixed to their respective names for jury service during the present term to be paid by the Commonwealth viz

Ruther ford Wm H	✓	50	Baker Samuel	✓	50
Whitzel Samuel	✓	50	Powell Lewis	✓	50
Welch Joseph	✓	50	Murray J D C	✓	50
Jacobs Yokee		50	Guyer Peter	✓	50
			Evans Wm A	✓	50
			Long Evans	✓	50
			Bosch Charles	✓	50
			Brennerman Martin	✓	50
			Wise Adolph		50

and the Sheriff is ordered to pay the said several sums to the persons entitled thereto

Upon the petition of Salome Ralston setting forth that she is the widow of Benjamin H. Ralston dec'd that she is destitute of support upon the principal and interest of funds due and coming to her from her husband's estate which said funds are in the hands of Daniel R Hopkins the executor of said estate. It is therefore considered that the said report be referred to Comr Wm M. McClean who is directed to act and report thereon to the Court according to law

Ordered that the following named persons be allowed the sums affixed to their respective names for jury service during the present term to be paid by the County of Rockingham Saml Baker ✓ $10 75 Reubin Pickering ✓ $15 00
Isreal Jones ✓ $15 00 Henry Spitzer 15 00 Erasmus Long ✓ 14 50
Wm H Rutherford ✓ 14 50 Daniel Lough ✓ 7 50 Geo Pence & Co W Haught 15 00
Lewis Powell ✓ 14 50 Charles Brock ✓ 14 50 Saml Whitzel ✓ 13 00
D H & L Maty ✓ 15 00 Thomas Weidler ✓ 15 00 Murry & Hc ✓ 10 75
Martin Brennaman ✓ 14 50 Michael Thomas ✓ 15 00 Joseph Welch ✓ 14 50
Peter Geyer ✓ 75 Adolph Wise 75 Jacob Wenger 75
Jacob Keagy ✓ 2 50 A L Byrd 3 75 Wm L Wright ✓ 3 75
Noah Burkholder 2 50 Jacob Grile ✓ 2 50 H K Reiner ✓ 3 75
D M Heffman 3 75 S M Colt ✓ 2 50 Jno H Ralston ✓ 3 75
Jno A Earman 2 50 A N Peale 2 50 Wm A Evans ✓ 3 25
Abm Armentrout 1 25 S H Keasler 1 25 G B Reed 1 25
Geo Liskey 1 25 John Kelly 1 25 A J VanPelt 1 25
Geo H Mayers 1 25 Peter Hehle ✓ 1 25 Davis Coroner ✓ 1 25

And it is ordered that the Sheriff of this County pay the said several sums to the persons entitled thereto.

Wm Wolfley Pltff
vs
Wm E Deardale's admr Deft } In Case

This day came the deft by his attorney and the pltff having failed to give the security required by a former order of this court it is ordered that the same be stricken from the court and that the pltff recover against the pltff his costs in this behalf expended

Ordered that all causes on the docket not tried or otherwise disposed of be continued until the next term

John S Scott for Pltff
vs
Philip Pharis Jr Deft } In Debt

This day came the parties by their attornies and the defendant withdrew his plea and confessed judgment for $145.00 the debt in the declaration mentioned with interest and costs. It is therefore considered that the pltff recover against the deft the said sum of $145.00 with legal interest thereon from the 19th day of January 1867 till paid and the costs by the pltff in this behalf expended

Ordered that the Court be adjourned until Monday morning at 9 O'Clock

Wm. McK. Wartmann.

Monday March 2d 1868

Present

Wm McK Wartmann Ch Sterling } Gent Justices
Geo S Christie

The Sheriff of this County presented in Court an account against the Commonwealth amounting to thirteen dollars and fifty cents which being sworn to in Court was examined and allowed by the Court and ordered to be certified to the Auditor of Public accounts

Wm Strother's admr Pltff
vs
John O'Conner Deft } In Debt upon an Attachment returned executed

This day came the Plaintiff by his attorney, and it appearing to the Court that the summons issued in this cause against the defendant John O'Conner has been returned "No Inhabitant" and that the Defendant is not a resident of this state, and it appearing to the Court that the order of publication awarded at rules against the said defendant has been duly executed more than two months, the cause is heard as to the said Defendant, and it being proved to the Court that the said John O'Conner is indebted to the said Plaintiff in the sum of Ninety four dollars and seventy four cents with interest on fifty dollars part thereof from the 27th day of March 1855 till paid, it is therefore considered by the Court that the plaintiff recover against the said John O'Conner said sum of $94.74 with interest as aforesaid and the costs of this suit and Attachment. And Susan Blakey who has been summoned as Garnishee under the Attachment issued in this cause admitting that she is indebted to the said John O'Conner in the sum of $15.00, it is further considered that the plaintiff recover against the said Susan Blakey the aforesaid sum of $15.00 towards satisfying this judgment. and further proceedings upon the Attachment is continued

A W Kniffin Pltff
vs
O F A Perkey &c Defts } Upon a Notice to recover money collected by said Perkey as a Constable

This day came the pltff by his attorney, and on motion it is ordered that this cause be placed upon the docket

Ordered that the Court be adjourned until the next term

Wm. McK. Waltmann

Virginia

At a court held for Rockingham county at the Court-house thereof on monday the 16th day of March 1868

Present

Ob Sterling P J Lewis Will. Henry Beery } Gent
Adam H Buck Joseph Funkhouser } Justices

The Clerk of this Court presented a list of deeds and other writings admitted to record in his office during the month of February last which being seen and inspected by the Court, is ordered to be entered on the minutes as follows, viz

A Lease from Mahala Warren to J T Offett
A Deed of Bargain & Sale from David S Young Comr. to Thomas Wood's heirs
Same from David S Jones wife to Solomon P Reamer
Same from Samuel Cooles &c to Josiah S Roller
Same from M Harvey Effinger wife to Mary Kepler
Same from John R Swank wife to Willis Sager
Same from Morris Loewenbach wife to Phelix Barnhart
Same from John H McLeod wife to Same & John Heltzel
Same from Charles M Price wife to Solomon Stover
A Deed of Release from Elenor Stover to Charles M Price
A Deed of Bargain & Sale from John R Smalls wife to Newton M Smals
Same from Polly Sultzer &c to The heirs of Ellen Rice
Same from Jonas Blosser wife to Jacob Triplet
Same from John Strickler to B F Strickler
Same from Wm Peters wife to Joseph D Price
Same from Abraham S Byrd &c to Jacob L Silbert
Same from Same to Same
Same from Jacob L Bowman wife to Same
Same from Samuel Dinkel wife to John Silbert
Same from George Hisey to James Kelly
Same from Benjamin F Mitchell wife to Catharine Baxter
Same from Jacob Neff wife to Wm F Landes
Same from Balinda A Haines to Wm J Rogers
Same from John F Long wife to Abraham Lahman
Same from Samuel Sipe wife to Henry Argenbright
Same from Abraham H Coover wife to George W Coover
Same from Betsy Ann Kline & others to Geo E Deneale Trustee &c
A Bill of Sale from Preston Rhoades to Sarah F Cherryhomes
A Deed of Bargain & Sale from Stephen Roadcap & wife to Harvey Roadcap
Same from Frances Lewis &c to Wm D Smith
Same from Wm D Smith to Andrew Lewis
Same from Joseph D Price & wife to Lewis Walters
Same from Wm G Thompson Comr to Susannah Kline
Same from Same to Isaac B Kline
Same from Same to John B Kline
Same from M Harvey Effinger wife to Lewis Watson
Same from Allan L Bryan wife to Abraham Miller
Same from Joseph P Heyse wife to Trustees of Rockingham Building Association

A Deed of Bargain & Sale from Abraham Pickering & wife to Jacob Beam
Same from Heavrey Kyle & wife to Jy Riley
A Deed of Trust from John James & Parker &c to Jy Patterson in Trust for &c & Lambert
A Deed of Bargain & Sale from Daniel Garber & wife to Jonas Blosser
A Deed of Trust from Jos. Meperly to Trustees of the Rockingham Building Association
A Deed of Bargain & Sale from Charles H Rodgers & wife to James Sharpe
Same from Jacob Driver & wife to James H Sharpes
Same from John P Haigh & wife to John W Stern
Same from James A Campbell & wife to Henry Niswander
A Settlement of the accounts of Wm G Thompson executor of Adam Coffman. having been filed in the Clerk's office of this Court for the time prescribed by law, was presented in Court and no exceptions being offered thereto the same is confirmed and ordered to be recorded

Same of Silum Sellers admr. of Rebecca Bauman
The Same order

Same of Joseph Burkholder admr. of David Rhoades dec'd
The Same order

Same of Wm E Skelton admr. of Silas Skelton dec'd
The Same order

Jacob Armentrout & wife Pltffs
vs
Steven Edward Orebaugh Defts } In Chancery

This cause came on to be heard by consent this 16th day of March 1868 upon the bill of complainants, the answer of the infant defendant by his guardian ad litem and the depositions of witnesses taken & filed in this cause whereupon the argument of counsel being heard and the Court being of opinion that partition cannot conveniently be made of the land in the bill mentioned and that the interests of those interested will be promoted by a sale of the entire subject and that the dividend of any party will not in the opinion of the Court exceed three hundred dollars, it is therefore adjudged ordered & decreed that Emanuel Armentrout be & he is hereby appointed a Commissioner who hereby it shall be his to sell the tract of land in the bill mentioned to the highest bidder at public auction on the premises after having given at least two weeks notice of the time terms & place of sale by advertisement in one of the news papers published in the town of Harrisonburg the terms to be one third of the purchase money in 6 months from the day of sale one third in 12 months & the remaining third in 18 months, the whole bearing interest from the day of sale, the title to be retained as ultimate security. But before the said Commissioner shall receive any Money from said sale he shall execute bond before the Clerk of this Court with qualified security in the penalty of $200 [illegible] conditioned to account for all moneys received under this decree & pay over the same according to any future order in this cause and said Commissioner will report his proceedings to this Court at its next term

Kogler vs John C Frank & others on a delivery bond notice proven and execution awarded

Oseola Gilmer Branson Bright Nicholas orphan of Henry Nicholas being upwards of 14 years of age appeared in court and with the approbation of the court made choice of John M Kauffman as his guardian and thereupon the said John M Kauffman appeared in court and together with Jonas D Swarnbach his security (who justified as to his sufficiency) entered into and acknowledged a bond in the penalty of fifty dollars conditioned as the law requires

On the motion of Henry Wenger who made oath thereto and together with Henry Beery and John D Miller his securities (who justified as to their sufficiency) entered into and acknowledged a bond in the penalty of Two thousand dollars conditioned as the law requires. a certificate is granted the said Henry Wenger for obtaining letters of administration in due form upon the estate of Jacob M Miller. decd

Ordered that John Sincebox. Isaac Wenger. Jacob Wenger. & John Moyers or any three of them being first duly sworn as appraisers the estate of Jacob M Miller decd and report thereon to the court according to law

On Motion of Samuel Rudisill executor of George Rudisill and for reasons appearing to the court. it is ordered that he be permitted to resign his trust as such executor. which resignation is ordered to be entered of record

The last will and testament of Christian Kyger decd with a codicil annexed was presented in court and said will & Codicil was proved by the oaths of J W Wainsborough and James Moore Esq two of the subscribing witnesses thereto and ordered to be recorded

Jesse Ralston Pltff
vs
Jacob P Effinger Deft } Upon a suggestion that Thomas J Butler is indebted to the deft

This day came the pltff by his attorney and it appearing that the said Thomas J Butler is indebted to the Deft in the sum of $49. It is therefore considered that the said Jesse Ralston recover against the said Thomas J Butler the sum of $49. with interest from the on $40 part thereof from the 1st day of April 1868 which sum the said Butler is required to pay to the Sheriff of this County

On the motion of Jacob S Sellers who made oath thereto according to law. and together with Reulin P Sellers his security (who justified as to his sufficiency) entered into and acknowledged a bond in the penalty of Twelve hundred dollars conditioned as the law requires. a certificate is granted the said Jacob S Sellers for obtaining letters of administration in due form upon the estate of John Sellers decd

Ordered that Michael Eannon. Peter Getty. John Rimel & Chrisley Fultz or any three of them been first duly sworn for that purpose do appraise the estate of John Sellers decd and report thereon to the court according to law

Joseph M Riddle Pltff
vs
Daniel S Baker Deft } Upon an attachment
On motion and for reason appearing to the Court it is ordered that this cause be placed upon the docket

Mary Brown Pltff
vs
Robert Black Deft } Upon a Notice for interest

This day came the plaintiff by her attorney and it appearing that the deft hath had legal notice of this motion and he being solemnly called came not appearing it is considered that the pltff recover against the defendant $45.16 that being equal to one years interest on said due from Deft to Pltff, with legal interest thereon from this day and the costs by the pltff in this behalf expended

Henry Michael's adm'r Pltff
vs
O F A Perkey &c Deft } Upon a Notice

On Motion it is ordered that this cause be placed upon the docket

On the motion of James Moore and it appearing that Margaret Pence has departed this life more than three months ago and no person having applied for administration upon the said estate. the same is committed to the sheriff of Rockingham as Curator for administration according to law

Catharines Haynes' adm'x Pltff
vs
O F A Perkey &c Deft } Upon a Notice to recover a debt collected by deft for pltff

This day came the plaintiff by her attorney and it appearing that the defts hath had legal ~~Notice~~ of this motion and they being solemnly called and not appearing. it is considered that the pltff recover against the defendants the sum of thirty three 60 dollars with interest at the rate of six per centum per annum from the 30th day of June 1855 till the 30th day of December 1855 ~~till time~~ and then interest on the whole amount then due at the rate of 15 per centum per annum from the 30th day of December 1855 till paid. and the costs by the pltff in this behalf expended

J H Berry Pltff
vs
O F A Perkey &c Defts } Upon a notion for a debt collected by the defts as executable for the Pltff

This day came the plaintiff by his attorney and the defendants having had legal notice of this motion and they being solemnly called and not appearing it is considered ~~that~~ the pltff recover against the defts the sum $7.18 with legal interest thereon from the 5th day of July 1855 to the 5th day of January 1857 ~~past~~ then interest on the whole amount then due at the rate 15 per centum from the said 5th day of January 1857 till paid and the costs by the pltff in this behalf expended

John H Moore who has been heretofore appointed a Notary Public in and for the County of Rockingham appeared in Court and together with James L Weltzel his security entered into and acknowledged a bond in the penalty of Two hundred and fifty dollars Conditioned as the law requires

On the Motion of Joseph N Mauzy who made oath thereto according to law and together with Wm N Jordan Daniel Shiflett & J H Carico his securities who justified as to their sufficiency entered into and acknowledged

a bond in the penalty of Three thousand dollars & conditioned as the law requires, a certificate is granted the said Joseph N Mauzy for obtaining letters of administration with the will annexed upon the estate of Christian Kyger dec'd

Ordered that A J O'Bader Reuben Bonar Albert P Nicholas, G W Mauzy & J M Weaver or any three of them after being first duly sworn for that purpose do appraise the estate of Christian Kyger dec'd and report thereon to the Court according to law

On the Motion of John H Hopkins, and it appearing that more than three months have elapsed since the death of John Cromer, and no one having applied for administration upon his estate it is ordered that his said estate be committed to the Sheriff of this County for administration according to law

On Motion it is ordered that Robert Cox be appointed as a trustee in a deed of Trust executed on 26 day of Nov 1853 executed by Augustin Armentrout to Abraham Armentrout who has removed from this state, and that the said Robert Cox be invested with all the powers and authority of such trustee

Upon the petition of Ulrick Wittig & others this day came the parties by their attornies, and on the motion of Wm Cramer's heirs, it is ordered that the verdict of the jury under the writ of adquad dammum ifsued in this cause be set aside, and that a new writ of ad Quad Dammum be awarded in this cause to be executed on the 19 of the present Month

On the Motion of George W Yancey who made oath thereto according to law and together with Adam H Brewer & Wm C Simmons his securities (who justified as to their sufficiency) entered into and acknowledged a bond in the penalty of five hundred dollars & conditioned as the law requires a certificate is granted him for obtaining letters of administration in said Comission with the will annexed of Isaac Reed dec'd in due form

Ezra Burtner Pltff
vs
Derrick Glover Deft } Upon a writ of Unlawful Detainer

This day came the plaintiff by his attorney and thereupon came a jury to wit George W Adams, Wm A Evans, Gideon B Reed, George W Yancey Nathaniel Slosh, John Williams E A B Huffman, John M Huffman, Manuel Royer, David M Huffman Albert C Lincoln & R N Harrison who being elected and tried and sworn to try whether the defendant unlawfully withholds the portion of the land in controversy from the plaintiff having heard the evidence upon their oaths do say "We the jury find that the defendant unlawfully withholds the premises described in the Summons" It is therefore considered that the Pltff recover against the defendant the premises aforesaid and the costs by the Pltff in this behalf expended

Albert C Lincoln Pltff
vs
Shelton & Learnes Deft } Upon a writ of Unlawful Detainer

This day came the Plaintiff by his attorney and thereupon came a jury to wit George W Adams. Wm A Evans. Gideon B Reed George W Yancey Nathaniel Flook. John Williams. E & B Huffman John M Huffman Emanuel Royer David M Huffman. Samuel Chandler and R M Harrison who being elected tried and sworn well and truly to try ~~[illegible]~~ and ascertain whether the defendant unlawfully withholds from the Pltff the land in the writ mentioned and having heard the evidence upon their oaths do say "We the jury find that the Deft withholds the land in the summons described" It is therefore considered that the Pltff recover against the defendant the the premises aforesaid and the costs in this cause in this behalf expended

Ordered that the Sheriff summon all the acting justices to appear here on the first day of the next term to act upon applications for ordinary license and for other purposes

George W Harnsberger &c Pltffs
vs
St Clair D Kirtley's admr Deft } Upon a Notice

This day came the parties by their attorneys and thereupon the defendant Catharine E Kirtley appeared in Court and with the approbation of the Court together with Henry M Lofland and George M Lofland her securities (who justified as to their sufficiency) entered into and acknowledged a new bond in the penalty of Six thousand dollars, (conditioned according to law) as administratrix with the will annexed of St Clair D Kirtley dec'd

Commonwealth
vs
Richard Black } Dr Bastardy

On Motion and for reasons appearing to the Court it is ordered that this cause be continued until the next term

Joseph Sipe Pltff
vs
R M Mooney Deft } Upon a Notice for interest

This day came the Pltff by his attorney and it appearing that the deft hath had legal notice of this motion and he being solemnly called and not appearing, it is considered that the Pltff recover against the defendants $74.40 (that being equal to two years interest on debt due from deft to Pltff) with legal interest thereon from this day and the costs by the Pltff in this behalf expended

Ordered that all causes on the docket not tried or disposed of during the present term, be continued until the next Term

Joseph Sipe — Pltff
vs
R M Mooney — Deft
} Upon a Notice for Interest

This day came the pltff by his attorney and it appearing that the deft hath had legal notice of this motion and he being solemnly called and not appearing it is considered that the pltff recover against the deft $74.40 that being equal to two years interest on said due from the deft to pltff with legal interest thereon from this day and the costs by the pltff in this behalf expended

Byrd & Sibert — Pltffs
vs
John A Fishback & c — Defts
} Upon an Award

The Summons awarded in this cause being returned executed and the parties failing to appear it is ordered that the said award be entered up and made the judgment of the Court it is therefore considered that the said Joseph Byrd and David Sibert recover against John A Fishback Samuel J Long One hundred and Seventy five dollars and fifty cents with legal interest thereon from this day and the costs by the pltffs in this behalf expended

Ordered that the Court be adjourned until the next Term
I. C. Thrift

Clerks Office of the County Court of Rockingham March 19th 1868
Albert G Lincoln — Plaintiff
against
Shelton H Carrier — Defendant
} In Assumpsit

This day came the Defendant and confessed a Judgment for Five Hundred Dollars the Damages in the writ mentioned with interest & Costs
It is therefore Considered by the Court that the Plaintiff recover against the Defendant the said sum of $500 Damages with legal interest from the 19th day of March 1868 till paid and the Cost by the Plaintiff in this behalf expended
Test
L W Gaubert C R C

Clerks Office of the County Court of Rockingham March 30th 1868
Samuel R Kelleybaugh Sheriff of Rockingham County and as such adm'r of Phelix Layman — Pltff
vs
Jacob N Logwen — Deft
} In Debt

This day came as well the pltff as the deft who confessed judgment for $1173.00 with interest at the rate of 6 per centum from the the 15th day of July 1863 until the 11th day of May 1868 & then with interest from that time at the rate of six per centum per annum till paid It is therefore considered that the pltff recover against the defendant the said sum of $1171.00 with

interest thereon at the rate of six per centum per annum from the the 14th day of February 1863 until the 11th day of May 1866. and such interest at the rate of six per centum per annum from the 11th of May 1866 till paid. and the costs by the pltff in this behalf expended.

Or by $70.20 Two years interest at 3 per cent on this judgment

Teste

Wm D Frost Dc

Clerk's Office of the County Court of Rockingham April 8th 1868

Ann Price Pltff
vs
Joseph H Kite & Henry Miller Defts } In Debt

This day the defendants appeared in the Clerks office aforesaid and confessed judgment for $1200.00 the debt in the writ mentioned with interest and costs

It is therefore considered that the pltff recover against the defts $1200.00 the debt aforesaid with legal interest thereon from the 20th day of March 1860 till paid and the costs by the pltff in this behalf expended. subject to credits first by interest in full to March 19th 1863 ($216.00). 1864 Cr by $159.00 March 3d. 1868 April 8th Credit by $30.40

Teste

Wm D Frost Dc

Clerk's Office of the County Court of Rockingham April 11th 1868

Joseph C Williams (use of Harvey Kyle) Pltff
vs
Martin Brenneman Deft } In Debt

This day came the defendant in the office aforesaid and confessed judgment for $205.00 the debt in the writ mentioned with interest and costs It is therefore considered that the plaintiff recover against the defendant the said sum of Two hundred and five dollars with legal interest thereon from the 19th day of July 1866 till paid and the costs by the pltff in this behalf expended

Teste

Wm D Frost Dc

Virginia

At a Court held for Rockingham County at the Court House thereof on Monday the 20th day of April 1868

Present

Old Sterling P.J. George W. Fawley Jos. Funkhouser } Gent
Isaac Wright & W.S. McGahey } Justices

The Clerk of this Court presented in Court a list of deeds and other writings admitted to record in the Clerks Office of this Court which being seen and inspected by the Court is ordered to be entered on the minutes as follows to wit

A Deed of Bargain & Sale from David B Showalter & wife to Samuel S Hazle
Same from Benjamin Wenger & wife to Rachael Myers
Same from Susan Storm to William Boland
A Deed of Trust from J W Taliaferro & wife to Wm H Effinger for R B Association
Same from Same to Same for Same
A Deed of Bargain & Sale from Abraham Garber & wife to Daniel Heale
Same from Same to Samuel Kearicks
Same from Isaac Long to George W Harnsberger
Same from John H Long & wife & to Mary Sheets
Same from Benjamin Wenger & wife to Daniel Wenger
Same from Charles M Price to Solomon Stover
Same from John Swank & wife to Reubin Coffman
Same from Andrew Sago & others to Mathew Ireland
Same from Robert A Gray & wife to Jonette Gray
Same from Same to Same
Same from M Shiplett & wife to Mathew Ireland
Same from Catharine Blain & to Francis Blain
A Deed of Trust from M H Richcreek & to W H Effinger & for Rock'm B Association
A Deed of Bargain & Sale from Eve Ruebush & to Peter Wilhite
A Deed of Trust from Joseph Longley to Wm B Compton In Trust for James Steele &
A Deed of Bargain & Sale from Daniel Thomas & wife to Jacob Beam
Same from Joseph Miller & wife to William Rogers
Same from John Sowers to Charles H Sowers
Same from Elizabeth Sowers to Same
Same from Andrew J Showalter & wife to Daniel F Driver &
Same from Samuel Miller & to A H H Stuart & Wm H Effinger
A Deed of Bargain & Sale from James H Huffman & to S P H Miller & Co
Same from John Silbert & wife to Wm L Jones
Same from Ann E Bergenbright to Richard B Bergenbright
Same from Barbara Whitmore to Daniel Whitmore
Same from Wm Sandes executor to Noah Anders
An Article of Agreement between Daniel H Sanders & R P Fletcher
A Deed of Bargain & Sale from Wm Carpenter & wife to George Carpenter
Same from Emanuel Roller & wife to Harvey W Roller
A Deed of Trust from John Koontz to James Kenney In Trust for J A Sverenedt
A Deed of Bargain & Sale from Martin Roadcap & wife to George Carpenter
Same from Abraham Deihl & wife to Sam'l & Elizabeth Dagg
Same from Mary Wright & to Daniel M Cowpen

A Deed of Bargain & Sale from Daniel M Cooper to James Washington
A Power of Attorney from Sarah Austin &c to James W Austin
A Deed of Bargain & Sale from Richard L Wood &c to Jacob B Nicholas
A Deed of Trust from J H Cherryhomes to John Kerlin In Trust for J. Cherryhomes
A Deed of Bargain & Sale from John W Austin & others to Jacob B Nicholas
Same from Noah Earley to Abraham Earley
A Deed of Trust from M H Richcreek & W H Effinger for Rock R B Association
Same from Hugh Dever to Allan C Bryan In Trust for David Kyle Sr
A Deed of Bargain & Sale from Stephen J Few to Peter Byerly
Same from James K Foley to Same
Same from Wm H Foley to Same
Same from Samuel Hedrick & wife to Jacob Hedrick
Same from John P Sellers & wife to James H Larkins &c
Same from Joshua M Harlow & wife to Wm C Ayres
Same for Personal Property from Leonard Eger to Daniel Eger
A Deed of Bargain & Sale for Land from Adam Searle to J J Bowman
Same from Charles Priddy & wife to Jacob & Abraham Lincoln
Same from Mary Keifer to Solomon Frank

A Settlement of the estate of John Allebaugh dec'd having been filed in the Clerk's Office for the time prescribed by law. It was presented in Court and no exceptions being offered thereto the same is confirmed and ordered to be recorded

Same of the estate of Henry Billhimer dec'd
The Same order

Same of the estate Frederick Kline dec'd
The Same order

Same of the estate of Wm Chapman dec'd
The Same order

Same of the estate of Balzer Dingledine dec'd
The Same order

Same of the estate of Abraham Diehl dec'd
The Same order

Same of the estate of George Halterman dec'd
The Same order

Same of the estate of George Halterman dec'd
The Same order

Same of J M Bowen Guardian for R R Pickering
The Same order

Same of John L Kline's estate
The same order

A Settlement of the accounts of Madison Moore Curator of the estate of Michael Shaffer dec'd, having been filed in the Clerk's office of this Court for the time prescribed by law was presented in Court and no exceptions being offered thereto. the same is confirmed and ordered to be recorded

Same of the estate of John Swank dec'd

The same order

Ordered that Jacob Tiffer be appointed Surveyor of precinct No (Baldwin Petty)

John T Harris &c Pltff
vs
J P Cloudas wife &c Defts } In Chancery

This cause came on this 20th day of April 1868 upon the Bill & exhibits and upon the testimony taken and it appearing to the Court that if the said land in the bill mentioned be sold each share will be of greater value than $300. the Court doth hereby with the consent of counsel adjudge and order that the said Cause be remanded for further proceedings into the Circuit Court

Thomas W Basford wife &others Pltffs
vs
Mary Secrist & others Defts } In Chancery

By consent of parties by their attorneys this cause came on again to be heard finally this 20th day of April 1868 upon the papers heretofore read and the proceedings heretofore had and upon the amended report of Commissioners Wm Eiler, George E Deneale & John Hedrick by which report the said Commissioners provide that a right of way is reserved to each of the heirs of said estate, from their respective lots of land assigned them by said Commissioners to the Public Road which provision was accidentally omitted from their former report. to which amended report there are no exceptions whereupon the argument of Counsel being heard it is adjudged ordered and decreed that said amended report be & the same is confirmed — and this cause is dismissed

On the Motion of William Rehard who made oath thereto according to law and together with Benjamin E Long his security (who justified as to his sufficiency) entered into and acknowledged a bond in the penalty of Five thousand dollars conditioned as the law requires, a certificate is granted him for obtaining letters of administration in due form upon the estate of George Carman dec'd

Ordered that Alexander Logan Rev'd David Landes Joseph Bowman John Landes or any three of them being first duly sworn for that purpose do appraise the estate of George Carman. dec'd. and report thereon to the Court according to law

On Motion of W Sctt Baugher and it appearing that more than three months have elapsed since the death of Tobias McGrove, and no one having applied for administration upon his estate, it is ordered that his said estate be committed to the Sheriff of this County for administration according to law

Hodges & Bro's Pltffs
vs
Peter Rader wife Defts } Upon a Suggestion that the defts are indebted to Franklin Pence

On Motion it is ordered that this cause be placed upon the docket and continued until the next Term

Catharine M Turley Pltff
vs
A S Byrd Deft } Upon a Notice

On Motion it is ordered that this cause be placed upon the docket

On the Motion of and it appearing that more than three months have elapsed since the death of John McVey, and no one having applied for administration upon his estate, it is ordered that the same be committed to the Sheriff of this County for administration according to law

Upon the petition of David A Blecker setting forth that he proposes to build on his land on Cook's Creek in Rockingham County near Mount Crawford a Machinery Shop for the repair of agricultral implements useful to the public, and to erect a dam across said Creek, about ten feet high for the use of said shop or manufactory, which dam may cause the overflow of some of the land of John F Craun, George Kiser, J C Heatwole and John J Myers above said dam, and may render it necessary to make a slight excavation on or for this and other purposes by your petitioner asks for writ of ad quod dammum according to law in the Creek upon the said John F Craun's land below the dam, and it appearing that John F Craun, George Kiser, J C Heatwole & John J Myers hath had ten days previous notice of this application and they being solemnly called and not appearing. Therefore it is ordered that a writ in the nature of a writ of ad Quod Dammum be awarded the said David A Blecker, directed to the Sheriff of this County to be executed on the 29 day of April 1868. and made returnable here on the first day of the May Term next of this Court

Thomas P Bowen Pltff
vs
Levi Shaver Deft } Upon a Notice to recover interest under the several acts of the General Assembly of Virginia staying the collection of debts for a limited Period

This day came the pltff by his attorney and it appearing that the deft hath had legal notice of this motion and he be solemnly called and not appearing it is considered that the pltff recover against the deft $50.20 that being equal to two years interest on the debt due from Deft to the Plaintiff) with legal interest thereon from this day, and the costs by the pltff in this behalf expended

Upon the petition of Mary Nicholas widow of Charles Nicholas decd setting forth that she is one of the sisters and heirs of Peter Komtz decd. That the said Peter Komtz died intestate in the year 18 leaving considerable personal estate and some land and leaving neither wife nor children but leaving as heirs, that John Komtz ~~the petitioner~~ qualified as his administrator ~~& that that~~ she is dependant for her support on the interest or principal of the debts due to the estate of said Peter Komtz. it is therefore ordered that her said petition be referred to one of the commissioners of this Court to be acted and reported on according to law

Upon the application of William Dean to erect Gates across a public road precinct to Leading from Elkanna Church road near William Hamlegs to the Green County line. Ordered that the justices be summoned to appear here at the June Term next to consider of said application and that the usual notices be posted at the Court House door & some public place in the neighborhood of where it is proposed to erect said Gates

Eve Wenger orphan of Samuel Wenger decd being upwards of 14 years of age. appeared in Court and with the approbation of the Court made choice of Joseph Heaturee as her guardian. and thereupon the said Joseph Heaturee appeared in Court and together with Hiram Coffman his security (who justified as to his sufficiency) entered into and acknowledged a bond in the penalty of eight hundred dollars conditioned as the law requires. which bond is ordered to be recorded

Sarah A Wenger orphan of Samuel Wenger decd being upwards of 14 years of age. appeared in Court and with the approbation of the Court made choice of Daniel Wenger as her guardian. and thereupon the said Daniel Wenger appeared in Court and together with Henry Burkholder his security (who justified as to his sufficiency) entered into and acknowledged a bond in the penalty of eight hundred dollars conditioned as the law requires. which bond is ordered to be recorded

Ordered that Henry Gyle be appointed guardian for his children John S & Priscilla Gyle who are under the age of fourteen years of age. and thereupon the said Henry Gyle appeared in Court and together with Abraham Gyle his security (who justifies as to his sufficiency) entered into and acknowledged a bond in the penalty of four hundred dollars conditioned as the law requires, which bond is ordered to be recorded

Isaac W Brown and Henry Sellers produced in Court credentials of their ordination and also of their being in regular communion with the Church called the Methodist Episcopal. entered into Severally bonds in the penalty of $1500 each with Wm Peters & Benjamin Rice their securities (who justified as to their sufficiency) conditioned as the law requires & thereupon they took the oath of allegiance to the Commonwealth. thereupon credentials is granted them to celebrate the Rites of Matrimony according to the forms and customs of said Church. between any persons to them regularly applying therefor within this State

Upon the petition of John F Craun setting forth that he is desirous of building upon his lands near the town of Mt Crawford and on the water course known as Cook's creek, a mill for grinding bark, useful to the public, and that he proposes to erect a dam in said water course about the height of five feet, to abut upon the lands of George Kiser, and which may cause a slight damage by overflow to the lands of George Kiser, John S Myers and John G Conrad to all of which the petitioner further represents that he is the proprietor of the lands upon which one side of the said water course, and also of the bed of the same, and that a writ in the nature of a writ of Ad Quod Damnum be awarded him and it appearing that George Kiser, John S Myers & John G Conrad have had legal notice of this motion & for being solemnly called & not appearing & according to law. It is therefore it is ordered that a writ of Ad Quod Damnum be awarded the said John F Craun in the manner prescribed by law, directed to the Sheriff of this County, to be executed on the 25th day of the present month and made returnable here on the 1st day of the May term next of this Court

On Motion of Harvey Kyle (it appearing to the Court that legal notice has been given to all parties interested) it is ordered that Wm B Compton be appointed trustee in place of Allan & Bryan deceased in a Deed of Trust executed on the 20 day of April 1827. by Hugh Dever to said Allan & Bryan for the benefit of Dr Harvey Kyle

Wm Rehard Pltff
vs
Joseph K Smith Deft
} Upon an Attachment

On Motion it is ordered that this cause be placed upon the docket

J A Sevenbach Pltff
vs
Abm Painter Deft
} Upon a Motion to recover interest under the several acts of the General Assembly of Virginia staying the collection of debts for a limited period

This day came the pltff by his attorney, and it appearing that the defendant hath had legal notice of this motion, and he being solemnly called and not appearing it is considered that the pltff recover against the deft $9.64 (that being equal to two years interest on the debt due from the deft to the Pltff) with legal interest thereon from this day, and the costs in this behalf expended

George Hall Pltff
vs
Levi Shaver Deft
} Upon a Notice for Same

This day came the pltff by his attorney, and it appearing that the Deft hath had legal notice of this motion and he being solemnly called & not appearing, it is considered that the plaintiff recover against the defendant the sum of $117.74 (that being equal to two years interest on the debt due from the defendant to the Pltff) with legal interest thereon from this day and the costs in this behalf expended

B F Walker Pltff
vs
Moses Lawson Deft
} Upon a Notice for same

This day came the pltff by his attorney and it appearing that the

deft hath had legal notice of this motion and he being solemnly called and not appearing it is considered that the pltff recover against the deft the sum of $27.00 (that being equal to one years interest on debt due from Deft to Pltff) with legal interest thereon from this day

A J C Johnson Pltff
vs
Thomas Harrison & al Deft } Upon a notice to recover interest under the several act of the General Assembly of Va staying the collection of debts for a limited period

This day came the pltff by his attorney and it appearing that the deft hath had legal notice of this motion and not appearing it is considered that the pltff recover against the deft the sum of $61.98 (that being equal to two years interest on debt due from Deft to Pltff) with legal interest thereon from this day and the costs in this behalf expended

Joseph S Effinger Pltff
vs
David Yeakle Deft } Upon a notice for same

This day came the pltff by his attorney and it appearing that the deft hath had legal ~~notice of this motion~~ and he not appearing it is considered that the pltff recover against him the sum of $86.97½ (that being equal to two years interest on the debt due from the Deft to Pltff) with legal interest thereon from this day & the costs in this behalf expended

R J Wine who has been heretofore appointed a Notary Public in and for the County of Rockingham, appeared in Court, and together with Joseph Heatwole his security, entered into and acknowledged a bond in the penalty of Five hundred dollars conditioned according to law which bond is ordered to be recorded and certified

M L Houston Pltff
vs
Peter Sipe Deft } ND

On Motion it is ordered that this cause be placed upon the docket

The last will and testament of Elizabeth Winegord dec'd was this day presented in Court and ~~presented and~~ proved by the oaths of Joseph A Mitchell, Jacob Moyers and Henry N Beery the subscribing witnesses thereto and ordered to be recorded

Present

Old Sterling P.J. Wm H Conclon, Peter S Roller Geo S Christie, Madison Moore, Wm S Showalter Josiah S Roller Henry Beery, John Funk, Thomas Moore, Philander Kenny, Adam H Fuck, Wm Nk Wartmann, Warren S McGahey, Isaac Wright, Wm Sawfley, George W Fawley, Peter Paul Gideon Rosenberger, Joseph Funkhouser } Gent Justice

Upon the application of Curtis Gates who wishes to keep a house of Private entertainment at his house in this County it is ordered to be certified that he is a person of good character not addicted to drinking or gaming & will probably keep a house useful orderly and such as the law requires

Upon the application of William S Showalter who wishes to keep a Public Ordinary in this County it is ordered to be certified that he is a person of good character not addicted to drinking or gaming. and will probably keep a house orderly useful and such as the law requires

Upon the application of Reuben Bonas for Same
The Same order

Upon the application of William Sipe for Same
The Same order

Upon the application of William Sheehan for same
The Same order

Upon the application of John G Cootes for Same
The Same order

Upon the application of James W McGahey who wishes to retail Ale & Beer in less quantities than one gallon. it is ordered to be certified that he is a person of good character, not addicted to drinking or gaming. and that his Manufactory is a proper place to retail Ale & Beer.

On Motion of the Council of the Town of Harrisonburg who presented in Court a Copy of the amended Charter of said Town which is ordered to be filed.

Ordered that permission be granted to the Town of Harrisonburg Temporarily the use of the Surveyor's office for the purposes of a Clerk's office and for no other purpose

S R Allebaugh Sheriff of this County, Henry Neff, Christopher Miller & Joseph N Mauzy & Stephen D Roadcap by his deputies presented in Court lists of delinquents in the Capitation and Property tax in the County of Rockingham which being sworn to was examined and allowed by the Court and ordered to be certified to the Auditor of Public accounts

Wm D Roadcap & C Miller presented in Court lists of delinquents in the license tax
The Same order

John Paul who was on the 15th day of April 1868 duly appointed a Notary Public in and for the County of Rockingham by the Governor of Virginia by a Commission under his hand and the Seal of the Commonwealth and thereupon the said John Paul appeared in Court and together with W Gamble his security entered into and acknowledged a bond in the penalty of $500 conditioned as the law requires, and thereupon he took the several oaths required by law which bond is ordered to be recorded and certified.

Ordered the Michael M Miller be appointed Surveyor of Precinct No 98 in the place of Henry Heatwole

A C Lincoln Pltff
vs
A B & Lincoln vs Defts } Upon a Notice to recover interest under the several acts of the General Assembly of Virginia staying the collection of debts for a limited period

On Motion it is ordered that this cause be placed upon the docket and continued until the next Term

Absent all the Justices except
O C Sterling P J. George W Rawley Peter Paul } Gent.
& Joseph Brunkhouser } Justices

Commonwealth
vs
Wm D Harman } In Bastardy

On Motion it is ordered that this cause be placed upon the docket & continued until the next Term

David L Kyle's Ex'tor Pltff
vs
Abner C Bryan Defts } Upon a Notice to recover interest under the several acts of the General Assembly of Va staying the collection of debts for a limited period

This day came the Pltff by his attorney and it appearing that the deft has had legal notice of this motion and hath failed appearing it is considered that the Pltff recover against the deft the sum of

A W Knipple Pltff
vs
O T A Perkey & Defts } Upon a Notice to recover interest money collected by Perkey a constable

This day came the Pltff by his attorney and it appearing that the defts hath have had legal notice of this motion and they not appearing it is considered that the Pltff recover against the defts $21.69 with legal interest thereon from the 1st day of Sept 1866 till the 20th day of October 1866 and the interest thereon at the rate of 8 per centum per annum till paid, and the costs by the Pltff in this behalf expended

Joseph Kavanaugh Appellant
vs
A J Wall Appellee } Upon an appeal from the Judgment of a Justice of the Peace

This day came the parties and on the motion of the appellee it is ordered that this cause be dismissed and that the appellee recover against the appellant his costs in this behalf expended

Elizabeth Whitmore Pltff
vs
Christian Stanker Defts } Upon a Notice to recover interest under the several act of the General Assembly of Virginia staying collection of debts for a limited period

This day came the pltff by his attorney

thereupon came the defendants by their attorney, and on their motion and for reasons appearing to the Court it is ordered that this cause be dismissed, and that the defts recover against the Plaff their costs in this behalf expended

On the motion of Jas W J Allen Esq^r^ appearing that more than three months have elapsed since the death of Joseph Miller and no one having applied for administration upon his estate. it is ordered that his said estate be committed to the Sheriff of Rockingham for administration according to law

A Justice of the peace for this County, having returned an examination of Julia Ann Keysayer of this County single woman, taken before him in writing upon oath, upon which examination the said Julia Ann Keysayer charged Richard Black with being the father of her bastard child, and the said Justice also returned a warrant issued by him upon application made by an Overseer of the Poor for this County, for the apprehension of the said Richard Black together with a recognizance into by the said Richard Black to appear here and to abide and perform such order as this Court should make concerning the same. This day came as well the Attorney for the Commonwealth as the defendant by his attorney and thereupon the deft by his Attorney moved the Court to dismiss the warrant in this case, on the ground that the examination of the woman was not put in writing and signed by the Justice of the Peace which motion the Court doth overrule, and thereupon the said Julia Ann Keysayer and sundry other witnesses being summoned and examined and the said Richard Black fully heard, this Court upon the whole circumstances of the case doth adjudge said Richard Black to be the father of the said bastard child, and that the said child is likely to become chargeable to this County. Therefore it is ordered that the said Richard Black be charged with the annual payment of 30^{cts} to the Overseers of the Poor of the said County for the space of five years from the 10^th^ day of Feby 1868 in case the said child shall live so long, and that the said Richard Black pay the same to them accordingly at the end of every year until the expiration of the said five years and the costs by the overseers of the Poor in this behalf expended

Wm Strother's adm^r^ Plff
vs
John O'Conner Deft } In Debt upon an attachment returned executed

This day came again the Plaintiff by his attorney and it appearing to the Court that Susan Blakey the garnishee summoned in this case has paid the sum of fifteen dollars adjudged against her by this Court at its last term, and that the rest of the plaintiffs judgment is unsatisfied it is therefore ordered that the Officer who served this attachment, do sell and dispose of the house and lot levied on by him situated in Harrisonburg or so much thereof as is necessary to satisfy the Plaintiff's judgment in this cause first giving three weeks notice of the time terms and place of sale by publication in one of the

newspapers of said town of Harrisonburg, so much to be paid in cash as will satisfy the Plaintiff's judgment and costs, the residue in two equal annual payments from the day of sale with interest, taking from the purchasers Bonds with good security and report to this Court at its next term.

Joseph C Williams for D Harvey Kyle) Pltff
vs
Frederick Wampler & Thos J Atchison Defts
to George W Hogan

} Upon a suggestion that the defendants are indebted

This day came the pltff by his attorney and the deft Thomas J Atchison appeared in Court and was examined on oath and admitted that he was indebted to the said George W Hogan in a sum more than sufficient to discharge the plaintiffs judgment against the said Hogan. It is therefore considered that the pltff recover vs said Atchison the sum of $205.00 with legal interest thereon from the 19th day of July 1860 till paid and $6.21 cents of suit, and the costs in this behalf expended.

Charles Tridley Pltff
vs
Same Deft.

} Same

This day came the pltff by his attorney and the said Frederick Wampler & Thomas J Atchison appeared in Court and were examined on oath and the said Atchison admitted that he was indebted to the said George W Hogan in the sum of $50 with legal interest thereon from this day, and the said Frederick Wampler admitted that he was indebted to the said Hogan in a sum more than sufficient to satisfy the plaintiffs judgment. It is therefore considered that the pltff recover against the said Thomas J Atchison the said $50.00 with legal interest thereon from this day, and against the said Frederick Wampler the balance of the Plaintiffs judgment debt interest and costs, and the costs in this behalf expended.

John Keller's ex'or &c Pltff
vs
Same Deft

} Same

This day came the plaintiff by his attorney and the said Frederick Wampler appeared in Court and was examined on oath, and admitted that he was indebted to the said George W Hogan in a sum more than sufficient to discharge the plaintiff's judgment against the said George W Hogan. It is therefore considered that the pltff recover against the said Frederick Wampler the sum of One hundred dollars with legal interest thereon from the 21st day July 1864 till paid and $6.79 costs of suit and the costs by the Pltff in this behalf expended.

Ordered that the Court be adjourned until the next term

O. B. Sterling

Virginia

In the Clerk's Office of the County Court of Rockingham. April 23d 1868

A J Blakemore Pltff
vs
George W Harnsberger Deft } In Debt

This day came the plaintiff and thereupon the Deft appeared in the Clerk's Office aforesaid and confessed a judgment for $209.97 the debt in the writ mentioned with interest and Costs

It is therefore considered that the Pltff recover against the defendant the said sum of $209.97 with legal interest thereon from the 2nd day of March 1868 till paid and the costs in this behalf expended. This judgment is subject to a credit of $125 00 of date April 5th 1868

Teste

Wm D Frost DC

Virginia

In the Clerk's Office of the Court of Rockingham May 5th 1868

Augustine Armentrout Pltff
vs
Richard P Fletcher & Abner K Fletcher late merchants & partners trading under the style & firm of R P Fletcher & Bro. & L W Gamble Defts } In Debt

This day the defendants appeared in the Clerk's Office aforesaid and confessed judgment for four hundred and eighty one dollars and Seventy three cents with interest and costs

It is therefore considered that the plaintiff recover against the defendants the said sum of $481.73 with legal interest thereon from the 26th day of March 1868 till paid, and the costs by the Pltff in this behalf expended. this judgment is subject of interest paid to Dec 7th 1867

Teste

Wm D Frost DC

At a Court held for Rockingham County
at the Court House this 18th May 1868

Present
O. Sterling P.J. & S. Kemper, Joseph Funkhouser, Gent
and Gideon Rosenberger Isaac Wright & Wm H. Workman Justices

The Clerk of this Court presented in Court a list of deeds & other writings admitted to record in his office during the month of April 1868 which being seen and inspected by the Court is ordered to be entered on the minutes as follows to wit

A Deed of Bargain & Sale from Catharine Hauffman to Hiram Michael
Same from Davis Hartman wife to Samuel Brunk
Same from John Kline's exrs to Joseph Mauzy
Same from J. A. Lowenbach wife to Samuel Gradwohl
Same from Same to A. B. Fisher
Same from Same to Philo Brady
A Mortgage from Thomas M. Barton wife to Rockingham Building Association
A Deed of Bargain & Sale from Madison Wise to Wm Perrow
Same from John Niswander wife Samuel Shuey
Same from Wm Perrow wife to Madison Wise
Same from M. A. Call wife to Margaret Cary
Same from A. B. Cochran to J. A. Lowenbach
Same from John Flory to Daniel Byerly
Same from John Eversole & to David Hartman
Same from M. L. Seevers wife to Godfrey Brock
Same from Gideon Kratzer wife to Martin Brenneman
Same from J. D. Price wife to James Magalis
Same from Winston Shiffler wife to Carson Shiffler
Same from W. Armentrout wife to Robert Liskey
Same from Daniel Lough wife to Daniel Miller
Same from John Hoogedorn wife to John Hoogedorn
Same from ~~Henry~~ Niswander to Wm M. Peterson Trustee
A Deed of Trust from Wm M. Peterson to Wm B. Compton
A Deed of Bargain & Sale from Jacob Shank wife to Jacob Sanger
Same from George Kline wife to Davis Keller
Same from Isaac Barton wife to Same
Same from R. G. Coakley Comr to R. M. Rice
Same from John T. Wright wife to Daniel B. Wright
Same from Samuel Carpenter wife to John M. Richter
Same from Henry A. Beahm wife to John Kennedy
Same from Abraham Miller wife to Silas Sandy
Same from J. A. Lowenbach wife to Wm R. Bowman
Same from Charles Dehoy wife to Isaac Dehoy
Same from Henry Kiger to Jas H. Kanicofe &
Same from Christian Kiger to S. W. Gamble Trustee
A Deed of Release from Wm Mohler to Harriett Mathews
Deed of Bargain & Sale from Martin Brenneman wife to C. Brunk
Same from Harriet Mathews to Managa Blackburn
Same from Michael Cline wife to Elijah Minnick

A Deed of Bargain & Sale from George Shavers & Ors to Peter Shaver
Same from John Kenny Trustee to John N Hill &
Same from Addison Harper & wife to John N Hill
Same from John Leedy & wife to Same
Same from James Kenney to Same
A Deed of Trust from Wm S VanPelt to G W Berlin. In Trust for Peter Roller
A Deed of Bargain & Sale from Timothy Trunk & wife to S Trunk Trustee
Same from J N Bruffy & wife to Julia A Yancey
Same from A R Blundell & wife to John Smith

A Settlement of the estate of Isaac Coffman having been filed in the Clerks office of this Court for the time prescribed by law. was presented in Court and no exceptions being offered thereto the same is confirmed and ordered to be recorded

Same of the estate of Benjamin Wenger Sr dec'd
The same order

Same of the estate of Martin Garber
The same order

It appearing to the Court that at the last Term of this Court. that the usual certificate ~~was~~ was granted granted to Michael H See to obtain license to keep a public Ordinary in this County, which no entry was made upon the record. It is ordered that the same be now entered Nunc protunc

Upon the Application of J Fritz who wishes to obtain license to keep a house of private Entertainment in this County. It is ordered to be certified that he is a person of good character, and will probably keep a house of useful and orderly and such as the law requires

On Motion of John H McMullen who made oath thereto according to law and together with Henry Zirkle his security (who justified as to his sufficiency) entered into and acknowledged a bond in the penalty of One hundred dollars conditioned as the law requires. a certificate is granted him for obtaining letters of administration in due form upon the estate Isaac McMullen dec'd

Ordered that Daniel Swartz. Jacob Myers. Henry Beery & James Burk or any three of them being first duly sworn for that purpose do appraise the estate of ~~John~~ H McMullen dec'd and report thereon to the Court according to law

Upon the petition of James H White & others for a road, it is ordered that the same petition be referred to Cyrus Rhodes. Milton Carver. and James White to act and report thereon according law

Ordered that Cyprus Rhodes be appointed surveyor of precinct No 15 in place of Preston Rhodes

Ordered that Wm H Bowman be appointed surveyor of precinct No 206 in place of John Dillard

Elizabeth Shaver orphan of Jonathan B Shaver dec'd who is over 14 years of age appeared in Court and with the approbation of the Court made choice of Joseph E Shaver as her guardian and thereupon the said Joseph E Shaver together with Nancy Shaver his security (who justified as to her sufficiency) appeared in Court and entered into and acknowledged a bond in the penalty of Twelve hundred dollars conditioned as the law requires

On the Motion of Amos Scott who made oath thereto according to law and together with James A Patterson & ~~William Hartley~~ his securities (who justified as to their sufficiency) entered into and acknowledged a bond in the penalty of Two thousand dollars conditioned as the law requires. a certificate is granted the said Amos Scott for obtaining Letters of administration upon the estate of Nancy Grim dec'd

Ordered that William Palmer, Jacob Nicholas & William Maupin after being first duly sworn for that purpose do appraise the estate of Nancy Grim dec'd and report thereon to the Court according to law

Nancy Grim's Committee	Pl'tff	In Covenant
vs		
Wm J Collier	Deft	
and		
Same	Pl'tff	In Assumpsit
vs		
Same	Deft	

It appearing that since the last term the said Nancy Grim has departed this life. It is ordered that the said two causes be revived & proceed in the name of Amos Scott adm'r of Nancy Grim

The last will and testament of John Pence dec'd was presented in Court and proved by the oaths of Cyprus Pence and Robt Wm Jordan two of the subscribing witnesses thereto and ordered to be recorded

Abner Cannady	Pl'tff	Upon an Attachment
vs		
Rhodes & Harris	Deft	

This day came the pl'tff by his attorney and the defts still failing to appear. It is considered that the pl'tff recover against the defts $21.16 with legal interest thereon from the 1st day of March 1867 till paid & the costs by the pl'tff in this behalf expended. and it appearing that Jackson Knoph is indebted to the defts in a sum more than sufficient to discharge this judgment It is ordered that the Sheriff of Jackson Knoph be appointed a special receiver in this cause to collect & pay over to the pl'tff the amount of this judgment

Wm Rehera Pltff
vs
Joseph N Smith Deft } Upon an Attachment

This day came the pltff by his attorney and the deft still failing to appear, it is considered that the pltff recover against the deft $125.00 with legal interest thereon from the 1st day of April 1808 till paid and the costs by the pltff in this behalf expended and it is ordered that the officer who levied said attachment make sale of the attached effects and out of the proceeds pay and satisfy this judgment and the surplus if any pay to the deft or such person as may be legally authorized to receive the same

Ordered that John R Kagy be appointed guardian for Newton Stinebuck orphan of Frederick N Stinebuck decd who is under the age of 14 years, appeared in Court and together with George Calhoun his security (who justified as to his sufficiency) entered into and acknowledged a bond in the penalty of Two hundred dollars conditioned as the law requires

Ordered that John R Kagy be appointed a committee for Sarah Stinebuck a person of unsound mind, and thereupon the said John R Keagy appeared in Court and together with George Calhoun his security (who justified as to his sufficiency) entered into and acknowledged a bond in the penalty of Three hundred dollars conditioned as the law requires

S P Reaver Jailor of this Court presented in Court an account vs the Commonwealth amounting to forty dollars and fifty cents which being sworn to in Court was examined and allowed by the Court, and ordered to certified to the Auditor of public accounts

An Instrument of writing purporting to be the last will & testament of John Silert was presented in Court and proved by the oaths of Jno Byrd & Wm H Pinkel two of the subscribing witnesses thereto and ordered to be recorded, and on the Motion of Catharine Silert the executrix named in said will who made oath thereto according to law, and together with R N Pool, John Pinkle & James F Lowman her securities (who justified as to their sufficiency) entered into and acknowledged a bond in the penalty of ten thousand dollars (conditioned as the law requires) a certificate is granted her for obtaining a probate of said will in due form

On the Motion of C J Courtney it is ordered that the estate of James Hartman be committed to the sheriff of Rockingham County for administration according to law

Joseph Mayers Pltff
vs
Samuel P H Miller Deft } Upon a Notice &c respecting interest under the

several acts of the General Assembly of Virginia staying the collection of debts for a limited period. This day came the pltff by his attornies and

the defendants being solemnly called and not appearing. it is considered that the pltff recover against the defts $120 (that being equal to two years interest on debt due from the defts to pltff) with legal interest thereon from this day and the costs by the pltff in this behalf expended

Wm Allen Pltff
vs
Wm S Miller & Defts } Upon a Notice to recover interest under the several acts of the General Assembly of Virginia staying the collection of debts for a limited period

This day came the plaintiff by his attorney and it appearing that the defts hath had legal notice of this motion and they being solemnly called and not appearing it is considered that the pltffs recover against the defts $58.08 (that being equal to two years interest on debt due from Defts to the plaintiff) with legal interest thereon from this day and the costs by the pltffs in this behalf expended

Elizabeth Miller's exor Pltff
v
Henry Miller & Deft } Upon a Notice to recover interest under the several acts of the General Assembly of Virginia staying the collection of debts for a limited period

This day came the plaintiff by his attorney. and it appearing that the defts hath had legal notice of this Motion. and they being solemnly called and not appearing It is considered that the pltff recover against the defendants $92.33 (that being equal to two years interest on debt due from defts to Pltff) with legal interest thereon from this day. and the costs by the pltff in this behalf expended

Same Pltff
vs
Same & Defts } Upon a Notice to recover interest under the several acts of the General Assembly of Virginia staying the collection of debts for a limited period

This day came the pltff by his attorney and it appearing that the defts hath had legal notice of this Motion and they being solemnly called and not appearing it is considered that the pltff recover against the defts $165.46 (that being equal to two years interest on debt due from Defts to pltff) with legal interest thereon from this day. and the costs by the pltff in this behalf expended

Same Pltff
vs
Same & Defts } Upon a Notice to recover interest under the several acts of the General Assembly of Virginia staying the collection of debts for a limited period

This day came the pltff by his attorney. and it appearing that the defts hath had legal notice of this motion and they being solemnly called and not appearing. it is considered that the pltff recover against the defts $350.67 (that being equal to two years interest on debt due from Defts to Pltff) with legal interest thereon from this day. and the costs by the pltff in this behalf expended

Jno Harper vs O. A. Perkey & on a Notice it is ordered that this cause be placed upon the docket

Ordered that all the Justices of this Court be summoned to appear here on the 2nd day of June Court next to lay the County Levy and for other purposes

George Rader's adm^r Pl^tff
vs
D Pennybacker & Deft } In Chancery

On Motion and by consent of parties it is ordered that this cause be removed to the Circuit Court of this County for trial

Thomas K Harnsberger Pl^tff
vs
George W Price & Deft } In Chancery

This cause came on to be finally heard this 18th day of May 1808, upon the papers heretofore read, the proceedings heretofore had and the report of Commissioner John C Wasson setting forth that he had made a deed for the lands sold in this cause to Thomas K Harnsberger the purchaser thereof which is approved by the Court and the said Commissioner is directed to withdraw the same from the papers of this cause, and acknowledge the same for record in the Clerks Office of Rockingham County

William Minnick Pl^tff
vs
David D Sites Deft } In Trespass

This day came the parties by their attornies and the defendant by his attorney pleaded Not Guilty to which the Pl^tff replies generally and thereupon the judgment obtained in the office is set aside and the trial of the issue is deferred until the next term

S R Allebaugh & C Pl^tff
vs
A Lincoln & Deft } In Covenant

This day came the parties by their attornies and the defts by their attorney pleaded covenants performed and not broken to which the Pl^tff replies generally and thereupon the judgment obtained in this office is set aside and the trial of the issue is deferred until the next term

Amos Scott Committee Pl^tff
vs
Wm J Collier Deft } In Covenant
The same order

Same Pl^tff
vs
Same Deft } In Assumpsit

This day came the parties by their attornies and the deft pleaded Non assumpsit to which the Pl^tff replies generally and thereupon the judgment obtained in the office is set aside & the trial of the issue deferred until the next term

A H & H Stuart for Pltff
v
Heenna Hannan &c Deft } In Debt

This day came the parties by their attornies and the deft Heenna Hannan plea'd and that according to the laws of the United States he had received his discharge as a bankrupt to which the pltff replied generally and thereupon the judgment obtained in the office is set aside and the trial of the issue is deferred until the next term

George F Trunkhouser Pltff
vs
Wm M Jordan Deft } In Debt

This day came the parties by their attornies and the deft plea'd payment to which the pltff replied generally. and thereupon the judgment obtained in the office is set aside and the trial of the issue is deferred until the next term

Elizabeth Huffman Pltff
vs
Daniel Byerly Deft } In Debt
The same order

John Penn is adm^r Pltff
v
Samuel C Whitmore Deft } In Debt
The same order

R P Fletcher & Bro Pltffs
v
R M Money Defts } In Case

This day came the parties by attornies and the deft pleaded payment & Non assumpsit to which the pltffs replied generally. and thereupon the writ of enquiry obtained in the office is set aside and the trial of the issue is deferred until the next term

W W Butler for Pltff
v
Wm E Deneale's adm^r Deft } In Case
The Same order

J Edward Bird Pltff
v
John R Steger Deft } In Assumpsit

This day came the parties by their attornies and neither party requiring a jury the Court proceeded to execute the writ of enquiry and doth ascertain the damages to which the pltff is entitled to be $127.52 and the time from which interest thereon shall run to be the 23^d day of Oct 1865: it is therefore considered that the pltff recover agst the deft $127.52 the damages aforesaid with legal interest thereon from the said 23^d day of Oct 1865 and the costs of the pltff in this behalf expended

John C Wooson Pltff
vs
Robert M Mooney &c Deft } In Assumpsit

This day came the plaintiff by his attorney and neither party requiring a jury the Court proceeded to execute the writ of Enquiry and doth ascertain the damages to which the Pltff is entitled to be $175.00 and the time from which interest thereon shall run to be the 14th day of May 1867. It is therefore considered that the Pltff recover agst the defts $175.00 the damages aforesaid with legal interest thereon from the said 14 day of May 1867 till paid and the costs by the Pltff in this behalf expended. this judgment is subject to a credit of $39.34 of date the 14th day of May 1867

Annie A Shank Pltff
vs
George W Grady &c Deft } Upon a report of a Commissioner

This day came the plaintiff by her attorney and the defts still failing to appear it is considered that the Pltff recover against the defts Geo W Grady & Christian Burkholder $20.00 with legal interest thereon from the 22d day of May 1860 and against Peter Acher $11.00 with interest from the ~~28th day of April~~ 17 1861 till paid and the costs by the Pltff in this behalf expended

G W Stanley &c Pltff
vs
Joseph N Shiflett Defts } Upon an Attachment

On Motion of the Pltff it is ordered that this cause be placed upon the docket and continued until the next term and that the officer who levied said attachment has leave to amend his return

~~Robert G Cooksey Def for S R Allebaugh S R C~~ presented in Court a list of delinquent property, capitation tax and tax of the 4th Septr 1865 & with which he was charged & taken up by order of Court & certified

Magdalene Early & Noah Early orphans of Noah Early who being over the age of 14 years appeared in Court and made choice of Hester Early as their guardian and the Court doth appoint the said Hester Early as Guardian for Daniel, Elizabeth, Annie, Mary & Margaret V Early, orphans of the said Noah Early who are under the age of 14 years. and thereupon the said Hester Early appeared in Court and together with Abraham Early and Abraham B Early her securities who justified as to their sufficiency entered into and acknowledged a bond in the penalty of $3200. conditioned as the law requires

The last will and testament of Lucy Jones was presented in Court and proved by the oaths of W H Henderson & Henry Hinkle the subscribing witnesses thereto and ordered to be recorded

Ordered that the Court be adjourned until the next term

O. C. Sterling

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Virginia

In the Clerks office of the County Court of Rockingham June 9th 1868

Abraham Bloser Jr. Administrator of
Abraham Bloser Sr. Deceased } Plaintiff

agt } In Debt

Daniel Shank Jr. Committee of
Daniel Shank } Defendant

This day the Defendant appeared in the Clerks office aforesaid and confessed a Judgment for Eight Hundred and Three Dollars and Seventy Five and a half Cents with interest & Costs

It is therefore considered that the Plaintiff recover against the Defendant the said sum of $803.75½ Cents with legal interest on $401.87½ Cents with interest from the 1st day of April 1850 and on $100.47 Cents from the 1st day of April 1851 and on $100.47 Cents from the 1st day of April 1852 and on $100.47 Cents from the 1st day of April 1853 and on $100.47 Cents from the 1st day of April 1854 till paid and the Costs by the Plaintiff in this behalf expended Subject to the following Credits $24 April 2d 1851 $30 May 20th 1852 $40 March 21st 1853 $40 April 17th 1854 & $37.50 January 1st 1866 $50 April 20th 1868 and by One years interest for the year 1863 dropped by Abram Bloser Sr. and by $45 May 7th 1855 and by One years interest for the year 1863 dropped by Abram Bloser Sr. and by One years interest for the year 1863 dropped by Abraham Bloser Sr. by One years interest for the year 1863 dropped by Abram Bloser Sr. and by $15.45 Cents paid by Wm Bohard for Taxes for the year 1863 and by One years interest for the year 1863 dropped by Abram Bloser Sr. as endorsed on notes

Teste

L W Gambrill C R C

At a Court held for Rockingham County
at the Court house this 15th day of June 1868

Present

O C Sterling Wm S Miller John Funk Isaac Wright & Joseph Funkhouser. } Gent Justices

The Clerk of this Court presented in Court a list of Deeds and other writings admitted to Record in this office during the Month of May 1868 which being seen and inspected by the Court is ordered to be entered on the Minutes as follows to wit

A Deed of Bargain & Sale from Adolph Lowenback & Wife To Jonas A Lowenback
same from Jonas A Lowenback & Wife To M V & A B Heller
same from Evan Horton To Robert Koontz
A Deed of Trust from Lafayette Lee To Wm M K Wartman In Trust for M I Moyerhoeffer
A Deed of Bargain & Sale from Henry M Argabright & To D. I Letts Trustee for Sarah Argabright
same from Samuel Lenebaugh & Wife To Madison Wise
same from Michael A Lee & Wife & To Melton Taylor
same from Joel Glick & Wife To Anny Snell
same from Anny Snell To Abraham Miller
same from James I Miller & Wife To Aaron James
same from Lucy A Kirby To Sarah I Leake
same from I. G Riley & Wife To Isaah R Young
same from John Werner & Wife To Mathias M Keck

A Deed of Bargain Sale from John Werner & Wife To Matheas M Kersh
same from Lerman B Jennings & Wife To the Widow & Heirs of Conrad Kite Deceased
same from Lemuel S Reed & Wife To John M Goodwin
same from John M Goodwin To Lemuel S Reed
same from Martin Brenaman & Wife To John Baldwin
same from Samuel Plecker & Wife To Daniel A Plecker
same from John Leedy & Wife To Joseph B Moyers
same from Robert Coe & Wife To John Leedy
same from John Leedy & Wife To Robert Coe
same from Jacob W Zerkle & Wife To Isaac N Bowers
A Deed of Trust from James O Brien & Wife To James Kenny In Trust for B B Griffith &c
A Deed of Bargain & Sale from James O Brien & Wife To N B O Brien &c
same from Isaac N Berry & Wife & others To George A Ehresman
same from John G Seabrook & Wife To Daniel Good
same from George W Fisher & Wife To Barbara Cupp
same from Robert Black To Barbara Cupp
same from Joseph Wilhite & Wife To George Calhoon
same from C Meller Deputy Sheriff To George Ea
same from Martin Brenaman To Jasper Hause
same from George Paulsel & Wife To Barbara Cupp
same from Abraham Early & Wife To Thomas Thurna
same from Lewis Pence & Wife To Joseph C Shaver
same from George F Funkhouser & Wife To George A Denges
same from Andrew B Irish & Wife To Dr A Shroder
same from Samuel West & Wife To Daniel Crawn & Trustees
same from John K Berry & Wife To Noah W Berry
same from Abraham W Berry To Noah W Berry
same from John W Bowers & Wife To Noah W Berry
same from Harry R Berry To Noah W Berry
same from Samuel Shanks Exor To Noah W Berry
same from John C Woodson Comr To Noah W Berry
same from Moses Joseph To Wm Hoover & John C Joseph
same from Michael Hoover & To John B Funk
A Deed of Trust from John B Funk To A S Byrd for L. S Reed
A Deed of Bargain & Sale from Richard A Hord To George Meller
same from Ashel Bleb & Wife To George Meller
A Mortgage from Isaac Paul & Wife To Rockingham building association
A Deed of Bargain & Sale from C C Strayer & Wife To Lemuel S Reed
same from Samuel Zigler & Wife To Johna Wampler
same from Alfred Sprinkles Exor & To George Rupel

Settlements of the Estate Accounts of David Kyle Sr, Anthony Huffman and Anthony Huffman having been filed in the Clerks office of this Court for the Time prescribed by law and no exceptions be offered thereto the same are confirmed and ordered to be recorded

A Settlement of the accounts of M Harvey Effinger late General receiver of this Court was filed in the Office and being examined by the Court is ordered to be recorded

The last will and testament of Andrew Sago decd was presented in Court and proved by the oaths of P A Clarke & A P Clarke the subscribing witnesses thereto and ordered to be recorded. and on the motion of Jacob Sago the executor therein named who made oath thereto according to law and together with Samuel Keser his security (who justified as his sufficiency entered into and acknowledged a bond in the penalty of four thousand dollars conditioned as the law requires. a certificate is granted him for obtaining a probate of said will in due form

Ordered that P A Clarke. George H Dinges. Caleb Dean & John F Brown or any three of them being first duly sworn for that purpose. do appraise the estate of Andrew Sago decd and report thereon to the Court according to law

Absent O C Sterling

Jacob Armentrout & others Pltffs
vs
Stephen E Orebaugh Deft } In Chancery

This cause came on again to be heard this 15th day of June 1868 upon the papers formerly read and proceedings heretofore had and upon the report of Emanuel Armentrout who was appointed a commissioner to sell the land in the mentioned by a decree rendered in this cause on the 16th day of March 1868 whereupon the argument of counsel being heard and there being no exceptions to said report the same is confirmed and the Court doth adjudge order & decree that the sale made by said Commissioner Armentrout of the 15 acres of land at $57 per acre to Joseph N Mauzy be and the same is hereby confirmed and the said Emanuel Armentrout hereby ordered and directed to withdraw the bonds executed by the said Joseph N Mauzy and collect the same as they become due and after paying the costs of this suit expenses of sale & retaining his commission for selling & collecting. said Mauzy shall pay the balance of the parties entitled to receive the same paying the amount due S E Orebaugh the infant defendant to his guardian shall pay an attorney fee of $30 out of said fund. and the said Commissioner Armentrout is hereby authorized to execute & acknowledge a deed with special warranty for said land to said Joseph N Mauzy retaining a lien for so much of the purchase money as shall remain unpaid at the time of the execution of said deed

Upon the petition of Emma Kite & Liddie V Kite setting forth that they are dependant for a support out of debts that are stayed under the several acts of the General Assembly of Virginia staying the collection of debts for a limited period. it is ordered that the said petition be referred to one of the Commissioners of this Court to be acted and reported thereon according to law

A Division of the lands of Tobias Beam deceased. was presented in court and by consent of interested parties. the same is confirmed and ordered to be recorded

Commonwealth Pltff
v
Henry Harris Deft } In Bastardy

This day came as well the attorney for the Commonwealth as the defendant who appeared in Court in furtherance to his recognizance & on his motion it is ordered that this cause be dismissed

Joseph E Doran v Wm Peters upon a delivery bond notice proved and execution awarded

Philip Brenner v Same The Same order

Upon the petition of Archibald Brock for a change in a public road in this County the viewers heretofore appointed to act upon said petition this day returned their report upon consideration whereof the Court doth establish said road agreeable to the report aforesaid

Ordered that the Overseers of the Poor for this County bind out according to law Lucinda Clatterbuck aged 10 years to Wm J Chrisman

Ordered that the Overseers of the Poor for this County bind out according to law George Clatterbuck aged 8 years to J J Miller the said Miller in addition to the requirements of law shall furnish the said George Clatterbuck a freedom suit at the expiration of the term of his apprenticeship

Present Josiah S Roller & Philander Henry

Commonwealth Pltff
v
Wm O Horan Deft } In Basterdy

On Motion and for reasons appearing to the Court it is ordered that this cause be continued until the next term at the cost of the deft

Upon the petition of Cynthia Whitmore & others for road in this County on motion it is ordered that the said petition be referred to Jacob Dunkle John R Kogler and Hugh Swope who being first duly sworn for that purpose do act and report upon said petition according to law

Rebecca Thompson & Pltffs
v
John C Walker & Deft } Upon a notice to recover interest under the several acts of the General Assembly of Virginia staying the collection of debts for a limited period

This day came the parties by their attorneys and by consent of parties it is considered that the pltffs recover against the defendants the sum of $180.36 with legal interest thereon from the 29 day of February 1868 till paid and the costs by the pltffs in this behalf expended

On the Motion of Sallie Hahn who made oath thereto according to law and together with Joseph A Whitmore George F Shoemaker & George J Hahn her securities (who qualified as to their sufficiency) entered into & acknowledged a bond in penalty of four thousand dollars conditioned according to law

a certificate is granted her for obtaining letters of administration in due form upon the estate of Hannah P Hahn decd

Ordered that Peter S Roller John F Braun & Pleasant M Dice after being first duly sworn for that purpose do appraise the estate of Hannah P Hahn decd & make report thereon to the Court according to law

Daniel Miller &c Pltffs
vs
James L Coffenoyer Defts } Upon a suggestion

On Motion it is ordered that this cause be placed upon the docket

Upon the petition of Jacob Argabright & others for a new road it is ordered that Amarias Pirkey Lewis Argenbright and Samuel Whitzel do act and report upon same according to law

Ordered that Noah M Beery be appointed surveyor of precinct No 106 in the place of George M Hogan

Ordered that Robert Liskey be appointed surveyor of precinct No 120. in the place of Abraham Koontz

Ordered that Noah Rhodes be appointed surveyor of precinct No 169 in place of Samuel Shank

Ordered that John Carman be appointed surveyor of precinct No 5 in place of Isaac Showalter

Ordered that George Gaul be appointed surveyor of precinct No 90 in place of [redacted]amuel Suter

Ordered that D F Haynes be appointed surveyor of precinct No 20 in the place of M Blackburn

Ordered that Charles A VanSear be appointed surveyor of precinct No 16 in place of Wm VanSear

Ordered that Peter Acker be appointed surveyor of precinct No 159 in place of John Mayers

Ordered that George Hall be appointed surveyor of precinct No 14. in place of Benjamin Wenger

Ordered that John Brunk be appointed surveyor of precinct No 10 in place of John Young decd

Ordered that William J Chrisman be appointed surveyor of precinct No 207 in place of Christian Brenk

Ordered that Michael Lohr be appointed surveyor of precinct No 164 in place of David Keagy

Ordered that Wm Bryan be appointed surveyor of precinct No 32 in place of John Miller dec^d

Ordered that Garrison be appointed surveyor of precinct No 22 in the place of John Osmore dec^d

Ordered that the Court be adjourned until tomorrow morning at 9½ O'Clock

O. C. Sterling

Tuesday June 16 1808

Present

O C Sterling P.J. Isaac Wright John Funk } Gent
Joseph Trimblehouse. Wm Beard } Justices

Theodore S Bantz Pltff
vs
W J Zirkle & Defts } Upon a delivery bond

Notice proved and execution awarded

Granville Eastham Pltff
vs
W W Butler & Defts } Upon a delivery bond

The Same order

J M Gordon for Pltff
vs
Julia A Washington & Defts } Upon a delivery bond

The Same order

The Sheriff of this County presented in Court an account against the Commonwealth of Twenty seven dollars which being sworn to in Court was examined and allowed by the Court and ordered to be certified to the Auditor of Public accounts

The last will and testament of Sarah Brathwaite dec^d was presented in Court and proved by the oaths of John H Wartmann & Wm M^{c}K Wartmann the subscribing witnesses thereto and ordered to be recorded. And on the motion of Samuel M Bowman the executor therein named who made oath thereto according to law and together with Jonas A Loeserbach & Wm M^{c}K Wartmann his securities (who justified as to their sufficiency) entered into and acknowledged a bond in the penalty of five hundred dollars conditioned as the law requires. A certificate is granted him for obtaining a probate of said will in due form

Ordered that Samuel R Sterling Joseph T Logan & J Madison Crim after being first duly sworn for that purpose do appraise the estate of Sarah Brathwaite dec^{d} and report thereon to the Court according to law

Ordered that Daniel Driver be appointed surveyor of precinct No in place of George Earhart Sr

Ordered that Milton Taylor be appointed surveyor of precinct No 2 in the place of Eli Nave

On the Motion of W T Coffman and it appearing that more than three months have elapsed since the death of John Houston and no one having applied for administration upon his estate it is ordered that his said estate be committed to the Sheriff of Rockingham County for administration according to law

John Harper Pltff
vs
O P & A Perkey & Defts
} Upon a Notice

This day came again the parties by their attornies and on motion of the Pltff it is considered that the Pltff recover against the defts $44.06 with legal interest thereon from the 26th day of May 1856 till paid and the Costs in this behalf expended

Present A C Sterling Wm S Miller Peter S Roller George S Christie Madison Moore John J Bowman Asa S Baugher Wm S Showalter Josiah S Roller Henry Beery John Funk Thomas Moore Jackson Horn Philander Herring Adam H Fuck Wm M & Hartmann Isaac Wright Wm Sawley George W Fawley Wm W Carpenter Peter Paul E S Kemper Gideon Rosenberger Joseph Funkhouser Wm Beard and Hiram A Kite

Upon the petition of Lizzie & Cornelia Sites who wish to obtain a license to keep a public ordinary in this County it is ordered to be certified that they are persons of good character and will probably keep a house useful orderly and such as the law requires

Upon the petition of John Scanlon merchant
The Same order

Upon the petition of John R Kogler & Co The Same order

Ordered that Thomas Payne Christian Grandle Solomon Mesperly Abraham Hendle John Chapman Thomas Beard Thomas Cummings John D Perkey Silas & Henry Hinkle Jr David & Ralston be exempted from the payment of County and Parish Levies

It is ordered that Curty & Patterson is granted leave to put an additional door in their office situate in the South Eastern corner of the Court house yard

On the Motion of Jacob P Effinger to be released from an erroneous assessment it is ordered to be certified that at the February Term 1858 when relief was granted the said Jacob P Effinger that the attorney for the Commonwealth was present and defended the said Motion

Samuel R Allebaugh Sheriff of this County. Henry Neff. Wm H Roadiffer Christopher Miller. Joseph N Mauzy & Robert G Coakley his deputies presented in Court lists of delinquents in the County and Parish Levies which being sworn to was examined and allowed by the Court. and ordered to be filed

Ordered that Jacob Funkhouser. Henry Neff & Henry B Harnsberger be appointed Commissioners of Roads for this County. and in addition to their other duties they are hereby required to re-apportion the hands throughout the County. giving to each precinct a fair and equal proportion. and report their action under this order to this Court

The Court having been duly summoned for that purpose and a majority of the Justices being present. proceeded to lay the County levy as follows to wit Amount of Claims allowed by Overseers of the Poor and appropriations made for Payment on farm and erection of New Buildings &c $5000. 00
Claims allowed and appropriations made by this County Court this day 5500 00
Sheff's Com @ 7½ pr for collecting $20500 1537 50
1200 Delinquents @ $250 3000. 00
Surplus to balance 25037 50
212 50
$ 25250 00

To meet which we have 4400 Tithables @ $2.50 11000 00
State tax $28500. @ 50 per cents. 14250 00
$ 25250.0

Ordered that the Sheriff Collect from each tithable in the County the sum of $2.50 each. and 50 per cent upon the assessed state tax. which shall be appropriated to the purposes of the County & Parish levies and that the further sum of 10 cents on each 100 dollars of the assessed State tax to be returned to the Register of the State of this County to be appropriated to the payment of the interest due on the debt due from the County of Rockingham to the Manassas Gap Rail Road Company

Ordered that Samuel Shackelett be appointed agent for this County to receive the amount this day assessed for the payment of the interest due upon the debt due from this County to the Manassas Gap Rail Road Company and any surplus that may remain in his hands after paying one years interest he shall appropriate to the purchase of said bonds

Ordered that Peter Paul be appointed a Commissioner to negotiate with the proper authorities of Pendleton County West Va for the repair and keeping in order the Public Road from Harrison

burg to Pendleton) across the Shenandoah Mountain and
report to the next Court at its next term
Ordered that the County Court be authorized to subscribe 12 shares in the
~~Elkton Bridge Co~~ in the Rockingham & Pendleton Road
Ordered that the Court be adjourned until the next term

O. B. Sterling

In the Clerk's office of the County Court of Rockingham June 17th 1868
E Larrabee & sons Pltff } In Assumpsit
v.
James O Brien Deft }

This day came the Pltff by their attorney and the deft in person who confessed a judgment for $195.85 with legal interest thereon from the 24th day of ~~January~~ August 1867 subject to a credit of $50 paid Nov 9th 1867 It is therefore considered that the Pltff recover against the deft the said sum of $195.85 the debt aforesaid with legal interest thereon from the said 24th day of August 1868 till paid and the costs by the pltff in this behalf expended subject to the credit aforesaid of $50 paid Nov 9th 1867.

Teste

Wm D Trout dc

In the Clerk's office of County Court of Rockingham June 25 1868
Brocus & Garner Pltff }
v.
Isaac Paul & sons & S A Coffman Defts }

This day the defendants Isaac Paul, Robert Paul and S A Coffman personally appeared in the office aforesaid and confessed judgment for the debt in the declaration mentioned with interest and costs it is therefore considered that the pltff recover against the said Isaac Paul, Robert & Paul & Samuel A Coffman $1000. the debt aforesaid with legal interest thereon from the 13th day of June 1868 till paid and the costs by the pltff in this behalf expended

In the office aforesaid June 27 1868.

The defendant Wm D Paul personally appeared before me in the office aforesaid, and confessed judgment for $1000. the debt aforesaid legal interest thereon from the 13th day of June 1868 till paid and the costs in this behalf expended

Teste

Wm D Trout dc

In the Clerks Office County Court of Rockingham July 1st 1808

Henry J Trinkle & John M Armstrong
adm^rs of Harvey Trinkle } Pltff^s
vs
Josiah S Roller Deft } In Assumpsit

This day came the plaintiffs by his Attorney and produced a power of Attorney for confessing judgment in this action under the hand and seal of the defendant attested by John C Wooddson who proved the due execution thereof. whereupon John Penn appeared for the defendant by Virtue of said power. and the defendant by his said Attorney acknowledges the plaintiffs action for $600.^{00}/_{100} with legal interest from the 1st day of January 1805. It is therefore considered that the pltffs recover against the deft the said sum of $600^{00}/_{100} with legal interest thereon from the said 1st day of January 1805 till paid and the costs by the pltff in this behalf expended

Teste

Wm D Thweatt

Virginia }
In the Clerks Office of the County Court of Rockingham July 20 1808

George A Mills Pltff
vs } In Debt
Michael J Zirkle Deft }

This day came the plaintiff by his attorney and the defendant appeared in the office aforesaid and confessed judgment for $115.73 the debt in the writ mentioned, with interest from the 17th day of March 1808
It is therefore considered that the plaintiff recover against the Defendant One hundred and fifteen dollars and seventy three cents the debt aforesaid legal interest thereon from the said 17th day of March 1808 till payment and the costs by the pltff in this behalf expended

Teste

Wm D Thweatt

Virginia

At a Court held for Rockingham County at the Court-House thereof on Monday the 20th day of July 1868

Present

O C Sterling P. Joseph Funkhouser } Gent
Isaac Wright John Funk } Justices

The Clerk of this Court presented in Court a list of deeds and other writings admitted to record in his office during the Month of June last, which being seen and inspected by the Court is ordered to be entered on the Minutes as follows to wit

A Deed of Bargain & Sale from Jonas Pence & wife &c to Gee & Jos S Bowman
Same from John Koontz's ex'or to Philip Miller. heretofore recorded
Same from Catharine Heaynes to Philip Miller & Trustees " "
Same from Same to H E Whitsel & Trustees " "
Same from Martin Wampler & wife to Samuel D Wampler
Same from Peter Long & wife to Peachy Heine
Same from Eliza Pence to Jacob L Snider
A Deed of Trust from Wm M Silbert to David F Kagey & Trust for J D Williamson
A Deed of Bargain & Sale from Benj Wenger's ex'or to Lewis Pence
Same from Moses Pumphrey & wife to Peter Sipe & Mary E Williams
Same from Samuel Adams to Wm F Burgandine
A Deed of Trust from Gideon Shirey & wife to Wm H Effinger & Trust & B Association
A Deed of Bargain & Sale from John Stover & wife to Nathaniel Howard
An Agreement between David Shank Jr Committee for David Shank Sr & Wm Pickerel
A Deed of Bargain & Sale from Henry Miller & wife to Elias Hoffer
Same from Hagerstown Lumber & Coal company to Joseph B Lorse
Same from Jacob B Lorse & wife to Benjamin A Garlinger
Same from Benjamin A Garlinger & wife to Joseph D Price
A Deed of Trust from David S Rentch to Jos D Price In Trust for Same Bowyer &c
A Deed of Bargain & Sale from Jos D Price & wife to Robert B Jones &c
Same from George Miller & wife to Gideon B Shirey
Same from C H B Huffman & wife to Jonas A Loewenbach
Same from Gee Conrad's heirs to William Orr heretofore recorded
Same from Same to John T Harris " "
Same from Same to Cle Strayer " "
Same from John L Sprinkel Constable &c to John Ford
Same from Elizabeth Seal to Archibald Taylor
A Deed of Trust from A J VanPelt to George F Mayhew In Trust for Jno C Wooson &c
A Deed of Bargain & Sale from John C Wooson Com'r to Thos K Harnsberger
Same from Manassas Blackburn to O B Mathews &c
Same from Dorcas Mantz to Jackson Mantz
Same from Levi Coffelt to Micajah Shiflet
A Power of Attorney from Elizabeth Seal to James Seal
A Deed of Bargain & Sale from Joseph Burkholder to Henry A Heatwole
Same from Samuel V Wine & wife to James R Ritchie
Same from George Lyser & wife to Michael Lindon
Same from David Armentrout's ex'ors to James Baker
Same from Elicous Michael & wife to Christena Mary

A Deed of Bargain & Sale from Christian Brunk & wife &c to Samuel K Wine
Same from Hiram A Kite &c to Wm H Marshall
Same from John Weyant & wife to Jesse Weyant
Same from Asa S Baugher to Soloman Shifflett
Same from L S Reed & wife to Samuel Miller & others
Same from Henry Billheimer's ex'trs to John C Harman
Same from Philip Pharis & wife to J P Young
A Receipt from Isaac Paul to Rockingham Building Association
A Deed of Trust from Henry F Propst & wife to Geo W Sanford for W C Covington
A Deed of Bargain & Sale from Amos Scott & wife to Catharine Sipe
Same from John C Palmer & wife to Same
Same from John Royer & others to Revel L Greiner
Same from Christian Wichter & others to Philip Wichter
A Deed of Trust from William VanLear & wife to Wm B Compton in Trust for T Donovee
Same from William Sandy to Wm D Grant in Trust for Daniel Heffman
A Deed of Bargain & Sale from Jacob Koogler to A S Williams (Heretofore recorded)
Same from Valentine Bolton & wife to James Bolton
Same from Nathaniel Harrison & wife &c to Michael Sellers. (Heretofore recorded)
Same from John Daniel & wife to Same (" ")
Same from French S Duff to T J Butler Trustee
Same from Joseph D Price & wife to A J Wade

A Settlement of the estate of Isaac Burner dec'd having been filed in the Clerk's Office of this Court for the time prescribed by law was presented in Court and no exceptions being offered thereto the same is confirmed and ordered to be recorded

Same of the estate of Mary Brawford dec'd
The Same order

Same of the accounts of the Guardian of D P Bowman
The Same order

Same of the Guardian of W D & D P Bowman
The Same order

Same of the Guardian of Wm D Bowman
The Same order

Same of the Guardian of Louisa D Bowman
The Same order

Same of the Guardian of Same
The Same order

Same of the Guardian of Virginia E Bowman
The Same order

Same of the Guardian of Same
The Same order

A Settlement of the accounts of the Guardian of John W & Eudora Beatty having been filed in the Clerk's Office of this Court for the time prescribed by law was presented in Court and no exceptions being offered thereto the same is confirmed and ordered to be recorded

Same of same for Same
The Same order

Same of the Guardian of Sallie Filler
The Same order

Same of the Guardian of Alice G & Jno S R H & C Filler
The Same order

Same of the estate of John Hoover dec'd
The Same order

Same of the estate of Daniel Hoover dec'd
The Same order

Same of the Guardian of Samuel & John S Coover
The Same order

A Settlement of the accounts of the Guardian of Osburn Hewlett
The Same order

Same of the accounts of the Guardian of Angelina Hewlett
The Same order

Same of the accounts of the Guardian of Jonathan Hewlett
The Same order

Same of the accounts of the Guardian of Columbia Hewlett
The Same order

Same of the estate of George Hatterman dec'd
The Same order

Same of the estate of John Jones dec'd
The Same order

Same of the accounts of the Guardian of John Knopf
The Same order

Same of the accounts of the Guardian of Helena Knopf
The Same order

Same of the accounts of the Guardian of Amanda Knopf
The Same order

A Settlement of the accounts of the Guardian of Martha Lambert having been filed in the Clerk's Office of this Court for the time prescribed by law, was presented in Court and no exceptions being offered thereto the same is confirmed and ordered to be recorded

Same of the accounts of the Guardian of Robert Lambert
The Same order

Same of the estate of Ann Ochseltree dec'd
The Same order

Same of the accounts of the Guardian of Julia Ann Roadcap &c
The Same order

Same of the estate of John Robinson dec'd
The Same order

Same of the estate of F W Steinbrick dec'd
The Same order

Same of the accounts of the Committee for Andrew J Strickler
The Same order

Same of the accounts of the Guardian for the heirs of Michael Scothorn
The Same order

Same of the estate of Isaac Thomas dec'd
The Same order

Same of the accounts of the Guardian for M E Thomas
The Same order

A M Brown's admrs Pltffs
vs
Jacob Byrd &c Defts } Upon a Notice to recover interest under the several acts of the General Assembly of Virginia staying the collection of debts for a limited period

This day came the plaintiffs by their Attorney, and it appearing that the defendants hath had legal notice of this motion and they failing to appear and defend the said motion. It is considered that the Pltffs recover against the Defendants $84,30 (that being equal to two years interest on debt due from the Defendants to the plaintiffs) with legal interest thereon from this day, and the costs by the Pltffs in this behalf expended.

An Award made in pursuance to an agreement made between Elizabeth Brown, Samuel H Brown, Mary Ann Brown, Josiah O Vaught, John M Brown, John Kennedy & George Kennedy, was presented in Court & no exceptions being offered thereto the same is ordered to be entered up as the judgment of this Court, which agreement & the award made as aforesaid are ordered to be recorded

Daniel Miller &c. Pltffs
vs
M J Zirkle &c Defts } Upon a Notice on a Delivery Bond

Notice proved and execution awarded

John Airhart Pltff
vs
Thomas Ruby &c Defts } Upon a Notice to recover interest under the several acts of the General Assembly of Virginia staying the collection of debts for a limited period

This day came the plaintiff by his attorney and it appearing that the defts hath had legal notice of this motion and they failing to appear and defend this motion It is considered that the pltff recover against the defts $82.00 that being equal to two years interest on debt due from defts to pltff with legal interest thereon from this day, and the costs by the Pltff in this behalf expended

Jonathan Bateman Pltff
vs
A B Irich & others Defts } In Chancery

The Plaintiff this day filed his Bill with the usual affidavit and on his motion and for good cause shown a writ of Injunction is awarded him to enjoin the defendant A B Irich and all other persons from selling or in any wise interfering with the house and lot on Port Republic in Rockingham County, now in the occupancy of Jonathan Bateman until the further order of the Court

But the Plaintiff is not to have the benefit of this order until he or some one for him shall enter into bond with sufficient security in the penalty of $200. conditioned as the law requires either in open Court or before the Clerk in his office

The Last will and testament of Levi Baxter dec'd was presented in Court and proved by the oaths of John D Miller & Christian G Kline two of the subscribing witnesses thereto and ordered to be recorded and thereupon Catharine Baxter the executrix named in said will appeared in Court and refused to take upon herself the burthen of the execution of said will as executrix thereof and on the motion of the said Catherine Baxter who made oath thereto according to law and together with John D Miller Jacob Moyers and Jacob Baxter her securities (who justified as to their sufficiency) entered into and acknowledged a bond in the penalty of Three thousand dollars conditioned as the law requires, a certificate is granted her for obtaining letters of administration with the will annexed upon the estate of the said Levi Baxter, dec'd

Ordered that John Lincoln, Peter Acker, Isaac Wenger and Christian G Kline or any three of them being first duly sworn for that purpose do appraise the estate of Levi Baxter deceased and report thereon to the Court according to law

On the Motion of and it appearing that more than three months have elapsed since the death of William Branson. and no one having applied for administration upon his estate. it is ordered that his said estate be committed to the Sheriff of Rockingham County, for administration according to law

Upon the Motion of (Daniel M Miswander who desires to obtain license to receive subscriptions for and to sell Bibles, testaments and other Religious books in the County of Rockingham. the Court being satisfied fee paid. that the said (Daniel M Miswander is a person of good character. and a proper person. in whom to confide the trust of selling such books. doth direct the Commissioner of the Revenue to grant the said (Daniel M Miswander a license to sell such books. upon paying the Nominal Tax of one dollar

The Court doth appoint of Mattie S Morris guardian for William M Stinespring & Marcellus S Stinespring orphans of Joseph Stinespring who are under the age of fourteen years of age. and thereupon the said Mattie S Morris appeared in Court and together with Jacob Byerly her security (who justified as to his sufficiency) entered into and acknowledged a bond in the penalty of fifty dollars. conditioned as the law requires. which bond is ordered to be recorded

Robert Johnson who has been duly licensed to practise as an Attorney at Law in the Courts of this Commonwealth. appeared in Court and on his motion he is permitted to practise in this Court and thereupon he took the several oaths required by Law

Commonwealth
vs
Richard Black } In Bastody

This day came the Attorney for the Commonwealth and on his motion it is ordered that a Capias be awarded against the said Richard Black to hear the judgment abide the order of this Court to be made upon the judgment rendered at a former Term of this Court. which Capias is to be directed to the Sheriff of Rockingham County & made returnable here on the first day of the August Term next of this Court

John Pence's adm'r Pltff } Upon a Notice upon a bond taken
vs for the delivery of property on
George W Berlin &c Defts } the day of Sale

Notice proved and execution be awarded

Same Pltff } Upon a Notice upon a bond taken for the
vs delivery of property on the day sale
Same &c Defts }

Notice proved and execution awarded

The Court doth appoint John H Winegord guardian for Elizabeth Winegord Daughter of Susan Ann Winegord who is under the age of fourteen years of age. and thereupon the said John H Winegord appeared in Court and together with George W Effinger his security (who justified as to his sufficiency) entered into and acknowledged a bond in the penalty of fifty dollars conditioned as the law requires which bond is ordered to be recorded

Jacob Strayer's admr &c for Pltff
vs
Wm D C Covington Deft } Upon a Notice for interest

On Motion it is ordered this cause be stricken from the docket & continued until the next Term

Samuel Garber Pltff
vs
John Bowman Jr Deft } Upon a Notice to recover interest under the several acts of the General Assembly of Virginia staying the collection of debts for a limited Period

This day came the plaintiff by his attorney and it appearing that the defendant hath had legal notice of this motion. It is considered that the pltff recover against the deft $87.12 (that being equal to two years interest on debt due from the defendant to Plaintiff) with legal interest thereon from this day and the costs by the pltff in this behalf expended

David A Plecker Pltff
vs
John F Kraun & others Defts } Upon a writ of Ad Quod Dammum to establish a dam across Cooks Creek

This day came the parties by their attorney and on motion of the defendants and from the testimony introduced it is ordered that the inquest made in pursuance to the writ of Ad Quod Dammum issued in this cause be set aside, and thereupon on Motion of the said David A Plecker a new writ is awarded him to be directed to the Sheriff of Rockingham County, to be executed on the 8 day of August 1868, and made returnable here on the first day of the August term next of this Court

Upon the petition of Mary F Reed setting forth that she is dependant for a support upon the principal and interest of funds due and coming to her from the estate of Samuel Funkhouser dec'd which funds are in the hands of Samuel Paul administrator of said Samuel Funkhouser's estate On her motion the said petition is referred to Wm H Martin one of the Commissioners of this Court to be acted and reported on according to law

John F Kraun Pltff
vs
George S Kiser &c Defts } Upon a writ of Ad Quod Dammum

On Motion of the Plaintiff and for reasons appearing to the Court it is ordered that this cause be dismissed

Absent John Funk Gent Justice

Daniel D Dovel's ex'ors & others Pltffs
vs
Philip Shiflett & others Defts } In Chancery

This cause came on to be heard this 20th day of July 1868 on the papers filed in this cause by consent of the parties to this suit & being argued by counsel the Court doth adjudge order & decree that Henry Brill, William D Covington, William Sigler & George Harnsberger who are hereby appointed commissioners after being qualified according to law shall divide the Cook farm, devised by the will of Daniel D Dovel dec'd equally between Jennetta Shiflett & the heirs of Jemison Dovel, Except that said commissioners shall assign one acre of land with the dwelling house, to the share of Jennetta Shiflett report their proceedings to this Court, in order to a final decree

Commonwealth
vs
Wm D Hannan } Upon a warrant charging the defendant with being the father of a bastard child of which Hannah Data was delivered on the 4th day of March 1868

This day came as well the attorney for the Commonwealth as the defendant by his attorney, and on motion and for reasons appearing to the Court it is ordered that this cause be dismissed and that the Commonwealth recover against the defendant her costs in this behalf expended

A Lincoln Pltff
vs
S H Carrier & Defts } Upon a Notice upon a bond taken for the delivery of property on the day of sale

This day came the parties by their attorneys and on motion it is ordered that this cause be placed upon the docket and continued until the next term

~~Ordered that the cause be dismissed until the next Term~~

T M Perry & Pltffs
vs
Wesley Beck & Defts } In Chancery

The Plaintiffs this day filed their Bill with the usual ~~affidavit~~ oath attached & on their motion & for reasons appearing to the Court a writ of Injunction is awarded them to enjoin the defendants Wesley Becks (Colored) John D Offlemoyer, William D Offlemoyer & Richard D Offlemoyer from cutting upon the 96 acres of land belonging to them it being it being part of the Offlemoyer tract of land & adjoining the lands of Catharine Kirtley, William Sigler and others, situated in Rockingham County Va any timber & from hauling any timber off of said tract of land now cut also from selling any of the lumber now on the saw mill of John D Offlemoyer & sawed out of logs hauled from said tract of land Before the Plaintiffs shall be entitled to the benefit of of this order they or some one for them shall give bond according to

law in open Court in the Clerk's Office of this County Court of Rockingham in the sum of $200

Ordered that the Court be adjourned until the next Term

O. B. Sterling

Clerk's Office of the County Court of Rockingham August 3rd 1858

Joseph Byrd surviving partner of Brown & Byrd } Pltff
vs } In Debt
John R Smalty } Deft

This day came the deft with the consent of the pltff confessed judgment in the Office aforesaid for $421.51 the debt in the writ mentioned with interest and costs. It is therefore considered that the pltff recover against the deft the sum of $421.51 the debt aforesaid with legal interest thereon from the 2nd day of August 1858 till paid and the costs by the pltff in this behalf expended.

Teste

Wm D Frut DC

Clerk's Office of the County Court of Rockingham August 3rd 1858

Joseph Byrd and David S Silent Merchants & partners trading under the style of Byrd & Silent } Pltff
vs } In Debt
John R Smalty } (Deft)

This day the defendants appeared in the Office aforesaid and with the consent of the pltffs confessed judgment for $90.91 the debt in the writ mentioned with interest and costs

It is therefore considered that the pltffs recover against the defts the said sum of $90.91 with legal interest thereon from the 2nd day of August 1858 till paid and the costs by the pltffs in this behalf expended

Teste

Wm D Frut DC

Virginia

At a Court held for Rockingham County at the Court house thereof on Monday the 24th day of August 1868

Present

George H Christie. Wm S Miller. Madison Money } Gent
Josiah Sowders. Isaac Wright } Justices

The Clerk of this Court presents in Court a list of deeds and other writings admitted to record in his office during the month of July 1868. which being seen and inspected by the Court are ordered to be entered on the minutes as follows to wit

A Deed of Bargain & Sale from Wm Pirkel & wife to Silas Sanger
A Mortgage from J A C Clary & to Wm H Effinger & Trustees
A Receipt from Isaac Paul to the Rockingham Building association
A Deed of Bargain Sale from Joseph S Pennybacker & wife to D M Switzer
Same from Ly C Ammon & wife & to John B Ammon
Same from H T Probst to S H & P Miller & J H Tice
Same from J R Young & wife to Jonas A Loewenbach
Same from Wm A Long & wife to F R Davis
Same from Jonas A Loewenbach & wife to Lucy C Bauserman
Same from John Dundore to John W Palmer
Same from Isaac Paul & wife to George W Cobb
A Deed of Trust from Nathan Huston to D H Gamble & Trust for Rose Gray
A Deed of Bargain & Sale from Christian Lantz & wife & W Berlin Trustee
A Deed of Trust from John H Frank to John Paul Trust for Jno C Beery
A Deed of Bargain Sale from Henry Jones & others to E H Jones
Same from Josiah S Roller & wife to Benjamin F Spicer
Same from John T Rinnel & wife to Jonas Lowman
Same from Susan Whitmore & to George Rinehart
Same from James Baker & wife to John Huffman Sr
Same from Joseph Rhoades & wife to Wm Rebera
Same from Robert A Gray & wife to H Jouette Gray
Same from Jacob Bear & Co to Wm Miens & Co
A Relinquishment Abraham H Miller & wife to Samuel Beery &
A Deed of Bargain & Sale from John Manning & wife to Robert Manning
Same from Robert Manning & wife to John Manning
Same from Giles Dever & wife to John H Wartmann
A Deed of Trust from John H Wartmann to A M Newman Trust for
A Deed of Bargain & Sale from H Jouette Gray & wife to Hoover & Shipp & Clopper
Same Peter Swank & wife to John Shaffer.

A Settlement of the accounts of C C Strayer Guardian for P Worth Strayer having been filed in the Clerk's office of this Court for the time prescribed by law was presented in Court and no exceptions being offered thereto the same is confirmed and ordered to be recorded

A Settlement of the accounts of C C Strayer Guardian for Joseph S Strayer was having been filed in the Clerks office of this Court for the time prescribed by Law. was presented in Court and no exceptions being offered thereto the same is confirmed and ordered to be recorded

Same of same Guardian George G Strayer
The Same order

Same of the estate of Jacob Strayer dec'd
The Same order

Same of the estate of John Eastham
The Same order

Same of John Berryhouses Guardian for Mary E Peirce.
The Same order

Levi Reedy
vs
Reedy } Upon a petition to establish the last will and testament of Abraham Reedy
The report of Commissioner Latimer made in this cause together with the order of the Circuit Court of Rockingham County, was presented in Court and ordered to be recorded

John T Leary & others Pltffs
vs
Wm C Whitmore & others Defts } Upon a petition to establish the contents of the will of Hetty Heaton
The Same order

Catharine Huffman & others Pltffs
vs
J Huffman & others Defts } Upon a petition to establish the contents of the will of Henry Huffman
The Same order

Elizabeth Gochenour & others
vs
John Gochenour & others } Upon a petition to prove the contents of the will of Jacob Gochenour dec'd
The Same order

Samuel Whitmore Pltff
vs
John Pence & others Defts } Upon a petition to prove the contents of a deed executed by John Pence & wife to Samuel Whitmore
The Same order

Isaac Pane — Pltff
vs
Jacob P Effinger & others — Defts
} Upon a petition to prove the contents of a deed executed by Jacob P Effinger & wife to Isaac Pane

The report of Commissioner G S Latimer together with the order of the Circuit Court of Rockingham County was presented in Court and ordered to be recorded

Wm Dolen — Pltff
vs
Frances VanPelt — Defts
} Upon a petition to establish a deed from E H Warren Comr to Wm Dolen
The Same order

Philip Pharis Jr — Pltff
vs
Wm C Smith &c — Defts
} Upon a petition to establish a deed from Wm C Smith Comr to Philip Pharis Jr
The Same order

Erasmus T Rinker ex'r of Elizabeth Brock dec'd — Pltff
vs
Daniel Stickley & others — Defts
} Upon a petition to establish the last will & testament of Elizabeth Brock dec'd
The Same order

Samuel A Long — Pltff
vs
Benjamin C Long & — Defts
} Upon a petition to establish the last will & testament of John Long Senr dec'd
The Same order

Abraham Funkhouser's adm'r — Pltff
vs
Mary F Reed & others Funkhouser dec'd — Defts
} Upon a petition to establish the last will & testament of Abraham
The Same order

Martin Wampler &c — Pltff
vs
David Wampler &c — Defts
} Upon a petition to prove the contents of the will of Jno Wampler dec'd
The Same order

John F Leary & others — Deffs
vs
Silas Grady & others — Defts
} Upon a petition to prove the contents of the last will & testament of John Hanton
The Same order

Same — Pltff
vs
Wm C Whitmore — Defts
} Upon a petition to prove the contents of the last will & testament of Elbridge Hanton dec'd
The Same order

John F Lacey & others Pltffs
vs
Wm L Whitmore & others Defts } Upon a petition to prove the contents of the will of Margaret Kenton. dec'd

The report of Commissioner by S Latimer together with the order of the Circuit Court of Rockingham County was presented in Court and ordered to be recorded

Samuel Whitmore Pltff
vs
John Pence & others Defts } Upon a petition to prove the contents of a deed from John Pence wife to Saml Whitmore

The Same order

Adam Thomas Pltff
vs
Bryan &c Defts } Upon a petition to prove the contents of a deed executed by Allan L Bryan wife to Adam Thomas

The Same order

An Instrument of writing purporting to be the last will and testament of Sarah Dove dec'd was presented in Court and proved by the oaths of Ulrich Wittig and Josiah Sowder the subscribing witnesses thereto and ordered to be recorded. and on motion of Ulrick Wittig the executor therein named who made oath thereto according to law and together with Josiah Sowder his security (who justified as to his sufficiency) entered into and acknowledged a bond in the penalty of Two hundred dollars conditioned as the law requires. a certificate is granted the said Ulrich Wittig for obtaining a probate of said will in due form

Ordered that Josiah Sowder. Abel Dove. James Fitzwater & Isaac Funk or any three of them after being first duly sworn for that purpose do appraise the estate of Sarah Dove dec'd and report thereon to the Court according to law

Upon the petition of George W Kemper Jr & others for a new road from Port Republic to Harrisonburg in this County. it is ordered that Henry B Harnsberger who is hereby appointed a special Commissioner for that purpose do act and report upon said petition according to law

Upon the application of J B Blackburn for the usual certificate directing the Commissioner of revenue for this County to issue to him license to retail ardent spirits. which application the Court doth refuse to grant said certificate

Wm Patterson Pltff
vs
Wm Beard & Defts } Upon a notice to be received as security for the defts in their official bonds as adm'rs Hugh Dever

It appearing that the defts hath had legal notice of this motion & appeared in Court and refused to give a new bond and new security as such adm'rs. it is therefore ordered that their power and

authority as such adm'r is be revoked and annulled

Wm Morgan Flick Pltff
vs
Solomon Sheffy Deft } Upon a Notice to recover interest under the several act of the General Assembly of Virginia staying the collection of debts for a limited period

On Motion it is ordered that this cause be placed upon the docket

Ordered that Peter S Roller. Emanuel Roller. George F Frankhauser P M Dice & Sarane Dyer or any three of them after being first duly sworn for that purpose do assign Dower to Mrs Sarah Hahn in the lands of her deceased husband Hamman P Hahn dec'd and report thereon to the Court according to law

On the Motion of Isaac F Branner. and it appearing that more than three months have elapsed since the death of John E Brown. and no one having applied for administration upon his estate it is ordered that his said estate be committed to the sheriff of Rockingham County for administration according to law

On the Motion of D G Thomas. and it appearing that more than three months have elapsed since the death of John McKee. and no one having applied for administration upon his estate. it is ordered that his said estate be committed to the Sheriff of this County for administration according to law

Marthat Jane Hahn orphan of Hamman P Hahn dec'd who is over the age of 14 years. with the approbation of the Court made choice of John Carpenter as her guardian. and thereupon the said John Carpenter appeared in Court and together with Henry Carpenter as his security who justified as to his sufficiency) entered into and acknowledged a bond in the penalty of Five thousand five hundred dollars conditioned according to law

On the Motion of James W Murry who made oath thereto according to law and together with Amos Scott his security (who justified as to his sufficiency) entered into and acknowledged a bond in the penalty of Six hundred dollars conditioned as the law requires a certificate is granted him for obtaining letters of administration in due form upon the estate of William Murry dec'd

Ordered that Amos Scott. Wm A Mauzy O S A Perkey. Jacob Nicholas and Rob Rebsetter or any three of them after being first duly sworn for that purpose do appraise the estate of Wm Murry dec'd & report thereon to the Court according to law

On the Motion of Sally W Gray Guardian for Rebecca J Gray now admitted by her counsel and on the statements of guardian his account stated

Sally W Gray, to which is attached the receipt of ward after be coming of age for the entire amount received for by said Sally W Gray, and due by her to ward on settlement of account, it is ordered that Sally W Gray be released from all liability as guardian to the said Rebecca J Gray her ward or to those claiming under her, and that the bond of the said Sally W Gray as guardian of the said Rebecca J Gray be discharged and cancelled

Samuel Lindamood who has been appointed by George Stoneman Brevet Major General of the United States Army, Commissioner of the Revenue for the County of Rockingham, to serve as such until his successor is qualified to enter upon the discharge of his duties, appeared in Court and together with Noah W Shuler, William B Yancey, Edward S Yancey Peter Hile & U H Lam his securites (who justified as to their sufficiency) entered into and acknowledged a bond in the penalty of five thousand dollars conditioned for his faithful discharge of his duties and thereupon the said Samuel Lindamood took the several oath prescribed by the Code of Virginia of 1850

On the Motion of Jacob S Rue who made oath thereto according to law and together with James M Weaver his security (who justified as to his sufficiency) entered into and acknowledged a bond in the penalty of five hundred dollars conditioned as the law requires a certificate is granted him for obtaining letters of administration in due form upon the estate of William M Maiden dec'd

Ordered that B F Thomas, James M Weaver & G W Mauzy after being first duly sworn for that purpose do appraise the estate of Wm M Maiden dec'd and report thereon to the Court according to law

On the Motion of Mary M Shiflett who made oath thereto according to law and together with Hulda Austin her security (who justified as to her sufficiency) entered into and acknowledged a bond in the penalty of three hundred dollars conditioned as the law requires a certificate is granted the said Mary M Shiflett for obtaining letters of administration in due form upon the estate of Comadore P Shiflett dec'd

Ordered that Dr George W Kemper, Moses Strickler & Charles Sevis after being first duly sworn for that purpose do appraise the estate of Comadore P Shiflett dec'd and report thereon to the Court according to law

Ordered that Robinson Showalter be appointed Surveyor of precinct No 11 in the place of George Carpenter resigned

Ordered that Reuben Shelp be appointed surveyor of precinct No 37 on road leading from Maggotts ford to Daniel Baugher's road leading from from Dr Jennings mill a mile to said road about one mile

David Stepp who has been duly summoned to appear here as a witness to give evidence before the Grand Jury against John Doffelmoyer being solemnly called and not appearing it is ordered that he be summoned to appear here forthwith to shew cause if any why he shall not be fined and attached for his contempt aforesaid

R M Kyle's adm'r Pltff
vs
Andrew Hoover's adm'r Deft
} Upon a notice to recover interest under the several acts of the General Assembly of Virginia staying the collection of Debt for a limited period

Same Pltff
v
Robert A Gray Deft
} Upon a Notice for same

Same Pltff
v
Phil'p Liggett Deft
} Upon a Notice for same

Same Pltff
vs
Andrew Hoover's adm'rs Deft
and
Adam Layman's adm'r Pltff
vs
Daniel Flook Deft
} Upon Notice for same

On Motion and for reasons appearing to the Court it is ordered that the aforesaid fine cause be placed upon the docket

Joseph D Price & Charles Lewis who have been heretofore appointed and qualified as Notary Public in and for the County of Rockingham appeared in Court and entered into bonds in the manner prescribed by law

The Court hereby ordered that the Indenture as well as the bond executed heretofore entered into between P H Eastham and Jacob Byerly Overseer of the Poor by which Lizzie Winegord became the apprentice of said P H Eastham be rescinded and that said Lizzie Winegord be assigned to the custody of her Grandmother Jane Winegord

Upon the petition of P H Armentrout & others for the establishment of a road in this County it is ordered that the said petition be referred to Robert A Gillam, George R Bergenligh & Z D Gilmore to locate and report on according to law

Sarah Haynes child of Jnas Haynes. who is over 14 years of age made choice of the said Jnas Haynes as her guardian: and thereupon the said Jnas Haynes appeared in Court and together with Zebulon D Gibbons his security (who justified as to his sufficiency) entered into and acknowledged a bond in the penalty of One thousand dollars conditioned as the law requires

Zechariah Taylor who has been duly summoned as a witness on behalf of Daniel Miller & Co against John C Coffman Sayer being solemnly called and not appearing. it is ordered that he summoned to appear here on the 8th day of the present term to shew cause if any he can why he shall not be fined and attached for his said contempt

Commonwealth
vs
Richard Black } Upon a capias to bear the judgment of the Court upon an order made at April Term last adjudging him to be the father of a bastard child of which Julia Ann Kesayer was delivered. was left to the bar in custody of the Sheriff. and thereupon the said Richard Black together with Thornton Thomas his security acknowledged them selves to owe and be indebted to the Commonwealth of Virginia in the sum of One hundred and fifty dollars to be levied of their respective goods and chattels. and lands and tenements. Yet upon the condition that the said Richard Black shall well & truly pay to the Overseers of the Poor for this County the sum of one hundred and fifty dollars in the following manner: to wit $30.00 to be due and payable on the 10th day of February 1869. the like sum of $30.00 due and payable on the 10th day of February 1870. the like sum of $30.00 due and payable on the 10th day of February 1871 the like sum of $30.00 due and payable on the 10th day of February 1872 and the like sum of $30.00 due and payable on the 10th day of February 1873. Then this recognizance to be void. otherwise to remain in full force and virtue

Charles Harnsberger foreman. Abraham S Rosencargen Nathaniel Howard John C Beery. Jesse Moyers. John B Ammon. Peter N & C Pickering. Frederick Rhodes. Elias Crouse. Jacob P Shuler. S Clair Lewis. Abraham Paul. Joshua R Mines. Jacob Heatwole John Moyers Jacob S Rhodes. Jonas Earley. Thomas Lamphins. George Kavanaugh Thomas J Butler. Martin Beery and Henry Price. were sworn a grand Jury of and for the body of the County of Rockingham and not having time to dispatch all the business before them were adjourned until to morrow morning at 9 O'Clock

Commonwealth
vs
Isreal Minnich } Upon an Indictment
This day came Asa Lee the Attorney for the commonwealth as the prosecutor by his attorney. and it appearing that David Secrist the prosecutor endorsed having failed to give the security required by order of the Circuit Court of this County it is ordered that this cause be

dismissed and that the defendant recover against the said David Slecrist his costs about his defence in this behalf expended

Commonwealth
vs
Jacob P Effinger } Upon an Indictment

On Motion and for reasons appearing to the Court it is ordered that this cause be dismissed

Commonwealth
vs
Peyton Bloce } Upon an Indictment

This day came as well the attorney for the Commonwealth as the Defendant who with the consent of the Court confessed judgment for one cent fine and the costs. It is therefore considered that the Comwth recover against the deft one cent the fine aforesaid and the costs by her in this behalf expended

Same
vs
Noah Summers & Riswanders } Upon an Indictment

This day came as well the attorney for the Commonwealth as the defts who with the consent of the Court confessed judgment for one cent fine and the costs. It is therefore considered that the Commwth recover against the defts one cent the fine aforesaid and the costs in this behalf expended

M H Brake &c Pltffs
vs
Ulrich Mottig &c Defts } Upon a Notice

It appearing that this cause has been pending in this Court for more than twelve months without a trial being had therein, it is ordered that this cause be removed to the Circuit Court for this County for trial

Commonwealth
vs
Thomas Branham } Upon an Indictment

On Motion and for reasons appearing to the Court it is ordered that this cause be continued until the next term at the costs of the deft

Same
vs
David B Sites } Upon an Indictment

This day came as well the attorney for the Comwlth as the deft who pleaded Not Guilty to which the attorney for the Commonwealth replies generally and thereupon the issue is deferred until the next term

Commonwealth
vs
Jas Heiskell Shifflett } Upon an Indictment

The Summons awarded in this cause being returned not executed it is ordered that a new Summons be awarded agst him to be directed to the Sheriff of Rockingham County and made returnable here on the first day of the next term

Same
vs
Robert Newman } Upon an Indictment

The Same order

Same
vs
Michael Canada } Upon an Indictment

The Same order

Same
vs
Same } Upon an Indictment

The Same order

Same
vs
William Webster } Upon an Indictment

This day came as well the Attorney for the Commonwealth as the defendant and plead and Not Guilty to which the Attorney for the Commonwealth replies generally and the trial of the issue is deferred until the next term

Commonwealth
vs
~~Gilbert~~ Wilcher } Upon an Indictment

This day came the parties by their attornies and with the consent of the Court the defendant confessed judgment for one cent fine and costs - It is therefore considered that the Commonwealth recover against the ~~defendant~~ the sum of one cent fine and the costs in this behalf expended

Thomas Blosser Pltff
vs
Abraham Burkholder Defts } In Chancery

This cause having been regularly set for hearing came on to be heard this 17th day of August 1868 upon the bill answers of the infant & insane Defendants by W.G. Gamble their Guardian ad litem replication thereto and depositions and it appearing to the Court that the order has been duly executed upon said Blosser & Frances Blosser and Benjamin Wenger & Barbara his wife the resident defendants more than two months and that the order of publication awarded at the Rules against the other defendants who are non residents of this state have been duly executed and completed more than

the Month before the sitting of this Court and they all resident and non resident Defendants still failing to appear and answer, the Bill as to them is taken for confessed and the cause was argued by Counsel. Upon consideration whereof the Court is of opinion that the lands of Abraham Blosser Senr. decd in the Bill and proceedings mentioned are not susciptible of equal ~~distribution~~ among the heirs of said Abraham Blosser Senr and that the interest of said heirs will be promoted by a sale thereof, and a distribution of the proceeds. It is therefore adjudged, ordered and decreed that Abraham Blosser Jr who is hereby appointed Commissioner for that purpose proceed to sell the two tracts of land in the bill and proceedings mentioned and the interest of said Abraham Blosser Senr in the three tracts of Mountain land in said Bill & proceedings mentioned on the following terms to wit one fourth to be paid on the confirmation of the sale by the Court, the residue in five equal annual instalments bearing interest from the the day of sale. the purchaser to give bond and good personal security and the title retained as further security the lands to be sold in lots or in a body as the Commr. deems best. But said sale is not to be made until three weeks notice of the time terms & place of sale shall have been published in one or more of the Newspapers of the County of Rockingham and like notice posted at two or more public places near the lands. And before said Commissioner shall receive any money under this decree he shall execute Bond before the Clerk of this Court in the penalty of $18000 cc conditioned according to law and report his proceedings to the next Term of this Court succeeding the sale

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It having been announced to the Court, that since its last Term O C Sterling Esqr its Presiding Justice, has departed this life and the Court holding in high esteem his private virtues and his public services deem it due to his memory and to their sense of the loss, the public have sustained in his death to enter upon the records of the Court their tribute of respect to his memory. Therefore Resolved that this Court have heard with profound sorrow the announcement of the death of O C Sterling Esqr. for the last three years the Presiding Justice of this Court. Resolved that in the death of O C Sterling the County of Rockingham has lost one of its best citizens and one of its wisest and ~~prudent~~ magistrates, the Community in which he lived, an honest man and a christian and his family one of the best of husbands, parents and friends. Resolved that these proceedings be entered upon the record of this Court and published in the Newspapers of Harrisonburg, and that a copy be furnished by the Clerk to the family of the deceased Resolved. That as a further mark of respect to the deceased this Court do now adjourn until to Morrow morning

Ordered that the Court be adjourned until to Morrow morning at 9 O Clock

H S Miller

Tuesday August 18th 1868

Present

Wm S Miller. Madison Moore. Isaac Wright } Gent
Henry Beery & George S Christie } Justices

The Court doth appoint Noah W Shuler as guardian for Carley Burton Dove Clarissa & Ellen Dovel orphans of Andrew J Dovel who are under the age of 14 years. and the said Noah W Shuler appeared in Court and together with Henry Forror his security (who justifies as to his sufficiency) entered into and acknowledged a bond in the penalty of Ten thousand dollars conditioned as the law requires

Mathias Snyder Pltff
vs } In Debt
D Blair & Kirtley's admrx Deft

This day came the parties by their attornies and the deft pleaded payment to which the pltff replied generally and thereupon the judgment obtained in the office is set aside. and the trial of the issue is deferred until the next term

Josiah W Roller for use Pltff
vs } upon a notice to correct the return of the
George W Berlin Deft Sheriff upon an execution

This day came the parties by their attornies and sundry witnesses being sworn and examined and the parties fully heard the Court upon mature deliberation doth overrule said motion. it is therefore considered that the Deft recover against the Pltff his costs about his defence in this behalf expended

The grand jury sworn and impannelled on yesterday appeared in Court in pursuance to their adjournment and retired from the bar to consider of their presentments and after sometime returned into and presented the following indictments viz an Indictment vs Richard Randall for an assault & battery. a true bill. an Indictment against John Scanlon for an assault & battery a true bill. and Indictment against Vincent Smith for Grand Larceny. a true bill. an Indictment against Albert G Lincoln. Revin County & Phillip County for a wilful Trespass a true bill. an Indictment against James Paine for an assault & Battery a true bill & an Indictment against Jackson Yates for an assault & Battery a true bill, and the said grand jury not having any further business before them are discharged

Ordered that the proper process be awarded against the several persons this day indicted

Ordered that James Kenney cause a suitable bench or seat to be put up in the bar of the Court House & he is hereby authorized to draw on the County agent for the costs of such work when finished

Commonwealth
vs
John Dofflemoyer } Upon a recognizance to answer an indictment for Homicide

The Defendant appeared in Court in discharge of his recognizance and the Grand Jury not having found a True Bill against him he is discharged

Commonwealth
vs
Davis Lawson } Upon an Indictment

This day came as well the Attorney for the Commonwealth as the deft by his attorney and thereupon came a jury to wit Wm C Whitmore, Samuel Coiner, A S Byrd, Valentine Bolton, Christian Shank, Jacob J Garber, Michael Whitmore, Hearden VanLear, John M Heuffman George Rebera, Frank Shaver and Jesse Burkholder, who being elected tried and sworn the truth to speak upon the issue joined and having heard the evidence retired from the bar to consider of their verdict and after sometime returned into Court and upon their oaths do say "We the jury find the defendant guilty and assess the fine at Twenty dollars" It is therefore considered that the Commonwealth recover against the defendant Twenty dollars the fine assessed and the Costs in this behalf expended

Harvey Kyle Pltff
vs
J C Bowman & Deft } Upon a notice to recover interest under the several acts of the General Assembly of Virginia staying the collection of debts for a limited period

This day came the parties by their attorneys and the cause being argued by counsel, by consent of parties it is ordered that this cause be dismissed ~~and that the defendants recover against Pltff their costs in this behalf expended~~

Samuel M Bowman adm of
Robert Bowman } Pltff
vs
Arabella Braithwaite ~~admx~~ of
Jacob R Braithwaite } Deft } Upon a Motion to require the deft to give a new bond and new security

This day came the parties by their attorneys and it appearing that the said Arabella Braithwaite together with John M Wartmann her security (who justifies as to his sufficiency) at the January Term 1868 of this Court entered into and acknowledged a new bond in the penalty of $500.00 conditioned as the law requires, the taking of said bond was not noted upon the records of this Court it is ordered that the same be now entered to have the same effect as if it had been entered at that term

Wm M Flick vs Solomon Sheffe upon a Notice or motion and for reasons appearing to the Court it is ordered that this cause be dismissed

Mary C Smith Pltff
vs
P B Moffett & Co Deft } Upon a suggestion

On Motion and for reasons appearing to the Court it is ordered that this Cause be dismissed

Catharine M Turley Pltff
vs
A S Byrd Deft } Upon a Notice
The Same order

Thomas J R Keeran Pltff
vs
James Steele Deft } Upon an award
The Same order

Peter Tahney Pltff
vs
George W Hogan Deft } Upon an Attachment
The Same order

Ordered that the Court be adjourned until tomorrow morning at 9 O'Clock

W S Miller

Wednesday August 19th 1868

Present
Wm S Miller, George S Christie, Henry Beery, Isaac Wright & Madison Moore } Gent Justices

Coffmans & Bruffy Pltffs
vs
G W Hogan Deft } In Debt upon an Attachment

This day came the parties by their Attornies and the deft moved to quash the attachment issued in this cause on the ground that it was sued out upon a false suggestion which motion the Court doth overrule, and it is therefor considered that the Pltffs recover against the defendant the sum of One hundred and thirty seven dollars and thirteen cents the debt in the declaration mentioned with interest on $50.85 part thereof from the 10th day of August 1867 and on $86.28 the residue thereof from the 1st day of January 1867 till paid and the Costs by the Pltff in this behalf expended and the Cause is continued as to the garnishees summoned in this Cause

Same Pltff
vs
Same Deft } In Garnishit upon an Attachment

This day came the parties by their Attornies and the deft moved to quash the Attachment issued in this cause on the ground

that it was sued out upon a false suggestion. which motion the Court doth overrule. It is therefore considered that the Pltffs recover against the Defts $30.80 Damages with legal interest thereon from the 1st day of October 1867 till paid and the costs in this behalf expended and the Cause is continued as to the garnishees summoned in this Cause

Absent George S Christie. Present Wm M'K Wartmann Gent Just

Harvey F Smith who has been duly summoned to appear here as a witness on behalf of Peachy Wine & als of Hiram K Bever. being solemnly called and not appearing it is ordered that he be summoned to appear here forthwith to shew cause if any he can why he shall not be fined & attached for his contempt aforesaid

Vincent Smith who stands ~~charged~~ Indicted with Grand Larceny. was led to the bar in Custody of the Sheriff. and being there arraigned pleaded not guilty. and the veniremen summoned for his trial being called Twenty three of whom appeared and were found to be duly qualified and free from exceptions viz Noah Burkholder Wm Peterson. Wm L Wright. Robert Bryan. ~~Jacob Yokle~~. Timothy Quinecamp. Benjamin F Armentrout. John Crouthorn. Joseph S Effinger. John Long. Valentine Bolton. Gabriel Heaturce. Jacob Kagy Adam Koontz. John M Huffman. James Roadcap. Abraham Whitmore Benjamin Flick. Jesse Burkholder. B Frank Shaver. E W Jones. John Burkholder. Samuel Conner & Wm C Whitmore & it was ordered that the sheriff summon one additional veniremen to appear here forthwith. and the veniremen being so summoned appeared and found to be duly qualified and free from exceptions viz Adam C Brewer and thereupon the panel of twenty four being completed the prisoner was furnished with a copy thereof and having stricken therefrom the names of eight of the persons of said panel viz Timothy Quinecamp Joseph S Effinger. John M Huffman James Roadcap. B F Shaver E W Jones. John Burkholder and Adam C Brewer and thereupon the following jury were selected by ballot from the remaining sixteen viz Gabriel Heaturce. Valentine Bolton. Wm Peterson. Jesse Burkholder John Long. Robert Bryan. Wm L Wright Noah Burkholder Jacob Kagy Abraham Whitmore. Samuel Conner. and William C Whitmore who being so selected and tried and sworn the truth to speak of and upon the premises. and having heard the evidence retired from the bar to consider of their verdict and after some time returned into Court and upon their oaths do say "We the Jury find the prisoner guilty in the manner & form as in the in the indictment against him alleged & ascertain the term of his imprisonment in the penetentiary at three years" . and thereupon the prisoner was remanded to jail

Absent Wm M'K Wartmann. Present Geo S Christie Gent Justices

John Wolfe Pltff
vs
Alfred Sprinkel's ex'or Deft } In Trespass

This day came the parties by their attornies and the deft moved the Court to require the pltff to give security for costs. which motion the Court doth overrule. and thereupon came a jury to wit Michael Whitmore. Christian Shank. B Frank Shaver. Adam Koontz Howard VanSear. Jacob J Garber. Wm L Paine. George Rebert. John M Huffman. Timothy Quinland. Abraham Paul and Eli Long who being elected tried and sworn the truth to speak upon the issue joined and having heard the evidence retired from the bar to consider of their verdict and after sometime returned into Court and upon their oaths do say "We the Jury find for the plaintiff and assess Damages ($100) one hundred dollars. & thereupon the deft moved the Court to set aside said verdict & grant him a new trial. which motion being argued the Court doth sustain said Motion and grant a new trial therein. upon the condition that the defendant pays the costs of this trial

George M Shaver Pltff
vs
Joseph Holcomb & Co Defts } In Covenant

This day came the parties by their attornies and neither party requiring a jury the Court proceeded to execute the writ of enquiry. and doth ascertain the damages to which the pltff is entitled to be $700 and the time from which interest thereon shall run to be the 15th day of October 1864. It is therefore considered that the pltff recover against the defendants. $700 the damages aforesaid with legal interest thereon from the said 15th day of October 1864 till paid. and the costs by the pltff in this behalf expended

Frances Blain Pltff
vs
Maria Satterlung Deft } Unlawful Detainer

On Motion and for reasons appearing to the Court It is ordered that this cause be dismissed

Amanda Armentrout & Co Pltffs
vs
Noah Landes Deft } Unlawful Detainer
The Same order

Philip Koontz Pltff
vs
George McClanahan Deft } In Case
The Same order

J M Smith Pltff
vs
A R Blundell Defts } In Debt
The Same order

Eli Miller Pltff
vs
Joshua R Mires &c Defts } In Debt

On Motion and for reasons appearing to the Court, it is ordered that this cause be continued untie the next term at the Costs of the pltff

Robert Bryan Pltff
vs
Jacob W Zirkle &c Defts } In Debt

This day came the parties by their attornies, and by consent it is ordered that the order of prefference heretofore made in this cause is set aside, and thereupon the defendants Crave oyer of the bond upon which this suit is founded and pleaded for payment to which the pltff replies generally, and the deft at the same time filed a general demurrer to the declaration in this cause, and leave is reserved to the defts to file special pleas, and thereupon the issue is deferred untie the next term

Commonwealth
vs
Robert Painter } Upon an Indictment

This day came as well the Attorney for the Commonwealth as the deft by his attorney who pleaded Not Guilty to which the attorney for the Commonwealth replied generally, and the trial of the issue is deferred untie the next term

Same
vs
Jarrett & Rutherford &c } Upon an Indictment

The Same order

Commonwealth
vs
Henry Empsmiller } Upon an Indictment

The Summons awarded in this cause being returned executed and the defendant failing to appear, it is ordered that a Capias be an award against him to be directed to the Sheriff of Rockingham County and made returnable here on the 1st day of the Nov Term next

Ordered that the Court be adjourned untie tomorrow Morning at 9 o'Clock

S S Miller

Thursday August 20 1808

Present

William S Miller Isaac Wright Madison Moore } Gent
William McKWartmann & Henry Beery } Justices

Vincent Smith who stands Convicted of Grand Larceny. was this day again led to the bar in Custody of the Sheriff and thereupon the prisoner moved the Court to set aside the verdict rendered on yesterday against him on the ground that it was contrary to the evidence which motion the Court doth sustain and set aside the said verdict and grant the prisoner a new trial. and on motion of the prisoner he is permitted to give bail for his appearance here on the 1st day of the ~~November~~ Term next of this Court in the sum of One hundred dollars for himself and the like sum of One hundred dollars for his security which recognizance may be taken befor this Court or any justice of the peace for Rockingham County and thereupon the prisoner was remanded to jail

Absent Wm M. Hartmann. Present George S Christie Gent Justices

John Wolfe Pltff } In Trespass
vs
Alfred Sprinkel sen Deft }

This day came again the parties by their attornies and the pltff moved the Court to reconsider and reverse the action of the Court had on yesterday setting aside the verdict rendered in this cause and granting a new trial therein which motion the Court doth overrule

Jacob J Frank for Pltff } In Case
vs
George M Hogan Deft }

On Motion and for reasons appearing to the Court it is ordered this cause be continued until the next term at the Costs of the deft

Wm M Malery Pltff } In Case
vs
Joseph Hammer Deft }

On Motion of the Deft and it appearing that the pltff is not a resident of this state. it is ordered that unless he shall give security for Costs in the manner and within the time prescribed by law that this cause be dismissed

George Fawcett Pltff } In Trespass
vs
John Shumaker Deft }

This day came the parties by their attornies and thereupon came a jury to wit. Wm I Paul John M Huffman. Adam Koontz George Rehard. D F Shaver. Harden Vandear. Samuel Conner. Valentine Bolton. Jesse Burkholder. Jacob J Garber. Wm C Whitmore & Christian Shank who being elected tried and sworn the truth to speak upon issue joined and having fully heard the evidence retired from the bar to consider of their verdict and after sometime returned into Court and upon their oaths do say "We the jury find the defendants Not Guilty. It is therefore considered that the defendants recover against

the plaintiff his costs in this behalf expended

Harvey Weise. John Shearman. Joseph Bowman. George Bagonne George Hoover and Jackson Bryant who have been duly drawn and summoned to appear here as jurors. being solemnly called and not appearing. it is ordered that they be summoned to appear here on monday next to shew cause if any they can why they shall not be fined and attached for their failure aforesaid

Jacob Turner Pltff
vs
Henry M Dorman Deft
} In Trespass

This day came the parties by their attornies and thereupon came a jury to wit Abraham S Byrd Thomas J Butler. Peter Long G B Reed John Wood. George Shank. Adam H Brewer Abraham Whitmore E W Jones James White. John Cronshorn and John C Frank who being elected tried and sworn the truth to speak upon the issue joined and having heard the evidence retired from the bar to consider of their verdict and after some time returned into Court and upon their oaths do say We the jury find for the plaintiff and assess the damages at one hundred dollars It is therefore considered that the Pltff recover against the defendant the said sum of one hundred dollars with legal interest thereon from this day, and the costs by the Pltff in this behalf expended

Newman M Leave for Pltff
vs
Jeremiah Dovel Deft
} In Debt

This day came parties by their attornies and thereupon came a Jury to wit Wm D Paul. John M Huffman. Adam Koontz George Oldham B F. Shaver. Harden VanLear. Samuel Leisner. Valentine Bolton. Jefse Burkholder Jacob J Garber. Merle Whitmore & Christian Shrank who being elected tried and sworn the truth to speak upon the issue joined. and having heard the evidence and arguments of counsel retired from the bar to consider of their verdict & after some time returned into Court and not being able to agree by consent Wm D Paul one of said jurors was withdrawn after the balance ~~had adjourned or until to Monday morning at 9 O Clock~~ from rendering a verdict were discharged. and

Ordered that the Court be adjourned until to Monday morning at 9 O Clock

D S Miller

Friday August 21. 1858

Present

Wm S Miller Madison Moore. Isaac Wright
George S Christie Henry Beery
} Gent Justices

On the Motion of John C Rhodes. and it appearing to the Courts that more than three months have elapsed since the death of James Rhodes. and no person having applied for administration

upon the estate of the said James Rhodes decd it is ordered that his son's estate be committed to the sheriff of this County for administration according to law

Ordered that John Plunkett (Col) & Wm H Armentrout be exempted from the payment of County and Parish levies

Jacob Turner Pltff
vs
Henry McDorman Deft } In Trespass

This day came again the parties by their Attornies Memorandum. On the trial of this cause the defendant by his attorney excepted to an opinion of the Court given upon the said trial, and tendered his bill of exceptions, which was received signed and sealed by the Court, and ordered to be made a part of the record

Coffmans & Bruffy Pltffs
vs
Asher Argabright &c Defts } In Chancery

This cause came on to be heard this 21st day of August 1886 upon the bill and exhibits, the Bill taken for confessed as to Polly Argabright she failing to appear and answer, tho served with process more than one month, the answers of the defendants Asher Argabright and Henry M Argabright, replication thereto, and was argued by counsel. Upon consideration whereof it is adjudged ordered and decreed that Adam G Bear, Hiram A Kite and Thomas N Miller and Henry Harnberger (son of Adam) any three of whom may act, who are hereby appointed commissioners for that purpose do go upon the land of which John Argabright died seized in the Bill mentioned, and lay off and assign to his widow Polly Argabright her dower in said land, and that they partition the residue between the defendants ~~the defendants~~ Asher Argabright and H M Argabright laying off the share of H M Argabright so as to adjoin the dower land if the same can be done without prejudice to the share of the defendant Asher Argabright If said land is not susceptible of partition, said Commissioners will report that fact to the Court at its next Term together with their proceedings under this Decree

Christian Heald Pltff
vs
James M Coffman &c Defts } Upon a Delivery Bond
Notice proved and execution awarded

Commonwealth
vs
George Hoover } Upon a rule for failing to attend as a juror, appeared in Court and

was examined on oath. the Court doth discharge the said rule

Catharine Kenny. Sally Holland. Isaac Soule & Robert Black who have been duly summoned to appear here as witnesses on behalf of Hiram K Pever against Peachy Milne &c. being solemnly called and not appearing it is considered that they be summoned to appear here on ~~the~~ the 2d day of Novemb Term ~~Monday~~ next to shew cause if any they can why they shall not be fined and attached for their failure aforesaid

Wm G Leake Pltff
vs
Eli Jones Deft } In Trespass Assault & Battery

This day came the parties by their Attornies and thereupon came a jury to wit Jesse Burkholder. Samuel Loiner. Wm S Whitmore. Christian Shank. Adam Kenny. B F Shaver. Valentine Bolton. John M Huffman James L Cooke. Harod an VanLear Jacob J Garber and Abraham S Byrd who being elected and tried the truth to speak upon the issue joined and having heard the evidence and argument of Counsel. retired from the bar to consider of their verdict and not being able to agree are adjourned until to morrow morning at 9 O'Clock

Israel Minnick Pltff
vs
Henry McDorman Deft } In Trespass

This day came the parties by their attornies and thereupon came a jury to wit. John Shearman. George Rehard Michael Whitmore. Wm Paul George Hoover. John Wood. George Shank. Eli Long Abraham Whitmore. Thomas J Butler. Eli Jones & John Swarts who being elected tried and sworn the truth to speak upon the issue joined and having heard the evidence retired from the bar to consider of their verdict and after sometime returned into Court and upon their oaths do say We the jury find for the plaintiff and assess his damages at one cent. It is therefore considered that the Pltff recover against the deft one cent the fine aforesaid. and by consent of parties the Court doth certify that the assault complained of by the Pltff was wilful on the part of the deft. It is therefore considered that the Pltff recover against the deft his costs in this behalf expended

Adam H Brewer Pltff
vs
Joseph Armentrout Def
Same Pltff
vs
Abraham Armentrout Deft } Upon a removal from a Justice of the peace
On Motion & for reasons appearing to the Court it is ordered that this cause be dismissed

V H Lann who has been duly summoned to appear here as a witness on behalf of John Dofflemoyer at the suit of V H Lann failed being solemnly called and not appearing it is ordered that he be summoned to appear here on Monday next to shew cause if any he can why he shall not be fined and attached for his failure aforesaid

Hiram K Dever Plff
vs
Peachy Wine & Defts } In Debt

On Motion and for reasons appearing to the Court it is ordered that this cause be continued until the next term at the costs of the plff

Ordered that the Court be adjourned until tomorrow morning at 9 O Clock

W S Miller

Saturday August 22d 1868

Present
Wm S Miller. George S Christie. Isaac Wright } Gent
Madison Moore and Henry Berry } Justices

Wm G Leake Plff
vs
E W Jones Deft } In Trespass

This day came again the parties by their attornies and thereupon the jury sworn and impannelled on yesterday for the trial of this cause appeared in Court and retired from the bar to consider of their verdict and after sometime returned into Court and upon their oaths do say "We the jury find the defendant guilty and assess the damages at Twenty dollars" and thereupon the plaintiff moves the Court to set aside said verdict which motion the Court takes time to consider

Hiram K Dever Plff
vs
Abraham Whitmore Defs } In Assumpsit

This day came the parties by their attornies and thereupon came a jury to wit. George Rehard. B F Shaver. John McCuffman Wm I Paul. Hearden VanLear. James L Hoshe. Valentine Bolton. John Shearman. George Hoover Christian Shank. Adam Mcauty and Samuel Loiner who being elected tried and sworn the truth to speack upon the issue joined and having heard the evidence retired from the bar to consider of their verdict and after sometime returned into Court and upon their oaths do say "We the jury find for the defendant" It is therefore considered that the defendant recover against the Plff his costs in this behalf expended

John Pence Pltff
vs
Jacob Niswander Deft } In Assumpsit

This day came the parties by their attornies and by consent of parties. it is ordered that the order made on the 22d day of February 1868. granting a new trial in this cause be set aside and it is considered that the pltff recover against the deft the sum of $225.00 the damages ascertained by the jury. with legal interest thereon from the 21st day of February 1868 and the costs by the pltff in this behalf expended

French & Duff Pltff
vs
Jacob Dinkel Deft } Upon an award

This day came the parties by their attornies and the cause being argued by counsel. the Court having maturely considered the case. it is considered that the pltff recover against the Defendant $1400.00 with legal interest thereon from the 21. day of March 1864 till paid and the costs in this behalf expended. this judgment is subject to the following credits viz $163.50 paid July 7. 1866. $125.00 paid 2d October 1865. $200.00 paid October 1st 1865. $82.10 paid 25th June 1866 and $200.00 paid 26. July 1867 and $580.00 paid October 1st 1866

Wm G Leake Pltff
vs
E W Jones Deft } In Trespass

This day came the parties by their attornies and the Court having fully considered the pltffs motion to set aside the verdict in this cause rendered on this day. doth overrule the same

Ordered that the Sheriff of this County summon all the acting justices of this County to appear here on the first day of the September term next of this Court to elect a president justice in place of Ob Sterling deceased

Vincent Smith who stands indicted for Grand Larceny was this day again led to the bar in custody of the sheriff. and together with Benjamin G Patterson his security (who justified as to his sufficiency) acknowledged themselves to owe and be indebted to the Commonwealth of Virginia in the sum of one hundred dollars. each to be levied of their respective goods and chattels. lands and tenements and for the use of the Commonwealth. Yet upon this recognizance that the said Vincent Smith shall make his personal appearance before this Court on the first day of the November term next. then and there to answer the indictment aforesaid and not to depart thence without the leave of the Court. then this recognizance to be void otherwise to remain in full force and virtue

Jennings & Sipe Pltff
vs
Gabriel Wood &c Defts } In Covenant

This day came the parties by their attornies and thereupon came a jury to wit Christian Shank Mem'l Paul Jacob J Garber Hearden VanLear John M Huffman George Kower B Y Shaver Samuel Coiner Valentine Bolton George Rebard John Shearman and James L Hooke who being elected tried and sworn the truth to speak upon the issue joined and having heard the evidence retired from the bar to consider of their verdict and after sometime returned into Court and upon their oaths do say "We the jury find for plaintiff and assess damages Eight Seven $\frac{5}{10}$ dollars ($8.05) with interest from May 1st 1853

On the motion of James Moore &c and it appearing that more than three months have elapsed since the death of Margaret Pence and no one having applied for administration upon the estate it is ordered that the same be committed to the Sheriff of Rockingham County for administration according to law

~~Ordered that the Court be adjourned until Monday Morning next at 10 O'Clock~~

Moses Carrier & wife Pltff
vs } Upon a warrant removed from
John M Huffman Deft } before a justice of the peace

On Motion of the plaintiff it is ordered that this cause be placed upon the docket

G W Skelton Pltff
vs } Upon a warrant removed from before
Noah Sanders Deft } a justice of the peace

The same order

Ordered that the Court be adjourned until Monday Morning at 10 O'Clock

A. Wright

Monday August 24th 1858

Present

Isaac Wright Madison Moore Henry Berry & George L Christie } Gent Justices

Commonwealth
vs } Upon a rule for failing to attend as a juror
Joseph Bowman

The defendant appeared in Court and offered an excuse under oath which being deemed insufficient it is considered by the Court for his said contempt be fined the sum of eight dollars and the costs in this behalf expended

Commonwealth
vs
George Bagorne } Upon a rule for failing to attend as a juror

This day came the defendant and offered an excuse which being deemed sufficient it is ordered the said rule be discharged

Same
vs
Jackson Morgan } Upon a rule for failing to attend as a juror

The Same order

Same
vs
Harvey Wise } Upon a rule for failing to attend as a juror

The Same order

On the Motion of Samuel R Allebaugh Sheriff of this County Abraham A Hess is permitted to qualify as his Deputy Sheriff and thereupon the said Abraham A Hess took the several oaths required by law

James Bolton Pltff
vs } Upon a notice to recover interest under
Joseph Stern Deft } the several acts of the general assembly of Virginia staying the collection for a limited period

This day came the pltff by his attorney and it appearing that the deft hath had legal notice of this motion and failing to appear It is considered that the pltff recover against the deft $36.00 that being equal to one years interest on certain debts due from the deft to pltff with legal interest thereon from this day and the costs by the pltff in this behalf expended

Same
vs } Upon a Notice to recover interest under the several acts of
Same } the general assembly of Virginia staying the collection of debts for a limited period

This day came the pltff by his attorney and it appearing that the deft hath had legal notice of this motion and failing to appear It is considered that the pltff recover against the Deft $36.00 that being equal to one years interest on a debt due from the defendant to the plaintiff with legal interest thereon from this day and the costs by the pltff in this behalf expended

William J Runcie Pltff
vs } In Debt
William M Sutler Deft

This day came the plaintiff by his attorney and it appearing that the Clerk of this Court at the July rules 1868 entered an order abating this cause upon the return of the Sheriff that the

defendant was "No Inhabitant". It is ordered that the said order of the Clerk be set aside and that the Cause be remanded to rules for further proceedings to be had therein [illegible]

David Reedy Pltff
vs
John P Brock Deft
} In Case

On Motion and for reasons appearing to the Court it is ordered that this cause be continued until the November term next of this Court at the Costs of the deft

John Kelly Pltff
vs
Margaret Tenney Deft
} Upon a warrant

On Motion and for reasons appearing to the Court it is ordered that this cause be continued until the next term at the Costs of the plaintiff

John Hoge Pltff
vs
Gideon B Reed Deft
} In Assumpsit

This day came the parties by their attornies and thereupon a jury to wit John M Huffman. John Shearman. Wm I Pace. Adam Koontz. George Rebera. Jacob J Garber. Christian Shank. Hanson Van Lear George Bagoone. Samuel Conner. Jesse Burkholder and George Hoover who being elected tried and sworn the truth to speak upon the issue joined and having heard the evidence retired from the bar to consider of their verdict and after sometime returned into Court and upon their oaths do say "We the jury find for Plaintiff and assess damages Ninety dollars". It is therefore considered that the plaintiff recover against the Deft $90.00 the damages aforesaid with legal interest thereon from this day and the Costs by the Pltff in this behalf expended. and thereupon the defendant moved to set aside the verdict and judgment rendered in this cause on the ground that it was not justified by the evidence which motion the Court doth overrule

Same Pltff
vs
Same Deft
} In Tover

This day came the parties by their attornies. and the following named jury of six persons were selected by consent of parties viz Michael Whitmore. Valentine Bolton. Abram Whitmore James L Keeshe. B F Shaver & John Dofflemoyer who being so selected tried and sworn the truth to speak upon the issue joined and having heard the evidence retired from the bar to consider of their verdict and after sometime returned into Court and upon their oaths do say We the Jury find the defendant Guilty & assess the damages at forty dollars. It is therefore considered that the plaintiff recover against the defendant

$100 the damages aforesaid with legal interest thereon from this day, and the costs by the Pltff in this behalf expended

Ordered that the Court be adjourned until to morrow morning at 9 O.Clock

I. Wright

Tuesday August 25th 1868

Present

Isaac Wright. Madison Moore George S Christie } Gent
Henry Beery & Joseph Funkhouser } Justices

On the Motion of Lacurgus le Myers who made oath thereto according to law and together with George F Manck. James R Manck & J W Miller who justified as to their sufficiency) entered into and acknowledged a bond in the penalty of Two thousand dollars conditioned according to law, a certificate is granted him for obtaining letters of administration in due form upon the estate of John L Manck dec'd

fee paid

Ordered that Wm P Byrd, Abraham S Byrd & N S Greiner after being first duly sworn for that purpose do appraise the estate of John L Manck dec'd and report thereon according to law

Commonwealth
vs
Jackson Yates } Upon an Indictment

This day the defendant ~~defendant~~ appeared and with the consent of the Court confessed judgment for one cent fine and the costs It is therefore considered that the Commonwealth recover against the defendant one cent the fine aforesaid and the costs in this behalf expended

Charles Davis an infant by &c Pltff
vs
W Scott Baugher Deft } In Detinue

This day came the parties by their attornies & thereupon came a jury to wit George Rehrer, John M Huffman, James L Cooke Jesse Burkholder, George Bagonne, Jacob J Garber, Adam Koontz, Hiram VanLear, Christian Shank, B F Shaver, Valentine Ballon and Samuel Loiner who being elected tried and sworn the truth to speak upon the issue joined and having heard the evidence retired from the bar to consider of their verdict and after some time returned into Court and upon their oaths do say, "We the jury find that the defendant doth detain the Iron Gray horse in the declaration mentioned as the Pltff against him hath declared and that the said horse is of the value of one hundred and forty dollars. Therefore it is considered by the Court that the Pltff recover against the defendant the horse aforesaid or the price aforesaid if it may be had but if not then the price aforesaid with interest thereon from this day and the costs in this behalf expended

Wm G Leake Pltff
vs
C W Jones Deft } In Trespass

This day came the parties by their attornies and it is considered that the plaintiff recover against the defendant Twenty dollars the damages by the jury in their verdict ascertained with legal interest thereon from the 22d day of August 1868 till paid and the Costs in this behalf expended

Adam Saylor's admr Pltff
vs
Daniel Flook & Defts } Upon a Notice of interest

This day came again the plaintiff by his attorney and the defendants still failing to appear. It is considered that the pltff recover against the defendants $53.21 (that being equal to two years interest on a debt due from the defts to pltff) with legal interest thereon from the 27th day of August 1868 till paid and the costs by the pltff in this behalf expended

Isaac N R Brown Pltff
vs
John Strickler & Defts } Trespass Assault & Battery

This day came the parties by their attornies and thereupon came a jury to wit Wm G Whitmore. John Shearman. George Hoover Abraham S Byrd. John Doffelmoyer. Wm I Paul. Michael Whitmore D M Heffman J P Pence. Wm Fletcher. Abraham Simmers and and Samuel Michael who being elected tried and sworn the truth to speak upon the issue joined and having heard the evidence retired from the bar to consider of their verdict and after some time returned into Court and upon their oaths do say "We the Jury find the Defendants guilty and assess the damages at one cent" and thereupon the plaintiff moved the Court to certify that the Assault & Battery complained of was wilful or malicious which motion the Court overrule and give judgment according to said verdict

Ordered that the Court be adjourned until to morrow morning at 9 O'clock

O. Wright

Wednesday August 26. 1868

Present
Isaac Wright. Joseph Trunkhouser. Henry Beery } Gent Justices
George S Christie

James Muller's admrs Pltff
vs
George W Berlin Deft } In Assumpsit

It appearing that the plaintiff is not a resident of this State. it is ordered that unless he give security for costs in the manner and within the time prescribed by that this cause be dismissed

Samuel Barley Pltff
vs } In Debt
William H Peterson Deft

This day came the parties by their attornies and thereupon the deft withdrew his plea and confessed judgment for the debt in the declaration mentioned It is therefore considered that the pltff recover against the deft the sum of $37.18 the debt aforesaid with legal interest thereon from the 9th day of January 1866 till paid and the costs by the plaintiff in this behalf expended

Same Pltff
vs } In Debt
Same Deft

This day came the parties by their attornies and thereupon the deft withdrew his plea and confessed judgment for the debt in the declaration mentioned It is therefore considered that the pltff recover against the deft $132.80 the debt aforesaid with legal interest on $28.30 with legal interest from the 25th day of June 1860 on $66.07 an other part thereof from the 1st day of January 1861 and on $38.43 the residue thereof from the 20th day of June 1861 till paid and the costs by the pltff in this behalf expended

fee 50

Ordered that the order made on yesterday permitting L C Myers to qualify as administrator of John L Mauck dec'd and the bond taken in pursuance thereof be revoked and annulled

Samuel H Mauck orphan of Robert L Mauck dec'd being upwards of fourteen years of age appeared in Court and with the approbation of Court made choice of Lycurgus C Myers as his guardian who appeared in Court and together with J Merley Miller his security (who justified as to his sufficiency) entered into and acknowledged a bond in the penalty of five hundred dollars conditioned as the law requires which bond is ordered to be recorded

Cop'd fee 50

Jonathan Bateman Pltff
vs } In Chancery
A B Brickhouse &c Defts

This cause came on to be heard this 26th day of August 1868 upon the bill of the complainant & the answer of A B Brickhouse Commissioner and trustee now filed by leave of Court and general replication thereto whereupon the argument of Counsel being heard it is adjudged ordered and decreed that the injunction granted by this Court in this cause at the July term 1868 restraining the defendant A B Brickhouse Commissioner & trustee from proceeding to make sale of the property in said order mentioned be & the same is hereby dissolved

On the Motion of Robert P Hanley who made oath thereto according to law and together with Emanuel Driver his security (who justified as to his sufficiency) entered into and acknowledged a bond in the penalty

of four hundred dollars conditioned as the law requires a certificate is granted him for obtaining letters of administration in due form upon the estate of Leannah Hanley. decd

Ordered that Peter Zetty. Lewis Wise. Emanuel Riner & Gideon Rosenberger or any three of them being first duly sworn for that purpose do appraise the est of Leanah Hanley decd. and report thereon to the Court according to law

The Last will and testament of Sallie E Harnsberger decd was presented in Court and proved by the oaths of Thomas K Harnsberger and H H Miller the subscribing witnesses thereto and ordered to be recorded and it appearing from said will that the testator appointed no executor. on the motion of J Samuel Harnsberger who made oath thereto according to law and together with Henry Harnsberger his security, who justified as to his sufficiency) entered into and acknowledged a bond in the penalty of four hundred dollars conditioned as the law requires. a certificate is granted granted him for obtaining letters of administration with the will of said Sallie E Harnsberger. ~~annexed~~ in due form

Ordered that Edward S Beale. Wm S Miller. Joseph Leash. H H Miller and B P Teel or any three of them being first sworn for that purpose do appraise the estate of Sallie E Harnsberger decd and report thereon to Court according to law

Wm Morgan Flick Pltff
vs
Solomon Shepp Deft
} Upon a Notice to recover interest under the several acts of the General Assembly of Virginia staying the collection of debts for a limited period

This day came again the pltff by his attorney and the deft still failing to appear It is considered that the pltff recover against the deft $132.00 (that being equal to two years interest on debt due from Deft to pltff) with legal interest thereon from the 17 day of August 1868 till paid and the costs in this behalf expended

Andrew J VanPelt Pltff
vs
Thomas Harrison's ex'tor (Deft
} In Assumpsit

This day came the parties by their attornies and thereupon came a jury to wit Wm Fletcher. John Shearman. Hezekiah VanLear. Jeff Burkholder James L Hoover. Valentine Bolton. John M Huffman. Adam Koontz. Jacob J Garber. Asher Mefsick. George W Myers and Christian Shank who being elected tried and sworn the truth to speak upon the issue joined & having heard the evidence retired from the bar to consider of their verdict and after some time returned into Court and upon their oaths do say. "We the jury find for the defendant" It is therefore considered that the defendant recover against the pltff his costs in this behalf expended

Nelson Shrinkel Pltff
vs
Louisa P E Bryan Deft } In Debt

This day came the parties by their Attornies and the deft offered two special Pleas to the filing of which the pltff objected which objection the Court doth overrule and admitted the pleas to which the plaintiff replied generally and thereupon came a jury to wit John M Huffman Harden Vandear Samuel Coiner Jacob J Garber Wm C Whitmore James L Cooke Adam Koontz George Hoover Wm J Paul George Richard Valentine Bolton and John Shearman who being elected tried and sworn the truth to speak upon the issue joined and not having time to hear all the evidence are adjourned until to morrow morning at 9 O'Clock

B F Spicer Pltff
vs
Peter S Roller Deft } In Debt.

This day came the parties by their attornies and on motion it is ordered that this cause be dismissed and that the pltff recover against the Deft his costs in this behalf expended

Ordered that the Court be adjourned until to morrow morning at 9 O'Clock

J. Wright

Thursday August 27th 1868

Present

Isaac Wright George S Christie Henry Beery Gent
Jarrett Trumbo Justices

Ordered that Joseph Greer be exempted from county and parish levies -

Richard Jarrell's admrx Pltff
vs
Henry Webster's admr & others Defts } In Chancery

On motion of the complainant Littleton McGanlee is assigned as guardian ad litem to the infant defendants Elizabeth H. Alice V Isaac A. Ida A and Mary Webster orphans of Henry Webster dec'd and filed their answer and thereupon this cause came on to be heard upon the Bill and Exhibits the answer of said infants by their guardian ad litem the answer of the defendant Catharine Webster replication thereto and depositions of witnesses and upon the Bill taken for confessed as to the other defendants they having been served with process more than two months and still failing to appear and answer. Whereupon the argument of Counsel being heard it is adjudged ordered and decreed that John C Rowson who is hereby appointed a Commissioner for that purpose do proceed

to sell at public auction to the highest bidder on the premises the two lots of land of which said Henry Webster died seized lying near the Steam Mill in Harrisonburg upon the following terms one half of the purchase money to be paid on the confirmation of the sale and the residue in twelve months thereafter all with interest from the day of sale the purchaser giving bond with good security and the title retained as further security giving at least two weeks notice of the time terms and place of sale. But before said Commissioner receives any money under this decree he is required to execute bond with approved security as such Commissioner before the clerk of this Court in his office conditioned according to law in the sum of $500.00 and Abraham Hartmann is directed to execute the former decree in this cause

Forrer & Clipsinger Pltffs
vs
A S Gray Deft } In Assumpsit

This day the plaintiffs by their attorney and it appearing to the Court that the defendant has been duly served with a Copy of the account filed in this cause and he failing to appear. It is therefore considered that the pltffs recover against the defts $114.01 Damages with legal interest thereon from the 29th day of ~~Jan~~ May 1868 till paid and the costs by the pltff in this behalf expended

E M Jordan by &c Pltff
vs
George Sifer Deft } In Trespass Assault & Battery

This day came the parties by their attornies and the defendant pleaded Not Guilty to which the pltff replied generally and leave is reserved to the defendant to file special pleas and thereupon the writ of Enquiry obtained in the office is set aside and the trial of the issue is deferred until the next term

A Newman Peale Pltff
vs
Peter Bonas Deft } In Slander

The same order

Curtis Morris & wife Pltffs
vs
E S Peale Deft } In Trespass &c

The same order

John O'Conner & wife Pltffs
vs
John Scanlon Deft } In Slander

The same order

Coffmans & Bruffy Pltffs
vs
George W Hogan Deft } In Assumpsit

This day came the parties by their attorneys and the defendant pleaded Non assumpsit to which the pltffs replied generally and leave is reserved to the defendant to file ~~pleas~~ Special pleas, and thereupon the Writ of Enquiry obtained in the Office is set aside and the trial of the issue is deferred until the next Term

Jacob C Beery Pltff
vs
Conrad Rodiffer Deft } In Assumpsit

The Same order

Joseph Heaton Pltff
vs
John Diller Deft } In Assumpsit

The Same order

J W Ritenour Pltff
vs
E J Sillivan Deft } In Case

The Same order.

George Fawcett Pltff
vs
James Bolton Deft } In Case

This day came the parties by their attorneys and the deft pleaded Non assumpsit. to which the pltff replied generally and leave is reserved to the deft to file an account offsets which he desires to prove upon the trial of this cause. and thereupon the Writ of Enquiry obtained in the Office is set aside. and the trial of the issue is deferred until the next Term

Coffmans & Bruffy Pltffs
vs
G W Hogan Deft } In Debt

This day came the parties by their attorneys and the deft withdrew his plea and confessed judgment for the debt in the declaration mentioned. It is therefore considered that the pltffs recover against the deft $197.13 the debt with legal interest on $50.85 ~~from the~~ from the 10 day of August 1865 and on $80.20 from the 1st day of January 1867 till paid. and the costs by the pltffs in this behalf expended

John Kontz Pltff
vs
Bernard S Brown & Deft } In Covenant

On Motion and for reasons appearing to the Court it is ordered that this cause be dismissed

Anderson M Beale Pltff
vs
Mary Billhimer Deft } In Covenant

This day came the parties by their attornies and the deft pleades Covenants performed and not broken to which the Pltff replies generally and leave is reserved to the deft to file accounts of Offsets and thereupon the judgment obtained in the Office is set aside & the trial of the issue is deferred until the next Term

Same Pltff
vs
Abraham Billhimer Deft } In Covenant
The Same order

Cornelius Doll Pltff
vs
John M Beery Deft } In Covenant
The Same order

John Robinson for &c Pltff
vs
Peter Paul Deft } In Debt

This day came the parties by their attornies and the deft pleades payment to which the Pltff replies generally and leave is reserved to the deft to file Special pleas and thereupon the judgment obtained in the office aforesaid is set aside and the trial of the issue is deferred until the next Term

Joseph M Riddle for Pltff
vs
Abraham Brenneman Delt } In Debt
The Same order

Abraham Blosser's adm'rs Pltff
vs
Abraham Geil Deft } In Debt
The Same order

J W Naylor's adm'rs Pltff
vs
Wm Hoover &c Deft } In Debt
The Same order

Mathias Ruebush Pltff
vs
Isaac Showalter Deft } In Debt
The Same order

Jacob Miller's admrs Pltff
vs
Jacob Runcle Deft } In Debt

This day came the parties by their attornies. and the defendant pleaded payment to which the pltff replies generally. and leave is reserved to the deft to file special pleas. and thereupon the judgment obtained in the Office is set aside. and the trial of the issue is deferred until the next term

George Barnett Pltff
vs
Henry M Coffman & al Deft } In Debt
The Same order

John L Winfield Pltff
vs
Wm L Simmers Deft } In Debt
The Same order

John Heister's admr Pltff
vs
Joseph H Leonard's admrs Deft } In Debt
The Same order

C A White Pltff
vs
Washington Swink Deft } In Debt
The Same order

Samuel Carpenter for Pltff
vs
Daniel Stover Deft } In Debt
The Same order

John Evers' admr Pltff
vs
Same Deft } In Debt
The Same order

Catharine Evers' admrs Pltff
vs
Samuel Carpenter & al Defts } In Debt
The Same order

Jacob Price Pltff
vs
John Bowman Jr & al Deft } In Debt
The Same order

Jno J Shawalter's adm^x Pltff
vs
Joseph Randolph Deft } In Debt

This day came the parties by their Attorneys, and the defendant pleaded payment to which the pltff replies generally, and leave is reserved to the deft to file Special pleas, and thereupon the judgment obtained in the Office is set aside and the trial of the issue is deferred until the next term.

Jacob J Frank Jr Pltff
vs } In Debt
Isaac B Niswander Deft
The Same order

John R Kougler Pltff
vs } In Debt
Abraham Spitzer Deft
The Same order

R M Kyle's adm^x Pltff
vs } In Debt
R P Fletcher Deft
The Same order

Tyle Ammon's adm^x Pltff
vs } In Debt
Wm B Covington Deft
The Same order

Same Pltff
vs } In Debt
B F Thomas & Deft
The Same order

James Bolton Pltff
vs } In Debt
George Fawcett Deft
The Same order

David Link Pltff
vs } In Debt
P S Roller Deft
The Same order

Jacob Zirkle Pltff
vs } In Assumpsit
Joseph B Price & Co Deft
On Motion and for reasons appearing to the Court it is ordered that this cause be dismissed

Samuel Trunkhouser's admr Pltff
vs
P S Roller Deft } In Debt

This day came the parties by their attornies and neither party requiring a jury submitted the whole matter in controversy between them to the Court. the Court upon an examination of the papers filed in this cause are of opinion and do order that the sum upon which this action is founded shall be scaled and reduced to the sum of $200.00 It is therefore considered that the pltff recover against the defendant the said sum of $200.00 with legal interest thereon from the 15th day of August 1865 till paid and the costs by the pltff in this behalf expended

William Lanahan & son Pltff
vs
William Shawalter Defts } In Assumpsit

It appearing to the Court that William one of the partners of Wm Lanahan & Son has died since the institution of this suit & the right of action surviving to S J Lanahan the surviving partner it is therefore ordered that said suit be abated as to Wm Lanahan and that this suit proceed in the name of S J Lanahan and said cause being now called the Court proceeded to execute the writ of enquiry ordered that the plaintiff S J Lanahan recover from the deft Wm Shawalter the sum of $46.00 as his damages with interest from the 25th day of Dec 1865 till paid and the costs by the plaintiff in this behalf expended

William Loeb Pltff
vs
James A Campbell Deft } In Assumpsit

This day came the plaintiff by his attorney and neither party requiring a jury the Court proceeded to execute the writ of enquiry and do ascertain the damages to which the pltff is entitled to be $90.90 and the time from which interest shall run to be the 3rd day of December 1867 It is therefore considered that the pltff recover against the deft $90.90 with legal interest thereon from the 3rd day of Dec 1867 till paid and the costs by the pltff in this behalf expended

Byrd Neff & Silbert for Pltffs
vs
Hugh Devers admr Delt } In Debt

This day came the parties by their attornies and defendant pleaded payment and the deft saith further that he hath fully administered all and singular goods & chattels, rights & credits of the said Testator and thereupon the judgment obtained in the Office is set aside & the trial of the issue is deferred until the next term

Byrd & Silbert for Pltffs
vs
Same Deft } In Debt

The Same order

Wm Branson's admr Pltff
vs
Samuel M Bowman Deft } In Debt

This day came the parties by their attornies and the defendant pleaded payment to which the pltff replied generally and leave is reserved to the deft to file special pleas. and thereupon the judgment obtained in the Office aforesaid is set aside & the trial of the issue is deferred until the next term

R H Miller son & Co Pltffs
vs
Wm J Showalter Deft. } In Covenant

This day came the parties by their attornies and the defendant pleaded Covenants Performed and not broken. to which the plaintiffs replied generally. and thereupon the writ of enquiry is set aside and the trial of the issue is deferred until the next term

Jacob Strayer's admr Pltff
vs
Joseph H Conrad's admr Deft } In Debt

This day came the parties by their attornies and the defendant pleaded Nil Debit. to which the pltff replied generally, and thereupon the judgment obtained in the Office is set aside and the trial of the issues is deferred till the next Term

Frank Tuckey & Son Pltffs
vs
John G Coates Deft } In Debt

On motion and for reasons appearing to the Court it is ordered that this cause be dismissed

1st National Bank of Harrisonburg Pltff
vs
Thornton Thomas & Deft } In Debt

This day came the parties by their attornies and the defendants pleaded Nonsumpsit to which the pltff replied generally. and leave is reserved to the defts to file special pleas. and thereupon the judgment obtained in the Office is set aside and the trial of the issue deferred until the next term

Nelson Sprinkel Pltff
vs
Louisa P & C Bryan Deft } In Debt

This day came again the parties by their attornies and the jury sworn and impannelled on yesterday for the trial of this cause appeared in Court in pursuance to their adjournment and having fully heard the evidence, retired from the bar to consider of their verdict and after sometime returned into Court and upon their oaths do say. "We the Jury find for the defendant" Whereupon the pltff moved the Court to set aside said verdict & grant him a new trial which motion the Court takes time to consider

Andrew C Henebarger who has been heretofore appointed Commissioned and qualified as a Notary Public in and for the County of Rockingham appeared in Court and together with Littleton W Gambill his security entered into and acknowledged a new bond in the penalty of five hundred dollars conditioned as the law requires which bond is ordered to be recorded. A copy of which is ordered to be certified to the Auditor of Public accounts

John Delaney Pltff
vs
T J White &c Defts } In Debt

On Motion and for reasons appearing to the Court it is Ordered that this cause be dismissed

R P Fletcher & Bro Pltff
vs
George W Kemper Jr Defts } In Assumpt

The Same Order

John W Abbott Pltff
vs
John C Morrison Deft } In Trespass Assault & Battery

This day came the parties by their attornies and thereupon came a jury to wit Christian Shank, Michael Whitmore, Hardin Vandear, Adam Kuntz, Wm I Paul, Valentine Bolton, Jacob J Garber, Samuel Conner, Wm C Whitmore, George Pelhan, James L Hooke and John Sheaffman who being elected tried and sworn the truth to speak upon the issue joined and not having time hear the Arguments of Counsel it is adjourned until to morrow morning at 9 O'Clock

Christian P Garber Pltff
vs
Jacob Shank &c Deft } In Assumpsit

On Motion and for reasons appearing to the Court it is ordered that this cause be dismissed

Ordered that the Court be adjourned until to morrow morning at 9 O'Clock

I. Wright

Friday August 28th 1868

Present

Isaac Wright, Joseph Funkhouser, Geo S Christie } Gents
Henry Beery, & Madison Moore } Justices

Henry Harnsberger Jr Pltff
vs
Richard Kinsley Deft } Unlawful Detainer

On Motion and for reasons appearing to the Court it is ordered that this cause be dismissed & that the Deft recover of the the Pltff in this behalf expended

Thomas N Harnsberger Pltff
vs
R W Kinsey Deft } In Asumpsit

This day came the parties by their attornies. and by consent of parties it is ordered that this cause be dismissed. and that the Pltff recover against the deft his costs in this behalf expended

G W Skelton Pltff
vs
Noah Sanders Deft } Upon a ~~judgment~~ removed from before a justice of the peace

This day came the plaintiff by his attorney. and on motion it is considered that the plaintiff recover against the Defendant the sum of $47.47. with legal interest thereon from the 1st day of Jany 1858 till paid. and the costs in this behalf expended

Coffmans & Bruffy Pltffs
vs
J Crawford Deft } Upon a warrant removed from before a justice of the peace

This day came the plaintiffs by ~~their~~ attorney. and on motion it is ordered that the plaintiffs recover against the Defendants the sum of $ 36.98 with legal interest thereon from the 2d day of January 1857 till paid. and the costs by the Pltffs in this behalf expended

S P Reamer Jailor of this County presented in Court an account against the Commonwealth amounting for Seventy five dollars and fifty cents which being sworn to in Court. was examined and allowed by the Court and ordered to be certified to the Auditor of Public accounts

Absent. Joseph Trunkhouser

Andrew J Wall Pltff
vs
Jacob L Silbert Deft } In Trespass

This day came the parties by their attornies and the Defendants demurrer to the plaintiffs plea of abatement filed at rules in this cause being argued by Counsel. the Court doth overrule said demurrer and sustain said plea. it is therefore considered that this cause be dismissed and that the deft recover against the Pltff his costs in this behalf expended

R M Kyle's ex'tors Pltffs
vs
John K Moore Deft } In Debt

This day came the parties by their attornies. and it appearing that A L & W P Dysart executors of R M Kyle dec'd have been removed and Samuel S Reed has qualified as administrator with the will annexed of said R M Kyle. by consent it is ordered that this cause be revived and proceed in the name of the said Samuel S Reed. as adm'r as aforesaid. and the cause is continued until the next term of this Court

John W Abbott Pltff
vs
John C Morrison Deft } In Trespass Assault & battery

This day came again the parties by their attorneys and the jury sworn and empannelled on yesterday for the trial of this cause appeared in Court in pursuance to their adjournment and having fully heard the evidence and argument of counsel retired from the bar to consider of their verdict and after some time returned into Court and not being able to agree. Upon Rehearsal of said jurors was withdrawn the balance from rendering a verdict are discharged and the trial of the issue is deferred until the next Term

Wm P Nicholas' admr Pltff
vs
Charles Weaver Deft } In Assumpsit

This day came again the parties by their Attornies and neither party requiring a jury the Court proceeded to execute the writ of enquiry and doth ascertain the damages to which the Pltff is entitled to be $5.00 and the time from which interest thereon shall run to be the 8th day of August 1883 It is therefore considered that the Pltff recover against the defendant $5.00 the damages aforesaid with legal interest thereon from the said 8th day of August 1883 till paid and the costs by the Pltff in this behalf expended.

Joseph R Bauman Pltff
vs
Jacob Celine dcsd Deft } In Assumpsit

On Motion and for reasons appearing to the Court it is ordered that this cause be dismissed.

Same Pltff
vs
Same Deft } In Debt

The Same order

Wm P Blose Pltff
vs
John N Falls Deft } In Assumpsit

On Motion and for reasons appearing to the Court it is ordered that this cause be dismissed and that the Pltff recover against the Deft his costs in this behalf expended

Henry J Showalter Pltff
vs
Samuel Carpenter Deft } In Debt

This cause having been pending more than twelve months without a decision being had therein. On motion and by consent of parties it is ordered that the same be removed to the Circuit Courts of this County for trial

Abraham Simmers Pltff
vs
John Shutler's admr Deft } In Debt

On Motion and for reasons appearing to the Court it is ordered that this cause be continued unto the next term at the cost of the Pltff

Same Pltff
vs
Same Deft } In Case

The Same order

Ordered that the Court be adjourned unto tomorrow morning at 9 O'Clock

J. Wright

Saturday August 29th 1868

Present

Isaac Wright, O Cerry Beery, Saml Funkhouser, Madison Moore and George S Christie } Gent Justices

C J Sullivan Pltff
vs
C A Sprinkle & Co Deft } In Assumpsit

This day came the parties by their attornies the Defts plead the tender and Non assumpsit to which the Pltff replies generally and thereupon the writ of enquiry on award in the Office is set aside and the trial of the issue defered until the next term

Ordered that all causes on the Docket not tried or otherwise disposed of during the present term be continued unto the next term

Ordered that the following named persons be allowed the sums affixed to their respective names for jury service rendered during the present term to be paid by the Commonwealth, Viz

Harden VanDear	✓	50	Samuel Coiner	✓	50
Valentine Bolton	✓	50	Jacob J Garber	✓	50
Frank Shaver	✓	50	Uriah Whitmore	✓	50
Christian Shank	✓	50	Jesse Burkholder	✓	50
Jno M Kauffman	✓	50	George Rohrer	✓	50
Michael Whitmore	✓	50	A S Byrd	✓	50

which allowances are ordered to be certified to the Auditor of Pucks accounts

On the Motion of Wm B Telfair Esq it appearing that more than two month have elapsed since the death of William Sterling and no one having applied for administration it is ordered that his said estate be committed to the Sheriff of this County for administration

Ordered that the following named persons be allowed the sums affixed to their respective names for jury service during the present term to be paid by the County of Rockingham viz

Hearden Vandear	$13	25	J W L Hitt	4	25	Addison Komp	13 75
James L Cooke	10	25	Jno Shearman	8	75	Sam'l Comer	13 25
Valentine Belton	13	25	Geo Bagwell	2	50	Jacob J Garber	13 25
Frank Shaver	10	75	Wm A Paul	13	75	Wm C Whitmore	13 25
Geo Keniver	8	75	Christian Shank	13	25	Jos Burkholder	13 25
Jno M Huffman	13	25	Geo Rebard	13	25	Michael Whitmore	9 75
Timothy Cunningham	1	25	Abram Paul	1	25	Eli Long	2 50
A S Bryan	5	75	Thos J Butler	2	50	Peter Long	1 25
G B Reed Esq	1	25	John Wood	2	50	Geo Shank	2 50
A J C Brewer	1	25	Abram Whitmore	1	25	E W Jones	1 25
James White	1	25	Jno Cronshaw	1	25	Jno C Frank	1 25
John Swartz	1	25	Jno D Offlemeyer	1	25	D M Huffman	1 25
J P Pence	1	25	Wm Fletcher	3	75	Alm Simmers	1 25
Saml Michael	1	25	Asher Mefrich	1	25	Geo W Myers	1 25

Comr Sheriff of this County pay the above named sums to the respective persons entitled thereto

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H Jonette Gray Pltff
vs
David S Jones Deft } Upon a Notice for interest under the several acts of the General Assembly of Virginia staying the Collection of debts for a limited period

This day came the parties by their attorneys and the parties were fully heard. it is considered that the plaintiff recover against the Defendant $300.00 (that being equal to one years interest on debt and due from the Deft to Pltff) with legal interest thereon from this day and the Cost by the Pltff in this behalf expended

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John Haaga Pltff
vs
Gideon B Reed Deft } In Assumpsit

This day came again the parties by their attorneys and the defendant by his attorney in the trial of this cause excepted to an opinion of the Court given upon the trial of this cause and tendered his bill of exceptions which was received signed and sealed by the Court and ordered to be made part of the record in this cause

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Charles Davis by &c Pltff
vs
W Scott Baugher Deft } In Detinue

This day came again the parties by their attorneys and the defendants by his attorney ~~on the trial of this cause~~ excepted to an opinion of the Court given upon the trial of this cause and tendered his bill of exceptions which was received signed and sealed by the Court and ordered to be made a part of the record in this cause

Nelson Sprinkel Pltff
vs
Louisa P C Bryan Deft } In Debt

This day came again the parties by their attornies and the plaintiffs motion to set aside the verdict rendered in this cause on the grounds that it was contrary to the evidence which motion being argued was overruled and the plaintiff tendered a bill of exceptions setting forth facts proved upon the trial which bill was received signed and sealed by the Court and ordered to be made a part of the record in this cause. It is therefore considered that the Deft recover of the pltff her costs & defence in this behalf expended

J J Branch for
vs
Isaac B Miswander Deft } In Debt

This day came again the parties by their attornies and the deft filed a special plea to which the pltff replies generally

Ann Davison Pltff
vs
John Teter Deft } In Covenant

This day came the pltff by his attorney and neither party requiring a jury the Court proceeded to execute the writ of enquiry and doth ascertain the damages to which the pltff is entitled to be $762.00 and the time from which interest thereon shall run to be on $381.00 from the first day of April 1863 and on $381.00 the residue thereof from the 1st day of April 1864. It is therefore considered that the pltff recover against the Deft $762.00 with legal interest on the $381.00 part thereof from the said 1st day of April 1863 and on $381.00 the residue thereof from the 1st day of April 1864 till paid and the costs by the pltff in this behalf expended. (This judgment is subject to a credit of $381.00 for interest paid to 1st April 1864)

Jacob Miller's exors Pltff
vs
Robert B Gaines Deft } In Covenant

This day came the parties by their attornies and neither party requiring a jury the Court proceeded to execute the writ of enquiry and doth ascertain the damages to which the plaintiff is entitled to be $800.00 and the time from which interest thereon shall run to be $200 part thereof from the 1st day of March 1865 on $200 an other part thereof from the 1st day of March 1866 on $200 an other part thereof from the 1st day of March 1867 and $200 the residue thereof from the 1st day of March 1868 It is therefore considered that the pltffs recover against the deft $800 the damages aforesaid with legal interest on $200 part thereof from the 1st day of March 1865 on $200 an other part thereof from the 1st day of March 1866 on $200 an other part thereof from the 1st day of March 1867 & on $200 the residue thereof from the 1st day of March 1868 till paid and the costs by the pltff in this behalf expended (1867 Sept 17 Credit by $35.21)

Nelson Sprinkel Pltff
vs
Larisa P E Bryan Deft } In Debt

This day came again the parties by their attornies and the pltff moved the Court notwithstanding the verdict rendered in this cause to enter up judgment for him against the Deft for the debt in the declaration mentioned, which motion the Court doth overrule said motion and the plaintiff by his attorney tendered a bill of exceptions setting forth the facts of said motion &c, which bill was received, signed and sealed by the Court and ordered to be made a part of the record in this cause

Samuel Funkhouser's adm's Pltff
vs
D S Roller Deft } In Debt

This day came again the parties by their attornies and the deft moved the Court to set aside the judgment rendered in this cause on Thursday last on the ground of newly discovered evidence which motion the Court doth overrule and thereupon the defendant offered a plea in arrest of judgment on the ground the declaration is is filed with the papers in this cause which being argued was overruled to which actions of the Court refusing him a new trial and overruling his plea in arrest of judgment, the plaintiff by his attorney tendered a bill of exceptions which bill was received signed & sealed by the Court and ordered to be made a part of the record

Ordered that the Court be adjourned until the next term

D. Wright

Virginia

In the Clerk's Office of the County Court of Rockingham Octo 17th 1868

A M Newman. S A Coffman & J M Bruffy late merchants & partners doing business under the Style of A M Newman & Co } Pltffs
vs
Julia A Washington's Trustee John Diller Deft } In Debt

This day Julia A Washington by her trustee John Diller appeared in the Clerk's Office aforesaid and confessed judgment for $573.12 with legal interest thereon from the 2nd day of January 1868. It is therefore considered that the pltffs. recover against the deft the sum of $573.12 the debt aforesaid, with legal interest thereon from the said 2nd day of January 1868 till paid, and the costs by the pltff in this behalf expended

Teste

S M Gamble CRC