ROCKINGHAM COUNTY CIRCUIT COURT
HARRISONBURG, VA

MINUTE BOOK 2

1871-1872

Argabright Henry - will proven & admitted, 5.
Armentrout, Adam - will proven & admitted, 6.
Armentrout, Adam - Admr. qual. & appraisers appt'd 6.
Appeal Docket - order to call at June Term, 1872 12
Ashby, Richard & Wm. Funk, 19.
Armentrout, Abm. D. qual. as guard. of Matilda W.S. Dowell, 19.
Aultman, Co. & Co., & Wm. G. Shaver & Co. 29.
Applegate, John & Moses Joseph, &c., 30.
Argabright's Heny - Admr. qual. & Appr. appt'd. 32.
Armentrout, Riley & B. F. Armentrout - 33 - 35 - 37 - 38. - 39.
Almond & Sons. & Argabright 72.
Airey Wm. " Paul, j. &c on 0 Bond 76.
Airey, Madison " J. H. Yancey & Bro & others 86.
Armentrout, J. M. " A. D. Armentrout, 87.
Armentrout, Enos. " John H. Berry, &c, motion docketed) 91. - 107.
Armentrout, R. & B. F. Stuckley, - 181 - 112.
Applegate John & Moses Joseph, &c 113.
Allebaugh, Josie & Jane Rogers (order) 141.
Allemong, J. H. F. Erroneous assessment corrected - 141
Andes, Adam qual. as guard. of John Bowers. 146.
Andes &c Abm. Trustee & Jacob Kasey, 168. 177 - 175 - 149,
Ashley Township - Vawter's Shop - Register, &c, appt'd. 150
Argabright, Hy. & Byerly, &c, 155.
same, " same, 155.
Argenbright, Lewis - Erroneous Assessment, 169.
Armentrout, Amos M. & B. F. Armentrout 175
Armentrout, Fred'k. Erroneous Assessment 183
Allebaugh, Saml. R. appt'd & qual. Coll. of Taxes for 1870 189.
Aultman & Co. & Wm. G. Shaver, &c 222
Ayres, J. C. & Co & Wm. P. Byrd 245 -
Ammon's Admr. & Ammon, 253 - 353 -
Abbott, A. M. & A. M. Bowman, &c, 276
Allebaugh, S. R. late Shff. &c & J. W. Mauzy, &c, 279
Assessor of Lands - re appointed 284
Allebaugh, S. R. Coll. Taxes 1870 - Commr's allowed, 287
Appraisement & Sale Bills admitted 310
Allebaugh, S. R. & Massey, Gar. summ. docketed 311
Armentrout, P. W. qual. as guard. of J. H. Hoskins Heirs 313
Applegate & Joseph, &c 323
Ashby, & Funk, 337
Aultman & Co. & Wm. G. Shaver, &c, 348 -
Ammon's Admr. J. C. & Riddle, &c, 358
same, " N. H. Hymans, 364
Annis' Estate Admr. (powers revoked, 371
Adams & Moulton & Carpenter & Shipp 373
Atty Affleck's Est. Reuben - committed to Sheriff, 386
Ammon's Admr. & G. W. Mauzy. 398
Appraisement & Sale Bills admitted Aug Ct. 1872 407
Annis, Jr. B. certificate granted 407
Allebaugh, S. R. & J. Lincoln, &c (notice docketed) 408
Applegate's Est. John committed to Sheriff 414

Assessors.
Samuel Lindamood = Stonewall Township = 58.
John N. Thomas, = Plains " 58.
Joseph W. Rhodes, = Central " 58.
Geo. W. Mayhew, = Buchanan " 71.
Franklin Rucker = Elk Run " 73.
Berry, Henry W. = Linville " 73.
Moore, John A. = Franklin " 84.
Fulk, George W. = Brock's Gap, " 84.
Bowman, John R. = Ashby " 89.
Hopkins, John E. = Stonewall " 205 - 193
Black, A. N. apt. Assr. = Franklin " 204

Allebaugh, S. R. & Lincoln, &c, 436 -
Annis, Jr. B. - qual. as attorney, 440
Appraisement & Sale Bills ad. Sept. Ct. 1872 458 -
Allebaugh's (Dec'd) Sarah admitted to probate, 456
Appraisement & Sale Bill admitted Octo. Ct. 1872 461
Allebaugh's Est. Sarah - Admr. qual. &c, 465 -

Bonds, Reuben, Constable Aps & Commnth. allowed,
Berlin, Frederick Augustus – Certificate
Bowman's Deborah Admr. & J.Q. Winfield, &c,
Byrd, Jr's surv. &c & Christian Funk, &c,
Bitzimer, Revt. F. & John Sheets,
Brown's Exr. J.G. & Jno. R. Smals,
Brown, J.N.B. & D.C. Cunningham,
Beard, Wm. Aps & County allowed,
Brock, J.P. & J.M. Locke,
Bishop, John – Rule discharged,
Bull's Geo. Est. Admr. qual. & Appraisers appt'd.
Blackburn, Manassas & Joshua Cunings,
Bowman, D.G. & Levi Shaver,
Burkholder & Meals & Albert Long,
Berry, J.W. & Ezekiel L. Bowcock,
Bowcock & Brown & C. Riggen's Admr.
Black, A.N. qual. as Asst. Assr. Franklin Township
Boar, Jacob & John C. Walker, &c,
Bailey, Saml. & St. C. Letcamore
Bradford & Coates & S.A. Coffman,
Byrd, A.S. for &c & Frank. Lisley, 180 – 43.
Brunner, James M. for &c & Joseph Bare, 44.
Bolton, James & J.N. Liggett, surv. oblique, &c 48.
Byrd, L.S. Jailor Aps allowed, 49.
Bloser, A. – Aps allowed 55.
Bartlett, Geo. W.B. & John C. Miller 68.
Bowman's Admr. Geo. M. " Jno. Bowman, jr &c on D Bond (2 cases) 76
Bowman, David " same &c, 76.
Bowers, Wm. F. Constable Aps allowed, 77.
Byrd, L.S. Jailor Aps. allowed, 77.
Bent & Bond & Robert Michael, 80
Beery, Joseph qual. as guard. of Emma V. Van Sear, 80.
Berlin, F.A. Atty. at Law, qualified 91.
Brock, J.P. &c. Rules discharged, 91.
Bowman Sr. John – Comm. appointed, 92.
Beahm, Henry & Wine's Admr. 94.
Berry, H.N. Aps per Aps allowed, 98.
Bent & Bond & R. Michael cmts & Rules awarded 100.-146-147-158.
Byrd, Jr's surv. &c, & C. Funk, &c, – 102 – 103. – 104 – 136.
Bitzimer, R.F. & John Sheets, 110 – 111 –
Baldwin, John (assessment corrected,) 112.
Brown's Admr. A.H. & Abm. Early 113.
Brock & Layman & Pennybacker, 116.-135.
Blackburn, M. & R. Armentrout, 120.
Bailey, Jr. &c & J.J. Garber motion docketed. 120.-124.
Bright's Est. Elizabeth (order to settle) 122.
Byrd, L.S. Aps allowed, 126.
Buffy's Admr. Geo. & Richard's Moore, 127.
Byrd, L.S. Aps & County 149.
Boyd, C.W. – Ordinary License granted 151
Bryan, P. appt'd. Registrar for Harrisonburg, 153
Byrd, L.S. Jailor Aps allowed, 3 1874.
Baker's Saml. dec'd. Dis. of Lands recorded, 8. 155.
Bowers, Wm. F. qual. as guard. of M.L. Fawley, 10. 156.
Bazzel's Daniel – Will admitted & Admr. qual. &c, 14. 159.
Bowman's Comm. & Bowman, jr., 17. 161.-368-
Bowman, Jr's D. & Bowman's Admr. Sebrah & same & same, 21. 162. 177
Beery, W.W. " Peter Brenneman, mot. docketed 22. 179.
Bolton James " Geo. Fawcett, 24. 180
Beery, Wm. C. for &c " C.K. Snell, &c, 24. 183.
Berlin, Geo. W. for &c " J.A. Messerly, &c, 25. 188.
Bowman's Dr. John Will admitted Admr. qual. &c, 35. 189
35-37-49. Baldwin, J.B. & A.L. Grenier (surp. cmts) 190
Bryan, P. qual. as Notary Public & 26. 193.
Bowers, Wm. F. powers as Constable revoked 28. 194.
Berlin, Treasurer & Messerly, &c, 29. 198.-
Byrd, L.S. Aps allowed – Dec. Ct. 1871 30. 199
Burke, Wm. A. & Saml. Wise, surg. docket's 33. 205
Beery, W.W. & Peter Brenneman, &c, 40. 208
Burkholder's Admr. Jacob to pay to Receiver of Ct. 40. 211
Byrd, Gilbert & Neff & Jacob Miller, garnishee &c 42. 213-220
Byrd, Joseph & G.W. Johnson, &c. att. docketed 43. 213-334
Beery, Joseph " John C. Massey, gar. " 44. 213
Bloser, Henry Est. comm. to Sheriff C.P. Ralston, 48. 214
Bonds, Reuben, Constable Aps allowed 49. 219
Bloser's Anna Admr. Powers revoked, 55. 226
Bloser's Anna Admr. qualified. 55. 226
Brown's Admr. use for &c & Jacob Byrd, &c, 68. 229
Bateman, Franklin exempted from taxes 76. 233
Byrd, L.S. – Aps. allowed, 76. 239
Bank, 1st. Nat. & D. Link, &c, 77. 240
Bolton, James & Geo. Fawcett, 80. 242-277
Bright, H. Clay qual. as N. Public 80. 244.
Britton Geo, & J.W. Kiel, 91. 247
Bomberger, Jacob & J.D. Price, 91. 249-336
Butler, Thos. J. & Thos. Washington 92. 249-337
Baugher's Admr. Mary & Marshall, &c, 94. 251
Baugher's Admr. D.G. & Maiden, &c, 98. 251
Britton Geo. & Coffman, 100.-146-147-158. 250
Brock, John P. & W.I. McGahey, &c, 102-103.-104-136. 254-354
Barnett & Higgins & Lewis, 110-111- 255-
Bolton, James & Flook, &c, 112. 257
Baxter, Jacob appt'd guard. for Levi Baxter's children 113. 258
Brashear, I. & Geo. F. Funkhouser, &c, 116.-135. 261
Bank's Admr. Isaac & Mauzy's Admr, 120. 262
Baugher, A.J. & Mudlowe, 120.-124. 264
Baldwin & Engle " M. Pirtle, 122. 271
Brock, A. & Wm. H. Carpenter 126. 273
Bowman, Jno. S. & John Bowman, jr 127. 273
Bridges on Shenah. River, appropriations to 149. 287
Barley & Kindig – surg. re-docketed 151 288
Bear, A.C. admr. &c & Sooken, &c, 153 294

B

Bear, A. C. appt. & qual. Asst. Assessor of Lands, 301
Byrd, L. S. Afs. allowed 306
Bowman's Est. Alex. refd. to A. M. Newman, 306
Bowman, S. S. vs S. Garber notice docketed 311-371-
Brock J. P. vs A. Feutchenberger (docketed) 311
Boyer, Lucy F. sires admitted 312
Brown, Sarah Ann - Recognizance 312
Brenneman's guard. Susannah qualified 314
Bible's Will (Mary) proved &c 314-319-
Berlin, G. W. order to refund 321
Byrd, Jr. surv. &c vs S. C. Long 330
Barley S. vs Barnhart 330
" same " Hedrick, 332-422-
" same " Bloszer, 352
Brewer, A. W. vs Coffman's Bufft 334-344
Britton Bros vs J. W. Hill's Adm. 336
Burner, Israel B. vs Eastham, &c 337
Bradford's Heirs vs S. A. Coffman, 340
Bausemer Bros. vs Davis, 358
Bowman's will, Recy. admitted & Exrs. qual. 361
Bear, A. C. Asst. Assessor of Lands - Af allowed 375-
Byerly, Jacob & others - Road petition docketed 377
Buntner, Geo. P. qual. as N. Public 381
Bowman vs Bowman 386
Bowman, John R., License granted 390
Bowman & Van Lear, " " 390
Byrd, L. S. Tailor - Af allowed 397
Baldwin Bros vs Berlin (notice docketed) 399
Barley, Saml. Jr. vs McLeod, gar. &c. 401
Bryan, P. & R. Sterling Af allowed 402
Braithwaite's Est. Mpt committed to Sheriff 407
Beery, N. N. Af allowed 408
Bonds, Reuben vs A. J. Warfield - Att. docketed 408
Bowman, D. vs M. Miller, &c on Bonds 409
Byrd, Levi S. Af allowed 411
Brenneis Geo. Admr. qual. & appr. appt. 414
Barb, Rev. J. H. qual. to celebrate Rites of Matrimony 425
Butler J. J. vs Washington 425-
Brenneman fa &c. vs Deneale, &c, 430
Bowman A. M. recognized 431
Bowman's Exr. vs Bowman - 435-437-453-
Brashear vs Funkhouser, 436-
Bowman, A. M. - Rule discharged 436
Beam, Jacob vs Pence, &c, 440
Brock fa &c " Carpenter, 445-
Berlin fa &c " Fox, 449
Bazzel, Andrew motion to award Rule 455-
Byrd, L. S. - Af allowed 455-
Bear, Saml. C. qual. as Depy. Sheriff 456
Bear, Saml. vs Roller on Bond 457
Boyd, C. W. - License granted 459
Baldwin, C. A. Bros, vs G. W. Berlin 460
Bazzel, And. qual. as Trustee for Mary E. Bazzel 460
Bowman's Noah Admr. Rule 465-
Byrd, L. S. - Afs. allowed, 467-48

Barner, M. E. ⓒ C. Shoemaker, Admr. notice docketed 2.
Commonwealth ⓒ Grand Jurors at Feby. Term, 1871 - on a Rule, 2.
Commonwealth ⓒ John & Anderson Smith - 2-105-108-171- 228-
Chrisman, Geo. H. Estate - Appraisers appointed 3.
Constable - Central Township - Adam Gould, Jr. removed 4.
Commonwealth ⓒ James A. Ruff & others, 5.
Commonwealth ⓒ Michael Smith, - Indictment, 7.-99. E. R. Neff = Plains " 214-
same, " Bushrod Henshaw, " 7.-100-136. A. W. May = Franklin " 214
same, " J. Kerpher, 8.
same, " Samuel Empewhiler, 8.
same, " Daniel Good, 8.-97-(224-
same, " John Hidecker 171-8.-97.
same, " S. A. Coffman, same ⓒ Wm. C. Graham 9.
same, " Jacob Acker, same ⓒ Jas. B. Garrison, 9.-97-(221)
Commonwealth, for &c, ⓒ R. M. Mooney, &c, 10.
Commonwealth ⓒ John Miller & St. Clair Chandler 13.
Craig, Robert, qualified as Atty. in Co. Ct. 13.
Commonwealth ⓒ Wm. Powell - Tried & acquitted, 20.
Campbell, George ⓒ Kogler & Co, 23.-334.
Coffman, Elizabeth ⓒ A. W. May, garnishee of Ky. Daily 27.
Cushman, E. J. Jr & Co. ⓒ Benj. F. Spitzer, 28.
Crawford, Brinton, for &c, ⓒ John D. Matthews, 29.-50.
Crawn J. F. ⓒ Coffmans & Bruffy. 38.-41.
Cugle, John ⓒ John Scanlon, 42.
Cropp, W. W. ⓒ John W. Burke, -340-43.
Coffmans & Bruffy, for &c, ⓒ Frank. Liskey, 180-43
Coffman's Exts. A. H. ⓒ Henry Daily 46.
Coffmans & Bruffy ⓒ C. Kyger's Admr. 46.
Commonwealth ⓒ Wm. Newman, 47.
Crouchhorn, D. B. for &c ⓒ Jacob Andrew 55.
Commwlth ⓒ Fultz, &c - Recognized, - 171-196-216-238-296 / 168-157-145- 57.-95.
Commwlth. ⓒ Gabriel Monroe, 59.-63-67.)
Chrisman, Geo. H. - Order to refund Taxes, 301-61.
Christie, Geo. D. ⓒ Jno. R. Steger, &c, 66.
Crawn, John F. ⓒ Hopkins Exr. 316-69.
Cave, N. W. " Daniel Kite, 75.-288-
Commonwealth " Levi N. Ryman, &c. on Dog Bond 76.
Callender, Saml. W. Rev. - qualified &c 78.
Cowan, J. N. ⓒ Thomas & O'Roark, 79.
Commonwealth ⓒ Wm. Newman, 82.-83.
Commonwealth " A. J. Sigler, 83.
Commrs. appointed to divide lands of Sandy Dowel, decd. 93.
" " " report upon Road in Elk Run Township 93.
Commwlth. ⓒ Riggleman, &c cost & witnesses recognized 172-227-346 / 96.-142.
Commwlth ⓒ Raines - (alias capias) 221-97.
Commwlth ⓒ Benj. Powell, (nolle prosequi) 97.
same " E. J. Sullivan, " " 97.
Same, " Joseph Bamber 98.-171
same, " D. A. Plecker, 98.
Same, " Goodloe, James 114-100.
Same, " Andrew McDowell - 125.-126.-135.-138.

Constables.

Emanuel Sellers, Stonewall Township, 57.
Eastham, J. Bird, Elk Run " 73.
Harrison, Robert A. = Linville " 81.
Turner, Benjamin = Brocks Gap " 81.
Wm. C. Whitmer = Central " 156.
E. R. Neff = Plains " 214-
A. W. May = Franklin " 214

Clerks.

W. Stewart Slusser = Ashby Township, 58.
Harry A. Woolwine = Central " 58.
Coates, Saml. L, = Plains " 73.
Hammen, S. M. = Stonewall " 74.
Eastham, J. Bird = Elk Run " 74.
Dinkel, Wm. A. = Franklin " 74.
Fawley, George W. = Brocks Gap. " 81.
Empsweiler, J. P. = Linville " 328

Collectors.

Benjamin Trumbo, = B. Gap Township. 58.
Daniel G. Mantz, = Plains " 89=58.
Zirkel, M. J. = Linville " 73.
Slusser, Saml. L. = Ashley " 74.
(Henry S. Soule = Franklin) " 135=81.
John C. Hopkins = Stonewall " 81.
A. M. Effinger, = Harrisonburg " 89
Wm. C. Whitmer, = Central " 110-
John F. Soule = Franklin " 135-
Ky. S. Soule, dep. coll. = " " 143.
J. Bird Eastham, = Elk Run " 138

Cromer's Jos. (Vice admitted.) 108-
Carpenter, John (assessment corrected.) 109.
Cave, W. W. for &c, ⓒ Jere. Dovel, &c. 111.
Chrisman, Geo. (assessment corrected.) 111.
Chapman, Thos. & Morgan (assessment corrected,) 114.
Chapman, Deborah " " 117.
Crawn, J. F. ⓒ Coffmans & Bruffy, 117-119-122
Committee to examine the Jail 120
Caracofe, George - (Assessment corrected) 20[illegible] - 131.
Coates & Son ⓒ Cole, 142
Covington, W. D. C. ⓒ Randol, &c, -356-143.
Cromers Jos. Admr. qual. & Appraisers appt. 148
Commonwealth ⓒ Eli Armentrout - 210/155.-159.
Commissioners to view Wm. Beard &c, 159.
Company, O. A. & M. R. R. proxies appointed 166
Cugle, John ⓒ Wm. Minnick, &c. on Bond, 166-
Commonwealth ⓒ Harvey Kyle, 170
Commonwealth ⓒ Fanny Myers, 170
same " Kelly Martin 174

Commonwealth vs Henry Royer - 171 - 174 -
same " Noah A. Royer 172. - 199.
same " Sikes, Alex. 174
Leave, W. W. for c " Jere. Dowel, &c, 177.
Cox. Robt. for c vs Washington, &c 185.
Cobb, Norvell, vs J. P. Effinger, 185.
Coffman's Extr " Silbert & Harper 186
same, " Silbert & Bowman, 186
Commlth. by &c, " J. B. Eastham, &c. Att'y docketed 192
Chapman, James M. qualified as guard. of &c, 195
Commonwealth vs Moses Herndon - 196 - 198 - 200 -
Cummins S. W. vs Peter Paul, jr. &c, 197 -
Cheny holmes, for c vs Spitzer. 197
Carson, T. E. & Lucy A. vs Devin Giles, &c, 202
Callaway's Depy. for taxes of 1870 qual. 206.
Cooks, Saml. vs Abm. Funk, 209
Compton, G. F. qual. to practice Law, 214
Commonwealth vs Kelin 214
same " Eli Armentrout 215
Crum, John qual. as guard. of his infant children 216
Commlth. vs John Fultz - 218 - 223 - 224 - 226 -
same " Wm Fultz - 219 - 224 - 227 - 229
same, " John H. Melhorn, 221 - 321 -
same, " Jacob Levin, 221 - 321 -
same, " Thomas Johnson - 227 - 230 - 268 -
same, " Fletcher Walker 239 -
same " Cornelius Houdeshell - 233
Clarke, J. T. vs John D. Harper, &c, ~~230~~ 230
Campbell, James A. vs Kooglers & Reagan, 249
Cunningham vs Sprinkle & Bowman, 254
Coffman's Est. S. H. vs Martin Liskey 256
Caplinger's Exr. L. " W. F. Turner, 256 - 353
Cummins, S. W. " Peter Paul, 266
Coons, R. M. " D. Pennybacker 273
Coffman's Exr. " Silbert & Harper, &c 275 -
Conner's admr. John " D. Good &c 278
Cline, Rev. Saml. qual. to celebrate Rites of Matrimony 283
Compton, Geo. F. qual. as Deputy Clerk 285
Cane vs Kite 288.
Curry, John Will admitted to probate 292
Carrier, M. E. vs C. E. Nicholas, guardian 294
Company, Alleg. & Frank Turnpike vs Messick Comm. appt 311
Campbell's (Will) Dorcas, admitted 312
Commlth. vs Eliphalet Johnson 313
Custer, P. M. vs Berlin, &c on Bond 312
Commlth. vs Cameron - witnesses recognized 315 - 317 -
same " Burkett & Goodloe & Garrison 315 -
same " Reuben Bonds, 319
same " Good, Kiden & others 320
same " Santmyer, alias Rambler, &c, 321 - 367 - 382 - 384 - 392 -
Campbell, Jas. A. vs Kooglers & Reagan 329
Cook, R. B. exry. &c. vs S. B. Jennings 332
Continuances generally at May Term, 1871 - 10 - 11 -
- 14 - 17 - 18 - 22 - 26 - 30 - 34 - 37 - 41 - 42 -
Con. at June Term - 1871 - 62 - 64 -
Continuances at August Term, 1871 - 98 - 101 - 104 - 106 -
107 - 110 - 114 - 122 -
Continuances at September Court 1871 - 145.
Continuances at November Term, 1871 - 171 - 174 - 175 - 177 - 178
180 - 181
Continuances at Jany. Term, 1872 - 209 - 210 -
Continuances at Feby. Term, 1872 - 221 - 231 - 234 - 235 - 237 - 238 - 240
245 - 246 - 247 - 250 - 252 - 255 - 259 - 260 - 264 - 267 - 268 -
270 - 272 - 273 - 274 - 275 -
Continuances at May Term 1872 - 319 - 323 - 324 - 326 - 327
- 331 - 338 - 339 - 341 - 347 - 348 - 355 - 356 -
Continuances at August Term 1872 - 418 - 418 - 420 -
423 - 426 - 428 - 432 - 434 - 435 - 438 -
Curry's Estate, James - comm. to Sheriff, 334
Crawford's Admr. vs Wm. P. Sites, 336
Coffman's Ruffy " Pet. Carpenter 337
Commlth vs Archibald Alden, 370 - 380
Cheny holmes, Ky. S. vs Elizabeth Spitzer 352
Cummins, S. W. for c vs Peter Paul, jr. &c, 354 -
Commlth. by &c vs Andrew Denton, &c, 360
Cummins, S. W. vs Paul, jr. &c, 362
Commlth. vs Philip Phillips - 362 - 365 - 370 -
Coffman, W. McD vs Fowler & Heltzpeiper, 364 - 390 - 403 - 404 -
Coe's Est. Philip - committed to Sheriff 366
Cox, Robert for c vs Thos. Washington &c, 369
Court House removed 375 - 3
Covington, W. D. - Admr. qual. & appr. appointed 383
Charlottesville Nat. Bank vs L. M. Kemper &c. 389
Cowen vs Cowen not confessed 395 -
Cowen J. N. vs O'Roark & Thomas (notice docketed) 408
Carr, Abm. Admr. qualified 409
Carr's Estate - Admr. qualified 409
Commonwealth vs Cyrus Vise 411
same " Saml. Shacklett, &c, 411
Commlth vs A. J. Wall 413
Commlth vs County, &c 413
Cropp, W. W. vs J. W. Burke, Jr. Co. 425 -

D

Covington & Randol-	432	Dismissals at May Term, 1871- 10-16-18-37-
Crawford's Adm. for &c & P.G. Minor	437=	40.- 44.-
Commwlth & Grant, Sandy	443-444-458=	Dismissals at June Term, 1871- 62-63
Custer & Ruffy, guardian, &c,	444=	Dismissals at August Term 1871-107- 110.-111-113.-114-
Cugle & Webster	444=	124.-126.-127.-133-
Commwlth & Albert Wise,	450-451=	Dismissals at November Term, 1871- 175.-177.-178.-179.184.
Coffman's Adm. David- powers revoked,	456	185.- 189.
Coffman's Adm. David qualified	456	Dismissals at Feby. Ct. 1872- 222-232-233-234-237-241-
Coffman, E.D. qual. as guard. of P. Coffman Heirs	459	245-249- 253.-254-268.
Cootes, Jno. G- N.P.	462	Dismissals at April Ct. 1872- 300
Commonwealth & Yankey, &c,	465-	Dismissals at May Ct. 1872- 316- 324- 326-327- 329-339- 341-357-
same, " Snowden,	467	358-372-
Carrier, M.E. " Shoemakers' Adms.	468	Dismissals at August Term, 1872- 416= 420-426-428
		431- 434- 442-

Deeds admitted May Court, 1871. 1.
Dickens, John A. exempted from County & Town 4th Tax. 2.
Dinkel's John's Adm'r. v. C. Herring, removed, 5.
Devor, Julia Ann & Elizabeth Devor, 5.
Dundore, Saml. J. qual. as guardian of J. R. Hoagland infant &c, 18.
Dugdale, Geo & C. T. Kupp & Co 30
Dovel's Adm'r & Heirs & Miller, &c. motion docketed) 34-147
Devier, Jas. N. for &c. & Jno. E. Brown's Adm'r &c 40.
Davis, Denison & Wm. Koontz, 47.
Dorman's C. Est. committed to J. P. Ralston, Sheriff, 52.
Deeds admitted June Court 1871. 53.
Detamore, D. Franklin - order to bind out, - 54.
Davis, S. A. & Minnick &c. on D Bond 54.
Dinkel John Est. comm'd to J. P. Raleton, Sheriff 55.
Devier, Lewis Comm'r of Roads - Aff allowed, 56.
Doran, T. B. & Geo. Kiser - Docketed) 61.
Duvall, G. W. - leave to withdraw, 68.-147
Devier, J. N. for &c. & Jno. E. Brown's Adm'r. 73.
Deeds admitted July Court 1871, 75.
Deihl, David for &c & Wm'r. Rodeffer - motion docketed 179-75.
Dovel's Est. D. D. - Adm'r qualified, 79
Depoy, David & Simmons, &c, (on D Bond) 81.
Dinkel, James M. & John Dinkel's Adm'r 85.
Deeds admitted - August Court, 1871. 90.
Dinkel, Jacob & James Steele, (motion docketed) 91.
Dovel, Absalom & Geo. W. Butler, &c, motion docketed 91.
Deeds admitted - September Court, 1871. 139.
Deeds admitted - October Court, 1871, 154.
Danner's wife & Hite, 158.
Deeds admitted November Court, 1871, 164.
Detamore's Est. John W. committed to Sheriff, 165.
Denham & Kanffott &c & J. T. Effinger 172-342
Deeds admitted December Court, 1871, 191
Duff, C. M. assignee & Neil's Adm'r. 201.
Deeds admitted - January Court, 1872. 203
Deeds admitted February Court, 1872 212
Douglas, R. C. & C. F. Sutton - Att. docketed 213-260-
Devries, Wm. " G. W. Johnson, &c, Att. docketed 213-241-286
Diller, John " Geo. W. Stanley, mot'n docketed, 213-306-344.-
Dennaven, John W. qual. as guard. of M. J. Dennaven, 216
Detrick, L. F. & E. L. Lambert, 240
Duff, F. S. for &c " Jacob Dinkel, 265-
Davies & Allen " S. E. Long 266
Delinquent Lists for year 1871. 277
Daingerfield, F. A. app't. & qual. as Comm'r in Eq'y. 277
Deeds admitted March Court 1872 280
Deeds admitted April Court, 1872 291
Dovel's Sandy - Division - admitted to record 301
Deeds admitted May Court, 1872, 309
Davies, Wm. W. & Andrew, D. W. (pet. cmf'd.) 312
Dorman's guard. George qualified 313
Deputy guard. Jacob qualified 314
Delinquent Licenses - certified 318

Dorman, Jere. v. & Taylor, motion docketed 330
Dorman, Jere. recognized 350
Deeds admitted at June Court 1872, 374
Deeds admitted at July Court, 1872 396
Driver, Lewis - Aff allowed, 398
Dovel's Heirs & Miller, &c. motion docketed) 399
Deeds admitted at August Court 1872, 406
Devier to Armstrong Trustee appointed 407
Davis, Wm'r. & R. J. Lackey, (reg. docketed) 408
Deneale's Adm'r. W. E. power of Adm'r. revoked 417-
Davis, Roper & Co & Paul & Sons, 424
Deneale's Adm'r. Wm. E. qualified 427
Drummond & Bunket, 430
Davis, T. R. recognized 431
Dinges, Dr. Geo. H. Aff allowed, 434-
Deeds admitted at Sept. Ct. 1872 454
Deeds admitted at Octs. " 1872, 461
Davisson, Ann - will admitted, Executr qualified & Appr's appointed 464
Deady, John admitted a citizen 466

Earmon, Michael vs John Landes, 32.
Eiler, Wm. A. allowed as Registrar 36,
Effinger, M. Harvey & Bro. for &c, vs. J.G. Warfield, 38.
Effinger, A. M. qual. as Dep. for J.A. Hammen, Shff &c, 39.
Eastham, Lucie E. vs James Steele, 341-43.
Ergenbright, R.B. vs H. B. Lilly, 46-134.
Effinger, M. Harvey, for &c, vs J. H. Hopkins Exor. 143.
Eddins vs Brooks Adm. leave to withdraw Power of Atty. 150
Effinger J.P. motion docketed to correct assessment, 159
Elk Run Township - Petition, 166.
Eastham's Estate Geo. committed to Sheriff. 199
Early, Abraham vs C. M. Baker, Att. docketed. 213
Effinger, J.P. vs Jacob Acker, Att. docketed. 213-322
Earmon, P.F. &c Road Petition docketed 315—
Effinger, J.P. vs Jefe Ralston, &c, 231
Eentzler, Geo. W. qual. as guard. of infant children of Elias Royer, 233
Ewalt, John qual. as Inspector of Flour, 237
Eiler, Wm. Registrar, (A) allowed, 292
Eidson, Wm vs Wm Peters 307
Eastham, J.B. qual. as Asst. Assessor, Elk Run Tship 370
Effinger, J.P. vs Devier, &c, Sug. docketed 399
Effinger, Jno. G. vs F.A. Effinger (Att. docketed) 408
Effinger, J.P. " A.J. Warfield (att. docketed) 408
Eversole's Will - Peter - admitted to probate, 430
Early Saml. vs R. M. Baker, 449
English, Z vs Wm. G. Simmons &c on Bond 457

Forrer, Henry & others vs P. Koontz, surv. Exr. of D.S. Bond notice docketed 3.
Fawley, Robert, transferable Atty vs Commonwealth allowed
Forrer & Clippinger vs John Wood, 13.
Flook's David Admr. vs. Wm. White, 13
Funkhouser, Geo. P. surv. &c, vs John Q. Winfield, 14.
Forrer & Clippinger vs J. W. McCall, 16.
Flook, Nathaniel Juror ticket allowed 25.
Forrer, Henry vs Daniel Flook, 32.
Funkhouser, J. S. order to refund Taxes 301-64.
First Nat. Bk of Hbg. vs D.S. Pumpacher, &c, on Bond 76.
Fogle, James - Homestead appraisers appointed 87.
Fishwater's Exr. vs A.W. Rankin, (award.) 94.
Fletcher & Bro. vs R. M. Money, 109
Flory, Dl. & Sarah - Assessment corrected 109.
Foley, John S. guard. of Ann E. Foley qual. 116.
Firebaugh, Jno. A. vs Saml. E. Long, 116.
Fulke's Est. John - committed to Sheriff, 140.
Funk, Wm. - Erroneous assessment corrected 193-159.
Fletcher, C. C. vs Stouffer, Att. docketed, 164-174-173-165.
Foley, Phebe - Est. committed to Sheriff, 166.
Funkhouser, Jacob vs. Wm. P. McCall, sugt. 167.
Fultz, John - will admitted to probate, 193.
Funk, Benj. qual. as guardian &c 194.
Flook's Admr. vs Seymour Rhodes, &c. Sug. docketed 204
Fultz - John & Wm. ads. Commette. Rules & att. & witnesses 204
John C. Fulo qual. as Exr. of Jno. Fulo, dec'd. Appr's appt'd 205
Frank Henry guard. & Powers revoked 207
Funkhouser, G. P. & D. S. Roller - Rules discharged 245
Fawcett, Geo. vs Abm. C. Long, &c, 248-335-422-
Funk, James - Rule discharged 258
Fawcett, Geo. vs James Layman, 263
Funk, John H. vs C. P. Dietrow 268-428
Fitzwater's (Will) James admitted to probate & Est. comm. to Sheriff 292
" " appraisers appt. 302
Forrer, Henry vs W. J. Gray, &c, 326
Flook, David vs Forrer & Clippinger, 368-433-
Funkhouser, Geo. P. & others Road order &c, 390
Funkhouser Jacob - Af allowed, 397
Flook's Admr. M. N. vs John D. Ralston, &c, Sug. docketed, 408-452-
Funkhouser, &c vs Winfield, &c on D Bond 409
Flook's Admr. vs Jacob & A. B. Lincoln, motion docketed 424-
Fawley, for &c vs J. C. Ritchie, 436-
Firebaugh, Rebecca A. - Admr. qualified & appr. appt'd 455-
Funk, Rev. E. P. qual. to celebrate Rites of Matrimony 464

Gray, Miller & Co., @. Jefe Carrier, 23.
Gay, Wm. N. @ N. H. May, garnishee of Ky. Early 27.
Grim, Elias @ Elplin. Breeden, 32.-146.
Good, Dl. @ Rawley Spgs Pump Co. 38.
Gay, Wm. N. @ Henry Early, 46.
Gray, L. D. & A. S. Inskeep @ Newlett, &c. 46.
Greiner, N. L. @ Neil Rogers, 47.
Grattan, G. G. Admr of Geo. Miller (powers revoked.) 62.
Good, Daniel @ Rawley Springs Company, 85.-94.-144.
Gordon & Williams @ R. M. Kyle's Admr. 136.
Gaither's Est & Sarah Gaither - Erroneous Assessment 158.
Gordon & Williams @ Est. B. Huffman, 185.-430-
Grim, W. & Jacob @ W. Deleoningtin, not docketed 188.
Gilmore, Z. D. " Geo. W. Kedrick, &c. on Bond 189
Glick, Joel " P. Paul, p. &c 198
Grove, S. E. " Rohr's Admr. 254-444=
Gray, Miller & Co, " Wm. N. Gay, 260
Gaiman & Bro. J " J. N. Manzy, 278
Gray, &c, ads. Partlow Gamlett (cont'd just.) 290
Garber, S. @ John Bowman, j. notice docketed 311-371-
Gay, Wm. N. " Wm Pelts, 330
Greensfellow Son, " F. R. Davis, 339
Grove & O'Neale " Hill's admrs. 349
Gilmore, Z. D. " A. W. Bayliss, 361
Garver & Flannagan " Roller, &c, 376
Gitt J. N. " A. J. Warfield, (atto. docketed.) 410-411-
Gray, R. A. " Newlett, &c, 412
Gradwohl " Loewenbach 425.
Gordon & Williams @ Anthony, 440
Geyer @ Geyer - just. confessed 453
Gamble, L. N. Clerk Circuit Court qualification, &c 201
Gangwer, John N. P. 462

Hammen, J. A. Shff @ A. A. Hoff, &c - notice docketed. 2.
Helms, Matthew (Estate committed to Shff. J. P. Ralston, 2.
Harris, Wm @ Andrew Hogan, 3.
Harnsberger, C. Roy - Rule continued. 9.
Harnsberger, S. J. Comm. @ S. P. H. Miller, 13.
Hogan, Andrew @ Cath. Flick, 15. 16.
Hiden, Wm. @ L. B. Dovel, &c, 16.
Heukel, L. P. - Rule discharged 19.
Harmans B. F. Admr. @ Michael Whitmer, 28.
Harnsberger, Thos. K. @ J. W. G. Smith, &c, 30.
Heller, Jonas A. Agt. for &c, @ Pet. Carpenter 42.
Hill's Admr. Jno. W. @ D. M. Huffman 358 - 43.
Harnsberger, A. B. surv. &c. @ Henry Early, 46.
Harrison's Admr. P. R. @ Jno. A. Wartsman {366-340} 48.
same, " same. 429 341 - 48.
Heuton, Andrew @ B. F. Lincoln's Admr. 49.
Hoover's Admr. C. @ Robert Cox, 49.
Hammen, J. A. settlement 189. 50.
Harnsberger, use of &c. vs. Harnsberger, 51.
Harnsberger " vs. Harnsberger. 51.
Heller, D. & Son @ A. Heuton, &c, 54.
Hess, N. A. Dep. Shff @ J. B. Doran, &c, 56.
Hopkins, Arch'd. @ Cyrus Hoover. Sachs 59.
Huston, Nathan Est. committed to J. P. Ralston, S. R. C. 62.
Harnsberger, surv. partition &c @ James Steele, 65. 108 - 160 - 209 - 222 - 283 - 317 -
Hedrick, John @ John Schmitt, 67.
Hammen, J. A. late Sheriff - settlement, 71.
Hopkins, G. F. surv. &c @ Wm. H. Rodeffer motion docketed 75.
Hamrick, Wm. H. Comm. Rev. as allowed, 77.
Harnsberger, J. K. @ Raines & Layton, 78.
Hammer, Isaac @ establishment of Road 80.
Hopkins, Jr. Arch'd vs Hoover (continued to next term) 84.
Henderson James (Col.) exempted from Taxes, 91.
Homan, Herod. Appr. &c appt. allowed 92.
Harris, C. R. for &c. @ Straley, &c. - D. B. 92.
Harnsberger, J. E. for &c, @ J. P. Ralston, S. R. C. 93. 286
Hopkins, Arch'd. @ Cyrus Hoover, 97.
Harnsberger, M. C. - Power as guard. revoked, 103
Hogsett, J. M. @ R. A. Gray, 106.
Hiden, Wm. @ L. B. Dovel, &c, 111.
Hill's Admr. J. W. @ Harrison's Ex'rs. 112.
Harmans B. F. Adm. @ M. Whitmer, 181 - 113.
Harnsberger, J. K. assessment corrected 116. 329
Harnsberger, J. Saml. app't Comm. to examine Ct. House, 124.
Heltzel, J. C. & others - Road petition, &c, 124.
Hirsh, Mayer - admitted a citizen of U. States 130.
Houston's Admr. @ A. Heuton, &c, D. Bond, 131.
Huffman, E. N. B. Ap @ Commeth. allowed 134.
Harrison, Wm. C. - Assessment ~~allowed~~ corrected 137
Holsinger, Nancy - will admitted to probate, and ~~###~~ 141
qualification of Jackson Knupp, Admr. & appraisers appointed

Hively, John @ Laban Propst, 143.
Hammen, J. A. Settlement of Taxes for 1869 147.
Hammen, J. A. @ A. A. Hess, &c, 147.
Harnsberger, surv. @ Hopkins, &c, 155
same, @ same, 155
Haynes, John (Exempt from taxes.) 155.
Harner's Geo. will admitted, 156.
Hammen J. A. late S. R. C. - order to turn over Taxes to Treas. 162.
Heltzel, J. C. @ Stouffer. Att'y &c. docketed, 184 174 - 173 - 165
Harshberger's Est. Elizth. committed to Sheriff 165.
Holbrook, John H. - Erroneous Assessment, 166.
Harner's Est. Admr. qual. (appraisers app't. 172) 168.
" (192)
Huffman, Sophia - Erroneous Assessment 169.
Heltzel, J. C. qual. &c., @ S. B. Goos 172.
Howard, D. for &c @ Saml. Bailey, 177
Hopkins Exr. J. A. @ James P. Monipher 185
Horner, Frank. F. " W. Pinkey, 357 187
Hamrick, Wm. H. qual. as guardian for &c 194
Harding, Rev. J. A. qual. to celebrate Rites of Mat. 195
Hill, Rev. Wm. A. call. " " " " 197
Hill's Admr. @ Bonds - 197
Hizey's Geo. will admitted & Exr. qual. &c 205
Haas, C. E. Agt. for &c @ C. P. Dutrow, Att'y docketed 213 260
Hockman, Anthony " same, " " 213 260
Kimph, &c. J. @ Dreyfous, Att'y docketed 318 - 313 - 278
Hosler, Wm. F. - Powers revoked as Comm. of D. Armentrout 215
Hess, N. A. qual. as Dep. Coller of Taxes for 1870 215
Hile, Peter @ Tutwiler's Admr. 222
Hefner, Geo. Est. comm. to Shff. J. P. R. 214
Huffman, R. to correct erroneous assessment 235
Heuton, Jr. @ John Diller, - 250 - 251
Hill's Admr. @ P. Paul, " 254
same " same " 256
Harmon, Solomon @ G. W. Berlin, 356 - 254 - 258
Heuton, A. S. for &c " Joseph Sterne, &c, 256
Heuton, Andrew " B. F. Lincoln, 258
Hutton, Jr. R. " Sprinkle & Bowman, 266
Hammen, A. @ Hess, &c, 269 - 288.
Heein, Nicodemus dec @ Waeckle, 271
Harris J. B. @ Thos. Washington, 272
Hollen, Thos. R. qual. as Dep. Coller, for 1870 taxes 273
Heckel @ Mauzy, &c, 281
Haney, Assignee, &c @ Ayres & Barker, 281
Harshberger, Rev. John qual. to celebrate Rites of Matrimony 283
Harnsberger, Mary B. Adm allowed 284
Huffman, Wm. D. app't. Registrar for Vawter's shop 287
Herrin @ Shifflett - conf. pr. 289
Heuston, Maggie L. for &c @ Washington 292
Heuton, Andrew @ Armentrout &c 293
Heatwole, D. A. qual. as Ass't Assessor 2nd Dist. 298
Hooke, John R. - certificate granted 296

Harris, for &c @ Trouth, &c, 297
Hilbert, M. M. (Ordinary License) 299.
Hinegardner, Exor. (Hemp) qual. & app. appt'd. 313
Hulva, S. B. Erroneous assessment 316-465-
Hiden @ Dowel, 328-382-
Hulvey, Geo. W. certf. granted, 334
Heller & Bro. @ Garrett, cause removed to Albemarle 336
Harris, W. A. @ Pet. Carpenter 337
Heller, J. A. Att. @ same 337
Holland, Geo. W. certf. granted, 340-349-
Hammer, J. A. @ James Steele - Notice docketed) 349
Healvole, D. A. apeal of Lands disallowed 352
Harmon, Jane @ Jno. H. Berry, 357
Harris, James H. @ Thos. Washington 370
Hirsch, & Son @ Dreyfous (docketed,) 377
Herring, P. qual. as Deputy Clerk, 383
Hunnicutt, Rebecca &c. Commr's to lay off Dower, 387
Huffman & Bro. @ Berlin 399-400-
Harman, S. &c appt'd Commr's 424
Hively @ Norfleet 433
Hogshead, for &c @ McCall, 433-435-452-
Harris @ Washington 436-
Henshaw, Bushrod - Capias Pro-fine ordered 448
Huggins @ Morrison, 452
Hewton's Silas ~~disqualified as guard of Ky. Under~~ 456
H'bg & Franklin Spike Co - Report confirmed, 460
Hopkins, Richd. & Registrar at McGaheysville 460
Hill, J. N. B. @ Jno. N. Hill's Adm'r. 463
Hiebert, M. M. License granted 463
Harnsberger, J. K. @ Whitmer, &c, (Bond'd. 466
~~Huffman's Est. Elizth. Appr's appointed~~ 470
Hammer, J. A. Reg. for McGaheysville 467
Heneberger, A. C. (N. P.) 468
Hill's Adm'r. Powers revoked & G. S.
Harnsberger qual. & Appr's appointed 471

Jury - Grand - May Term, 1871. 6.
Indictments, " " " 6.
Juros - Grand, Feby. Term - Rules enlarged to August Term 9.
Juros - Petit at May Term - Rules 12.
Juros - Venire Facias - May Term, 36.
Juros - Venire - Petit, &c allowance 45.
Jones, Preston vs. E. Ryers Admr. 47.
Justices of the Peace -
David Gilmer = Stonewall Township = 56.
Joseph Byrd = Franklin " 56.
Jacob W. Shuler = Elk Run " 56.
Henry R. Higgins = Central " 56.
Jacob May = Plains " 56.
John Maddox = Jamisonburg " 56.
N. F. Turner = E. Gap " 62.
John Funk = Linville " 79.
J. B. McClintuff = Plains " 153.

Jennings, Joshua - motion docketed (Err. Assessment.) 62
Jones, Charles - Habeas Corpus 88
Jury - Grand August Term, 1871. 94.
Indictments " " " 94.
Jones, R. B. - Assessment corrected 108.
Jordan's Admr. W. M. vs Lydia E. Long & P. Paul, Sr. (&c. &c.) 116, 128
Same
Juros - allowance at August Term, 1871 - 131 & 132.
Johnson, Mary J. vs Pence - 143 -
Jail Committee (to examine) 122
Jury - Venire at Jany term 1871 - allowance, 144.
Juros - allowance - Sept. Court 1871, 148.
Jones, R. B. vs Stouffer, Att. docketed 165-168 174-184
Juros, Grand - Rules awarded 166.
Indictments - November Term, 1871. 169.
Johnson, N. J. - Erroneous Assessment, 170.
Juros, Grand - Allowance at November Ct. 1871, 171.
Juros - allowance at November Ct. 1871, 186.
Jones, Jr. &c, vs Pennybacker, &c Bond 193.
Juros - Venire - allowance at Decbr. Term, 1871. 198
Juros - Venire - allowance at Feby. Term, 224 - 229 & 230
Juros - Grand - allowance at Feby. Term, 224
Juros - Rules awarded at " " 335 -
Jones, S. M, vs. John P. Soule, 254
Juros - Petit - allowance at Feby, Term, 275 & 276
Jones, J. R. qual. as Asst. Assessr 3rd Dist. - 296-297 -
Jury - Venire at July 1871 - allowance 299.
Indictments at May Term, 1872, 314
Jury - Venire - allowance at May Ct (Oldencamp) 315-317
" " " " " (Phillips case) 367
Jury - Allowance at May Term 1872 - 367 & 368
Juros Rules awarded 369
Juros - Venire - allowance at June Court - 384 - 391
Jury Grand - Indictments at August Ct. 1872 412 - 410
Juros Grand - allowance " " " 414
Juros Petit " " " " 443 -

Irick, A. B. Receiver - new bond, - 35 -
Irick, Saml. vs E. L. Lambert 432 - 441
Ireland's George - will admitted to probate, &c, 78.
Irick, A. B. - motion to correct Aft. docketed 210
Jones, John R. Jr. &c vs J. C. Walker, 247
Jenkins, John W. " L. C. Myers, Att. dock. 284 & 367
Judges of Election &c appointed (311) - (317) 298 & 299
Ireland's Admr. Geo. Powers revoked 311
Jones, Ky. B. vs Sarah Ryerly, 347
Jones Jno. R. a pauper - Lands - Aft allowed 353
Jones, E. W. vs Jacob Ryerly - (notice docketed) &c. 399
Ireland's Est. Geo - Admr. qual. 400
Jordan, Wm. M & Elijah Miller - award entered, 416
Jennings, Dr. M. D. Aft allowed, 433
Jones J. R. Jr. &c vs J. W. Hopkins Exor. 447
Jennings, Joshua Admr. qual. & Appr. appointed 455 -
Juros - Venire - allowance Sept. Ct. 1872, 460
Juros Grand - number limited to 6 - 462
Indictments Oct. Ct. 1872, 466
Juros - Grand - allowance Oct. Ct. 1872 - 467
Juros - Petit allowance " " " 469
Irick, A. B. assessment corrected 469

Koogler, John R. Exr. vs J. A. Courtney, &c, 3.-126.-47.
Kyger, W. &c vs J. N. Mauzy - Rule 4.-40.-45.
Koogler, John R. (Estate - Admr. qualify & appraisers appt. 6.
Kyle, St. Clair, Applnee vs J. B. Dickson, 7.
Kyger, Alex. & others, Petition for Post Rep. Bridge, 8.
Koogler, Sarah J. widow of J. R. Koogler, Commrs to assign Dower 21.
Koontz, John vs Cath. Silbert 23. =414=
Knupp, Jackson vs. M. A. Dee, 24.
Koontz, John vs Mary Brown, survg. partition, &c, 28.
Koontz, John vs J. G. Minor, 32.
Kratzer, Gideon vs M. J. Zinkle 33.
Koontz, John vs Christian Lantz, 34.
Kemper, E. S. Erroneous Law - Released 33.
Koogler, Sarah Jane - Report of Commrs to assign Dower 39.
Kygers Estate &c committed to J. P. Ralston, Shff. 49.
Knupp Jackson vs M. A. Dee 50.
Kiser, George vs Jackson Rhodes &c (docketed.) 55.
Kyle, St. C. Applnee vs J. B. Dickson, 56.
Koontz, Philip - Powers as Admr. revoked, 59.
Kiser, George - Petition for writ of ad quod damnum, 59.
Kiser, George vs Jackson Rhodes, &c, 79.-85.-95.-161.
Kirtley, F. M. vs Jno. W. Scott - motion docketed 91.
Koogler's Admr. vs J. A. Hammon, S. R. C. - 110.-136.-151
Koontz, John vs Mary Brown, 113.
Karaker, Wm. H. for &c vs. L. F. Loux, 115.
Kyle, Jas. & Wm. &c Estates committed to Sheriff 149
Kavanaugh vs. Scanlon, 160
Koogler's Admr " Pennybacker Sci. fa. docketed 165.-176.
Kelly, John " Fletcher &c motion docketed 165.-418-419-
King, John S. " A. H. Jones, surg. docketed, 192.
Koogler's Admr. " Pennybacker, &c on Bond 193.
Kearney, Wm. M. Rule to Jany. ct. 1872 195.
Keseker's Nancy Will partially proven & cont'd 207-216
Kyger, Wm. H. qual. as Admr. of Alex. Kyger, appr. appt'd 216.
Keseker's Nancy - Exr. qualified 216
Kemper, Ann - will admitted to probate, Exr. appr. &c 217
Keller, Philip qual. as guard. of his children 226
Koogler's Admr. vs J. A. Courtney, &c, 239
Kyger's Est. Alex - Commrs. appt'd to assign Dower 243
Kiser, John vs J. D. Speck, 249
Keyser, Elijah vs Henry Hale, 256
Kavanaugh, Jr. vs John Scanlon, 272-277
Koontz vs Koontz 2 cases pd & dis 289
Koontz ads. Koontz same 289
Keesler's Heirs, &c. M. guard. qualified, 314
Kite, Reuben vs Dowd, J. P. 322
Kyle's Admr. R. M. vs Geo. Nicholas's Admr. Sci. fa. docket. 331
Keen & Haggarty vs Lincoln, 347
Kisling Geo. J. & others appr. allowed 389
Kennedy Thomas - Petition to renounce allegiance 392
Kearney, James B. appt allowed 401

Kyger's widow Alex. vs Commrs. Rule 402
Kyger's Admr. Elijah vs R. Kyger, &c on Bond 409
Kiser vs Speck, &c, 427-
Kinyser, R. T. &c. Commrs to lay off Dower to
Mrs. Covington 447
Kyger's Est. Alex. Commrs. Report to lay off Dower - 451

Loewenbach, J. A. & Lauck, &c Rule Docketed & to Sh'ff. Page 60. = 2.
Lupton & Lupton Ordinary License granted 5.
same, Aff & Commwlth. allowed 8.
Linton & Lamott & Isaac Paul & Sons, 12.
Lincoln & Bro. & Trotter & Bro. 14.
Lilly, Hugh B. & R. B. Engenbright, 17.
Lindsay, A. L. appr. & A. J. Blakemore, — 20 — 31.-34.
234-326-
Lee, John W. Rule discharged 24.
Lindamood, Saml. Apelpor Stonewall Tp. Af allowed, 28.
Long, Peter & Thos. Harrison's Exr. 31.
Linn, Hugh D. - Erroneous tax released 33-141-158.
Loewenbach & Bro. & J. N. Kills Adms. 36.
Leedy, John, (Constable,) Af allowed, 39.
Leap, W. A. & Z. D. Gilmore 42.
Lincoln, A. B. & Jacob & Fayette Cole, 48.
Lincoln's Exr. B. F. & same, 48.
Leedy, John guard. of M. Fetick - powers revoked, 55.
Lauck, Wm. C. & Son & Argabright 72.
Laymans Admr. Adam & Armentrout, &c, on D.B. 76.
Loewenbach, J. A. " Paul, &c, on D.B. 76.
Logan, Alex. " Town of Harrisonburg, (appeal dismissed) 79.
Logan, George " same, (" " 79.
Layman, Joseph qual. as guard. for Jacob E. Simmons, &c. 80.
Long & Eversole & Wm. H. Redeffer, (motion docketed,) 91.-127.
Lam, C. H. Apelpor. Af allowed, 92.
Lewis, Charles - qualified as Notary Public 9 3/1408
Ludwig, Abm. & Abm. Brenneman (motion docketed) 96-98.
Leedy, John, Constable - Af allowed 97.
Loewenbach, J. A. ~~Af reversed~~ relieved from Erroneous Assmt. 104
Long, C. for &c & Michael's Adms. -234-112.
Leitch, John for &c. & E. L. Lambert, 120.
Lang & Moberly & O. A. Caperton, 121.
Lupton, S. B. & M. C. Af & Commwlth. allowed, 140
Lichliter & Vaughn & Shutters, 140.
Lewis, John (Pl. Constable) & Commwlth. 144.
Lindsay, A. M. & Thomas M. Hite 145.
Lincoln, Jacob & A. C. Lincoln, &c, 145.
Linaweaver, John, guard. &c, & Burkholder, &c. 152
Lee, Anna (will admitted) Admr. qualified 156
Lam's Admx. Andrew qualified 156
Lowman, J. F. & others recognized at Octs. Ct. 1871. 157.
Loewenbach, for &c, & Leffmans, 158.
Loewenbach, & Lauck - att & Robertson's Pl'ts. 159-176.
Lindamood, Saml. Est. Admr. qualified, &c, 167.
Lofland & Conger & Kavanaugh, &c, 176.
Lawson's Mrs. Admx. qualified & appr's appt'd. 195.
Liggett, P. motion to correct Erroneous Assessment docketed 199
Landauer Bro's & Effinger, J. P., conf. Judg't 202.
Loewenbach, J. A & Board of Supervisors mot. docket'd. 204.
Long, Isaac &c. appointed viewers, 205-
Liggett, P. Erroneous assessment corrected ~~207~~

Lupton & Co. S. B. - Af allowed 208
Loudebeny's Adm'r. Maria Powers of A. C. Sheets revoked 208
" " W. O. Hill qual. & appr's app'd. 208
Lowe, for &c & Armentrout dism'd 210
Long, S. G. for &c & John E. Massey, neg. docketed. 213
Loewenbach, J. A. for &c, & same, " " 213
Longs Amanda J. Luster, & P. Buntner qual. 214
Loewenbach, J. A. for &c, & R. C. Paul - pltf. gar. 215
Lora, Mary - will admitted to probate 216
Lora's Mary Exr. qual. & appr's. app'td. 226
Land-owners summoned to Mch. Ct. on Road from W. D. Turnpike to Swift Run Gap Road, 239
Lupton, S. B. & M. C. Af allowed, 243
Long, B. C. & N. C. Hedrick, 243
Loeb, Wm. & John Scanlon, 246
Loewenbach, Heller & Bro & Roller, 257
Larkins & Harlow & E. S. Yancey, 258
Lincoln's Exr. B. F. & Fayette Cole, 262
Loewenbach & Bro. M. & H. Smith, &c 263
Lindsay, A. M. & T. M. Hite, 268-270-275-277-360-36
Loewenbach, J. A. for " S. A. & M. D. Leffman, 271
Logan, J. T. appt'd. & qual. as Clerk 277
Long, John qual. as guard. for Annie Ryger, 280
Legg, E. A. certificate granted 297
Long's John Est. order set aside 307
Layton, David M. qual. as atty. 313
Loewenbach, J. A - Erroneous assessment 318
Lunsfield Lee & J. C. Ammon (2 orders) 330
Long, S. C. for &c & Jas. F. Lowman, 332
Link, D. for &c & Pet. Carpenter 337
Leedy, John (Constable) Af allowed, 347
Loewenbach & Bro. & Smith & (2 cases) 353
Sanders, Michael for &c. & M. Sprinkel 366
Layton & Hamsberger 369
Long's Est. J. H. - Admr. powers revoked 371
Loewenbach & Smith 372
Lupton, S. B. & Co Af allowed, 377-392
Lindon, M. - Notary Public qualified 398
Lash, Wm. for &c & John Kelly (neg. docketed, 399
Lincoln's Exr. & B. F. Armentrout 420
Lickey & Lambert 422
Long's Est Jno. H. committed to Sheriff 424
Laraliee, Smith & Co & Brady 430
Lewis & Woodson's adm. 447
Lang & Bernheimer & Keller, Agt. 450
Lincoln & Lincoln, &c, 453
Loewenbach & Eckman & Bostwick 456/468
Lee, Ann - Powers Adm. revoked 463
Lee, Ann Est. committed to Sheriff 464
Loewenbach, J. A. & Beale, E. S. 469

Michael, Wm. & Abm. ⓒ John Whitmore, &c on D Bond 3
Messick's Gessner Admr. & John Paul - removed 5
Minnick's Wm Ordinary License transferred to Minnick & Smith 5
Messick Gessner Estate - admr. qualified, 6.
Miller, Abram qualifies as Guard. of David E. Bowman, 6.
Maggard, Annie P. for &c ⓒ C. H. Bowers, 12.
Marquis & Kelly ⓒ John A. Wartmann, 12.
Mefficks Gessner Admr. ⓒ Wm. H. Campbell 18.
Minnick, Wm. ⓒ M. N. See 21.
Monroe & Allen ⓒ Gabriel Bites Admr. 22.
Miller, Jas. J. for &c ⓒ Robt. Cox, 25.-28
Miller's Brown, Admr. ⓒ Amanda Keezel, 27.
Myers, Rudolph, Irvine, F. M. & Jackson T. A. to view road 27.
Manty, D. H. L. ⓒ Wm. N. Gay 28-29.
McCall, Wm. P. ⓒ Benj. Suntzen -341-42.
Marquis & Kelly ⓒ P. Brady, 430-43.
Manzy, J. N. ⓒ Jos. A. Hammers, 44.
Mullins, A. N. Guardian - Notice docketed, 54.-61-
Mullens Admr. James ⓒ Geo. W. Berlin, &c, on D Bond, 76.
Miller, Saml. T. guard. of Jos. Dengis Heirs - powers revoked 80.
Myers Jno. F. Est. - C. Miller qual as admr. &c 88.
McClellan, J. F. Atty. at Law, qualified 91.
Myers, Jno. F. ⓒ W. H. Carpenter - suit revived, 93.
Moore, Chas. ⓒ Coffman &c (suit revived) 96.
Minnick, Israel ⓒ Detrick &c (motion docketed) 96.-144.
Maloney for &c ⓒ J. W. Burke, 104.
Mantor E. B. ⓒ J. P. Effinger, 109.
May, Sarah (assessment corrected) 112
Mefficks Admr. G. ⓒ Wm. H. Campbell 113.
Moore, Thomas guardianship &c qualified 126.
McNemar & Chambers ⓒ J. A. Hammers, & R. C. 132.-149.
Miller, John J. - Erroneous Assessment, 145.
Moore's Exrs. ⓒ Washington, Trustee, &c, 152
Mitchell, Jos. A. qual. as Notary Public, 156/462
Maloney & Son for &c ⓒ Cole - Att. Docketed. 187.-325-
McKay's Exrs. ⓒ Roller, 158.
Miller, Saml. ⓒ Bowman, &c, 160
Michael's Est. ~~Etc~~ Peter committed to Sheriff 165.
Miller, Susan - will admitted, qual. &c as Exx 166.
Minnick, Wm. ⓒ M. N. See, 182.
Merch. & Mech. Bk. Wheeling ⓒ Geo. W. Berlin 186.
Miller, S. P. W. & Co. for &c ⓒ John Cover, Reg. docketed 192.
Geo. Miller's Admr. qualified & Appr. appointed 195
Moore James H. qualified as guard. for &c 195
Meyerhoffer, M. J. - License granted 196.
Moore's Est John - Comm. to lay off Dower, &c (Report) 196.
Miller, D. & Co. ⓒ Geo. W. Johnson, &c, - Att. Docketed 213-241-2-286
Mallans D. J. ⓒ A. C. Sterling's Executrix Notice docketed 213
Moffett's Geo. Admr. qual. appraisers appointed &c 217
Maxon, Edwin Supt. of Poor ⓒ Wingerd, &c 217 & 218
Miller, Rev. Martin - qual. to celebrate Rites of Matrimony 226
Miller, Dl. & Co. ⓒ Coffmans, &c, 243
Moore's Exrs. Chas. " same, 243
Moore, John " Dinkel, -333-332- 246 & 248
McCormick Bros. " Hopkins Exrs. 247
Marquis & Kelly " P. Brady, 256
McCall, Wm. P. " D. Stinespring, &c, 261
Michael's Admr. " Scott's admr 262
Merchts Nat. Bk. " Coffmans & Bruffy 269
McGahey, H. F. " Emanuel Sellers, 271
Miller's Admr. Geo. " S. M. Bowman, 273
Miller, S. P. W. & Co. " John Cover, 275-
McDonaldson, S. G. order to O. of Poor 278
Manzy, Geo. W. ⓒ J. N. Manzy, 278
Moffett's Est. Geo. Report of Commrs. to assign Dower, 281
Markel, Charles ⓒ Johnson & Wolf - Attached. 281-364-
Myers, Admr. John F. ⓒ J. C. Byerly, (Att. cond.) 282
Meyerhoffer, Thos. F. qual. as Coller. of Taxes, 292
Meyers, Jacob appointed Asst. Assr. 3d. Dist 293
Moore, Madison qual. as Assessor 3d. Dist. 293
Miller, Wm. S. appd. & qual. as " 1st " 293
Meyerhoffer, M. J. granted License 293
Mayhew Geo. F. appointed Registrar 297-298
Minor J. G. ⓒ Wm. E. Jones 298
Meyers, Jacob qual. as Asst Land Assessor 316
Minnick, Wm. ⓒ Wm. Knuppe, 318.
Mallet, Prof. J. W. - Ap allowed 333-
Moore, R. ⓒ A. S. Rutherford's Admr. 338.
McCall ⓒ Suntzen's admr. 332.
Manty, D. H. L. ⓒ Wm. N. Gay, 333.
Morris ⓒ J. H. Berry (2 cases) 335-
Minnick, Israel ⓒ Shumate, 344
Morgan & Co. ⓒ P. B. Offutt, 346
Moore, Jno. H. renewed bond as N. P. 365-
Moore, Jno. H. Assessor Ap allowed 365-
McClure's Exrs. ⓒ S. M. Bowman, exrs. 371
Merch. & Mech. Bk. Wheeling ⓒ Berlin 373
Moore, Madison, Apprs. of Lands Ap. allowed 375-
Meyers, Jacob Asst. " " " 375-
Miller, Wm. S. " " " 378-
Myers, Jno. C. R. Comm. to lay off Homestead 376
McCall, Wm. P. surv. &c ⓒ Mary Suntzen, 388
Mefficks Est. Geo. committed to Sheriff (J. C. R.) 388
May, Adam Co. Ap allowed, 397
Manzy, Franklin Admr. qual. & appr. appointed. 398
McDonaldson, John - will admitted, 398
Mullins Admr. ⓒ Berlin, &c (on Bond,) 400
Madden's Est Saml. comm. to Sheriff 442
Mooney ⓒ Meyers - 422-
Minnick, Fanny - order to bind to C. E. Hoar, 431
Moffett, D. S. H. Ap allowed 433
Minor Jones ⓒ Michael Kerman, 438

Moore, John W. Adm'r. &c. allowed 449
Manty's (Will) Geo. Admitted to probate, 456
Moyerhoeffer's Store established as a Voting
Place - Registers & Judges of Election appointed 456
McCall, Wm. & D. Stonesifer, &c., 459
Manty. D.S.W.L.A.P. 463
Miller, Martin - will admitted, Executor
qualified & Appr. appointed 464

Nicholas A.J. Adm'x. Commwlth allowed, 19.
Newman, A.M. appt'd. Comm'r. in Chancery 39.
Nair, N.H. vs. R. Robinson, &c. (motion docketed,) 96.
same " same " " " 205.
Niswander, Henry vs. Lydia Niswander Att'y docket. 213-220
Nicholas, A.J. " J.V. Effinger, &c. 248
Newman, A.M. appointed Fiduciary Comm'r. 277
Neff, Henry qual. as Asst. Land Assessor 310
Niswander's Lydia S. - Committee qualified 313
Niswander, Hy vs. E.H. Pollard, (Rule) 333 = 416 =
Neff, Hy. Asst. Assessor of Lands ~~qualified~~ allowed. 375
Newham vs. Niswander, 420 -
Newham, P.K. - Ext. comm. to Sheriff 464

Officers:- Township - 1872.

Clerks:-

Jos. P. Empsewhiler,	Linville Township qual.	328
Saml. L. Coates,	= Plains "	380
Wm. H. Dinkel,	= Ashley "	380
Pendleton Bryan,	= Central "	387
S. W. Hammer,	= Stonewall "	395

Constables:-

Lilly, H. B.	= Stonewall Township	352
McDorman, Henry	= Ashley "	361
Powell, G. W.	= Stonewall "	383
Wise, Madison	= Linville "	382
Huffman, C. W. B.	= Central "	388

Collectors:-

~~Henry S. Soule~~ W. G. Rollen, Deputy	= Ashley Township,	361 469
N. J. Zirkel	= Linville Creek "	378
E. R. Neff,	= Plains "	378
John Huddleson	= Central "	383
I. B. Eastham,	= Stonewall "	395

Road Commissioners:-

Joseph Selick	= Ashley Township,	365
Henry Wittig,	= Plains "	373
J. N. Stonebraker	= Stonewall "	379
John Geis	= Central "	379
Henry Pulse	= Linville "	379

Supervisors:-

Overseers of Poor:-

P. P. Kennon,	= Plains Township,	380
Lyman Wise,	= Linville "	380
Miller, James J.	= Central "	386
Suter, David	= Ashley "	391
Barr, Joseph	= Stonewall "	395

Assessors:-

A. N. Beery	= Linville Township,	364
John M. Moore,	= Ashley "	365
John C. Hopkins	= Stonewall "	378
John N. Thomas	= Plains "	378
George F. Mayhew	= Central "	389

Justices of the Peace:-

Maiden, Wm. D.	= Stonewall Township,	352
Funkhouser, Joseph	= Central, "	362
Benton, Andrew S.	= Plains, "	362
Bowers, John W.	= Central, "	362
Funk, John	= Linville, "	373
~~H.~~ Bakey, W. P.	= Stonewall, "	381
Walker, J. C.	= Stonewall, "	381
Whitecarver, L. C.	= Ashley, "	381
Rice, B. M.	= Ashley, "	381
Byrd, Joseph	= Ashley, "	381
Harrison, R. W.	= Linville, "	381
May, Jacob	= Plains, "	382
Fulk, A. W.	= Plains, "	382
Irvine, J. M.	= Central "	387
Kesler, John	= Linville "	390

Supervisors:-

D. A. Heatwole,	Central Township,	380
J. C. Swank,	= Linville "	381
J. W. F. Allemong	= Ashley "	381
B. P. Peel,	= Stonewall "	381
Thomas Moore	= Plains "	394

Overseers of Roads to deliver Tools, &c., 2.
O'Brien, M. B. & A. L. vs. J. H. Winsborough, 42
Overseers of Poor vs. D. W. C. Koogler, 53-200.
O'Roark, Jesse - relieved from payment of Tax, 54.
Overseers of Poor qualifies - J. J. Minor & W. W. Showalter - 57.
" " " David Suter, 73.
" " " Geo. W. Sanford, 81.
" " " R. B. Hedrick, 84
" " " Samuel Miller 88.
O'Roark & Thomas vs. Coroner - 158.
Overseer of Poor - Abg. Ship - J. Saml. Hamsbeyer 189
O'Roark, James qual. as Guard. of John Roden 205
Office judgments at Jany. Ct. 1872 set aside & cont'd by consent, 207
Att, L. H. Coroner. Ap allowed 317 - 292
Ordinary License - granted at April Term 1872 295-
" " May " " 311
Osbaugh, Jno. H. fn & c vs. Trunkhouser, 296
Offutt, P. Z. order refunding Taxes 320 - 290
Att, &c., Trustees vs Keany, & c. 319
O'Neale & Gore vs Hill Admr. (Scifa docketed) 377-392

Office judgments set aside and continuances at August Term, 1871 - 127 - 128 - 129 - 130 - 131 - 133 - 134 - 135 -
off. judgts. set aside & continuances at May Term, 1872 - 358 - 359 -
off. judgts. set aside & continuances at August Term, 1872 - 441 - 442 - 445 - 446 - 448 -

Price, Isaac, a witness recognized to Aug. Term. 9.
Peel & Stevens vs Jesse Carrier, 30.
Paulsel's Adm'r. vs W. K. Bailey, &c.* 194 — 34.
Price, J. D., vs Jno. L. Kidwell, 36.
Patterson, W. M. vs Jas. A. Alexander, 39.
Paul, John (Commwth. Atty.) Af allowed, 45.
Patterson's Exr. Saml. vs Geo. W. Kemper, &c. 49.
Peterfish's Exr. John vs Reuben Peterfish 50.
Pharis, p. Philip motion docketed - Erroneous assessment 62.
Painter, Romanus vs James Anderson, &c 67.
Phares, p. Philip - order exonerating from erroneous taxes, 69.
Paul, John Atty. for Commwth. Order certified to Auditor 71.
Price, Jacob vs Jno. Bowman, jr. on D Bond, 76
Paul, John for &c " Peter Paul, jr., &c, on D Bond 76.
Petition of W. S. Slusser &c, (Petition docketed,) 91, - 125. - Pence, John R - guard. qualified 400
Price, J. D. vs B. Shunk, (Petition docketed) 96 - 144. Pollard's Est. James - committed to Sheriff 404
Palmer vs McCurdy - 106.
Phelps, Blish & Co. vs Saml. Bailey, 106.
Pence, John vs Baxter's Adm'r. 120.
Plecker, D. A. vs Michael H. Earmon, 121.
Pool, W. M. vs Lincoln & Brewer, 122.
Paul, R. C. Agt. vs N. L. M. & M. Co. mfg. 133.
Paul, John Af vs Commwth. allowed, 135.
Price's Adm'r. vs Bonds, 158.
Peale, Jonathan appt'd. Registrar for Public Roads, 163.
Paul, Peter jr. for &c vs Brigham, motion docketed 165.
Peale, Jonathan vs Thomas Washington, &c, on D Bond 166
Parsonage M. E. Church - Port Republic Erroneous assessment 170.
Peters, Wm. for &c vs W. McClelland, 172.
Price, Wm. C. - Erroneous Assessment 188
Paulsel's Adm'r. vs John Blain, &c* 194*
Peale, C. M. for &c vs N. B. Strick, 198
Paul, P. P. " Seawell, &c 198 - 354 -
P. Paul, jr. for &c " Geo. K. Brigham, 199. - 274 -
Pennybacker, Penny Bro. for &c vs Pennybacker 201 = 444 =
Pennybacker, D. D. &c - Rules awarded 204-209
Peale, Jonathan vs A. F. A. Pirkey, &c notice dock't 205
Paul, Peter vs D. Bloser, Adm'r & notice 210
Paul, Wm. L. vs Robinson Davis, 216.
Pennybacker, D. " Nelson Andrew, 213 - 284 -
Paul, Peter for &c " 1st Nat. Bk. of Alex, Int. docketed. 213
Pence, John " Y. C. Ammon's sinecure notice 213
Pence, Jeremiah qual. as guard. of Franklin C. Pence 222
Pennybacker, D. qual. as Adm'r. of his wife, 229.
Patterson, Geo. C. vs Maria Devier, 232
Pirkey, C. vs P. Paul, jr., 234
Peale, J. vs McCall, 250 - 431 -
Pollock, " Neill's Adm'r, 254
Paul, John Af vs Commwth, allowed 254
Price, J. D. vs Benj. Shunk, 265 - 266 - 276 -
Price, C. M. " Reuben Bonds 269.

Paul, John vs D. M. Niswander 271
Pattlow & Lambert " John Bowman, jr. 275 —
Peale, Jonathan " Kemper, Holbrook & Co., 281
Patterson, B. G. " Bazzell, &c, sug. dock. 281
Paul, Peter qual. as assessor 2nd Dist. 288
Pattlow & Lambert vs Gray, &c. (conf't. just.) 290
Pennybacker, Derick - Certif. refused 306
Patterson & Bear vs Maria Devier, &c, 322
Pennybacker, D. Trustee " John P. Brock, 332
Pirkey's Est. Adv. committed to Sheriff 333
Paul, Peter - Af Copy of Lands Af allowed 352
Paul, John - Af vs Commwth. allowed 369 - 390
Pollock, S. H. ordinary License, 377
Pulse, Henry Comm'r. of Roads - Af allowed 383
Pence, John R - guard. qualified 400
Pollard's Est. James - committed to Sheriff 404
Peters, Wm. vs Wm. Erickson, 419 - 417
Pennybacker, Trustee, vs Brock, 420 - 422 -
Peale, J. vs Earmon's Trustee, motion docketed 424
Pattlow & Lambert vs John Bowman, jr. 425
Peale vs Strick - 439 - 448 -
Pattlow & Lambert vs J. N. Conner, motion docketed 444
Pennybacker, D. - License granted 459 =
Pattlow & Lambert vs J. N. Conner 459 =
Patterson, B. G. appointed Trustee for W. R. Long, 460
Paul, John Af allowed 460

Quinlan's Admr. Timothy Leave to withdraw bond, 402

Road Petition - Peter Shaver, &c, 4
Rodeffer, David vs Barbara Bowman - Rule 4
Road Commissioner - Wm. H. Caracofe (order to view) 4
" " - Jacob A. Armentrout " " " 4
" " - S. A. Van Lear " " " 5
Rogers, Wm. J. - exempt from Road Tax for 1870 & 71. 8.
Riley & Harris vs P. Berring, 16.
Road Commissioner - D. C. Brenneman (order to establish) 24.
Ralston, J. D. Rule discharged, 27.
Roller, John E. vs Strayer & Boose, 27.
Rawley Springs Company - Ordinary license granted, 36.
Road Commissioner - Jacob A. Armentrout - Report 36.
Ruffner, Wm. H. for &c, vs John Higgins, 38.
Reed, G. B. & Jonas vs Allebaugh & Lincoln, 40.
Rhodes, John H. vs Jacob Rhodes, 42
Rhodes, Anthony vs O. A. & M. R. R. Company, 43.
Rodeffer, D. &c. vs Barbara Bowman (motion docketed) 43-68.
Rohrs Adms. Jacob vs P. Harrison's Exr. 44.
Rohr, A. C. surv. partition &c vs same 44.
Rohr, J. T. & A. C. vs same 44.
Rohr, J. T. & A. C. vs Julia A. Smith 44.
Rehard, Wm. vs S. M. Bowman, surv. &c. 44.
Rawley Sp'gs. Co. Order to view road 53.
Ringleman, A. S. &c Ap vs Commth. allowed 54.
Road Commissioner - S. C. Naylor - Report 55.-77.
" " C. A. Van Lear - Report 55.
" " Wm. H. Caracofe - Report, 56.
" " Wm. A. Rodeffer Ap allowed 61.
Rawley Sp'gs Turnpike Company order to view gate, 65.
Roller, John E. vs Strayer & Boose, 65.
Rawley Sp'gs & Bridgewater Road Report recommitted 65.-76.
Road Comm'rs Lewis Driver, Report confirmed 69.
Roller, P. S. vs W. D. Coiner & Co motion docketed 75.
Road Comm'rs Lewis Driver &c to view route 77.
Road from Swantz Shop to Rushville to Attobine established 77.
Rogers, Martha J. Est. - Appraisers appointed, 78.
Rader's George Est - Admr qualified, 79.
Road Commissioner B. F. Coiner - order to view, 84.
" " Wm. W. West " " " 86.
Roller, P. S. vs W. D. Coiner & Co. 85.
Road Commr. - Report of H. A. Karacofe refused 86.
Rawley Springs Turnpike Co. vs Daniel Good, 86.
Ragan, John H. " Nelson Andrew, 175-91.
Rhodes, Jno. W. Jackson - Ap allowed, 92.
Roller, Samuel qualified as guardian &c 93.
Rohrs J. T. will admitted to probate 96.
Road Comm. W. W. West - Report confirmed &c 100
Rehard, Lewis vs John Sites, 103.
Robinson, R. writ of Habeas Corpus 106.
Rohrs J. T. (Executor qualified) 110.
Rhodes, Jackson vs Saml. Intruder 110.
Road from Bridgewater to Rushville located, 112.
Ralston, John H. of D. vs Hopkins' Exrs 112
Rof. D. W. for &c. vs P. S. Roller, 120.
Roberd, Wm. (Assessment corrected,) 122.
86. 13-24

Road Commissioners.-

S. C. Naylor, = Elk Run Township. 58.
Henry Pulse, = Linville, " 58.
Chas. A. Van Lear, = Ashby, " 58.
Lewis Driver, = Central, " 58.
Josiah Mulvey = Brock's Gap, " 58.
Benj. F. Coiner, = Franklin, " 58.
Wm. A. Rodeffer, = Harrisonburg, " 73.
Jacob A. Armentrout = Stonewall " 82
Wm. W. West, = Plains " 51.

Roller, P. S. vs Roller's Admr. 122
Roller, P. W. vs. Price, Willis & Co. 123
Rhodes, Jr. vs Adam M. Long, 123-6
Roller, John E. guard. of C. E. Nicholas, qualified 134.
Road from Attobine to John Wine's established, 141.
Roler, John W. powers as guardian revoked, 141.
Reed, Jonas & G. B. Reed - Erroneous assessment 142.
Roller, Saml. & Michael " " 143.
Road Commr. B. F. Coiner - order to view 144.
Road from John Bell's to Dayton - order to summon 144.
Road Commr. B. F. Coiner - order to view, 155.
" " Lewis Driver, order to view, 155
" " C. A. Van Lear &c. order to view 159
Rof. for &c, vs Roller, 156
Rodeffer, Wm. A. vs Long & Eversole, 165.
Rice, B. M. qual. as guard. for Adam Shank's children 169.
Road Commr. Jacob Armentrout - Order to view. 172.
(Road established.) 177.
Roller, John E. vs J. W. Zirkle 175.
Road Commr. C. A. Van Lear's Report - Road established 176.
Ragan, John H. vs A. J. Warfield 178.
Rinker, E. F. - Road Petition granted, 179.
Reubush, John vs Funkhouser's Admr.
same " same - 180-181-184.
King old, Jacob - Erroneous assessment, 182.
Road no. Elk Run Township established 183
Road - Alg. to Keezletown - land owners summoned 183
" Hedges Mill to Whitmore's shop do. 184
Rohr, A. C. vs John Lincoln, 185-
Road - Dayseville to Attobine established, 187.
Rhodes, Jacob M. vs H. H. Kirtley, &c. on B'd Bond 189.
Ruckman vs McCall, Att docketed 192.
Road Commr. Lewis Driver - order to view, 192.
Rush, C. R. appt'd. Trustee for A. J. C. Baden's Land 193.
Road from Strickler's S. H. to Attobine - order to summon 193
Robinson, Richard vs Israel Minnick 201.
Road Commr. Lewis Driver. order to view 204
" " Wm. W. West order to view 209
Rucker, Franklin recognized as a witness 206
Rinehart Dewitt Admr. Powers revoked 207
Road Comm. Henry Pulse - order to view 209

Registrars appointed, 208
Ralston, J. P. Shff. fined 210
Reese v Bro. & I. B. Gupton 211.
Rob. Davidson &c & P. S. Roller, 213-429
Robinson, John Est. comm. to Shff. & P. Ralston, 214
Rodeffer, D. &c, & Wartmann - Rule 214
Road Commr. G. A. VanLear order to view 215—
Rinehearts Est. I. - Rept. of Comrs. to lay off Dower, &c, 222
Road Commr. B. F. Cromer, - order to view, 230
Rhodes, Anthony & Peter Rader, 232
Road from Crop Keys to Mt. Crawford - location changed 233
Raines' Est. Z. committed to Shff. & P. Ralston 233
Rentch, D. S. & Larkins & Harlow, 239-260
Ralston's Admr. &c & A. S. Gray, 242
Road Commr. W. W. West Report confirmed 243
Ritenour D. for &c & Saml. Gradwohl, 245-332
Royer, C. & James Roadcap 246
Reubush, Samuel & Painter, &c, 253
Rehard, Wm. & S. M. Bowman, exrs &c 269
Rohr, A. C. & John Lincoln, 272
Road from Swope's Mill to Dayton - location changed 282
Royer, Mary &c & George Gilmer, &c award 282
Road from Keltzel's Mill to Whitmer's shop established 285
" " Shickel's Sch. Ho. to Stribling 285-
" " Port Republic to Weaver's Mill - report re-committed 286
Roadcap's Est. Jacob committed to Sheriff. 292
" " appraisers appointed 302
Royer, E. & Thos Agreement R. Road damages (docketed) 295
Roller, Wm. C. Ap. allowed 297
Rohr, John J. Ac allowed 298
Road Commr. - Stonewall Township - order to view 299
" " Central " L. Driver - order to view 300
Road established - Rockingham Line Pike to Elk Run, 300
Registrars appointed, 307-308
Road Commr. B. F. Cromer - Report filed 311
Ragan, R. B. - certificate granted 319
Road Commr. - &c. Naylor - order to view 320
Rippetoe, Wm. F. certificate granted 320
Rawley Springs Company - certificate granted 323
Rinehearts Est. I. committed to Sheriff &c - 325-351
Rinehearts Admr. & O. & M. R. R. Co. 330-419
Road Commr. Wm. Pulse - report - order to summon 333
" " " Road established 369
Richards, Thos. " Forrer, 334
Rohr, A. C. exrs. partner & Yost's Admr. 334-
Rohr, A. C. Rodeffer Wm. F. Ap. allowed Julia A. Smith 346-349-359-340
Road from Bauserie to Powell's established 350
Royer, Noah A. & J. M. Weaver, &c, 351-357
Raller, P. S. " Roller's Admr. 361
Road - Port Republic to Conrad's Store - order to summon 370
Robinson, Wm. H. certf. granted 372
Road Commr. Plains Township - order to view 375
Rehard, Wm. & S. M. Bowman, exrs. &c. (docketed) 377
Rentch, D. S. &c & Michael Long (docketed) 377
Road from Keltzel's Mill to Whitmer's shop (order suspended) 389
Road from Sutton's shop to John Wease's established 397
Rouse, Peter B. &c & Pennybacker - Exrs. docketed 399
Roller I. C. guard. of Jno. R. Pence - powers revoked, 400
Ralston J. P. Sheriff - Ap allowed 401
Rhodes, Jno. H. Ap allowed 408
Ragan & Long (Ruger docketed - (2 cases) 408
Rules discharged at August Ct. 1872 409
Rules awarded at " " " & Jurors, 410
Road established - Paul's Mill to Sutton's shop 421
Ritenour Heaf &c & Gradwohl, 424
Richards & Forrer, 426
Royer Exrs. Rule awarded 427
Reed, Jonas - Will admitted to probate, 436-
Rohr & Anthony 439-
Rice's Adm. & Brown's adm. 449
Reed, Jump. & Lincoln &c 452
Roberts, Lucy C. guard. qualified 455-
Road - Miller's Store to Overly place order to summon land-owners, 464

Sengel's Jr. Admr. vs John H. Palmer-Rule, 4.
Sellers Elizth. &c. vs. C. C. H. Sowers, 12.
South. Mutual Ins. Co. vs Jackson Horn, 12.
Smith, Henry vs. Nelson Fields, 15.
Lee, M. H. granted Ordinary License, 18.
Sengel's Jr. Admr. vs J. H. Palmer, 19.
Strayer & Boose vs R. P. Fletcher, 21.
Staling, Francis, &c. vs Samuel Sandy, 22.
Sullivan, E. D. ordinary License granted, 29.
Sprinkel, A. St. C. ap allowed, 39.
Shands, Wm. qualified as Notary Public, 43.
Scott, Wm. M. allowance as Juror-Feby. 1870. 45
Showalter, Dy. A. vs Jacob Shank, &c, 47.
Stewart, John H. vs Shoupe's Admr. 48.
Shirey, Jacob vs Joseph Good 49
Shutters A. & others Writ ad. quod dammum 50.
Settlements of Estates admitted June Ct. 1871. 53.
Shank, Jacob vice admitted Admr. qualify 54
Sterling, S. R. qual. as Notary Public, 54 398
Sites, Geo. Admr. vs Alexander, &c. 61.
Sellers, Sr. Dy. & Sellers, Jr. Dy. Est. comm. to Sheriff 62.
Skinner Geo. A. vs Samuel Long, 66.
Scott, Amos vs D. F. A. Pirkey, &c, 68.
Shutters, N. &c. Road established, 69.
Shutter & Long, vs. Argabright, 72.
Shaver, Levi " Jno. Bowman Jr. on Bond 76.
Sanfley's Admr. Geo. " Peter Paul, &c on Bond 76.
Shipe, Belonda Geo, " D. D. Pennybacker on Bd. 76.
Strader, Valentine " G. W. Berlin, &c (2 cases) on Bds. 76.
Summers, Guardian of Jesse " Appt. & qualified 80
Sites, Henry, for &c. " Jas. A. Alexander, &c, (2 Bonds) 81.
Sprinkel Geo. " J. Bird Eastham, &c, 341-85.
Shaver, Geo. H. " Henry Shaver, 87.
Sanfley, John M. " John H. Rider, (motion docketed,) 91.
Shank's Est. Adam- committed to Sheriff, 92.
Spader, Jacob- Comm. appointed 92.
Spader, John qual. as Exr. of Jacob Spader, dec'd. 93.
Sipe, Emanuel vs Haga (motion docketed,) 103
Smith, Henry vs Nelson Fields, &c. 107.
Summers, Jesse- Apeksment corrected 111.
Showalter, A. A. vs D. H. Andrew, &c, 113-234-482-
Shaver, George H. (assessment corrected,) 117.
Sprinkel, J. G. vs Riley Rhoads, 127.
Settlements of Estates admitted Sept. Court, 1871.- 140.
Stoner, Saml. vs Henry Neff, &c. on 2 Bonds 140.
Sipe, Emanuel vs David Howard- Att. docketed. 140.
Stoner, John vs Rodgers, &c (Rule,) 150.
Settlements of Estates admitted- Octo. Ct. 1871. 154.
Sibert, M. M. vs Wm. Spitzer motion docketed 151-160.
Staples, J. C.- Erroneous assessment corrected, 162
Settlements of Estates admitted November Ct. 1871, 165.
Sibert, J. L., surv. &c vs Pennybacker motion docketed 165-176

Supervisors:-
J. P. Swank, = Linville Township 57.
John F. Brown, = Franklin " 57.
Isaac Turner, = Brocks Gap " 57.
Peter S. Roller, = Ashby " 57.
David A. Heatwole = Central " 57.
John A. Wartmann = Harrisonburg " 73.
H. B. P. Peel, = Elk Run " 82.
Geo. H. Maury, = Stonewall " 82
Thomas Moore. = Plains " 82.

Scott, John D. vs R. H. Bare, (sug't.) 167
Shafer's Heirs Petit Erroneous assessment 168.
Sprinkel, C. A. &c. vs James Steele 184
Shuper, Saml. L. Coll'r. Ashby Tship. Delinq. Lists returned 189
Settlements admitted December Court, 1871, 192.
Sellers, Eml. Powers as Constable revoked, 194
Sager, Abm. qual. as guardian &c, 194
Savage, Geo. A. vs. J. G. Sprinkel 197
Stewart Hes. vs S. R. Lipton, conf's. pl'f. 202
Settlements admitted January Court 1872, 204
Sprinkel, A. St. C. vs Ammon's executrix, mot. dock. 204 206
Snyder, Anna, &c relieved from taxes 206
Sullivan, E. D. relieved from aff. as Canvasser, 211 402
Scanlon, D. Est. comm. to Sheriff, D. P. Ralston, 214
Sites, C. use of vs. A. H. Brewer, &c, 216
Shank, Saml. & Abm. & Mrs. John Celine, erroneous aff. 220-221 337
Switzer, D. Wo. & others appt. Comm'r. for Valley Railroad 229
Shiflett, Andrew exempted from Taxes 233
Sullivan, E. J. vs J. K. Smith & Co., 237
Shaver, Henry vs Levi Shaver 238
Shacklett, &c. vs Jennings, 241
Shortridge, Bro. &c vs C. A. Sprinkel & Co, 247
Simms, Wm. Apegnee vs C. E. Kitley's Admr. 248
Shifflett, Noah vs Geo. S. Heavelett, &c, 337- 249-
Sullivan, E. J. vs P. Harrison's Exr. 255-
Stewart, John H. vs Wm. N. Gay, 257
Strickler, B. F. fine 258
Sipe, Henry E. vs Larkins & Harlow, 259
Lee, M. H. vs Neff 268
Stouffer, Dl. vs D. Pennybacker 270
Savage, Geo. A. " J. G. Sprinkel 275
Shands, Wm. qual. as Deputy Sheriff, 284
Shifflett ads. Herring conf's. pl'f. 289
Stinespring, Wm. H. Certificate granted 292
Sipe, Dy. E. qual. as Asst. Assessor 1st. Dist. 293
Supt. of Poor vs Saml. M. Dickson, 293-306-
Sanfley's Est. Wm. H. Admr. qual. & appraisers app'd. 296
Settlements admitted April Ct. 1872 301
Sibert, J. L. vs Mason & Co. (docketed) 311
Sheek, F. K. renewed bond as N. P. 313

Sheets Extx. John qual. & app. appd 314
Stinespring, Wm. H. certificate granted 322
Shacklett, S. & Vanpelts D. adm. 322
South. Fertilizing Co & P. S. Roller, 336
Skinner, A. J. Co. " S. E. Long, 343-346
South. Mut. Ins. Co. " Williams, 362
Settlements admitted to record (May Ct. 1872.) 369
Sipe, Henry E. ant. assess of funds ap allowed 375
Slusser W. S. & others - Road Petition docketed, 376
Strader, & Berlin, &c (2 cases) 376
Schauffler & Wadsmann, 386
Settlements admitted July Court, 1872, 397
Sites Dec. Est. Wm. H. Thompson Special Comm. to settle, 397
Silcott J. L. & Paul, &c. Notice docketed 399-405.
Settlements admitted August Court 1872 407
Showalter, N. A. & Anderson, &c, Att. docketed 408
Sites Admr. Henry qualified & app. appd. 410
Silcott, M. M. & E. G. Sandford, Admr. &c, 412
Strayer & Bose & R. P. Fletcher, = 417 =
Shaver, for &c & Shaver, 428 = 449 =
Spicer, B. F. & Harman, 438 =
Stuart, A. H. & Sellers, 440
Shands Extx E. A. for &c & O. A. & M. Railroad Co. 451
Settlements admitted at Sept. Oct. 1872, 455
Showalter & P. S. Roller, &c, Interim docketed 456
Snyder Mathias - Est. committed to Sheriff, 457
Snell, Anna - Admr. qual. & app's app'd. 457
Settlements admitted October Court 1872 462
Dawkins Est. Wm. Commrs. to assign Dower 464
Sipe & Haga 469

Turner, Benj. Constable &c. Commette. allowed, 3.
Thomas, John Comm. fm Isaac Thomas, 4.
Toomay, Margaret vs John Kelley, 11.
Taylor, Morgan - exempt from Co. Sp. Tax, 16.
Taylor John vs Peter Rader, 30.
Thompson, R. C. & Co. vs Jno. E. Brown's Adm'r 34-148.
Turner, N. F. Atty vs Com mitth. allowed, 54.
Table, G. W. vs Long & Riley, 68.
Thomas, Elijah " Peter Paul, jr. &c. on Bond 76.
Thomas, J. W. Comm. Rev. Act allowed, 77.
Trustees Bethlehem Church exempt from taxes 90
Toomay M. vs John Kelly, 106-232
Tucker, Smith & Co., vs A. D. Grace & Co., 121.
Thomas & O'Roark vs J. W. Cowen, (Add. security.) 142.
Thomas, Wm. vs Chas. J. Brock 185-
Tutwiler's Adm. Eli vs Peter Hite 185-
Town of Wheeling vs J. L. Silent. 197
Toombs, B. " N. P. Turner, motion dock'd. 206-204
Taylor, John W. " C. H. Taylor, 257
same, " Fayette Circuit, 257
Tutwiler's Adm. Eli vs Peter Hite, 356
Thomas, John H. Act allowed 407

Treasurer of County Order on - J. P. Hyde, 35.
" " " " " - John Paul, Comm'th Atty. 68-77
" " " " " Saml. Lindamood 77.
" " " " " Semi-weekly Enterprize 77.
" " " " " John Paul 78
" " " " " Geo. W. Bulvey, 83.
" " " " " John N. Moore, 84.
" " " " " N. W. Beery, 84.
" " " " " Geo. W. Fulk, 84.
" " " " " G. W. Table, 101.
" " " " " A. N. Brewer, 109.
" " " " " Madison Wise, 117.
" " " " " Wm Rehard 123.
" " " " " John Paul, 128.
" " " " " P. Bradley & Co. 140.
" " " " " John Paul, 141.
" " " " " same 159.
" " " " " D. P. Hoffheimstine, 170.
" " " " " Joseph Kavanaugh, 170
" " " " " John J. Cohn, 171.
" " " " " C. A. VanLear 176.
" " " " " John Paul, 183.
" " " " " L. S. Byrd 184
" " " " " P. Bryan, Registrar, 193.
" " " " " S. H. Moffett, " 193.
" " " " " John Paul. 209-194-199
" " " " " John Paul 257-286-
Treasurer's Delinquent List allowed &c (for 1871) 277
Treasurer of County, order on - John Paul 293
" " " " " - W. B. Kendeffer 340
" " " " " - John Paul, 369
" " " " " - John Paul 390
" " " " " P. Greiner 392
" " " " " John Paul, 400
" " " " " John Paul 448
" " " " " Dr. M. D. Jennings, 450
" " " " " John Paul, 456
" " " " " C. A. VanLear 463
" " " " " Henry Pulse, 465-
" " " " " N. N. Beery 465
" " " " " Jos. H. Rhodes 465
" " " " " John N. Thomas 465
" " " " " L. S. Byrd 467
" " " " " D. Jackson, 468
" " " " " F. M. Erwine, 468
" " " " " Wm Beard, 468
" " " " " John Paul 471

Van Lear, Elha[?] A. qual. as Admx. of Wm. Van Lear, decd. 55.
Van Lear's Est. Commrs to lay off Dower, 78.
Venire Facias - Commwlth vs McDowell, 108
Vanpelt's Est. Jacob (Settlement admitted to record.) 131.
Voorhees, J. F. Erroneous Assessment 155.
Van Lear's Est - Commrs to assign Dower (Report.) 193.
Van Pelt, A. J. special Const. Ap. allowed 220
Valley Railroad Co. vs Berlin, + others 302. 303. 304 + 305
Vanpelt, James H. Asst. Assessor Mbg. Ship 357-392
Venire Facias to Aug. Ct. 1872 423-427
VanPelt Est. Benj committed to Sheriff, 447
Veniremen - Rules awarded at Sept. Ct. 1872 454

Wellers John Exr. vs Jacob Roudabush, &c., 3
Way, F. G. vs Isaac Hardesty, 10.
Wood, J. J. vs C. H. Powers, 12.
Weaver, James M. vs D. F. Haynes, &c., 15.
Winfield, Jno. G. for &c. vs D. Pennybacker, 25.
Withrow jr. Wm vs John J. Davis, (Rule awarded,) 32, 107.
Washington, Thos. vs John K. Myers, 41.
Wartmann, John A. for &c. vs A. Dreyfous, 42.
Washington, Thos. for &c. vs John K. Myers, 48.
Wartmann & Kuhnert vs S. A. Thurmond, 48.
Wise, John L. appointed guardian, 54.
Washington James - Will admitted & adm. qualifies, 56.
Williams, P. D. leave to withdraw, 61.
Werner, John vs A. F. A. Pirkey, &c, 66.
Weiller & Bro. vs John C. Woodson 68.
West, Madison vs Jackson Mantz, 68.
Wittig, W. vs Jno. Bowman, jr &c on D Bond 76.
Wolf, Noah " David Flook, &c. " " 76.
Wine, Solomon qual. as guard. of Jr. Lewis Heirs 80.
Williams, Saml. C. - qualified as Notary Public, 93.
Whitmore, P. W. (assessment corrected) 116.
Werner, John vs A. F. A. Pirkey, &c., 119.
Washington, Thomas for &c, vs John K. Myers - 123 - 124 -
Webster, Wm. E. - Ordinary License granted, 141.
Wartmann, J. A. Exr vs A. J. Gray, 145-147.
Wanger, Isaac - (Ex parte,) 146.
Washington's Trustee vs Loewenbach &c mo. docketed 165 - 369
Wall, A. J. - permission to remove place of business, 166.
White, Milton M - allowance as Coroner, 166.
Wampler's Heirs John - Erroneous Assessment 168.
White, T. J. for &c vs J. A. Airey 185 -
Williams & Arnest vs Benj. F. Richard. surv. &c, 185 -
Wenger's Adm. Abm. vs Calvin Wood, 186.
Whitmers Est. Comm. to lay off Dower, 192
Williams Jr. vs E. J. Sullivan, 197
Whitmore, P. for &c vs John Hannon, jr. &c, 199 - 353 -
Wartmann, Wm McK. allowance for year ending Dec. 31, 1871 - 201.
Whitmore, Michael vs P. Paul, &c (D Bond.) 204
Walker, I. & B. F. vs Pirkey, &c, not. docketed 205 -
Whitmers Est. P. Comm. to lay off Dower, 224
Wire, Rev. Geo. qual. to celebrate Rites of Matrimony 226
Waesche, Wm. H. vs Nelson Spinkel 230
Whitmers, Wm. C. Powers as Executable revoked 237
Williams & Arnest, vs Wm. N. Gay, 244
Waesche, Alex. vs Alex. Logan, 263
Williams, Wm vs Lincoln's adm. 264
Whissen, A. R. Rule discharged 264
Wood, N. A. vs Thos. Washington 272
Wood's Adm. G. - Powers revoked 274
Wm McK. Wartmann's death announced & Comm. (Clerk of this Court)
appointed to draft resolutions, 277 - 283 -

Winfield, J. G. vs Wm F. Landis, 278.
Woods Est. Gabriel committed to Sheriff 280
Wise, Wm H. Est. Admr. qual. & appraisers appd. 281
Wise, Peter Est. Admr. qual. & appraisers appd. 292
Wickersow, J. C. vs E. Davis - writ docketed 301
Ward, G. S. qual. as Notary Public 312
Wise, R. J. renewed bond as N. P. 313
Woodson & Compton vs Wm. Reherd, 433 - 329
Warren's Admr. vs Reed - referred, 336.
Wood, W. A. vs W. W. Beery, - 353 - 349 - 348
Wine, Saml. N. qual. as guard. for John Shank, 375
Weade, H. C. Dr. A/c allowed 376
Wartmann, Mrs. Sarah R. - Comm. to lay off Dower, &c. 376 - 383 -
Warfield, A. J. vs Saml. G. Long, (docketed) 377
Wartmann's Est. Wm McK. committed to Sheriff & R. &c. 383 - 388 -
Washington's J. A. Powers of Trustee revoked & Champion
H. Washington appointed Trustee, 400
Wartmann to Setter, Wm B. Compton appd. Trustee 408
Wine's Admr. J. Byerly's powers revoked, 408
Wise, Geo. renounced allegiance, &c, 419
Wines Est. Jr. committed to Sheriff. 424
Webb, Dr. J. B. - A/c allowed, 434
Weade, Dr. H. C. " " 434
Waesche vs Spinkel 434
Whitmers Est. B. F. committed to Sheriff, 447
Wright, Saml. Erroneous Assessment corrected 457
Whitmers Est. James comm. to Sheriff 462
Warren, Wm R. N. P. 463
Walton, M. &c. vs Barbara Bowman - Rule - 467
Walker vs Walker, W. D. 467

Yancey, L. B. Admr. vs Geo. W. Millers Admr. 11.-324-326-414=
Yancey, Wm. B. qual. as Guard for F. M. Sal. infants children 103.
Yancey, Wm B. vs Paul, jr. &c. 155.
Yancey W B " Benj. Ryser, 165.
Yancey, R. L. " Geo. W. Yancey 344 - 338
Yancey, L. A. " G. Sheirey, (docketed) 377 - 411
Yancey E. L. " J. G. Long, (neg. docketed 408

Zetty, Peter ⓦ Emanuel Rhodes 14.
Zikes Est John - Erroneous Assessment 143.-159.
Zinkle, Crawford " " 169.
Zinkel J. H. ⓦ J. M. Irvine notice docketed 311
Zinkle M. S. " Linville Township (notice docketed) 399
Zinkel J. H. " Jones Ks, 429-

Minute Book 2
1871-72

Monday, May 15, 1871.

At a County Court held in and for the County of Rockingham,
Monday, May 15, 1871.

Present:- Hon. James Kenney, Presiding.

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

Bargain & Sale,	Daniel Huffman,	to Reuben Huffman,	
Power of Attorney,	William Ritchie,	" Henry Neff,	
Bargain & Sale,	George W. Shelton,	" Levi Coffelt,	
Deed of Trust,	Jacob Kingardner,	" John W. Bowers,	Trustee.
Bargain & Sale	Wm. H. Hudlow & wife,	" Lewis Bailey,	
Homestead,	Samuel Good,		
Bargain & Sale,	John Holsinger & wife,	" Joseph Wampler,	
" "	S. W. Adams & wife,	" Jesse Burkholder,	
" "	W. J. Moyerhoeffer,	" Lewis F. Moyerhoeffer,	
" "	David B. Armentrout, wife & others,	" Henry Miller,	
Homestead,	Catharine Sughrue,		
"	Joseph Baker,		
Bargain & Sale,	John Hedrick, wife & others,	" Peter Swope,	
" "	Wm. B. Compton, Commr. & J. F. Lowman wife	" Jacob Ringgold,	
" "	Philip Holsinger & wife	" Lewis Seothern,	
Homestead,	Samuel Leedy,		
Bargain & Sale,	Robert Ryger & wife,	" John H. Dunnavan,	
" "	David E. Fairburn, wife & others,	" James A. Fairburn,	
Deed of Trust,	J. G. Riley & wife,	" J. G. Minor,	Trustee.
Bargain & Sale,	Emanuel Roller & wife,	" Henry H. Roller,	
" "	Daniel Boone,	" Samuel D. McCammant & J. B. Kagey.	
" "	J. G. Riley	" Harvey Kyle,	
" "	John Fink & wife,	" John P. Swank,	
" "	John Fink & wife	" John P. Swank,	
Homestead.	William Dean,		
"	Philip Keller,		
Bargain & Sale,	George G. Grattan, Commr.	" James Bolton,	
" "	George G. Grattan, Commr.	" Lloyd Logan,	
Homestead.	Samuel Empsewiler,		
"	James M. Larkins,		
"	Jeremiah Dovel & Harriet C. his wife,		
Bargain & Sale,	G. B. Glover & wife & S. M. Bowman, Trustee	" John Paul,	
" "	John L. Wise & wife,	" Emanuel Driver,	
Lease.	A. N. Miller,	" Jos. D. Price & others,	
Bargain & Sale.	J. G. Riley & wife	" William White,	
" "	Abraham Brenneman, Sr.	" John C. Sprinkle,	
" "	A. M. Newman, Trustee,	" Wm. S. Perry,	

Bargain & Sale,	Abraham Miller & wife	to	Sarah Ralls, (wife of G.)
" "	James V. McGahey & wife & J. J. Sittell	"	James W. Warlete,
" "	Wm. G. Thompson, Exor. of J. Bowman,	"	John Bowman, jr.
" "	Wm. B. Compton, Comr. & W. Kyle & wife	"	Samuel Senger,
Deed of Trust,	S. M. Bowman,	"	Charles A. Yancey,
Homestead.	Francis C. Devier,		
Bargain & Sale.	J. G. Riley	"	Preston Gavin,

Sinclair.

J. A. Hammen, S. R. C. Plff
vs
A. A. Kesp & others, Defts. } Upon a notice,

Moses E. Carrier Plff
vs
C. Shoemaker, Admr. Defts. } Notice to quash Execution,

&

J. N. Loewenbach, Plff
vs
W. E. Lauck &c. Defts. } Upon a Rule vs J. C. Robertson, Sheriff of Page County.

It is ordered that the above-named causes be placed upon the Courts Docket.

Robert R. Douthat appeared in Court under a Rule at the February Term of this Court, for his contempt in failing to attend as a Grand Juror at said Term, and being sworn and examined by the Court, It is ordered that said Rule be discharged at his costs.

George F. Smithhouser and Thomas K. Miller appeared in Court under Rules at the February Term of this Court, for their contempt in failing to attend as Grand Jurors at said Term and being sworn and examined by the Court, It is ordered that said Rules be discharged.

Apld

On the motion of John A. Dickson, and for reasons appearing to the Court, It is ordered that he be relieved from the payment of County and Township Taxes, on account of indigent circumstances.

Apld

It is ordered that the former Overseers of Roads in Rockingham County, deliver to the present Overseers of Roads, all Tools, &c, in their possession belonging to the County.

On the motion of Mrs — Helms, widow of Matthew Helms, and it appearing to the Court that said Mathew Helms has been dead more than three months, It is ordered that his Estate be committed to the James P. Ralston, Sheriff of Rockingham County, for administration.

Commonwealth
vs
John V. Anderson Smith. } Upon an Indictment.

On motion of the Defendants and for reasons appearing to the Court, It is ordered that this cause be continued at the Defendants costs.

Wm. N. & Abram Michael, Pltffs
vs
John Whitmore, jr, & Jacob Whitmore, Defts. } Upon Forthcoming Bond.

&

John Weller's Exr. Pltff
vs
Jacob Rondabush, &c, Defts } Upon Forthcoming Bond.

The Defendants in the above-named causes, being solemnly called and not appearing It is considered by the Court that the Plaintiffs have judgment and execution according to the Bonds, and for costs.

Henry Forrer, &c, Pltff.
vs
Philip Koontz, Survg. Exr. of David D. Dovel Deft. } Upon Notice.

Ordered That this cause be placed upon the Courts Docket.

On the motion of James D. Ralston, Sheriff of this County, Wm. H. Blakemore, a man of honesty and good demeanor, was permitted to qualify as his Deputy, and took the oaths prescribed by law.

John R. Koogler, Pltff,
vs
James W. Coursey, &c, Defts. } Upon a Notice – No. 1.

&

Same, Pltff,
vs
Same, Defts. } Upon a Notice – No. 2.

The death of the Plaintiff in the foregoing causes being suggested, It is ordered that they be revived in the name of Jacob Dundore & J. L. Sibert Administrators of John R. Koogler, dec'd, and continued generally until next term.

William Harris, Pltff.
vs
Andrew Hogan, Deft. } Upon a Warrant from a J. P.

This day came the parties by their Attorneys, and the Court having fully heard the evidence, It is considered by the Court that the Plaintiff recover against the Defendant the sum of $26.25 with interest thereon from the 1st day of January 1871. till paid, and his costs by him in this behalf expended.

Benjamin Turner Constable of Brock's Gap Township this day presented in Court an account against the Commonwealth, amounting to the sum of $15.40 which being sworn to in Court, was examined by the Court, and ordered to be certified to the Auditor of Public Accounts.

Reuben Bonds, Constable of Rockingham County, this day presented in Court two accounts against the Commonwealth – one amounting to the sum of $6.15 – the other to the sum of $17.66 which being sworn to in Court, was examined by the Court, and ordered to be certified to the Auditor of Public Accounts.

Ordered, That J. A. Herring, Sr., John Lincoln & J. A. Loewenbach be appointed Appraisers, to appraise the Personal Estate of George A. Chrisman, dec'd, after first being duly sworn

On the application of Peter Shaver and others, It is ordered that D. G. Brenneman, Commissioner of Roads for Linville Township proceed to view the route for a Road from the Creek near Shaver's Mill to a point intersecting with the Bowmans Mill and Harrisonburg Road, near the Menonite Church, and report the conveniences and inconveniences of the same to this Court, as the statute provides in such cases.

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issued On the motion of Nicholas Kyger and Harrison Bateman, creditors of Christian Kyger, dec'd, a Rule is awarded against Joseph N. Mauzy, returnable to the 14th day of this Court, to shew cause why he shall not give new security as Administrator of Christian Kyger, dec'd.

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issued On the motion of David Rodeffer, one of the creditors of Alexander Bowman, dec'd a Rule is awarded against Barbara Bowman, returnable to the 12th day of this Court, to shew cause why she shall not ~~execute new bond with~~ give good security as Administratrix of Alexander Bowman, dec'd.

Joseph Sengers Adm. Plff.
(vs)
John N. Palmer, Deft. } In Covenant.

issued On motion of the Plaintiff a Rule is awarded against the Defendant to shew cause if any he can why the Award returned by the Arbitrators in this cause shall not be entered up as the judgment of this Court.

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appointed On the motion of Thomas Shumate, the Court directs Wm. N. Caricofe, Commissioner of Roads for Franklin Township, to view the ground and report to the Court the conveniences and inconveniences that will result from making a new Road from a point in the lane near Bell's barn, near Rushville, through the lands of John Good, — Petry, Mrs. Saml. Arey, Mrs. David Leffman, Wm. Koontz, Daniel Bowman, Hiram Leffman and — Sinhoff, to the town of Dayton.

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ok It appearing to the Court that John Thomas, who was appointed Committee for Isaac Thomas, a man of unsound mind, has given bond with security, as the law requires, It is ordered that Milton Taylor, Executor of Christopher Keyser, dec'd, do pay over to the said John Thomas, as Committee as aforesaid, any moneys that may have come into his hands as Executor of said Christopher Keyser, dec'd, belonging to the said Isaac Thomas.

Ordered, That Jacob A. Armentrout, Commissioner of Roads for Stonewall Township be directed to examine the Road leading from the Peaked Mountain Church in McGaheysville to Maiden's Mill, (formerly G. W. Mauzy's) and report to this Court upon the expediency of making said road a public road, together with any other matters that may be deemed necessary by said Commissioner.

A notice having been returned into Court duly executed upon Adam Good, Sr. Constable of Central Township requiring him to give new security on his official bond as said Constable, and he appearing in Court, and declining to give new security, It is considered by the Court that his powers as said Constable be and the same are hereby revoked.

A notice having been returned into Court duly executed upon John Paul, Administrator of Gesner Messick, dec'd., requiring him to give new and additional security, as such Administrator, and he appearing in Court, and declining to give such security, It is considered by the Court that his powers as said Administrator be and the same are hereby revoked.

Mess Lupton & Lupton this day applied to the Court to Keep an Ordinary at their House in the Town of Harrisonburg, (without the privilege of retailing Liquor,) and it appearing to the Court that the applicants are persons of good character, not addicted to drunkenness, and will probably keep such an House as the law requires, It is ordered that License be granted them to keep an Ordinary at their house in the Town of Harrisonburg, until the 1st. day of May, 1872.

Ordered, That Charles Van Lear, Commissioner of Roads for Ashby Township, view the Road leading from the Swift Run Gap Road to the Friedens Church Road, and report what change, if any, is necessary, on said Road, or any part thereof, and report to the next term of the Court.

Spirit of '61

A notice having been returned into Court duly executed upon John C. Herring, Admr. of John Dinkel, dec'd, requiring him to give new bond as Administrator of said Dinkel, It is considered by the Court that unless said new bond shall be executed on or before the 7th. day of this term of the Court, that the powers of said John C. Herring, as such Admr. shall be annulled and revoked.

A Certificate of the Court for William Minnick, allowing license to keep an Ordinary at Broadway, having been entered at the April Term, 1871, and an assignment of the same being desired to be made by said Minnick to William Minnick and Joseph K. Smith, the Court orders that the necessary Certificate of character and place be granted all owning the said assignment.

Julia Ann Derror, Plff
vs
Elizabeth Derror, Deft. } Appeal.

The marriage of Elizabeth Dudley with George Dudley being suggested, It is ordered that this cause be revived against Geo. Dudley & wife.

Commonwealth,
vs
James H. Ruff, McDaniel Ruff, John Ruff & Lewis Shank } Upon an Indictment for Assault & battery.

This day, the Defendants came by Counsel, as well the Attorney for the Commonwealth, and each confessed judgment for the sum of One cent, It is therefore considered by the Court that the Commonwealth recover against each of said Defendants the sum of One cent, and her costs in this behalf expended.

The writing purporting to be the last will and testament of Henry Argenbright, dec'd, was this day presented in Court, and being proven by the oaths of G. H. Mauzy and A. J. Miller, two of the subscribing witnesses thereto, was, upon motion of Jacob A. Armentrout, admitted to probate.

The writing purporting to be the Last Will and Testament of Adam Armentrout, dec'd, was this day presented in Court, and being proven by the oaths of the two subscribing witnesses, Andrew Bertram and P. A. Bertram, was on the motion of Peter W. Armentrout admitted to probate.

On the motion of Peter W. Armentrout, who made oath thereto according to law, and together with John A. Armentrout, Samuel Sheets, Andrew Bertram, James Layman, and Joab Armentrout, his sureties, (who justified as to their sufficiency,) entered into and acknowledged a bond in the penalty of $6000.00, conditioned according to law, he was permitted to qualify as the Executor of Adam Armentrout, dec'd, with the will annexed; and Geo. W. Yancey, Nathaniel Flook, Michael Armentrout and Jacob Hosler, (any three of whom may act,) are appointed to appraise the Estate of said Adam Armentrout, dec'd, after first being duly sworn.

On the motion of Wm. R. D. Mefick, who made oath thereto according to law, and together with Margaret Messick and Thomas Messick, his sureties, who justified as to their sufficiency,) entered into and acknowledged a bond in the penalty of $2400.00 conditioned as the law requires, a certificate is granted him for obtaining letters of administration in due form upon the Estate of Leener Messick, dec'd.

It appearing to the Court that Sarah Jane Roogler, widow of John R. Roogler, dec'd, has relinquished her right to administer upon the Estate of her deceased husband, on her motion Jacob Orndore and Jacob L. Silent, who made oath thereto according to law, and together with A. M. Newman, their surety, (who justified as to his sufficiency,) entered into and acknowledged a bond in the penalty of $14,000.00, conditioned according to law, certificates are granted them for obtaining letters of administration in due form, upon the Estate of the said John R. Roogler, dec'd; and it is ordered that Thomas Shumate, Philip Heller, Joseph S. Rice and Eli Hollen, (any three of whom may act,) be appointed to appraise the Personal Estate of said John R. Roogler, dec'd after first being duly sworn.

David E. Bowman, infant son of Noah Bowman, dec'd, aged 19 years, this day appeared in Court, and chose Abram Miller as his guardian, whereupon Abram Miller, together with John Leedy, his surety, (who justified as to his sufficiency,) entered into and acknowledged a bond in the penalty of $2,000.00 conditioned according to law, and qualified accordingly.

George Chrisman, Foreman, Abraham Brenneman, Madison West, J. C. Braithwaite, Thornton Thomas, Adam Thomas, S. F. Brenner, John B. Kline, Nicholas Miller, G. W. Table, Henry E. Cromer, Asher Messick, Isaac Stone, Jesse Burkholder, John C. Herring, David Link & Emanuel Sellers were sworn a Grand Jury in and for the body of the County of Rockingham, and having received their charge from the Court retired to their room to consider of their presentments, and after some time returned into Court and made the following presentments, to-wit:- An Indictment against William Powell, for murder, "a true bill"- An Indictment against John Miller & St. Clair Chandler, for burglary, "a true bill"- An Indictment against William Burkett, for assault and battery, "a true bill."- An Indictment against Michael Smith, for assault and battery, "a true bill."- An In-

-dictment against D. A. Blecker for misdemeanor, "a true bill," An Indict-ment against E. J. alias Edward J. Sullivan, for Trespass, assault and bat-tery, "a true bill," - An Indictment against Bushrod Henshaw, for trespass, "a true bill," An Indictment against Noah A. Royer, for petit larceny, "a true bill," An Indictment against Reuben Riggleman, Peter Riggleman and Jacob Yankey, jr. for petit larceny, "a true bill," and having completed the busines before them, they were discharged from further attendance upon this term of the Court.

Commonwealth
vs
Michael Smith. } Upon an Indictment for assault and battery.

This day the Defendant appeared in discharge of his recognizance, pleaded not guilty, and thereupon the trial of the cause was continued until the next term.

Commonwealth
vs
Bushrod Henshaw, } Upon an Indictment for Trespass.

This day the Defendant appeared, pleaded not guilty, and thereupon the trial of the cause was continued until the next term.

St. Clair Kyle, Assignee of Nelson Sprinkel,
A. St. C. Sprinkel and Alfred Sprinkel, Pltffs,
vs
J. B. Dickson, Defts. } On a Fi. fa.

At appearing to the Court that at the August Term, 1870, the Plaintiff recovered against the Defendant a judgment for the sum of $135.75 with interest thereon from the 19th day of October 1861, till paid, and $6.60 costs, on motion of the Plaintiff, by counsel, leave is given him to sue out a suggestion against John Seedy, returnable to the first day of the June Term.

Ordered, That the Court be adjourned until to-morrow morning at 9 o'clock.

James Kenney

At a County Court continued and held in and for the County of Rockingham, Tuesday, May 16, 1871.

Present:- Hon. James Kenney, presiding.

Commonwealth Pltff
J. Kepher, Deft. } Upon an Indictment.

This day came as well the Attorney for the Commonwealth as the Defendant by his Attorney, whereupon the Attorney for the Commonwealth entered a Nolle prosequi in this cause.

Commonwealth Pltff.
Samuel Empsewhiler, Deft. } Upon an Indictment.

Same order as in case of Kepher.

On the motion of Frederick Augustus Berlin, It appearing to the Court that said Berlin has resided in this County for one year next preceding this term, that he is a person of honest demeanor, and is twenty-one years of age, It is ordered that the same be and is hereby certified.

Ordered, That Wm. J. Rogers, one of the sufferers by the flood of 1870, be relieved from the payment of all County Tax for the years 1870 and 1871.

Upon the petition of Alexander Rygers & others, It is ordered that the Commissioners of Roads of Harrisonburg, Central & Franklin Townships are hereby directed to receive proposals for building the Bridge at Port Republic, and report what amount will be necessary outside of the appropriation to be made by the County, and report to this Court at its next term after such action.

Messrs. Locke & Sipton this day presented in Court ~~an~~ Accounts against the Commonwealth of Virginia, ~~in case of Commonwealth~~ ..... ~~amounting~~ ~~to~~ ~~the other~~ in case of Commonwealth vs George & Albert Lewis, amounting to $36.00, which being sworn to, was examined by the Court, and ordered to be certified to the Auditor of Public Accounts.

Commonwealth Pltff.
Daniel Good, Deft. } Upon an Indictment.

It appearing to the Court that the Rule awarded at the February Term of this Court against Wm. Minnick, a witness for the Commonwealth, has been returned executed, and he still failing to appear, It is ordered by the Court that an Attachment be awarded against him returnable to the 1st. day of the next August Term, for his failure to attend at this term of the Court.

Commonwealth, Pltff.
John Hidecker, Deft. } Upon an Indictment.

On motion of the Attorney for the Commonwealth, It is ordered that this cause be continued for the Commonwealth.

The Rules awarded at the February Term of this Court, against Ros Rippetoe, J.P. Brock & Jacob C. Rhodes for failure to attend said Term as Grand Jurors not having been executed, It is ordered that the Rules against said Jurors be enlarged and made returnable to the 1st day of the next August terms.

Ordered, That the Rule against C. Fry Harnsberger awarded at the February term of this Court, for failure to attend said Term as a Grand Juror, for reasons appearing to the Court, is continued until next term.

Isaac Price, a witness summoned in behalf of John Kidecker at the suit of the Commonwealth, personally appeared in Court and acknowledged himself to be indebted to the Commonwealth of Virginia in the sum of One Hundred Dollars, to be levied of his goods and chattels, yet upon this condition, that he shall make his personal appearance before this Court on the first day of the next August term ~~of this Court~~ thereof, and not depart thence without leave of the Court.

Commonwealth, Pltff.
vs
Samuel A. Coffman, Deft. } Upon an Indictment.

This day came again as well the Attorney for the Commonwealth, as the Defendant by his Attorney, and thereupon came a Jury to-wit:- Jacob N. Wynant, F. W. Kirtley, S. H. Garrier, Henry Miller, Benj. K. Berry, John W. Crousehorn, John A. Herring, jr., J. C. Argabright, A. A. Whitmer, Theodore N. Rohr, Wm. M. Scott, & B. F. Grove, who being elected, tried and sworn the truth to speak upon the issues joined, and having fully heard the evidence and the 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 at one cent," It is therefore considered by the Court that the Commonwealth recover against the Defendant the sum of One cent and her costs in this behalf expended.

Commonwealth, Pltff.
vs
William C. Graham, Deft. } Upon an Indictment.

This day came again as well the Attorney for the Commonwealth, as the Defendant by his Attorney, and thereupon came the defendant and confessed judgment for the sum of One cent and costs, It is therefore considered by the Court that the Commonwealth recover against the Defendant the sum of One cent and her costs in this behalf expended.

Commonwealth Pltff.
vs
Jacob Acker, Deft. } Upon an Indictment,

same Pltff
vs
James B. Garrison, Deft. } Upon an Indictment.
&
same, Pltff.
vs
Benjamin Powell, Deft. } Upon an Indictment

Ordered, That the three foregoing causes be continued generally until August term next

F. G. Way, Pltff
vs
Isaac Hardesty, Deft. } In Case.

By consent of parties, It is ordered that this cause be removed to the Circuit Court.

Deborah Bowmans Admr. Pltff.
vs
John G. Winfield &c Defts. } In Debt.

This day came again the parties by their Attorneys, and it is agreed by the parties that the Plaintiff recover against the Defendants, the sum of $51.33 with interest thereon from Nov. 13, 1863, till paid, It is therefore considered by the Court that the Plaintiff recover against the Defendants, the sum of $51.33 with interest thereon from the 13th day of November 1863, till paid, and his costs by him in this behalf expended.

Commonwealth, for &c. Pltff.
vs
R. M. Mooney &c, Defts. } Upon a Suggestion.

On motion of the Plaintiff, by his Attorney, It is ordered that this cause be dismissed.

J. P. Effinger, Pltff.
vs
Jesse Raleton, &c, Defts. } W. D.

William Minnick, Pltff
vs
William Knupp, Deft. } W. D.
&
R. A. Gray Pltff
vs
George S. Hewlett, &c, Defts. } W. D.

Ordered That the foregoing three causes be continued generally.

George W. Stanley, Pltff.
vs
Jesse Carrier, Deft, } In Covenant.

Peter Harrison, Pltff.
vs
Jacob C. Harrison, Deft. } In Case.

George Bayne, Pltff
vs
Davison Thompson, Deft. } In Case.
&
John P. Brock Pltff
vs
Wm. D. Wasche, Deft. } In Case

On motion of the Plaintiffs It is ordered that the four foregoing causes be dismissed.

Eli Pirkey,	Pltff.	}	In Debt.
vs.			
George Saufley's Admr.	Deft.		
W. W. Lane, for &c,	Pltff.	}	In Case.
vs.			
Jere. Dovel,	Deft.		
A. M. Long,	Pltff	}	Award.
vs.			
John Dovel's Extr.	Deft.		
J. M. Hogsett,	Pltff;	}	In Covenant.
vs.			
R. A. Gray,	Deft.		
Jesse Moyers,	Pltff	}	D. A. B.
vs.			
Wm. Minnick,	Deft.		
Lewis G. Long,	Pltff.	}	In Case,
vs.			
Jacob Clinedinst,	Deft.		
Lofland & Conger,	Pltff.;	}	In Debt.
vs.			
Jo. Kavanaugh, &c,	Defts.		
Deborah Bowman's Admr.	Pltff.;	}	In Debt.
vs.			
John Bowman,	Deft.		
M. N. Richcreek,	Pltff	}	In Case.
vs.			
T. Z. Offutt,	Deft.		

Ordered, That the foregoing nine causes be continued generally until the next term.

Margaret Toomay,	Pltff.	}	Slander,
vs.			
John Kelly,	Deft.		

Ordered that this cause be continued for Award.

Charles B. Yancey's Admr.	Pltff.	}	In Debt
vs.			
George W. Miller's	Admr. Deft.		

Miriam N. Miller, the former Administrator of Geo. W. Miller, having resigned, It is ordered that this cause be revived against the present Administrator, James P. Ralston, Sheriff of Rockingham County, to whom the Estate of said Geo. W. Miller has been committed.

Linton & Lamott, Pltffs. } In Case.
vs
Isaac Paul & Sons, defts.

On motion of the Plaintiff, It is ordered that this cause be continued.

Annie P. Maggard, &c., Pltff; } In Case.
vs
Charles N. Sowers, deft.

Elizabeth Sellers, &c., Pltff; } In Case
vs
Same, deft.

J. J. Hood, Pltff; } In Case.
vs
Same, deft.

This day came the parties by their Attorneys, in the three foregoing causes, and the Defendant by his Attorney, filed his plea of Non-Assumpsit, to which the Plaintiffs by their Attorneys, replied generally, whereupon It is considered by the Court that the office judgments be set aside and the trial of the issues continued until the next term.

Southern Mutual Insurance Company, Pltff; } In Debt.
vs
Jackson Horn, deft.

Ordered, That this cause be dismissed agreed.

Marquis & Kelly, Pltffs, } In Case.
vs
John N. Hartmann, deft.

This day came the parties by their Attorneys, and the Defendant, by his Attorney, filed his plea of Non-Assumpsit, to which the Plaintiffs, by their Attorney, replied generally, whereupon It is considered by the Court that the office judgment be set aside, and the trial of the issue continued until the next term, and leave is given the Defendant to file additional pleas.

James R. Eiler, Jacob Hudlow, Jesse Moyers, David B. Sites, Madison West, John Bishop, John W. Lee, John C. Herring and Peter Shaver having been summoned to appear before the Judge of this Court, to serve as Jurors during the present Term of the Court, and they failing so to appear, It is ordered by the Court that Rules be awarded against each of them, returnable to Monday next, the 23rd day of May, to shew cause if any they can, why they shall not be fined and attached for their contempt to us offered in failing to attend as said Jurors.

Ordered, That the Appeal Docket will be called at the June Term of this Court, and all persons having cases on the Docket are hereby notified to prepare for trial at that time, and that notice of the same be published in the Register & Commonwealth newspapers for the space of three weeks.

Ordered, That the Court be adjourned until to-morrow morning at 9 o'clock.

James Kenney

At a County Court continued and held in and for the County of Rockingham, Wednesday, May 17, 1871.

Present:- Hon. James Kenney, presiding.

Chas. A. Yancey, Comm. for S. J. Hansberger, Pltff.
vs
S. P. H. Miller, Deft. } In Debt.

This day came again the parties by their Attorneys, and the issues being submitted to the decision of the Court, It is considered by the Court that the Plaintiff recover against the Defendant the sum of $524.00, with interest from the 3rd day of October, 1862 till paid, and his costs by him in this behalf expended.

Forrer & Clippinger, Pltff.
vs
John Wood, Deft. } In Case.

This day came again the parties by their Attorneys, and the issues being submitted to the Court, and the Court having fully heard the evidence, It is considered by the Court that the Plaintiff recover against the Defendant the sum of $35.00 with interest thereon from the 1st day of July, 1867, till paid, and his costs by him in this behalf expended.

Commonwealth,
vs
John Miller & St. Clair Chandler. } Upon an Indictment.

This day came as well the Attorney for the Commonwealth as the prisoners by their Attorneys, whereupon the Attorney for the Commonwealth entered a Nolle prosequi in this cause, and thereupon the prisoners were discharged.

It is ordered that Wm. N. Karacofe, Commissioner of Roads for Franklin Township, view the route and report on the propriety of opening a public road leading from John Swartz Shop to the mouth of Jacob Thomas's lane, near Beaver Creek Church, in said Township.

David Plook's Admr. Pltffs.
vs
William White, Deft. } In Detinue.

This day came the Plaintiffs by their Attorneys, and no jury being demanded, the Court proceeded to enquire the value of the property in the Declaration mentioned, and the Plaintiffs damages for the detention of the same and ascertains the value of the mill Buns to be $50.00 spindle balance, iron driver and step for the spindle $20.00 - counter wheel, shaft, gudgeons, wolerner, trunnelhead and bands for the same $25.00 meal chest $4.00 hoop-hopper and frame $4.00. Therefore It is considered by the Court that the Plaintiffs recover of the Defendants the property aforesaid of the values aforesaid, if they may be had, but if not, the values of them aforesaid, or such of them as may not be had, and their costs by them in this behalf expended, And the said Defendant in mercy, &c.

On the motion of Robert Craig, and it appearing to the Court that he is a regularly licensed Attorney, he is permitted to qualify to practice in this Court, and appeared in Court, and qualified accordingly.

Lincoln & Bro. Pltffs. } In Case.
vs
Trotter & Bro. Defts.

This day came the Plaintiffs, by their Attorney, and the Court proceeded to execute the Writ of Enquiry, and having fully heard the evidence, It is considered by the Court that the Plaintiffs recover against the Defendants the sum of $395.97 with interest thereon from the 16th day of October, 1869, till paid, and their costs by them in their behalf expended.

Joseph Denton, Pltff. } In Case,
vs
John Diller, Deft.

A. S. Rutherford Admr. Pltff. } In Debt.
vs
S. Carson Bowers, Deft.

Daniel Miller & Co. Pltffs. } In Debt.
vs
R. P. Fletcher & Bro. Defts.

A. S. Wright, Pltff. } In Debt.
vs
John Niswander, Deft.

Coffmans & Bruffy, Pltff. } In Case,
vs
John C. Morrison, Deft.

John C. Morrison, Pltff. } In Case,
vs
Jason W. Bruffy, Deft.

same, Pltff } In Case,
vs
Saml. A. Coffman, Deft.
&
same Pltff. } In Case,
vs
Coffmans & Bruffy, Defts.

It is ordered, That the above eight causes be continued generally until next term.

Joseph Byrd, for &c, Pltff. } In Debt
vs
Christian Funk, &c, Defts.
&
Peter Zetty, Pltff. } In Case,
vs
Emanuel Rhodes, Deft.

On motion of the Plaintiffs in two above causes, It is ordered that they be continued until the next term.

Henry Smith Pltff.
vs
Nelson Fields, Deft. } In Debt.

On motion of the Defendant, and for reasons appearing to the Court, It is ordered that this cause be continued, and a Rule is awarded against each of the Defendants witnesses, for their failure to attend at this term of the Court, returnable to the next August term.

Andrew Hogan, Pltff.
vs
Catharine Flick, Deft. } In Case.

This day came again the parties by their Attorneys, and thereupon came a Jury to-wit. - Jacob N. Wymant, F. M. Kirtley, S. H. Carrier, Henry Miller, Benj. K. Berry, John W. Crousehorn, John A. Herring, jr., J. C. Argabright, R. A. Whitmer, Theodore M. Rohr, Wm. M. Scott and B. F. Grove, who being elected, tried and sworn the truth to speak upon the issues joined, and having heard the evidence and the 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 Defendant," and thereupon on motion of the Defendant by counsel and for reasons appearing to the Court, the verdict is set aside, and a new trial granted, upon the condition that the Defendant pay the costs of this trial, and the cause is continued until the next term.

James M. Weaver, Pltff
vs
D. F. Haynes & C., Defts. } Unlawful Detainer.

The Surveyor of this County is directed to make any additional surveys that may be required by either party to this cause, and the trial of the cause is continued generally until the next term.

Ordered, That the Court be adjourned until to-morrow morning at 9 o'clock.

James Kenney

At a County Court continued and held in and for the County of Rockingham, Thursday, May 18, 1871.

Present:- Hon. James Kenney, presiding.

On the motion of Morgan ~~M~~. Taylor and for reasons appearing to the Court, he is exempted from the payment of County and Township Taxes, on account of indigent circumstances.

William Siden, Pltff.
vs
L. B. Dovel, &c., Defts. } In Debt.

On the motion of the Plaintiff, and for reasons appearing to the Court, It is ordered that this cause be continued until next term for the Plaintiff, and a Rule is awarded against E. S. Yancey and George W. Entzler, two of the Plaintiff's witnesses, returnable to the August Term.

George W. Funkhouser, surv. partner of Samuel & Geo. W. Funkhouser partners trading under the name of Funkhouser & Bro. Pltff } In Case.
vs
John Q. Winfield, Deft }

This day came again the parties by their Attorneys, and the Court proceeded to execute the Writ of Enquiry, and having fully heard the evidence, It is considered by the Court that the Plaintiff recover against the Defendant the sum of $25.52 with interest from July 18, 1860 till paid, and his costs by him in this behalf expended.

Forrer & Clippinger, Pltffs
vs
J. H. McFall, Defts. } In Debt.

This day came again the parties by their Attorneys, and the Defendant by his Attorney, waived his plea by him heretofore pleaded, and It is therefore considered by the Court that the Plaintiffs recover against the Defendant, the sum of $43.75 with interest thereon from Sept. 13, 1866, till paid and 30 cents costs before a Justice of the Peace, and their costs by them in this behalf expended.

George W. Showalter, Pltff.
vs
Peter Paul, pi, &c, Defts. } In Debt.

Ordered that this cause be dismissed ~~agreed~~.

B. F. Showalter, by &c Pltff,
vs
Joseph Rhodes, Deft. } In Case

Ordered, That this cause be dismissed.

Kiley & Pharis, Pltff,
vs
Philander Herring, deft. } In Case.

On motion of the Plaintiffs and for reasons appearing to the Court, this cause is continued until next term at their costs.

James Bolton, Pltff. } In Debt.
vs
George Fawcett, Deft.

Jesse Carrier, Pltff. } In Case.
vs
Shelton N. Carrier, Deft.

Curtis Morris, Pltff } In Case
vs
E. L. Peale, Deft.

Francis Stalnig, Pltff. } In Case.
vs
A. B. Whitsen, Deft.

John O'Connor & wife, Pltffs. } In Case.
vs
John Scanlon, Deft.

W. L. Mefferly, Lyte, Pltff. } In Case.
vs
J. B. Painter, Deft.

Aug. Clinedinst, Pltff. } In Debt.
vs
Plunket Morris, Deft.

Wm Peters, Jr., Pltff } In Case.
vs
Robert Shifflett & c, Defts.

V. M. Zann, Pltff. } In Debt.
vs
James N. Dofflemyer, Deft.

W. Loyd & Bro, Pltffs, } In Case.
vs
Reuben Bonds, Defts.

Thomas Rutherford, Pltff. } Slander.
vs
Henry Pulse, Deft.

Ordered, That the foregoing eleven causes be continued until the next term, generally.

Hugh B. Lilly, Pltff. } In Case.
vs
R. B. Ergenbright, Deft.

This day came again the parties by their Attorneys, and by consent it is agreed that the award rendered by E. L. Yancey, Frederick Armentrout and A. J. O. Bader, Arbitrators, on the 6th day of March 1871, shall be entered up as the judgment of the Court, which is in the words and figures following, to-wit:-

"We the undersigned Arbitrators in the case of H. B. Lilly vs R. B. Ergenbright, award judgment of Forty-five Dollars and fifty cents, subject to a credit of Ergenbright's A/c of Nineteen Dollars and ninety cents, leaving a balance due Lilly of Twenty-five Dollars and sixty cents, and each party pay their own costs, this the 6th day of March 1871. Given under our hands and seals.

E. L. Yancey, (Seal)
Frederick Armentrout, (Seal)
A. J. O. Bader, (Seal)

It is therefore considered by the Court that the Plaintiff recover against the Defendant the sum of $25.60 with interest thereon from the 6th day of March 1871, till paid - each party to pay their own costs.

Benjamin F. Bilhimer, Pltff. } In Case
vs
John Sheets, Deft.

On motion of the Plaintiffs Attorney, he is permitted to amend his Declaration, and the cause is continued until the next term.

Ordered, That the Court be adjourned until to-morrow morning at 9 o'clock.

James Kenney

At a County Court continued and held in and for the County of Rock-
-ingham, Friday, May 19, 1871.

Present:- Hon. James Kenney, presiding.

Michael N. See this day applied to the Court to keep an Ordinary at his House in
Spirit & Wine Act 1858 the town of Dinkerville, and it appearing to the Court that the applicant is a man
of good character, not addicted to drunkenness, and will probably keep such an House
as the law requires. It is ordered that License be granted him to keep an Ordinary
at his house in the town of Dinkerville, until the 1st. day of May 1872.

Upon the motion of D. C. Koogler and Florence V. Koogler infant children of John R.
Koogler, dec'd over 14 years of age, the former appearing in person before the Court, and the latter
by affidavit made before a Justice of the Peace, the Court doth appoint Samuel J. Dundore
as guardian for said infants, and on motion the Court doth appoint said Samuel
J. Dundore as guardian for James M., Ella R & Floyd Koogler, infant children of
said John R. Koogler, dec'd. under the age of 14 years; and thereupon Samuel J. Dun-
-dore, together with Jacob Dundore & J. L. Silcott, his sureties, (who justified as
to their sufficiency) entered into and acknowledged a bond in the penalty of $5.000.00
conditioned according to the law, and qualified accordingly.

Gesner Mefsicks Admr. Pltff.
vs
Wm. H. VanPeet, Deft. } In Debt.

The removal of John Paul as Administrator of the Plaintiff being
suggested, It is ordered that this cause be revived in the name of the present
Administrator, W. H. R. Messick, and the cause continued until next term.

W. N. See, Pltff.
vs
Jackson Knupp, Deft. } In Case.
&
John Beam, Pltff
vs
Samuel Barley, Deft. } In Debt.

Ordered that these two causes be continued severally until next term.

John Bonto, Pltff.
vs
Stephen Armentrout, Deft. } In Case.

It is ordered that this cause be dismissed.

Christian Rieff, Pltff.
vs
John Hines, Exstr. Deft. } In Case.

Ordered That this cause be dismissed agreed.

Richard Ashley, Pltff
vs
William Funk, Deft. } In Case.

This day came the parties by their Attorneys, and the Defendant, by his Attorney, filed his plea of Non-assumpsit and set-offs, to which the Plaintiff replied generally.

Joseph Senger's Admr. Pltff
vs
John W. Palmer, Deft. } In Covenant.

This day came again the parties by their Attorneys, and by consent it is agreed that the award rendered by C. M. Kemper, J. Davis Craig & James G. Patterson, Arbitrators, on the 8th. day of April, 1871, shall be entered up as the judgment of the Court, which is in the words and figures following, to-wit:-

"We the undersigned referees, to whom was referred a matter of controversy between John W. Palmer and Henry A. Showalter, Admr. of Jno. Senger, dec'd, do render the following award:- the said John W. Palmer shall pay to the said Henry Showalter, One hundred and ninety Dollars and fifty-five cents, with interest from the 1st. day of April, (present month,) together with the legal cost. Given under our hands this 8th. day of April, 1871.

C. M. Kemper, (Seal)
J. Davis Craig, (Seal)
Jas G. Patterson, (Seal)

It is therefore considered by the Court that the Plaintiff recover against the Defendant the sum of $190.55 with interest thereon from the 1st. day of April 1871, till paid, and his costs by him about this behalf expended.

The Rule awarded at the February Term of the Court against L. P. Henkel, a witness for Geo. Dugdale in the suit of George Dugdale, Pltff vs L. P. Rupp & Co Deft, was on motion of the Plaintiff's counsel dismissed

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On the motion of Matilda W. S. Dowel, an infant over 14 years of age, who appeared in Court and chose Abraham D. Armentrout as her guardian, the Court doth appoint the said Abraham D. Armentrout her guardian, whereupon Abraham D. Armentrout, together with with Benjamin G. Patterson, his surety, (who justified as to his sufficiency,) entered into and acknowledged a bond in the penalty of $100 conditioned according to law, and qualified accordingly.

Comm'th A. J. Nicholas, Deputy Sergeant for the Town of Harrisonburg, this day presented in Court an Account against the Commonwealth of Virginia, amounting to the sum of $11.80 which being sworn to in Court, was examined by the Court and allowed, and ordered to be certified to the Auditor of Public Accounts.

Comm'th A. J. Nicholas, Sergeant of the town of Harrisonburg, this day presented in Court an Account against the Commonwealth of Virginia, amounting to the sum of $43.20 which being sworn to in Court, was examined by the Court and allowed, and ordered to be certified to the Auditor of Public Accounts.

George Dugdale, Pltff
vs
C. T. Hupp & Co., deft. } In Case.

Upon the calling of this case, came the parties by their Attorneys and under An Act of Assembly, approved Feby. 3, 1871, as to Juries, the Plaintiff selected Joseph Dettor, the Defendant selected L. H. Yandiell, and these two selected D. K. Hopkins as a third Juror, who being elected tried and sworn the truth to speak upon the issues joined, having fully heard the evidence and the 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 Plaintiff and assess his damages at $451." with interest thereon from March 31, 1869, till paid, and his costs by him in this behalf expended.

William Powell, late of the County of Rockingham, who stands indicted for the murder of George Armstrong, on the 19th. day of March 1871, was this day led to the bar in custody of the Jailor of this county, and being thereof arraigned, pleaded "not guilty," and the Veniremen summoned for his trial being called, twenty-one of whom appeared and were found to be duly qualified and free from exceptions, viz:- Simeon Smith, A. P. Gay, Wm. Att, Wright Gatewood, Daniel Earmon, George Miller, Daniel Long, M. B. Grove, P. K. Argabright, J. C. Harrison, George Gasman, J. W. Zirkel, Worth Strayer, J. H. Ralston, of D., Emanuel Roller, Thomas Kirkpatrick, Algernon Rineheart, Wm. C. Simmons, Calvin Wood, George W. Keller and Abner Leauada, and thereupon it was ordered that the Sheriff summon three additional Veniremen to appear here forthwith, and the veniremen so summoned, being called, appeared and were found to be duly qualified and free from exceptions, viz:- D. B. Sites, Henry W. Roller and John P. Crawn;- the pannel 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 pannel, viz:- Wm. Att, Wright Gatewood, Daniel Long, J. C. Harrison, Worth Strayer, Emanuel Roller, Henry W. Roller and John P. Crawn, and thereupon the following jury was selected from the remaining sixteen by lot, viz:- George Miller, Wm. C. Simmons, J. W. Zirkel, M. B. Grove, J. H. Ralston, of D., George W. Keller, Calvin Wood, Algernon Rineheart, Abner Leauada, D. B. Sites, George Gasman and P. K. Argabright, who being so elected, tried and sworn the truth ~~of and upon~~ the premises to speak, 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", whereupon the prisoner was discharged, the Attorney for the Commonwealth alleging nothing further against him.

A. L. Lindsay, for &c, Pltff,
vs
A. J. Blakemore, deft. } In Debt.

This day came again the parties by their Attorneys, and under An Act of Assembly, approved Feby. 3, 1871, as to Juries, the Plaintiff selected Wm. A. Evans, the Defendant selected D. B. Sites and these two selected Calvin Wood as a third juror, who being elected tried and sworn the truth to speak upon the issues joined, having fully the evidence and the argument of counsel, but not having time to consider of their verdict, were adjourned until to-morrow morning at 9 o'clock.

Ordered, That the Court be adjourned until to-morrow morning at 9 o'clock.

James Kenney

At a County Court continued and held in and for the County of Rockingham, Saturday, May 20, 1871.

Present:- Hon. James Kenney, presiding.

Spiers'd Dd Comm.

On the motion of Samuel J. Dundore, Guardian of D.C. Koogler, Florence V. Koogler, James M. Koogler, Ella Rush Koogler, & Floyd Koogler, heirs of John R. Koogler, dec'd, John A. Herring, Daniel Bowman and Hiram Coffman are appointed Commissioners to assign Dower to the widow in the Real Estate of John R. Koogler, dec'd and report to this Court.

A. L. Lindsay, Assignee Pltff. } In Debt.
vs
A. J. Blakemore, Deft. }

This day came again the Jury of three, sworn and impanneled on yesterday, for the trial of this cause, pursuant to 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 the debt in the declaration mentioned, with interest thereon from the 17th day of June 1867, till paid," and thereupon It is considered by the Court that the Plaintiff recover against the Defendant the sum of $50 Cts, with interest thereon from the 17th day of June 1867, till paid, and his costs by him in this behalf expended.

William Minnick, Pltff. } In Case
vs
M. D. See, Deft. }
&
same, Pltff. } In Case.
vs
same, Deft. }

On motion of the Defendant, by counsel, and for reasons appearing to the Court, It is ordered that these two causes be continued until the next term at the cost of the Defendant, and a Rule is awarded against Erasmus Neff and S. P. Heukel, the Defendant's witnesses, returnable to the next August term for their contempt to us offered in failing to attend at this term.

Strayer & Booze, Pltffs. } In Debt
vs
R. O. Fletcher, Deft. }

On motion of the Defendant, by counsel, and for reasons appearing to the Court, It is ordered that this cause be continued until the next term, at the cost of the Defendant, and a Rule is awarded against Wm. Rebard and Lafayette See, two of the Defendant's witnesses, returnable to the next August term for their contempt to us offered in failing to attend at this term.

J. G. Brown's Exts. Pltff } In Case.
vs
John R. Smals, Deft. }

This day came again the parties by their Attorneys, and neither party requiring a Jury, the case is submitted to the decision of the Court, and having fully heard the evidence and the argument of counsel, It is considered by the Court that the Plaintiff has no cause of action against the Defendant, and that the Defendant recover against the Plaintiff his costs by him in his defence expended.

Francis Staling, Jor &c, Pltff,
Samuel Sandy, Deft. } In Debt.

This day came again the parties by their Attorneys, and thereupon came a Jury to-wit:- J.N. Wymant, I.R. Eiler, Henry Miller, Benj. K. Berry, John W. Crouchhorn, John A. Herring, jr, J.C. Argabright, R.A. Whitmer, P.W. Rohr, Wm. M. Scott, B.F. Grove & John M. Kemper, who being elected, tried and sworn the truth to speak upon the issue joined, and having fully heard the evidence and the 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 Plaintiff $8.33/100, part of the debt in the declaration mentioned, with interest from Nov. 11, 1862 till paid.

T.N.B. Brown, Pltff.
S.O. Cunningham, Deft. } In Case.

This day came again the parties by their Attorneys, and neither party requiring a Jury, the case is submitted to the decision of the Court, and having fully heard the evidence and the argument of counsel, It is considered by the Court that the Plaintiff recover against the Defendant the sum of $39.50, with interest thereon from the 1st. day of January 1865, till paid, and his costs by him in this behalf expended.

Monroe & Allen, Pltffs,
Gabriel Hites' Adm. Deft. } In Debt.

This day came again the parties by their Attorneys, and by consent of parties, It is considered by the Court that the Plaintiffs recover against the Defendant the sum of $95.50 part of the debt in the declaration mentioned, with interest thereon from the 24th. day of June 1868, till paid, and their costs by them in this behalf expended, and that the cause be continued as to the balance.

Remijus Armentrout, Pltff.
B. F. Strickler, Deft. } In Case.

David S. Pool, Pltff,
Thomas M. Hite, Deft. } In Case.

Henry Niswander, Pltff
E. W. Pollard, &c, Defts. } Upon a Warrant.

Mary Royer, Pltff
George Gilmer, Deft. } In Case,
+
Henrietta Royer, Pltff
same, Deft. } In Case.

Ordered, That the foregoing five causes be continued generally until the next term.

John Koontz, Pltff;
vs
Catharine Silent, Deft. } In Debt.

On motion of the Plaintiff and for reasons appearing to the Court, this cause is continued until next term at the cost of the Plaintiff

George Campbell Pltff
vs
Koogler Hes, Defts. } In Case.

The death of John R. Koogler, one of the Defendants suggested, and the cause continued until the next term, and ordered to proceed against the surviving Defendant.

Gray, Miller & Co, Pltffs,
vs
Jesse Carrier, Deft. } In Debt

This day came the parties by their Attorneys, and the defendant by his Attorney, filed his plea in Bankruptcy, and thereupon the case continued until the next term.

Ordered That the Court be adjourned until Monday morning next at 9 o'clock.

James Kenney

At a County Court continued and held in and for the County of Rock-
-ingham, Monday May 22nd 1871.

Present:- Hon. James Kenney, presiding.

D. C. Brenneman, Commr. of Roads.

Upon Report for opening Road from Thos. Kirkpatrick to Nathan Huston.

It appearing to the Court that in pursuance of an order heretofore entered in this cause, the land owners along the proposed new road, as set forth in the report of Commissioner Brenneman, filed at the April Term, (1871.) of this Court, have been duly summoned, and it further appearing to the Court that Thomas Kirkpatrick, William Bungardner and George White are willing to accept the dam-
-ages allowed in said Report, It is ordered that said road be established according to said report, from its beginning on the land of Thomas Kirkpatrick to where it in-
-tersects with the old road on the land of Christian Shank, near George White's gate.

Open Roads

William A. Caracofe, Commissioner of Roads for Franklin Township this day pre-
-sented in Court an Account against the County of Rockingham, for 16 days services as Commissioner aforesaid, and being sworn to was examined and he was allowed by the Court the sum of $1.50 per day for his services, making $24.00

Open Roads

William Beard this day presented in Court an Account against the County of Rock-
-ingham for services as Surveyor to Wm. A. Caracofe Commr. of Roads, and being sworn to, was examined and he was allowed by the Court the sum of $3.00 for one days services as said Surveyor.

Ordered that the Rule returned executed upon John W. Lee, returned to this day of the Court, be discharged, and for reasons appearing to the Court he is discharged from service as Petit Juror during this term.

J. P. Brock, Pltff
J. M. Locke, Deft. } In Case.

This day came the parties by their Attorneys and the Court proceeded to execute the Writ of Enquiry in this cause, and having heard the evidence, It is consid-
-ered by the Court that the Plaintiff recover against the Defendant the sum of $75.00 with interest thereon from Nov. 1, 1869. till paid, and his costs by him in this behalf expended.

Jackson Krupp, Pltff.
Michael A. Lee, Deft. } T. A. B.

This day came again the parties by their Attorneys, and thereupon by agreement of Counsel, came a Jury of seven, to-wit:- R. A. Whitmer, I. N. Rohr, B. F. Grove, Benj. K. Berry, John A. Herring, jr., Henry Miller & James R. Eiler, who being elected, tried and sworn the truth to speak upon the issue joined, and having fully heard the evidence and the 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 at $360.00

It appearing to the Court that Margaret E. Bull, widow of George Bull, dec'd. has relinquished her right to administer upon the Estate of her deceased Husband, on her motion, Charles A. Yancey who made oath thereto, according to law, and together with Wm. B. Yancey, his surety, (who justified as to his sufficiency,) entered into and acknowledged a bond in the penalty of $6.000 00, conditioned according to law, a certificate is granted him for obtaining letters of administration in due form, upon the Estate of said George Bull, dec'd; and it is ordered that D. Gilmore, J. S. Harnsberger, Jno. A. Hammon, A. J. Nicholas and W. S. Duty, (any three of whom may act,) do appraise the Estate of said Geo. Bull, dec'd. after first being duly sworn.

Ordered, That the Rule returned executed upon John Bishop for his failure to appear as a Petit Juror at this term of the Court, for reasons appearing to the Court, be discharged.

John Q. Winfield, Comm'r. use of Wm. Dold, Pltff.,
Derrick Pennybacker, Defdt. } In Debt.

This day came the Defendant, and acknowledged the Plaintiff's action, and confessed judgment for the Debt and interest in the said Writ mentioned and the costs, It is therefore considered by the Court that the Plaintiff recover against the Defendant the sum of $509.66⅔ with interest thereon from Sept. 1, 1865, till paid, subject to a credit of $30cc Sept. 20, 1867,- of $30cc April 28, 1868, and of $100cc October 1, 1869, and his costs by him in this behalf expended.

Nathaniel Flook this day appeared in Court and made oath that at the November Term (1870) of this Court, he served Eleven Days as a Petit Juror, and that he had received a ticket from the Clerk for only 8 days services, It is therefore considered by the Court, that he be allowed for the additional 3 days service, at $1cc per day.

James J. Miller, for &c, Pltff.
Robert Cox, Defdt. } In Debt.

This day came again the parties by their Attorneys, and thereupon by agreement of counsel, came a Jury of seven, to-wit:- F. W. Kintley, John Bishop, J. A. Wyrant, J. M. Kemper, J. C. Argabright, Wm. M. Scott and S. H. Carrier, who being elected, tried and sworn the truth to speak upon the issues joined, and having fully heard the evidence and the 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 Plaintiff $706.25/100, the debt in the declaration demanded, with interest thereon from the 1st. day of October 1862, till paid, It is therefore considered by the Court that the Plaintiff recover against the Defendant the sum of $706.25 with interest thereon from October 1, 1862, till paid, and his costs by him in this behalf expended.

Manapas Blackburn, Pltff.
Joshua Jennings, Defdt. } In Case.

This day came again the parties by their Attorneys, and neither party requiring a Jury, this case is submitted to the decision of the Court, and having fully heard the evidence and the argument of Counsel, the Court takes time to consider.

D. D. Dovel's Exor. Pltff } In Debt.
C. S. Weaver, Deft. }

&

Reuben Kite, Pltff. } In Debt.
James P. Dovel, Deft. }

Ordered that the foregoing two causes be continued generally until next term.

Daniel Bowman, Pltff } In Case.
Levi Shaver, Deft. }

This day came again the parties by their Attorneys, and thereupon by agreement of counsel, came a jury of seven, to-wit:- Benj. K. Berry, P. N. Rohr, John A. Herring, jr., D. A. Whitmer, B. F. Grove, J. M. Kemper & J. C. Argabright, who being elected, tried and sworn the truth to speak upon the issue joined, and having heard the evidence and the 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 Plaintiff, and assess his damages at $50.58, with interest thereon from May 28, 1856", It is therefore considered by the Court that the Plaintiff recover against the Defendant the sum of $50.58 with interest thereon from May 28, 1856, till paid, and his costs by him in this behalf expended.

Ordered, That Court be adjourned until to-morrow morning at 9 o'clock.

James Kenney

At a County Court continued and held in and for the County of Rockingham, on Tuesday, May 23rd. 1871.

Present:- Hon. James Kenney, presiding.

Manasses Blackburn, for &c., Pltff.
vs
Joshua Jennings, Deft. } In Case.

The Court in this cause having taken time to consider, it is considered by the Court that the Plaintiff recover against the Defendant the sum of $89.00 with interest thereon from the 1st. day of January, 1862, till paid, and his costs by him in this behalf expended.

Wm. W. Gay, Pltff.
vs
A. W. May, Deft
&
Isaac G. Coffman, Extr. Pltff.
vs
same, Deft. } Upon Suggestions

A. W. May who has been summoned on the suggestion of Wm. W. Gay and Elizabeth Coffman, that he is a debtor to Henry Early, this day appeared in Court and answered that he owes Henry Early about $290.00 principal and interest to this date, and is ready to pay the same; whereupon it is considered by the Court that he pay said amount into the hands of A. B. Irick, Receiver of this Court, to await the further order of this Court.

A Rule issued against J. P. Ralston, Sheriff of this County, for his failure to return a Subpoena issued for John K. Davis, at the February Term of this Court, having been returned executed, was, for reasons appearing to the Court, discharged.

John E. Roller, Pltff.,
vs
Strayer & Borse, Defts. } In Case.

This day came the parties by their Attorneys, and the Court proceeds to execute the Writ of Enquiry, and having fully heard the evidence, it is considered by the Court that the Plaintiff recover against the Defendants the sum of $45.65 with interest thereon from July 20, 1868 till paid, and his costs by him in this behalf expended.

Brown Miller's Admr.
vs
Amanda Keezle, Deft. } In Case.

On motion of Plaintiff's Counsel, it is ordered that this cause be dismissed agreed.

On motion of Abram Click, one of the Overseers of Roads in Franklin Township, it is ordered that Rudolph Myers, P. M. Ervine and Thomas A. Jackson be appointed viewers to view that portion of the Attobine & Bridgewater road between Strickler's School House and Henry Miller's, and report to the next term of this Court, what changes, if any, are necessary to be made in said road, between the points above indicated.

Burkholder & Meals, Pltffs.
vs
Albert Long, Deft. } In Debt.

This day came again the parties by their Attorneys, and thereupon, by agreement of counsel, came a jury of seven, to-wit:- S.H. Carrier, J.C. Azalright, B.F. Grove, B.F. Berry, John Bishop, D.B. Sites and John A. Herring, jr, who being elected, tried and sworn the truth to speak upon the issues joined, 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 upon their oaths do say, "we the jury find for the Defendant, It is therefore considered by the Court that the Defendant recover against the Defendant his costs by him in his defence expended.

Nihil. Samuel Lindamood, Asessor of Stonewall Township presented in Court, an Account amounting to $5.60 for registering 46 births & 10 deaths, which being sworn to in Court, was examined and allowed by the Court, and ordered to be certified to the Auditor of Public Accounts.

E.F. Cushman, for &c., Pltff
vs
Benj. F. Spitzer, Deft. } In Case

This day came the Defendant by his Attorney, and the Plaintiff though solemnly called, came not, nor is his suit further prosecuted; Therefore, on the prayer of said Defendant, It is considered by the Court, that he recover against the Plaintiff, $5.00 damages according to law, and his costs by him about his defence in this behalf expended.

B.F. Harman's Admr. Pltff,
vs
Michael Whitmer, Deft. } In Case.

Upon the calling of this cause, by consent of parties, It is referred to Arbitrators, hereafter to be selected.

John Koontz, Pltff,
vs
Mary Brown, surv. partner, &c, Deft. } In Case.

On motion of the Defendant and for reasons appearing to the Court, this cause is continued until next term at the cost of the ~~Defendant~~ Plaintiff, and on motion of the Defendant, a Rule is awarded against the Plaintiff for security for costs.

D.H. Lee Mantz, surv. &c, Pltff.
vs
Wm. N. Gay, Deft. } In Case.

On the motion of the Defendant, a Rule is awarded against D.H. L. Mantz, a witness for the Plaintiff, for his failure to appear at this day of the Court, made returnable to Friday next.

J.J. Miller, for &c., Pltff.
vs
Robert Cox, Deft. } In Debt.

Memo:- On the trial of the last 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 is in the following words and figures following, to-wit:- "Be it remembered, &c, which was received, signed and sealed by the Court, and ordered to be made part of the record in the said cause, which is accordingly done.

Burton Crawford, for &c., Pltff
vs
John D. Matthews, Deft. } In Case.

This day came again the parties by their Attorneys, and thereupon, by consent of counsel, came a Jury of seven, to-wit:- J. R. Eiler, R. A. Eastham, F. M. Rohr, Henry Miller, Wm. M. Scott, J. M. Kemper and J. H. Wynant, who being elected, tried and sworn the truth to speak upon the issues joined, and having heard the evidence and the 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 Plaintiff, and assess damages at $85.00 with interest from May 1, 1865;" It is therefore considered by the Court that the Plaintiff recover against the Defendant the sum of $85.00 with interest thereon from May 1, 1865, and his costs by him in this behalf expended.

F. A. Berry, Pltff
vs
Jesse L. Bowcock, Deft. } In Debt.

This day came again the parties by their Attorneys, and thereupon, by consent of counsel, came a Jury of seven, to-wit:- S. H. Garrier, J. C. Applewhite, B. F. Grove, B. F. Berry, John Bishop, D. B. Sites, & John A. Herring, jr., who being elected tried and sworn the truth to speak upon the issues joined, and having fully heard the evidence and the 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 Plaintiff $3.27, with interest from Janj. 16, 1864, till paid;" It is therefore considered by the Court that the ~~Plaintiff~~ recover against the ~~Defendant the sum of $3.27 with in-terest thereon from Janj. 16, 1864, till paid~~ defendant recover his costs

E. Ultman & Co., Pltff.
vs
Wm. G. Shaver, &c., Defts. } In Debt.

This day came the Defendant by his Attorney, and the Plaintiff though solemnly called, came not, nor is his suit further prosecuted; Therefore, on the prayer of said Defendant, It is considered by the Court, that he recover against the Plaintiff $5.00 damages according to law, and his costs by him about his defence in this behalf expended.

On the motion of E. D. Sullivan, he producing in Court the recommendation of the Common Council of the town of Harrisonburg, application is made to keep an Ordinary in the town of Harrisonburg at his place of business, and it appearing that the applicant is a man of good character, not addicted to drunkenness, and will probably keep such an house as the law requires, It is considered by the Court that a certificate be granted him to obtain License to keep an Ordinary at his place of business, in the town of Harrisonburg, until the 1st day of May, 1872.

Jacob Ammons Admr. Pltff. } In Debt.
vs
Stephen Armentrout, Deft.

John Maloney, Pltff. } In Debt.
vs
John W. Burke, Deft.

S. K. Newham, Pltff } In Debt.
vs
Jacob Vineyardner, Deft.

Jacob Lipes Admr., Pltff } In Covenant
vs
Anthony Rhodes & others, Defts.

Strayer, Kagey & Co. Pltffs. } In Case.
vs
James W. Bell, Deft.

Nailed Morris, Pltff } In Case.
vs
Eli Kerns, Deft.

v.

John Pence, Pltff } In Debt.
vs
Abraham Beam, Deft.

Ordered that the seven foregoing causes be continued generally until next term.

Bowcock & Brown, Pltff } In Debt.
vs
Christ. Kyger's Admr. Deft.

John Applegate, Pltff. } In Debt.
vs
Moses Joseph, &c, Deft.

v.

John Taylor, Pltff } In Debt.
vs
Peter Rader, Deft.

For reasons appearing to the Court, It is ordered that the above three causes be continued until next term at the cost of the Defendants.

Peel & Stevens, Pltffs. } In Case.
vs
Jesse Leavier, Deft.

This day came the parties by their Attorneys, and the Defendant, by his Attorney, filed his plea in bankruptcy. It is therefore considered by the Court, that this cause be continued until the next term.

Peter Long, Pltff.
vs
Thomas Harrison's Exor. Deft. } In Case.

This day came again the parties by their Attorneys, and thereupon by consent of counsel, came a Jury of seven, to-wit:— Henry Miller, Wm. M. Scott, J. M. Kemper, J. N. Wynant, D. B. Sites, John A. Herring, jr., & R. A. Whitmer, who being elected, tried and sworn the truth to speak upon the issues joined, and having fully heard the evidence and the 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 Plaintiff and assess his damages at $40. &c. with interest from the 23d. day of May 1871, till paid. It is therefore considered by the Court that the Plaintiff recover against the Defendant the sum of $40. &c with interest thereon from the 23d. day of May 1871, till paid, and his costs by him in this behalf expended.

Ordered, That the Court be adjourned until to-morrow morning at 9 o'clock.

James Kenney

At a County Court continued and held in and for the County of Rock-ingham, on Wednesday, May 24, 1871.

Present:- Hon. James Kenney, presiding.

issued On motion of the Plaintiff's counsel, a Rule is awarded against John J. Davis, a witness summoned for the Plaintiff to this term of the Court, in the case of Wm. Withrow, jr & John J. Davis, returnable to Tuesday next, May 30, 1871.

Henry Forrer, Pltff.
&
Daniel Flook, Deft. } In Case.

This day came again the parties by their Attorneys, and neither party requiring a Jury, this Cause is submitted to the decision of the Court, and having fully heard the evidence, It is considered by the Court that the Plaintiff recover against the Defendant the sum of $48.13/100, with interest thereon from 24th day of October 1868, till paid, and his costs by him in this behalf expended, and the defendant allowed to withdraw his offset.

John Koontz, Pltff.
&
J. G. Minor, Deft. } In Debt.

This day came again the parties by their Attorneys, and neither party requiring a Jury, this case is submitted to the decision of the Court, and having fully heard the evidence, It is considered by the Court that the Defendant recover against the Plaintiff the sum of $65.00 with interest thereon from the 1st day of April 1869, till paid, and his costs by him in his defence expended.

Michael Earmon, Pltff
&
John Landes, Deft. } Upon an Attachment.

Ordered, on motion of the Plaintiff, It is ordered that this cause be dismissed.

Elias Grim, Pltff.
&
Ephraim Breeden, Deft. } M. D.

A Rule is awarded against Elias Grim and A. J. Baugher, witnesses issued for the Plaintiff, for their failure to attend at the last term of this Court, returnable to the 1st day of the next term of this Court.

On the motion of Jacob A. Armentrout, who made oath thereto according to law, and together with Nicholas Miller ~~and Addison Roger~~, his surety, (who justified as to his sufficiency,) entered into and acknowledged a bond in the penalty of Three Thousand dollars, conditioned according to law, he was permitted to qualify as Executor of Henry Argenbright, dec'd, with the will annexed; and Whit. Mauzy, Albert Nicholas, Joshua Pence and Addison Roger, (any three of whom may act,) are appointed to appraise the Estate of said Henry Argenbright, dec'd, after first being duly sworn,

Gideon Kratzer, Pltff
W. J. Zirkle, Deft. } In Debt.

This day came the Defendant, and acknowledged the Plaintiffs action, and confessed judgment for the Debt and interest in the said writ mentioned, and the costs, Therefore it is considered that the Plaintiff recover against the Defendant the sum of $144.00 with interest thereon from the 1st. day of April 1871, till paid, and his costs by him in this behalf expended, and leave is given the Plaintiff to sue out Execution during term.

On the motion of John H. Moore, Assessor of Franklin Township, A. W. Black is permitted to qualify as his Assistant, and appeared in Court and qualified accordingly.

On motion of Hugh D. Linn, it appearing to the Court that said Linn is assessed with Taxes on 108 acres of Land for the year 1871, instead of 75 Acres, the true quantity in the tract, and that said land was valued at $35.00 per acre and assessed at the rate of 50 cents on the $100.00, It is ordered that said Linn be released from the payment of $5.77 of his land tax for the year 1871, and the County levy assessed on the said $5.77; the Commonwealths Attorney and the Commissioner of the Revenue were present in Court defending this motion.

On motion of E. S. Kemper, It appearing to the Court that "E. S. Kemper & others" are improperly assessed with taxes on 77 Acres, which formerly belonged to them, but is now the property of Margaret B. Kemper, and is embraced in her 207 Acre Tract, on which she is assessed with Taxes for the same year (1871) It is therefore ordered that the said "E. S. Kemper & others," be released from paying the taxes and county levy assessed against them on said 77 Acres of Land for the year 1871; - the Commonwealths Attorney and the Commissioner of Revenue were present in Court and defended this motion.

Riley Armentrout, Pltff.
Benjamin F. Armentrout, Defh } In Case.

This day came again the parties by their Attorneys, and thereupon came a Jury, to-wit:- Henry Miller, Benj. H. Berry, John A. Deming, jr., J. C. Applebright, R. A. Whitmer, P. W. Rohr, Wm. M. Scott, B. F. Grove, J. M. Kemper, D. B. Sites, D. J. Garber & John Bishop, who being elected, tried and sworn the truth to speak upon the issues joined, and not having time fully to hear the evidence, it was adjourned until Friday morning next at 10 o'clock.

Ordered, That the Court be adjourned until to-morrow morning at 9 o'clock.

James Kenney

At a County Court continued and held in and for the County of Rockingham, on Friday, May 26, 1871.

Present:- Hon. James Kenney, presiding.

G. Paulsel's Admr. Pltff.
vs
W. K. Bailey, &c., Defts. } Upon a Notice.

James H. Devier, for &c, Pltff.
vs
John E. Brown's Adm. &c, Defts. } Upon a Notice.
&
R. C. Thompson & Co. for &c. Pltff.
vs
same, &c, Defts. } Upon a Notice.

This day came the parties by their Attorneys, and it is ordered that the three foregoing causes be placed on the Rents Dockets

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A. L. Lindsay, Adm. &c, Pltff.
vs
A. J. Blakemore, Defts. } In Debt.

This day came again the parties by their Attorneys, and the Defendant moved the Court for a new trial, which motion the Court sustained, and it is considered by the Court that the verdict rendered and the judgment entered up in this cause be set aside, and a new trial granted, upon the payment by the Defendant of the costs of this trial, and the trial of the issues continued until the next term.

John Koontz, Pltff,
vs
Christian Lantz, Defts. } In Case.

This day came the Defendant by his Attorney, and the Plaintiff, though solemnly called, came not, nor is his suit further prosecuted, Therefore, on the prayer of the Defendant, It is therefore considered by the Court that he recover against the Plaintiff his costs by him about his defence in this behalf expended.

Commonwealth Pltff.
vs
Andrew Denton, Defts. } In Debt.

William Collier, Pltff,
vs
John W. Saufley, Defts. } In Case

John G. Winfield &c, Pltff.
vs
John L. Thomas, Defts. } In Case.

R. B. Bryan, Pltff.
vs
Noah W. Beery, Defts. } In Case.

Ordered That the above four causes be continued generally until next term

Treasurer of this County,
It is ordered That Samuel R. Allebaugh, pay to Joseph P. Hyde, Three Dollars
upon. for a Table for the use of the Court.

John R. Koogler, the surety of A. B. Snick, the Receiver of this Court, having departed this life since the execution of said Bond, on the motion of said A. B. Snick, he is permitted to execute a new Bond as said Receiver; whereupon he appeared in Court, and together with Jonas A. Loewenbach, his surety, (who justified as to his sufficiency) entered into and acknowledged a bond in the penalty of $25.000 cc, conditioned according to law.

The Rule issued against ~~against~~ D. W. Lee Martz, for his failure to appear as a witness at a former day of this Court, for reasons appearing to the Court, was discharged.

Riley Armentrout, Pltff
Benj. F. Armentrout, Deft. } In Case.

This day came again the parties by their Attorneys, and the Jury sworn and impannelled on Wednesday last for the trial of this cause, appeared in Court, pursuant to adjournment, and not having time fully to hear the evidence and 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.

James Kenney

At a County Court continued and held in and for the County of Rockingham, on Saturday May 27. 1871.

Present:- Hon. James Kenney, presiding.

On motion of the Board of Directors of the "Rawley Springs Company," application is made for the privilege of Keeping an Ordinary at their place of busines in this County, and it appearing to the Court that the applicants are men of good character, not addicted to drunkenness, and that they will probably keep such an House as the law requires, It is ordered that License be granted them to Keep an Ordinary at their place of business in this County, until the 1st day of May 1872.

Jacob A. Armentrout, Commissioner of Roads for Stonewall Township, this day presented in Court his Report upon the establishment of the road leading from the Peaked Mountain Church in McGaheysville to Maiden's Mill, as a public road, under an order of this Court made May 15, 1871, and it appearing to the Court from Report of said Commissioner, that the said road is 18 feet wide, and in other respects is suitable, It is ordered that said road be established as a public road, according to said Report.

William Eiler, Registrar of Ashby Township presented in Court an Account against the County of Rockingham for the sum of Twenty-one Dollars, for 7 days services ~~as services~~ as said Registrar in April & May 1871, which being sworn to in Court, was examined and allowed, and the Treasurer ordered to pay the same.

J. D. Price, Pltff
Jno. L. Kidwell, Deft. } Upon a Warrant.

Ordered That this cause be placed upon the Court's Docket.

Thomas K. Harnsberger, Pltff
J. W. & Smith, &c, Defts. } In Debt.

This day came again the parties by their Attorneys, and the Defendants by their Attorneys, waived their plea, by them heretofore pleaded, and it is therefore considered by the Court that the Plaintiff recover against the Defendants, the sum of $47.68 with interest thereon from the 23rd day of December 1859, till paid, subject to a credit of $27.50 as of date Nov. 29, 1860, and his costs by him in this behalf expended.

Ordered, That the Clerk of this Court issue a Venire Facias, for 14 additional Jurors, returnable to Monday morning next, at 10 o'clock.

Loewenbach & Bro, Pltffs.
John N. Wills Admr Defts. } In Debt

This day came again the parties by their Attorneys, and neither party requiring a Jury, this cause is submitted to the decision of the Court, and Court having fully heard the evidence, It is considered by the Court that the Plaintiffs recover against the Defendants, the sum of $475.00 with interest thereon from the 9th day of April 1870, till paid, $1.88 costs of protest, and their costs by them in this behalf expended.

Derrick Pennybacker Pltff
(2)
John P. High, Deft. } In Debt.

Thomas Richards, Pltff.
(2)
Henry Forrer, Deft. } In Case.

+
Joseph Dinkel, Pltff
(2)
A. R. Lantz, Deft. } In Case.

Ordered That the three foregoing causes be continued generally until next term.

W. G. Bausermer & Co., Pltffs.
(2)
Phillen, Kite & Co., Defts. } In Debt,

M. A. Baker & Co., Pltffs.
(2)
same, Deft } In Case,

White, Rosenberg & Co., Pltff.
(2)
same, Defts. } In Case,
&
Shipley, Roane & Co. Pltffs.
(2)
same, Defts. } In Case.

On motion of the Plaintiffs. It is ordered that the four foregoing causes be dismissed.

Ordered That the Court be adjourned until Monday morning next at 9 o'clock.

Riley Armentrout Pltff
(2)
Benj. F. Armentrout, Deft. } In Case

This day came again the parties by their Attorneys, and the jury sworn and impanneled for the trial of this cause, pursuant to their adjournment, and having fully heard the evidence and the argument of counsel, retired from the bar to consider their verdict, and after some time returned into Court and not having agreed upon a verdict, was adjourned until Monday morning next at 9 o'clock.

Ordered, That the Court be adjourned until Monday morning next at 9 o'clock.

James Kenney

At a County Court continued and held in and for the County of Rockingham, on Monday, May 29, 1871.

Present:- Hon. James Kenney, Presiding.

Daniel Good, Pltff
vs
Rawley Springs Turnpike Company deft. } Motion

On motion of the Plaintiff, a writ of Ad quod Damnum is awarded, to be executed on 17th day of June 1871.

W. D. Ruffner, for &c, Pltff
vs
John Higgins, deft } In Debt.

This day came the parties by their Attorneys, and thereupon came the Defendant and confessed judgment for the sum of $30.00 with interest thereon from the 2nd day of November 1863, till paid, It is therefore considered by the Court that the Plaintiff recover against the Defendant the sum of $30.00 with interest thereon from November 2, 1863 till paid, and his costs by him in this behalf expended.

Riley Armentrout, Pltff.
vs
Benjamin F. Armentrout, deft } In Case.

This day came again the jury sworn and impanneled for the trial of this cause, pursuant 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, John A. Herring, jr, one of the jurors was withdrawn and the rest from rendering a verdict, were discharged.

M. Harvey Effinger & Bro. for &c, Pltff
vs
John G. Winfield, deft. } In Debt.

This day came the defendant, by his Attorney J. R. Liggett, and acknowledged the Plaintiffs action, and confessed judgment for the debt and interest in the said writ mentioned, and the costs, It is therefore considered by the Court that the Plaintiff recover against the Defendant the sum of $241.44 with interest on $182.74 part thereof from the 17th day of May, 1871 till paid, and his costs by him in this behalf expended.

On the motion of J. A. Hammen Sheriff for the collection of the Revenue for the year, A. M. Effinger appearing to the Court to be a man of honesty and good demeanor, is permitted to qualify as his Deputy, and he thereupon appeared in Court and took the several oaths prescribed by law.

John F. Crawn,
vs
Coffmans & Bruffy } In Debt.

This day came again the parties by their Attorneys, and

thereupon came a Jury to-wit:- Jacob H. Wayland, James R. Eiler, J. C. Braithwaite, John T. Wakenight, Jacob Meserole, Strother Sheets, Robert Chandler, Adam Koontz, A. W. Peale, N. W. Bowman, David A. Bowman and Wm. Stevens, who being elected, tried and sworn the truth to speak upon the issue joined, and not having time fully to hear the evidence, was adjourned until to-morrow morning at 10 o'clock.

Ordered, That the Court be adjourned until to-morrow morning at 9 o'clock.

James Kenney

At a County Court continued and held in and for the County of Rockingham on Tuesday, May 30, 1871.

Present:- Hon. James Kenney, presiding.

Ordered, That A. St. C. Sprinkel, late Clerk of this Court be allowed the sum of $112.50 for the usual public services, and it is further ordered that he be allowed the sum of $100.00 for Extra public services rendered during the year ending Dec. 31, 1870, which said Allowances are ordered to be certified to the Treasurer of this County for payment.

Allowed.

A. M. Patterson, Pltff
&
James A. Alexander, Deft. } In Debt.

This day came again the parties by their Attorneys, and neither party requiring a Jury, this cause is submitted to the decision of the Court, and having fully heard the evidence, It is considered by the Court that the Defendant recover against the Plaintiff the sum of $30.44, with interest thereon from the 1st. day of June 1865, till paid, and his costs by him in this defence expended.

John A. Herring, Daniel Bowman and Hiram Coffman, Commissioners appointed at a former day of this term, to assign Dower to Sarah Jane Koogler, widow of J. R. Koogler, dec'd, in the Real Estate of said Koogler, dec'd. this day presented in Court their Report, and no objection being made thereto. It is ordered that the same be recorded.

Riley Armentrout, Pltff
&
B. F. Armentrout, Deft. } In Case.

On motion of the Defendant by his Attorney, this cause is ordered to be removed to the Circuit Court of this County.

A. M. Newman was this day appointed a Commissioner in Chancery in this Court, and he appeared in Court and qualified accordingly.

John Leedy, Constable of this County, presented in Court an Account against the Commonwealth of Virginia, amounting to the sum of $9.20 which being sworn to, was examined by the Court, allowed and ordered to be certified to the Auditor of Public Accounts.

Jacob Bear Pltff
vs
John C. Walker & Jo^s. H. Kite, defts. } In Debt.

Upon the calling of this case, His Honor Judge Kenney having been employed formerly as Counsel, it was agreed by the parties that this cause be submitted to the decision of C. T. O'Ferrall, a practicing Attorney in this Court, and he having fully heard the evidence and the argument of counsel, It is considered by the Court that the Plaintiff recover against the defendants the sum of 1684^{cts} with interest thereon from the 5^th day of December 1863, till paid, subject to a credit of 8^{cts} as of date Dec. 5, 1863, and 10^{63} paid as interest, and his costs by him in this behalf expended.

B. G. Manor Pltff
vs
John H. Carpenter deft. } Upon an Attachment.
&
Keller & wife, Pltffs.
vs
same, deft. } Upon an Attachment.

On motions of the Plaintiffs, these two causes are ordered to be dismissed.

Nicholas Kyger & Harrison Bateman, creditors of C. Kyger, dec'd, Pltff. }
vs } On a Rule to give
Joseph H. Mauzy, Admr. of C. Kyger, dec'd. deft. } new security as Admr.

Ordered That this cause be placed upon the Court's Docket.

Samuel Bailey for &c. Pltff
vs
St. C. Detamore, deft } Upon a suggestion vs J. S. Louse
&
Denisa Davis Pltff
vs
Wm. Koontz, deft. } Upon a suggestion vs J. S. Louse.

For reasons appearing to the Court It is ordered that these two causes be dismissed at Plaintiffs' costs.

Gideon B. Reed & Jonas. Reed, Pltffs. } Summons to answer a suggestion made by G. B. Reed & Jonas Reed, judgment creditors of M. J. Carrier and Jacob Bailey for $599.^{cts} in specie, with interest from 10^th. December 1870, and costs, that by reason of the writ of Fieri Facias issued thereupon, there is a liability existing on said Allebaugh and Lincolns.
vs
S. R. Allebaugh, A. C. Lincoln & Jacob Lincoln, defts.

In this cause the evidence of J. C. Woodson & S. R. Allebaugh developing that, there is a large amount of money much exceeding the claim of said Reeds in judgment, due from said A. C. Lincoln and Jacob Lincoln to S. R. Allebaugh Sheriff of Rockingham County formerly, for the benefit of M. J. Carrier, and for which a suit or suits have been instituted, completed to judgment and Executions thereupon placed in the hands of James Steele, ex-deputy Sheriff for Joseph A. Hammen late Sheriff of Rockingham County, It is ordered that the amount of $599.^{cts} in specie and $10.^{83} costs in the suit of G. B. Reed and Jonas Reed against M. J. Carrier and Jacob Bailey, shall be appropriated and paid out of the amounts due by said Lincolns A. C. and Jacob, or the proceeds of the Execution against their property, and that S. R.

Allebaugh who has the control of said sums shall pay the said amount of $599.00 in specie, and interest and costs as above stated, from the monies collected by him on these Executions, or from sums paid to him for the benefit of M. J. Carrier, and also all the costs of this suggestion from the same fund.

John F. Brown, Pltff
vs
Coffmans & Buffy, Defts. } In Case.

This day came again the Jury sworn and impannelled on yesterday for the trial of this cause, and having fully heard the evidence and the argument of counsel, retired from the bar to consider of their verdict, and after some time returned into Court, and being unable to agree, James R. Eiler, one of the Jurors was withdrawn, and the rest from rendering a verdict were discharged.

Samuel Irick Pltff
vs
E. L. Lambert, Deft. } In Case.

Ordered That this cause be continued until the next term, and on motion of the Defendant, a Rule for security for costs is awarded against the Plaintiff.

Thomas Washington, for &c, Pltff.
vs
John K. Myers, Deft. } In Debt.

Ordered That this cause be continued until the next terem at the cost of the Defendant, and a Rule is awarded against Jonathan Peale a witness for the Defendant for his failure to appear at this term of the Court.

M. Blackburn, Pltff
vs
Riley Armentrout, Deft. } In Case.

Herman Dreyfous Pltff.
vs
Wm. C. Harrison, Deft. } In Case

Samuel Lee, Pltff.
vs
J. C. Ammons Admr. Deft. } In Debt.

same, Pltff
vs
same, Deft. } In Case.

Isaac Rinehart's Admr. Pltff
vs
O. N. & M. Railroad Company, Deft. } In Case.

E. J. Sullivan Pltff
vs
J. K. Smith, &c., Deft. } In Debt

James H. Bell, Pltff
vs
Henry Forrer, Deft. } In Case

King & Huffman, Pltffs.
vs
David Leith, Deft. } In Case.

John Leitch, for &c, Pltff,
vs
E. L. Lambert, Deft. } In Debt.

H. M. Pool, Pltff
vs
Lincoln & Brewer, Defts. } In Debt.

D. Pennybacker, Trustee, Pltff
vs
John P. Brock, Deft. } In Case.

Mathias Snyder's Admr. Pltff
vs
William May, Deft. } In case.

Ordered That the foregoing twelve causes be continued generally until next term.

John W. Taylor, Pltff
vs
Chas. D. Taylor, Deft. } In Case.

John J. Wunderlich, for &c. Pltff
vs
A. J. Sigler, &c. Defts. } In Debt.

William Withrow, Pltff
vs
John K. Davis, Deft. } In Case.

Joseph Roades, Pltff
vs
Adam M. Long, Deft. } In Case.

David Rof, for &c, Pltff
vs
Peter S. Roller, Deft. } In Debt.

G. P. Garber, Pltff;
vs
Jacob Shank, Deft. } In Debt.

Tolson, Bro. & Co. Pltff.
vs
Isaac Paul & Sons, Defts. } In Case.

Pennybacker, Penny & Co, Pltff
vs
Isaac Paul Deft. } In Debt.

Allen Devier, for &c, Pltff.
vs
Samuel E. Long, Deft. } In Debt.

Ordered that the foregoing nine causes be continued generally until next term.

M. N. Leap, Pltff
vs
Z. D. Gilmore, Deft. } Trespass.

This day came the parties by their Attorneys, and the defendant filed his plea of "not guilty," to which the plaintiff replied generally, whereupon the office judgment is set aside, and the trial of the issues continued until next term, and leave is given the defendant to file additional pleas.

O'Brien, &c, Pltffs.
vs
J. H. Winsborough, Deft. } Trespass.

This day came the parties by their Attorneys, and the defendant filed his plea of "not guilty," to which the Plaintiff replied generally, whereupon the office judgment is set aside, and the trial of the issues continued until next term.

John A. Rhodes, Pltff.
vs
Jacob P. Rhodes, Deft. } In Case.

John H. Wartmann, for &c, Pltff.
vs
N. Dreyfous, Deft. } In case.

Wm. P. McCall, surg. partun, &c Pltff.
vs
Benjamin Switzer, Deft. } In Case.

Jonas A. Heller, A.H. for &c, Pltff.
vs
Pet. alias Sarah V. Carpenter, Defts. } In Case.

Bradford & Cootes, Pltffs
vs
Samuel A. Coffman, Deft. } In Case.

John Beagle Pltff
vs
John Scanlon, Deft. } In Case.

This day came the parties by their Attorneys, in the six foregoing causes, and the Defendants filed their pleas of non-Assumpsit, to which the Plaintiffs replied generally, whereupon it is considered by the Court that the office judgment be set aside, and the trial of the issues continued until the next term.

Marquis & Kelly, Pltffs. / P. Brady, Deft. } In Case.

W. W. Cropp, Pltff / John W. Burke, Deft. } In Case.

Anthony Rhodes, Pltff / O. N. & W. Railroad Co. Deft. } In Case.

Lucie E. Eastham, Pltff / James Steele, Deft. } In Case.

This day came the parties by their Attorneys, in the four foregoing causes, and the Defendants, by their Attorneys, filed their pleas of Non-Assumpsit, to which the Plaintiffs replied generally, whereupon it is considered by the Court that the office judgments be set aside, and the trial of the issues continued until the next term.

William Shands, who has been duly appointed and ~~sworn~~ commissioned a Notary Public in and for the county of Rockingham, on his motion, appeared in Court, and together with Wm. C. Harrison and J. W. Gordon, (who justified as to their sufficiency,) entered into and acknowledged a bond in the penalty of $500.00, conditioned as the law directs, and took the several oaths required by law.

L. Woodson's Admr. Pltff / J. N. Bruffy, &c., Defts. } In Debt.

Philip Barnhart, for &c. Pltff / John L. Thompson, &c., Defts } In Debt.

Williams Wise Pltff, / Henry Wyant, Deft. } In Debt.

Catharine Amis' Admr. Pltff, / C. W. Boyd, &c., Defts. } In Debt.

same Pltff, / same, Deft. } In Covenant.

On motion of the Plaintiffs, the five foregoing causes are dismissed.

Coffman & Bruffy, for. Pltffs. / Frank. alias Franklin Liskey, Deft. } In Debt.

A. S. Byrd, for &c, Pltff, / Franklin Liskey, Deft. } In Debt.

This day came the parties by their Attorneys in the two foregoing causes, and the Defendant filed his plea of payment and set-off, to which the Plaintiffs replied generally, whereupon it is considered by the Court that the office judgments be set aside, and the trial of the issues continued until the next term.

John W. Dilli's Admr. Pltffs. / D. M. Huffman, Deft. } In Case.

This day came the parties by their Attorneys, and the Defendant filed his plea of Non-Assumpsit, to which the Plaintiff replied generally, ~~whereupon~~, it is considered by the Court that the office judgment be set aside, and the trial of the issues continued until the next term, and the Defendant has leave to file additional pleas

David Rodeffer, &c Pltffs. vs. Barbara Bowman, Deft. } On a Rule.

Ordered That this cause be placed upon the Court's Docket.

James M. Branner, for &c, Pltff.
vs
Joseph Bare, Deft. } In Debt.

Ordered That this cause be remanded to Rules.

Jacob Rohr's Admr. Pltff.
vs
Thomas Harrison's Exor. Deft. } In Case.

J. T. & A. C. Rohr, Pltff.
vs
Julia A. Smith Deft. } In Case.

A. C. Rohr, survg. partner, &c. Pltff.
vs
same, Deft. } In Case.

William Rehard, Pltff.
vs
S. M. Bowman, survg. partner &c. Deft. } In Case.

J. T. & A. C. Rohr, Pltff.
vs
same, Deft. } In Case.

This day came the parties by their Attorneys, in the five foregoing causes, and the Defendants filed their pleas of non-assumpsit and limitation, to which the Plaintiffs replied generally; whereupon it is considered by the Court that the office judgments be set aside, and the trial of the issues continued until the next term.

Joseph W. Mauzy, Pltff
vs
Joseph A. Hammen, Deft. } In Case.

This day came the Parties by their Attorneys, and the defendant demurred to the Declaration of the Plaintiff, and filed his plea of non-assumpsit, to which the Plaintiff replied generally, whereupon it is considered by the Court that the office judgments be set aside, and the trial of the issues continued until the next term.

Ordered, That the Court be adjourned until to-morrow morning at 9 o'clock.

James Kenney

At a County Court continued and held in and for the County of Rockingham, on Wednesday, May 31, 1871.

Present:— Hon. James Kenney, presiding.

Ordered, That the following-named Jurors be allowed the sum of One Dollar each, for services as Veniremen, one day, in the case of the Commonwealth & Wm. Powell, indicted for murder:—

George Miller	Wm. C. Simmers,	J. H. Zirkle,	M. B. Grove,
J. H. Ralston, of D,	Geo. W. Keller,	Calvin Wood,	Algernon Rinehart
Abner Canada,	D. B. Sites,	ap. S. George Gasman,	P. K. Argabright

Ordered, That the following named Jurors be allowed the sum of One Dollar each, for services in the trial of misdemeanor cases, Commonwealth vs. L. A. Coffman, one day; and that same be certified to Auditor of Public Accounts for payment.

certified

Jacob W. Wymant, x	S. H. Carrier, x	Henry Miller x	Benj. F. Berry, x
John W. Crousehorn, x	John A. Herring, jr., x	J. C. Argabright, x	R. N. Whitmer, x
Theodore N. Rohr, x	Wm. M. Scott, x	Benj. F. Grove, x	F. W. Kirtley, x

Ordered, That the following-named Petit Jurors be allowed the sums opposite their names, for services during this term:—

Jacob W. Wymant	$11.00 x	John M. Kemper	$12.00 x	J. C. Braithwaite	$2.00 x
S. H. Carrier,	11.00 x	D. B. Sites	8.00 x	John T. Wakenight	2.00 x
Henry Miller,	11.00 x	F. W. Kirtley	3.00 x	Jacob Meserole,	2.00 x
Benj. F. Berry,	11.00 x	James R. Exler,	10.00 x	Strother Sheets,	2.00 x
John W. Crousehorn	4.00 x	L. W. Gambrill,	1.00 x	Robert Chandler	2.00 x
John A. Herring, jr.,	11.00 x	Joseph Dettor,	1.00 x	Adam Koontz,	2.00 x
J. C. Argabright	11.00 x	D. K. Hopkins,	1.00 x	A. N. Peale,	2.00 x
R. N. Whitmer,	11.00	Wm. A. Evans,	2.00 x	A. W. Bowman,	2.00 x
Theodore N. Rohr,	11.00 x	Calvin Wood,	2.00 x	David H. Bowman,	2.00 x
Wm. M. Scott	11.00 x	John Bishop	7.00 x	Wm. Stevens,	2.00 x
B. F. Grove, x	11.00 x	David J. Gaber,	6.00 x		

John R. Koogler, Admr. of B. L. Brown, dec'd, having departed this life, on motion of George F. Dinkel, the Estate of said Brown is committed to James P. Ralston, the Sheriff of this County for administration.

W. Kyger & A. Bateman, Pltffs
vs.
J. W. Mauzy, Admr. &c, Deft. } Upon motion to give new security.

This day came the parties by their Attorneys, and the Court having heard the evidence, It is ordered that a Rule be awarded against said J. W. Mauzy, Admr. of C. Kyger, requiring him to execute a new bond as said Administrator, by the next term of this Court.

Ordered, That Wm. M. Scott be allowed the sum of $3.00 for two days' services as a Petit Juror at the February Term of this Court, 1870.

X

It is ordered that it be certified to the Auditor of Public Accounts that John Paul, prosecuting for the Commonwealth is entitled to the sum of $10.00 for prosecuting in two cases of misdemeanor, at the present term.

$10.00

R. B. Ergenbright, Pltff
vs
W. B. Lilly, Deft. } Upon a Rule

On motion of the Plaintiff, a Rule is awarded against the Defendant, to shew cause why the judgment of J. W. Berry vs W. B. Lilly & John Harman jr., (some time since assigned to R. B. Ergenbright,) should not be set-off against the judgment of W. B. Lilly vs R. B. Ergenbright, returnable to 1st. day of the next term.

Francis Staling, for &c, Pltff,
vs
Samuel Sandy, Deft. } In Debt.

In this cause, It is considered by the Court that the Plaintiff recover against the Defendant the sum of $8.33, part of the debt in the declaration mentioned, with interest thereon from Nov. 11, 1862, till paid, and his costs by him in this behalf expended.

Henry B. Harnsberger, surv. Trustees, &c, Pltff
vs
Henry Early, Deft.
Wm. N. Gay, Pltff
vs
same, Deft
&
J. G. Coffman's Executrix, Pltff
vs
same. } Upon a garnishee summons suggesting the indebtedness of Adam W. May, to the Defendant.

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These causes being called, the Court, upon the inspection of the papers, doth adjudge and order that the General Receiver of this Court do pay to the first-named Plaintiff the sum of $90.87; to the second, the sum of $23.19 with the costs of their proceeding in this action, and to the last-named Plaintiff the sum of $147.98, and the balance of the fund then remaining in his hands, he shall pay over to Henry Early.

D. D. Gray & A. S. Gray, Trustees for &c, Pltff
vs
Geo. S. Hewlett & Wm. N. Whittaker, Defts. } Motion on Forthcoming Bond, given for the Forthcoming of Property taken under a Distrain Warrant for Rent.

This day came the parties by their Attorneys, and it is considered by the Court that the Plaintiffs recover against the Defendants, and have judgment and Execution against them according to the bond and for costs.

Coffmans & Ruffy, Pltffs.
vs
C. Kyger's Admr. Deft. } In Case.

This day came the Defendant, by his Attorney, and the Plaintiff though solemnly called, came not, nor is his suit further prosecuted, Therefore, on the prayer of said Defendant, It is considered by the Court that he recover against the Plaintiff $5.00 damages, according to laws, and his costs by him about his defence in this behalf expended.

Henry A. Showalter, Pltff.
vs
Jacob Shank & John Ruff, Defts. } In Debt.

This day came again the parties by their Attorneys, and neither party requiring a Jury, this cause is submitted to the decision of the Court, and having fully heard the evidence, It is considered by the Court that the Plaintiff recover against the Defendants the sum of $5.75 with interest thereon from the 23rd day of August 1867, till paid, and his costs by him in this behalf expended.

N. L. Greiner, Pltff,
vs
Nevil Rodgers, Deft. } Upon an Attachment for Rent, Levied.

Atta'd for N. Rodgers

N. L. Greiner having gone before a Justice of the Peace for this County, and made oath that Nevil Rodgers, his tenant, is liable to pay him for rent of a certain messuage and tenament situated in said County, the sum of $100 which sum would become due within 12 months thereafter, namely, on the 1st day of April, 1871, and the said Justice thereupon having issued an Attachment, bearing date 25th day of March 1871, against the goods and chattels of the said Nevil Rodgers, returnable to this Court at a former term, which has been levied on two sorrel Horses and one wagon, - this day came again the parties by their Attorneys, and the Attachment aforesaid being seen and inspected, and the parties fully heard, It appears to the Court that the said Attachment was regularly and properly issued, and thereupon due proof being adduced of the justice of the debt, It is considered by the Court that the Plaintiff recover from the Defendant the aforesaid sum of $100, with legal interest thereon from the 1st day of April 1871, and his costs in this behalf expended; and It is ordered that the officer who levied said Attachment, sell the goods and chattels attached aforesaid, or so much thereof as may be necessary, for cash, and out of the proceeds he pay the Plaintiffs claim and costs, and any balance that may remain in his hands, he shall pay to the Defendant.

Preston Jones, Pltff.
vs
C. Kyger's Admr. Deft. } In Case.

On motion of the Plaintiffs Attorney, this cause is dismissed

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Commonwealth Pl
vs
William Newman, } Upon an Indictment

On the motion of the Attorney for the Commonwealth, a Writ of Capias is awarded against the said William Newman, to be directed to the Sheriff of this County, returnable on the first day of the next term.

On the motion of Jeremiah Dorman, the Estate of Christian Dorman, dec'd is committed to James P. Ralston, Sheriff of this county, for administration

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N. Kyger & N. Bateman Pltffs.
vs
J. N. Manzy, Admr. of C. Kyger, dec'd Deft. } Upon a motion.

This day again came the Defendant, by his Attorney, and asked that his powers as Administrator of C. Kyger, dec'd, be revoked, which is accordingly done.

John W. Stewart, Pltff
vs
John C. Shoupe's Admr. &c. Defts. } In Debt.

This day came the parties by their Attorneys, and the Defendant demurred to the Declaration, in which the Plaintiff joined, whereupon it is considered by the Court that the office judgment be set aside and the trial of the issues continued until the next term.

Robert Cox, Pltff
vs
C. Hoover's Admr. Defts. } In Case.

This day came the parties by their Attorneys, and the Defendant filed his plea of non Assumpsit to which the Plaintiff replied generally, whereupon it is considered by the Court that the office judgment be set aside, and the trial of the issue continued until the next term.

Thomas Washington, for &c, Pltff
vs
John K. Myers, Defts. } In Debt.

James Bolton Pltff
vs
J. N. Liggett, surv. obligor &c, Defts. } In Debt.

P. R. Harrison's Admr. Pltff
vs
John H. Waitmann, surv. obligor, &c. Defts. } In Debt,

same, Pltff
vs
same, Defts. } In Debt.

A. B. & Jacob Lincoln, surv. partners, &c. Pltffs.
vs
Fayette Cole, Defts. } In Debt.

B. F. Lincoln's Exor. Pltff
vs
same, Defts. } In Debt.

This day came the parties by their Attorneys, and the Defendants in the five foregoing causes, filed their pleas of payment, to which the Plaintiffs replied generally, whereupon it is considered by the Court that the office judgments be set aside, and the trial of the issues continued until the next term.

Waitmann & Kuhnert, Pltffs.
vs
S. A. Thurmond, Defts. } In Debt.

On motion of the Plaintiff's Attorney, this cause is dismissed.

Andrew Stenton, Pltff
vs
B. F. Lincoln's Admr. Deft. } In Debt.

This day came the parties by their Attorneys, and the Defendants in above two causes, filed their pleas of payment, to which the Plaintiffs replied generally; whereupon it is considered by the Court that the Office Judgments be set aside, and the trial of the issues continued until the next term.

John W. Taylor, Pltff.
vs
Fayette Teole Deft. } In Debt.

Samuel Patterson's Exor. Pltff.
vs
George W. Kemper, Sr. Deft. } In Debt.

This day came the parties by their Attorneys, and the Defendant demurred to the Declaration of the Plaintiffs, which demurrer the Court doth overrule, and thereupon it is considered that the Plaintiffs recover against the Defendant the sum of $500 with interest thereon from the 19th day of March 1860, till paid, and their costs by them in this behalf expended.

On motion of M. Kyger & Harrison Bateman, the Estate of Christian Kyger is committed to James P. Ralston, Sheriff of this County, for administration.

sp[illegible] L. S. Byrd, Jailor of this County, presented in Court, an Account against the Commonwealth of Virginia, amounting to the sum of $39.00 which being sworn to was examined by the Court and allowed, and ordered to be certified to the Auditor of Public Accounts.

M. Blackburn Pltff
vs
Joshua Jennings, Deft. } In Asumpsit

Memo:- Upon the trial of this cause, the Defendant excepted to an opinion of the Court, and filed his two Bills of Exceptions, which are in the words and figures following, to-wit:- "Be it remembered, &c." which he prays may be signed sealed and made a part of the record, in this cause, which is accordingly done.

Jacob Shirey, Pltff
vs
Joseph Good, Deft. } In Covenant.

This day came the parties by their Attorneys, and this case is submitted to the decision of the Court, whereupon it is considered by the Court that the Plaintiff recover against the Defendant the sum of $207.00 with interest thereon from the 10th day of December 1866, till paid, subject to a credit of $131.84 as of January 15, 1869, and his costs by him in this behalf expended.

Chris. Hoover's Adm. Pltff
vs
Robert Cox, Deft.

This day came the parties by their Attorneys, and the Defendant by his counsel, waived his plea by him heretofore pleaded, and it is considered by the Court that the Plaintiff recover against the Defendant, the amount of the debt in the declaration demanded, and his costs by him in this behalf expended.

John Peterfish's Exor. Pltff
vs
Reuben Peterfish, Deft. } In Debt.

This day came the parties by their Attorneys, and the defendant, by his counsel, filed his plea of set offs, to which the Defendant demurred, and the demurrer sustained by the Court, and leave given the Defendant to withdraw his offsets, and thereupon it is considered by the Court that the Plaintiff recover against the Defendant the sum of $80.00, with interest thereon from the 13th day of February 1860 till paid, and his costs, by him, in this behalf expended.

A. Shutters & others, Road Petitioners.

Upon the motion of Jackson Rhodes, proprietor of the land through which said road is proposed to be opened, a writ of Ad Quod Dammum is awarded, to be executed on the 9th day of June next.

Benton Crawford, for &c. Pltff
vs
John D. Matthews, Deft. } In Assumpsit.

Memo:- Upon the trial of this cause, the Defendant excepted to an opinion of the Court, and filed his Bill of Exceptions, which is in the words and figures following, to-wit:- "Be it remembered, &c.," which he prays may be signed, sealed and made a part of the record in this cause, which is accordingly done.

Jackson Knupp, Pltff
vs
M. H. Lee, Deft. } I. A. B.

In this cause, it is considered by the Court, that the Plaintiff recover against the Defendant the sum of $360.00 with interest thereon from the 22nd day of May 1871, till paid, and his costs, by him, in this behalf expended.

The matter of Settlement with J. N. Hammers, late Sheriff of this County, is continued until the next term.

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

James Kenney

Virginia,

In the Clerks Office of the County Court of Rockingham County: June 15, 1871-

George W. Harnsberger, who sues for the use of Jacob Bear — Pltff. / vs / Henry Harnsberger. — Deft. } In Debt.

This day the Defendant Henry Harnsberger personally appeared in the Clerks' Office aforesaid, and acknowledged the Plaintiffs action, and confessed a judgment for $1120.$^{00}_{100}$ and the costs, - subject to a credit of $150.^{00} as of date Nov. 25; 1868, of $200 as of date July 20, 1869, and of $38.$^{00}_{100}$ March 25; 1870. It is therefore considered that the Plaintiff recover against the Defendant Henry Harnsberger the sum of $1120.$^{00}_{100}$ with interest thereon at the rate of six per cent per annum from the 15th day of September, 1867, till paid, and the costs in this behalf expended - subject to the credit of $150, as of date Nov. 25; 1868 - of $200, as of date July 20, 1869, and of $38.$^{00}_{100}$ March 25; 1870, as endorsed on note.

George W. Harnsberger, Pltff. / vs / Henry Harnsberger. Defts } In Debt.

This day the Defendant Henry Harnsberger, personally appeared in the Clerk's Office aforesaid, and acknowledged the Plaintiffs action, and confessed a judgment for $150.00, interest and costs. It is therefore considered that the Plaintiff recover against the Defendant, Henry Harnsberger, the sum of $150.$^{00}_{100}$ with interest thereon at the rate of six per cent. per annum from the 15th day of May, 1869, till paid, and the costs in this behalf expended.

In Vacation.

Before the Hon. James Kenney, Judge of the County Court of Rockingham County, on the 16th day of June 1871, in vacation.

William W. West, who has been elected Commissioner of Roads for Plains Township in this County, for the term of One year from the 1st day of July 1871, together with S. H. Moffett, his security, (who justified) entered into and acknowledged a bond in the penalty of Five Hundred Dollars, conditioned according to law, and took the several oaths prescribed by law.

Thomas Moore, who has been elected Supervisor of Plains Township, in this County, for the term of one year from the 1st day of July 1871, together with Wm. M. Sibert, his security, (who justified,) entered into and acknowledged a bond in the penalty of One Thousand Dollars, conditioned according to law, and took the several oaths prescribed by law.

Monday, June 19. 1871.

At a County Court held in and for the County of Rockingham, Monday June 19, 1871.

Present:- Hon. James Kenney, Presiding.

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

Bargain & Sale.	Samuel B. Michael & wife,	to	Daniel McCauley,
Homestead	Abraham Brenneman, Sr.		
Bargain & Sale,	Milton J. Carrier	"	Wm. H. Barley,
Homestead,	John Showalter		
Bargain & Sale,	Saml. A. Coffman, Exr. of J. Rush, dec'd	"	John A. Beckone
" "	Joseph Wamples & wife	"	John Kennedy & wife,
" "	Dj. Kiger, in his own right & as Guard &c.	"	Alexander Kiger,
" "	Abraham D. Weaver,	"	John Brunk,
" "	Peter Neff, Commr.	"	Silas Fleck,
" "	John M. Bolton & wife & others,	"	William J. Sandy
" "	J. S. Riley & wife	"	Preston Garrin,
" "	John G. Flory & wife,	"	Wm. Rodeffer & others,
" "	John N. Rhodes & wife	"	Abraham S. Rosenberger,
" "	John C. Woodson, Trustee	"	George Arey,
" "	Godfrey Brock & wife,	"	John Beam,
" "	James Kenney, Commr.	"	H. G. Price & others, Trustees Bap. Ch.
Deed of Trust.	H. G. Price & others of the Bap. Ch.	"	American Baptist Home Mis. Society.
Bargain & Sale,	James Baker & Ann his wife	"	John Huffman,
" "	Andrew J. Crist & wife	"	Jacob Crist.
" "	Daniel Barr	"	John Huffman,
Homestead,	John C. Miller,		
Bargain & Sale.	John G. Winfield & wife	"	John A. Casler,
" "	J. D. Price, &c,	"	Valley Mining & Manf. Company,
" "	J. Balser Dingledine & others	"	John C. Whisler,
" "	John J. Miller & wife,	"	Henry Miller,
" "	Annanias Pirkey & wife,	"	Albert H. Pirkey,
" "	Madison Moore, Commr.	"	Joshua Jennings,
" "	Jacob Keagy,	"	Harriet N. Austin, &c,
Homestead.	Grandison M. Rogers,		
Bargain & Sale,	Peter Roller & wife,	"	George H. Roller,
Deed of Trust,	George H. Berlin	"	Wm. B. Compton, Trustee,
Bargain & Sale,	J. S. Riley & wife,	"	George H. Berlin,
" "	Adam Rader & wife	"	Sarah C. Wright,
Deed of Trust.	Samuel Wright & wife	"	Simon Oetricher, Trustee,
Bargain & Sale,	John Showalter & wife	"	John H. Baker,
" "	David Minnick & wife,	"	Jesse Moyers,
" "	George Brenneman's Exr.	"	George Will,
Deed of Trust,	Samuel E. Long,	"	George Chrisman,
Bargain & Sale,	Claymaker's Trustee,	"	Peter Rader, Commr. &c,
Deed of Trust,	Wm. C. Harrison & wife,	"	Saml. R. Allebaugh, Trustee,
Deed of Release,	De Witt C. Jones,	"	Sally H. Gray,

Homestead,	Stephen Chapman,		
Bargain & Sale,	Conrad and Others	to	Joseph Andrew,
Deed of Trust,	Joseph Andrew & wife	"	Wm. B. Compton, Trustee,
Bargain & Sale,	J. J. Bent	"	John A. Shepp,
" "	D. M. Switzer & wife	"	J. S. Hamsbergen,
" "	John Swartz & wife	"	Henry A. Roads,
" "	R. A. Gray & wife, &c.,	"	Peter Guyer,
" "	Andrew J. Myers,	"	Saml. H. Myers,
Deed of Trust,	Henry C. Beery	"	D. H. Landes,
" " "	J. V. McGahey,	"	W. F. McGahey,
Bargain & Sale,	Wm. N. Sanfley,	"	John Carpenter,
Bill of Sale,	L. R. Lupton	"	A. B. Lupton,
Bargain & Sale,	Geo. W. Cooper & wife	"	Catharine M. Hummell, &c.
" "	Eli Long & wife	"	Addie E. S. Marty
Deed of Trust,	C. S. Weaver, D. H. Weaver & J. F. Weaver,	"	W. S. Baugher, Trustee.
Bargain & Sale.	Barbara Bowman, Exx.	"	Francis Mayhe.

The following settlements of Fiduciaries having been filed and lain in the office, the time prescribed by law, and no exception being taken thereto, It is ordered that they be recorded:—

L. S. Reed, Admr. of R. M. Kyle, dec'd.
John Funk, Admr. of C. Burkholder, dec'd.
John Swartz, Guardian of Simon Denton,
C. C. Strayer, Guardian of P. Worth Strayer,
Daniel Bowman, Commr. for sale of Lands, belonging to the Est. of Joseph Mellen, dec'd.
M. West, Executor of I. Thomas, dec'd.
James H. Bloce, Executor of Jacob Bloce, dec'd,
John Wampler, jr. Executor of John Wampler, dec'd,
Lewis Driver, Guardian of Lucan Rebecca Driver,
Henry Geil, Guardian of John S. Geil and Priscilla Geil,
Daniel Bowman, Guardian of Rebecca Cromer,
Wm. Byrd, Guardian of Henry S. Matheny & Sarah E. Matheny,
Henry Burkholder, Guardian of John B. Shank, Catharine Shank and Mary E. Shank.

On motion of J. H. Dettamore, It is ordered that the Overseers of the Poor for Franklin Township, do bind out Daniel Franklin, aged 15 years, son of Margaret J. Dettamore to J. H. Dettamore, to learn the trade of a Farmer, until he is twenty-one years of age—the said Dettamore to pay the said Daniel Franklin, on his attaining his majority, the sum of One Hundred Dollars.

On motion of Harrisonburg and Rawley Springs Township Company, It is ordered that Hiram Coffman, Ephraim Wenger and Benjamin Kerlin are appointed Commissioners to view and report the condition of the section of five miles of said Turnpike, commencing at Rawley Springs, with a view of allowing said Company to erect a toll-gate on said Section of said Turnpike.

Overseers of the Poor,
vs
D. H. C. Koogler, } Bastardy.

Ordered That this cause be continued until the next term.

Samuel A. Davis Pltff. } On a forthcoming Bond.
&
Wm. Minnick, &c. deft.

A. Keller & Son, Pltffs } On a forthcoming Bond.
&
A. Kenton, &c, Defts

Parties called, failing to appear, the Notices were moved, and judgment according to Bonds and for costs.

On motion the Court doth appoint John L. Wise, Guardian for Rushrod & Lydia Layman, infant children of Philip Layman, dec'd, under 14 years of age, whereupon John L. Wise appeared in Court, and together with Reuben Zirkle, his surety, (who justified as to his sufficiency,) entered into and acknowledged a bond in the penalty of $2500.00 conditioned according to Law, and qualified accordingly.

The writing purporting to be the last Will and Testament of Jacob Shank, dec'd. was presented in Court, and being proven by the oaths of David Bateman and John Brunk, two of the subscribing witnesses thereto, was on motion admitted to probate, and thereupon, on their motion Jacob Shank and Christian Shank, appeared in Court and together with Noah W. Berry, John R. Swope and John Wenger, (who justified as to their sufficiency,) their sureties, entered into and acknowledged a bond in the penalty of $8000.00 conditioned according to law, and they thereupon qualified as Executors of the last Will and Testament of Jacob Shank, dec'd.

N. F. Turner presented in Court this day, an Aff of $2.55 against the Commonwealth of Virginia, which being sworn to, was examined by the Court, allowed and ordered to be certified to the Auditor of Public Accounts.

Hiram S. Riggleman, Hugh Ratsford and Joshua Custer witnesses before a Justice of the Peace in case of Peter Riggleman, &c charged with larceny, were each allowed the sum of ninety cents, for one days attendance and traveling 10 miles, which is ordered to be certified to the Auditor of Public Accounts.

On motion of Jesse Orrick — It is ordered that he be relieved from the payment of County and Township Taxes, on account of indigent circumstances

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Samuel R. Sterling who has been duly appointed and commissioned a Notary Public in and for the County of Rockingham County, on his motion appeared in Court, and together with Samuel R. Allebaugh, his surety, (who justified as to his sufficiency,) entered into and acknowledged a bond in the penalty of $500.00 conditioned according to law, and took the several oaths prescribed by law.

A. W. Mullins, guardian of Agnes R. Baugher — Upon a Petition.
Ordered that this cause be placed upon the Court's Docket.

On motion of J. C. Herring, the Estate of John Dinkel, dec'd is committed to James P. Ralston, Sheriff of Rockingham County, for administration.

David B. Crouschorn, for use of John Senger,
vs
Jacob Andrew.

On motion of John Senger, leave is given him to withdraw the bond in this cause, by leaving a copy of the same, judgment on said bond having been obtained at the August Term 1870, of this Court.

George Kiser Pltff.
vs
Jackson Rhodes & others Defts. } Upon a Petition for a writ of Ad Quod Damnum.

It appearing to the Court that notice has been served upon Jackson Rhodes and Henry M. Argabright, and service acknowledged by John R. Hagey, It is ordered that this cause be docketed as to these parties.

Lewis Driver, Commr. of Roads for Central Township, this day presented in Court an A/c against the County of Rockingham, amounting to the sum of $9.00 which being sworn to was examined and allowed by the Court, and ordered to be paid by the Treasurer.

A. Bloser, this day presented in Court, an A/c against the County of Rockingham, amounting to the sum of $1.25 for one-half days services as Surveyor of Road from Rawley Springs Turnpike to Harrisonburg Turnpike, which being sworn to, was examined and allowed by the Court, and ordered to be paid by the Treasurer.

It appearing to the Court that R. D. Heusley, surety for John Leedy, Committee for Miranda Fertick, has had a notice duly executed upon said Leedy, requiring him to execute a new bond as said Committee, and said Leedy appearing in Court and declining to execute a new bond, It is ordered by the Court, that the powers of said John Leedy as Committee of said Miranda Fertick be, and the same are hereby revoked.

Samuel C. Naylor, Commissioner of Roads for Elk Run Township, this day presented in Court, a report upon the establishment of a Road commencing at Wm. Kite's tanyard and ending at Powell's Mill road, and it is ordered that Isaac Hammer, one of the land-owners be summoned to appear at the first day of the next July Term, to shew cause, if any he can, why this road shall not be established according to law.

On the motion of Charles A. Van Lear, who made oath thereto according to law, and together with E. S. Kemper and J. B. Webb, his sureties, (who justified as to their sufficiency,) entered into and acknowledged a bond in the penalty of $6000.00, conditioned according to law, a certificate is granted him for obtaining letters of administration upon the Estate of William Van Lear, dec'd. and upon his motion John Beery, Wm. W. Hooke, Addison Kupple and Peter Nile, any three of whom may act, are appointed to appraise the Estate of said Wm. Van Lear, dec'd. after first being duly sworn.

Charles A. Van Lear, Commissioner of Roads for Ashby Township this day presented in Court, his report upon the propriety of ~~making certain changes~~ in the road leading from the Swift Run Gap road to the Friedens Church road, and there being no objection on the part of any of the land-owners to the pro-

proved change, It is ordered that the road be changed according to the report of said Commissioner.

Wm. D. Kanacofe, Commissioner of Roads for Franklin Township this day presented in Court his report upon the establishment of a new road from John Bell's to
Prid. the town of Dayton, and it is ordered that Daniel Good, Henry Petry, Wm. Samuel Airey, Wm. David Coffman, Wm. Koontz, Benjamin Bowman, Hiram Coffman and Henry Linhof, the land-owners along this route, be summoned to appear on the first day of the July term of this Court, to shew cause, if any they can, why this road shall not be established according to the report of said Commissioner.

A. A. Hefs, Deputy Sheriff
vs
J. B. Doran & George Kiser. } Upon a motion to try the right of property in 6000 shingles.

This day came the parties by their Attorneys, and the evidence and arguments of counsel being heard, (neither party requiring a jury,) the Court is of opinion that the 6000 shingles levied upon by the said Deputy Sheriff, A. A. Hefs, under the execution in the name of J. B. Doran vs John J. Eye and James C. Keltzel, were at the time of said levy, and are now the property of said John J. Eye, and not the property of said George Kiser. It is therefore ordered that the said Deputy Sheriff, A. A. Hefs, proceed to sell said Shingles, and that said J. B. Doran recover of said George Kiser, his costs in this behalf expended.

J. B. Doran, Pltff
vs
George Kiser, Deft. } Upon a suggestion.

Ordered That this cause be placed upon the Court's docket.

A writing purporting to be the last will and testament of James Washington, was this day presented in Court, and being proven by the oaths of Robert Rice and N. A. Harris, two of the subscribing witnesses thereto, was admitted to probate, and on his motion ~~E~~ Edward Graves, ~~&~~ appeared in Court, and together with Robert Rice and Nathan Harris, his sureties, (who justified as to their sufficiency,) entered into and acknowledged a bond in the penalty of $100 conditioned according to law, and qualified as Executor of the last will and testament of James Washington, dec'd.

David Gilmer, of Stonewall Township, Joseph Byrd, of Franklin Township, Henry R. Higgins of Central Township and Jacob Gray of Plains Township, ~~and John Duffelson~~ having been elected on the 25th day of May last Justices of the Peace in and for their respective Townships in the County of Rockingham to serve for the term of three years from the 1st day of July next, this day appeared in Court and took the several oaths prescribed by law.

Noah W. Shuffler of Elk Run Township

St. Clair Kyle, a pignee of N. Sprinkel, &c,
vs
J. B. Dickson. } Upon a suggestion. vs John Leedy.

This day came the Plaintiff by his Attorney, and John Leedy having been summoned to answer whether he was indebted to the Defendant, appeared in Court, being sworn, acknowledged that he was indebted to the Defendant, J. B.

Dickson, in a sum sufficient to pay the Plaintiff's claim, It is ordered that the Plaintiff recover against John Leedy, the sum of $135.75 with interest thereon from the 19th. day of October 1861, and $6.66 costs of his original Fifa D. said J. B. Dickson, and the costs of this proceeding.

It appearing to the Court that John Fultz and William Fultz have been held by J. C. Walker, a Justice of the Peace, to answer an Indictment for felony by them committed, and thereupon came as well the Attorney for the Commonwealth as the prisoners, by their counsel, a motion for bail was submitted to the Court, and the Court having fully heard the evidence, is of opinion that the prisoners are entitled to bail, and fixed the penalty of their bonds at $100 each, whereupon John Fultz and William Fultz, with Sebastian Fultz and Simeon McDaniel, as their sureties, (who justified as to their sufficiency,) entered into a recognizance of One Hundred dollars each, (waiving the benefit of the Homestead exemption,) conditioned for the appearance of the said John Fultz and William Fultz, on the first day of the August Term of this Court next, to answer and Indictment for the alleged Felony, by them committed.

J. G. Minor, who has been elected Overseer of the Poor for Franklin Township, for the term of one year from the 1st. day of July next, together with Abm. Click, his surety, (who justified as to his sufficiency) and
George W. Showalter, who has been elected Overseer of the Poor for Linville Township, for the term of one year from the 1st. day of July next, together with Henry Pulse, his surety, (who justified as to his sufficiency,) entered into bonds in the penalty of Five Hundred Dollars each, conditioned according to law, and took the several oaths prescribed by law.

Emanuel Sellers, who has been elected Constable for Stonewall Township, for the term of three years from the 1st. day of July next, together with George W. Kedrick, his surety, (who justified as to his sufficiency,) entered into and acknowledged a bond in the penalty of Two Thousand Dollars, conditioned according to law, and took the several oaths prescribed law.

J. P. Swank, who has been elected Supervisor for Linville Township, for the term of one year from the 1st. day of July next, together with J. D. Raleton, of D, his surety, (who justified as to his sufficiency,) and
John F. Craun, who has been elected Supervisor for Franklin Township, for the term of one year from the 1st. day of July next, together with Peter S. Roller, his surety, (who justified as to his sufficiency,) and
Isaac Turner, who has been elected Supervisor for Brock's Gap Township for the term of one year from the 1st. day of July next, together with Abraham Brenneman and Benjamin Swimley, his sureties, (who justified as to their sufficiency,) and
Peter S. Roller, who has been elected Supervisor for Ashby Township, for the term of one year from the 1st. day of July next, together with George F. Funkhouser, his surety, (who justified as to his sufficiency,) and
David A. Heatwole, who has been elected Supervisor for Central Township, for the term of one year from the 1st. day of July next, together with Lewis Driver, his surety, (who justified as to his sufficiency,) entered into bonds in the penalty of Five Hundred Dollars each, conditioned according to law, and took the several oaths prescribed by law.

Samuel Lindamood, who has been elected Asepor for Stonewall Township, for the term of One year from the 1st. day of July next, together with Noah M. Shuler and Peter Kile, his sureties, (who justified as to their sufficiency,) and John D. Thomas, who has been elected Asepor for Plains Township, for the term of one year from the 1st. day of July next, together with Giles Devier and Reuben Zirkle, his sureties, (who justified as to their sufficiency,) and Joseph W. Rhodes, who has been elected Asepor for Central Township for the term of one year from the 1st. day of July next, together with Joseph Heatwole and Emanuel Suter, his sureties, (who justified as to their sufficiency,) and Henry A. Heatwole, who has been elected Clerk for Central Township, for the term of one year from the 1st. day of July next, together with Joseph A. Heatwole, his surety, (who justified as to his sufficiency,) entered into bonds in the penalty of Two Thousand Dollars each, conditioned according to law, and took the several oaths prescribed by law.

S. C. Naylor, who has been elected Commissioner of Roads for Elk Run Township for the term of one year from the 1st. day of July next, together with Saml. A. Allebaugh, his surety, (who justified as to his sufficiency,) and
Henry Pulse, who has been elected Commissioner of Roads for Linville Township, for the term of one year from the 1st. day of July next, together with John A. Beery, his surety, (who justified as to his sufficiency,) and
Charles A. Van Lear, who has been elected Commissioner of Roads for Ashby Township, for the term of one year, from the 1st. day of July next, together with Peter Kile, his surety, (who justified as to his sufficiency,) and
Lewis Driver, who has been elected Commissioner of Roads for Central Township, for the term of one year from the 1st. day of July next, together with David A. Heatwole, his surety, (who justified as to his sufficiency,) and
Josiah Hulvey, who has been elected Commissioner of Roads for Brock's Gap Township, for the term of one year from the 1st. day of July next, together with John G. Cootes and Benjamin Trumbo, his sureties, (who justified as to his sufficiency,) and
Benjamin H. Cromer, who has been elected Commissioner of Roads for Franklin Township, for the term of one year from the 1st. day of July next, together with A. J. Blakemore, his surety, (who justified as to his sufficiency,) entered into bonds in the penalty of Five Hundred Dollars each, conditioned according to law, and took the several oaths prescribed by law.

W. Stewart Slusser, who has been elected Clerk for Ashby Township, for the term of one year from the 1st. day of July next, together with Jacob P. Slusser, his surety, (who justified as to his sufficiency,) entered into and acknowledged a bond in the penalty of Two Thousand Dollars, conditioned according to law, and took the several oaths prescribed by law.

Benjamin Trumbo, who has been elected Collector for Brock's Gap Township, for the term of one year from the 1st. day of July next, together with Josiah Hulvey and John G. Cootes, his sureties, (who justified as to their sufficiency,) and
Daniel G. Martz, who has been elected Collector for Plains Township, for the term of one year from the 1st. day of July next, together with Dorilas Martz, his surety, (who justified as to his sufficiency,) entered into and acknowledged bonds in the penalty of Four thousand dollars each, conditioned according to law, and took the several oaths prescribed by law.

Commonwealth
vs
Gabriel Monroe. } Upon an Indictment for Felony.

Gabriel Monroe, late of this County, who had heretofore been indicted for a Felony by him committed, and who, after said Indictment had been made, made his escape from the Jail of this county, and having since been apprehended and returned to said jail, was this day again led to the bar of this Court in custody of the jailor of this county, and thereupon came as well the Attorney for the Commonwealth, as the prisoner by his counsel, when the prisoner's counsel demurred to the Indictment, which Demurrer being overruled by the Court, the prisoner was thereof arraigned, and pleaded "not guilty," and the Veniremen summoned for his trial being called, twelve of whom appeared and were found to be duly qualified and free from exceptions, viz:- Abraham Beam, Peter Bonds, James R. Harrison, Wm. C. Flook, John Early, Henry A. Rhodes, Simeon Smith, John Swartz, John W. Rhodes, Joseph Bare, R. D. Michael and Elias Grim, and thereupon it was ordered that the Sheriff summon twelve additional Veniremen to appear forthwith, and the Veniremen so summoned being called, appeared and were found to be duly qualified and free from exceptions, viz:- Moses E. Carrier, Calvin Miller, John J. Eye, Wm. R. Nefick, Wm. Swartz, S. A. Davis, Jeremiah Linaweaver, G. M. Armentrout, Nathaniel Flook, John W. Keller, Henry Sipe and Champ. Jennings:- the pannel 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 pannel, viz:- Peter Bonds, R. D. Michael, Elias Grim, Calvin Miller, Wm. R. Nefick, S. A. Davis, G. M. Armentrout and Champ. Jennings, and thereupon the following Jury was selected from the remaining sixteen, by lot, viz:- Henry Sipe, John W. Keller, Wm. C. Flook, William Swartz, Nathaniel Flook, Jeremiah Linaweaver, M. E. Carrier, Simeon Smith, John W. Rhodes, Henry A. Rhodes, John Swartz, and John J. Eye, and the Jury so elected, without being sworn, not having time to hear the evidence, were adjourned until to-morrow morning at 9 o'clock, and thereupon the prisoner was remanded to jail.

Philip Koontz, surviving Executor of Daniel D. Dovel, dec'd having been notified by Henry Forrer, P. B. Borst and J. C. Walker his sureties, to execute a new bond as said Executor, appeared by counsel and declined executing a new bond, It is therefore considered by the Court that his powers as said Executor be and the same are hereby revoked.

Archibald Hopkins, Pltff.
vs
Cyrus Hoover, Deft. } Unlawful Detainer.

This day, came the parties by their Attorneys, and the Defendant, by his Attorney, pleaded "not guilty," and the case being regularly called, for reasons appearing to the Court, the trial is continued until the next term, at the cost of the Defendant.

Upon the petition of George Riser, setting forth that he proposes to raise the dam erected across North River, at the site of the Mount Crawford Mills, under an order of this Court made on the 15th. day of July 1817, in the cause of Peter Dinkle against Adam Peter, &c, not exceeding one foot above the

height allowed in said order; - that he is the present owner of the site of said Mills, and that the raising of said dam may possibly affect or injure the lands lying adjacent and above said dam and belonging to Jackson Rhodes, John R. Keagy, Adam Piper, Cyrus G. Furley, Noah Landes Joseph V. Bolton, Jacob Keagy, ~~Adam Keagy~~ and Henry M. Angabright, and therefore in order that the usual inquest upon these and other questions connected with said matter may be had, the said petitioner asks for a writ of Ad Quod Dammum, in accordance with the provisions of Chapter Sixty-three of the Code of Virginia, and it appearing that Jackson Rhodes, John R. Keagy, Adam Piper, Cyrus G. Furley, Noah Landes, Joseph V. Bolton, Jacob Keagy, and Henry M. Angabright have had ten days previous notice of this application, or have acknowledged service of the notice and waived the ten days notice required by law, 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 George Riser, directed to the Sheriff of this County, to be executed on the 7th day of July 1871, and made returnable here on the first day of the July Term next of this Court.

Ordered, That this Court be adjourned until to-morrow morning at 9 o'clock.

James Kenney

At a County Court continued and held in and for the County of Rock-ingham, on the 20th. day of June 1871.

Present:- Hon. James Kenney, presiding.

On application of George A. Chrisman, it appearing to the Court, on the examination of the Commissioner making the Assessment, as a witness, that said Chrisman is erroneously charged with taxes upon two tracts of land, one containing 88 Acres, and the other 53 Acres,- the taxes on the first being $12.32, and on the other $3.71 for the year 1870, and that said two tracts of land is not the property of said Chris-man, but is the land of one Henrietta Chrisman, and is a part and parcel of the one 316 Acre tract of said Henrietta Chrisman, and that said two tracts had also been assessed as her land for the same year, and that said erroneous assessments amounting to $16.03 has been paid to Joseph A. Hammen, S.R.C.; It is ordered that said Hammen refund to said George A. Chrisman, the said sum of $16.03, the Attorney for the Commonwealth appearing and defending the said application.

capias.

Wm. N. Rodeffer, Commissioner of Roads for Harrisonburg Township, this day pre-sented in Court an A/c against the County of Rockingham, amounting to $4.00 for two days services in viewing the site for a Bridge at Port Republic, under a former order of this Court, which being sworn to, was examined and allowed, and ordered to be paid by the Treasurer of the County.

capias.

On the petition of A. W. Mullins, guardian of Agnes R. Baugher, an infant child of Fernandy N. Baugher, dec'd. It appearing to the Court that the said A. W. Mullins of Lynne County, State of Missouri, is the guardian of said Agnes R. Baugher of said county and State, lawfully appointed and qualified in said State of their residence, and that there is property and money in the county of Rockingham, State of Virginia, to which the said Agnes R. Baugher is entitled; and that due notice of this application has been published as the law directs, and that the statute in such cases made and provided has been fully complied with; and was argued by counsel- On consid-eration whereof the Court doth authorize said A. W. Mullins, guardian of Agnes R. Baugher, aforesaid, to sue for, recover and receive all moneys or personal property which may belong to his said ward, Agnes R. Baugher, including the accruing rents of her Real Estate, in like manner, as if he were appointed the guardian of said Agnes R. Baugher in this State, and remove the same to the State of Missouri, in which he has been appointed and quali-fied as Guardian aforesaid.

✓ George Sites' Adm'r. Pltffs.
J. A. Alexander, &c. Defts. } Upon a Forthcoming Bond.

Defendants being called and not appearing, the notice was proved and judgment according to Bond and for costs.

✓ Upon the motion of P. D. Williams, leave is given him to withdraw the bond from the papers in the case of J. R. Jones, for &c., vs. S. D. Hummert, upon leaving an attested copy thereof.

✓ Upon the motion of J. H. Duvall, leave is given him to withdraw from the papers in the case of J. H. Duvall, for &c, vs. Benjamin Shirk, the Note and Check of

Benjamin Shunk, upon leaving attested copies thereof.

J. P. Effinger, Pltff. } W. D.
vs
Jesse Raleton, &c, Defts. } W. D.

William Minnick, Pltff. } W. D.
vs
William Knupp, Defts. } W. D.

Elias Gorin, Pltff. } W. D.
vs
Ephraim Breeden, Deft. } W. D.

J. M. Weaver, Pltff } W. D.
vs
D. H. Haynes, &c, Defts. } W. D.

Ordered That the foregoing four causes be continued generally until next term.

Thomas M. Kite, Pltff. } Att.
vs
J. G. Riley, Deft. } Att.

Janney & Co, Pltff. } Sugt.
vs
William Minnick, Deft. } Sugt.

John Allen, Pltff } notice
vs
E. A. Shands' Admr. Deft. } notice

John Beam, Pltff } Sugt.
vs
Same, Deft. } Sugt.

Ordered. That the foregoing four causes be dismissed.

Wm W. Armentrout vs Augustine Armentrout-Upon an Appeal- Same order as above.

N. F. Turner, who has been elected a Justice of the Peace for the Brock's Gap Township, for the term of three years from July 1, 1871, appeared in Court, and took the several oaths prescribed by law.

George W. Grattan, Administrator of George Miller, dec'd having been notified by John B. Baldwin, his surety, to execute a new bond as such Administrator, appeared in Court, and declined executing a new bond, It is therefore considered by the Court that his powers as said Administrator be and the same are hereby revoked.

cpl.

On motion of Mary Ann Sowers, and it appearing to the Court that Henry Sellers, Sr. and Henry Sellers, jr. have been dead more than three months, It is ordered that their Estates be committed to the Sheriff of this county, James P. Raleton, for administration.

C

On motion of Sally H. Gray, trustee for D. A. Ruffner, and it appearing to the Court that Nathan Huston has been dead more than three months, It is ordered that his Estate be committed to the Sheriff of this county, James P. Raleton, for administration.

J

J. P. Effinger, Pltff } Notice
vs
A. J. Wall, Deft. } Notice

A. J. Wall, Pltff. } Notice
vs
J. P. Effinger, Deft } Notice

Ordered that the two foregoing causes be dismissed agreed.

On motion of Philip Phares, jr, to correct an erroneous assessment.

An motion of Joshua Jennings to correct an erroneous assessment.

Ordered That these two motions be placed upon the Court's Docket.

Commonwealth
vs
Gabriel Monroe. } Upon an Indictment for Felony.

The prisoner was this day again led to the bar in custody of the Sheriff, and thereupon came the following jury selected on yesterday, pursuant to their adjournment, viz:- Henry Sipe, John W. Keller, Wm C. Flook, Wm. Swartz, Nathaniel Flook, Jeremiah Linaweaver, M. E. Carrier, Simeon Smith, John H. Rhodes, Henry A. Rhodes, John Swartz and John F. Eye, who were sworn the truth of and upon the premises to speak, and having fully heard the evidence and the 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, and fix his imprisonment in the Penitentiary for the term of one year", thereupon the jury was discharged and the prisoner, Gabriel Monroe was remanded to jail.

P. D. Armentrout & others, — Road Petition
Ordered that this cause be dismissed.

Peter Long, vs John M. Kiser,	Pltff / Deft.	Att.	M. J. Moyerhoeffer, vs Wm Wolfley,	Pltff / Deft.	Att.
Jason N. Buffy, vs Rudolph Nagy,	Pltff / Deft.	Att.	Commonwealth, vs Christian Hall,	Pltff / Deft.	Scifa.
J. A. Loewenbach, vs Abraham Earman,	Pltff / Deft.	Att.	same, vs George Naylor,	Pltff / Deft.	Scfa.
G. W. Yancey, vs same,	Pltff / Deft.	Att.	A. W. Johnson, vs E. A. Shands,	Pltff / Deft.	notice.
George Sanfley, vs George W. Entzler,	Pltff / Deft.	notice.	M. A. Effinger, vs Robert Cox,	Pltff / Deft.	notice.
same vs John N. Austin	Pltff / Deft.	notice.	same vs David Weaver,	Pltff / Deft.	notice.
M. A. Effinger vs D. N. Nagey's Admr.	Pltff / Deft.	notice	same, vs Benj. S. Byerly,	Pltff / Deft.	notice.
same vs same,	Pltff / Deft.	notice,			

Ordered That the foregoing fifteen causes be dismissed, on motion of the Plaintiffs.

A. M. Long, Pltff. } Att. — Wm. Locker, &c., Pltffs } Att
John W. Dowel, Deft. } — O. H. A. Pitkey, Deft. }

J. G. Sprinkel, Pltff }
J. G. Riley, &c., Defts. }

Ordered that these three causes be continued generally until next term.

It appearing to the Court that J. S. Funkhouser has been erroneously assessed with State and County Taxes, for the year 1869, amounting to the sum of $3.67, of which assessment $3.00 is for County and 67 cents for State purposes; the Assessor of the District being examined as a witness, and the Commonwealths Attorney appearing and defending this application, It is ordered that the Sheriff refund to J. S. Funkhouser, the amount so erroneously assessed and collected.

Ordered that the Court be adjourned until to-morrow morning at 9 o'clock.

James Kenney

At a County Court continued and held in and for the County of Rockingham, Wednesday, June 21, 1871.

Present:- Hon. James Kenney, Presiding.

G. W. Table, Pltff.
Long & Riley, Defts. } Upon an Appeal, from Mayor Towan of Harrisonburg.

This day came the parties by their Attorneys, and the case being submitted to the decision of the Court, and the evidence being fully heard, it is considered by the Court that the Plaintiff recover against the Defendants, the sum of $11.20 with interest thereon from August 3, 1869, till paid, and the costs before the Mayor of the Town of Harrisonburg, and the costs of this proceeding.

The Commissioners to view and report to this Court the condition of the 2nd Section of the Harrisonburg & Rawley Springs Turnpike, and whether said Company are entitled to establish a Toll-gate on said Section, appointed on the first day of this term; this day returned their report, and it appearing from said report that all the requirements of the law and the charter of the Harrisonburg & Rawley Springs Turnpike Company have been complied with, It is ordered that said Company be allowed to erect a Toll-gate upon said 2nd Section of the road, and collect tolls in accordance with the provisions of its charter.

John E. Roller, Pltff.
Strayer & Booze, Deft. } Upon an Attachment.

This day came the Plaintiff by his Attorney, and George W. Berlin who had acknowledged service of the Attachment, disavowing that he is not indebted to the Defendants, It is considered by the Court that this cause be dismissed, and that the Plaintiff recover against the Defendants his cost by him in this behalf expended.

On the Petition of Orra & Annie D. Gray & John W. Minnick & others for Road from Bridgewater & Rawley Springs Road to Rushville & Paul's Mill Road.

The report in this case is re-committed to the Commissioner of Roads for Franklin Township, with instructions to report at the next term of this Court, more fully the advantages and disadvantages of both routes heretofore reported on, with a Diagram explaining and showing the land-owners shut off from public roads and to be benefited by opening the proposed road.

Harnsberger, surv. partner, &c. Pltff.
James Steele, Deft. } Upon a Notice.

Ordered that this cause be continued at the cost of the Defendant.

Geo. W. B. Bartlett, Pltff.
John C. Miller, Deft. } Upon a Garnishee summons @ Jno. T. Harris, Trustee for Mrs. A. E. O'Ferrall.

In obedience to summons, John T. Harris, Trustee for Anna E. O'Ferrall, appeared in Court and answered on oath, that as the Trustee of

said Anna E. O'Ferrall. He executed five several bonds to John C. Miller, payable on the 1st day of April 1871, 1872, 1873, 1874 and 1875, for the sum of six hundred dollars each, without assuming personal liability; that the first two of said bonds were assigned to A. M. Newman, and the last three are held by the said John C. Miller, and constitute a lien upon the property sold, subject to certain equitable offsets.

It therefore appearing to the Court that the said John T. Harris, trustee as aforesaid, will be liable to the said Miller, for the said three bonds payable out of any assets that may come into his hands belonging to Anna E. O'Ferrall, subject to said equitable off-sets claimed, It is considered by the Court that the judgment creditor recover of the said John T. Harris, Trustee as aforesaid the sum of $45.00, with interest thereon from the 19th day of March 1870, and $8.16 costs; and the costs of this proceeding, payable out of any assets that may come into his hands belonging to the said Anna E. O'Ferrall, after the deduction of all just, legal and equitable off-sets against the said three bonds, and when they become due and payable.

George S. Christie Pltff.
John R. Steger, &c, Defts. } Upon a motion.

This day came the parties by their Attorneys, and the case being submitted to the Court,- upon the evidence and argument of counsel,- the Court is of opinion that the Brown Horse, levied upon under the Executions for the benefit of George S. Christie & John R. Steger, and the Attachment in the name of Lockett Lupton & said Steger, issued on the 19th day of July 1869, was the horse of Thomas Washington and Robert Cox, who have filed their petition, claiming the proceeds of the sale of said horse which is in the hands of Wm. A. Rodeffer, late Deputy Sheriff of Rockingham County, It is ordered that the said Rodeffer pay over the proceeds of the sale of said Horse to the said Thomas Washington and Robert Cox.

John Werner, Pltff.
&
A. A. A. Pirkey, &c, Defts. } Upon a Notice.

Upon the calling of this cause the death of George Saufley was suggested, and the trial of the cause continued until next term, at the cost of the Defendants, and on motion of the Plaintiff by his counsel, a Rule is awarded against Jacob Yost and Larkin McCauley, witnesses for the Plaintiff for their failure to appear at this term of the Court, and made returnable to the first day of the July Term next.

A. T. Skinner &c, } In Case.
&
Samuel Long, }

This day came the parties by their Attorneys, and the Defendant, by his Attorney, filed his plea of non-assumpsit, to which the Plaintiff, by his Attorney, replied generally, whereupon, It is considered by the Court, that the judgment obtained in the office be set aside, and the trial of the issues be continued until the next term.

John Hedrick, Pltff.
John Schmitt, Deft. } In Assumpsit.

This day came the parties by their Attorneys, and the Defendant by his Attorney, filed his plea of non-assumpsit, to which the Plaintiff, by his Attorney, replied generally, whereupon, It is considered by the Court, that the judgment obtained in the office be set aside, and the trial of the issues be continued until the next term, and leave is given the Defendant to file additional pleas.

Romanus Painter, Pltff.
James Anderson, &c. Defts. } Rule.

On motion of the Plaintiff, this cause is dismissed.

Commonwealth,
Gabriel Monroe. } Upon an Indictment for Felony.

The prisoner was this day again led to the bar, in custody of the jailor, and moved the Court, by his counsel, for arrest of judgment, upon the following reasons:- 1st- Because the verdict is variant from the issue, and does not find any offense charged in the Indictment- 2nd- Because the finding of the Jury is variant from the Indictment, and 3rd- Because the finding of the Jury is not responsive to the issue presented by the Indictment, and the Court having fully heard the argument of counsel, takes time to consider, and thereupon the prisoner was remanded to jail.

Ordered, That the Court be adjourned until to-morrow morning at 9 o'clock.

James Kenney

At a County Court continued and held in and for the county of Rockingham, Thursday, June 22d 1871.

Present:- Hon. James Kenney, presiding.

Amos Scott, Pltff.
vs
O. F. A. Pirkey, &c, Defts. } Upon a Notice

This day came again the parties by their Attorneys, and the case was submitted to the Court, and having fully heard the evidence, It is considered by the Court that the Plaintiff recover against the Defendants, O. F. A. Pirkey, Michael Moyerhoeffer and Peter Hile, the sum of $18.51 with interest thereon from May 30, 1860 till paid, and 30 cents costs, and the costs of this proceeding.

D. Rodeffer, &c, Pltff.
vs
Barbara Bowman, Exr. of &c. Dft. } Upon a Rule.

It is ordered that this cause be continued until the next term, and the Fiduciary Commissioner of this Court is directed to make a Report upon this cause to the next term.

Weiller & Bro. for &c, Pltff.
vs
John C. Woodson, Deft. } In Debt.

This day came the parties by their Attorneys and the Defendant, by his Attorney, filed his plea of payment, to which the Plaintiff replied generally, whereupon It is considered by the Court that the judgment obtained in the office be set aside, and the trial of the issues continued until the next term, and the Defendant has leave to file additional pleas.

It is ordered that the County Treasurer for Rockingham County, pay to John Paul, Commonwealth's Attorney for said County, the sum of Seventy-Five Dollars, allowance for his services in this Court for the months of April, May & June 1871.

James H. Devier, for &c. Pltff
vs
John C. Brown's Admr. &c. Defts. } On a Notice.

In this cause a Rule is awarded against Henry Neff, a witness for the Defendant for his failure to appear at this term of the Court, returnable to the first day of July Term next.

Madison West Pltff
vs
Jackson Martz, Defts } Trover,

This day came the parties by their Attorneys, and the Defendant, by his Attorney, filed his plea of "not guilty," to which the Plaintiff replied generally, whereupon It is considered by the Court that the judgment obtained in the office be set aside, and the trial of the issues continued until the next term.

John F. Crawn Pltff.
@
John H. Hopkins Exor.&c. Defts. } In Debt.

This day came the parties by their Attorneys, and the Defendants, by their Attorneys, filed their plea of usury and fully administered, to which the Plaintiff, by his Attorney, replied generally, whereupon it is considered by the Court that the judgment obtained in the office be set aside, and the trial of the issues continued until the next term, and leave is given the Defendants to file additional pleas.

Memo:- Upon the Defendants offering to file their plea of usury, the Plaintiff objected, which objection was overruled by the Court, and the Plaintiff excepted to the opinion of the Court, and tendered his Bill of Exceptions thereto, which is in the following figures and words, to-wit:- "Be it remembered, &c," which he prays may be signed, sealed and enrolled, which is accordingly done.

On an application for the establishment of a public road leading from the Warm Springs Turnpike to John Brunk's, in Central Township

The Report of Lewis Driver, Commissioner of Roads for Central Township, having been returned into Court, the land-owners along the
a.p.s. for Brunk route summoned, and it appearing to the Court that they are satisfied with the report of said Commissioner, it is ordered that said road be opened pursuant to said report, which will begin on the Warm Springs Turnpike, two miles from Harrisonburg, and running through the lands of Philip Cool Jonas Bloser, Abram Blosser, Jacob Driver, Jacob Triplet, James Shoup and John Brunk, to a point on the Harrisonburg and Rawley Springs Turnpike at John Brunk's; and it is ordered that $65cc be allowed to John Brunk, one of the proprietors of the lands through which the road passes, the said sum of $65cc to be paid by Central Township.

On motion of Philip Phares, It is ordered that he be exonerated from the payment of $3.36 the State Tax for 1869, upon a tract of A. 11.200,- and from $5.60 the tax for 1870, on the same land,- it being shewn to the Court that said land was the same land conveyed in 1865 to J.B. Cooke, and charged to him as A. 13.000, and erroneously charged to said Phares, in the years 1869 and 1870. It is further certified that John Paul, Esq. Attorney for the Commonwealth defended this application, and that the Commissioner who made the Assessment was examined as a witness touching said application.

And it is further ordered that the said Philip Phares be exonerated from the payment of County Taxes on said tract of Land for the same time.

On a Petition of A. Shutters, &c, to establish a Public Road.-

The Writ of Ad Quod Dammum awarded at the last Term, was this day returned, and after hearing the evidence, the Court considers that said road be opened, pursuant to the finding of the Jury, which will begin at the road on the South-west side of North River, in Franklin Township, running through the lands of Jackson Rhodes, croping North River, thence through the lands of James Alexander, South east to John F. Crawn's line; thence North-East, through the land of said Crawn to the Valley Turnpike; said road on Jackson Rhodes' land not to be graded over two feet, to be thirty feet wide, and to be gravelled from the top of the bank into the River ten feet, and it is ordered that $1.cc be allowed to Jackson Rhodes, $10cc to James Alexander, and $30cc to John F. Crawn, proprietors of the lands through which said road will be located, to be paid by Franklin Township.

Acc'd

Commonwealth,
vs
Gabriel Monroe. } Indictment for Felony.

The prisoner was this day again led to the bar in custody of the Jailor, and the Court having taken time to consider, the motion for arrest of judgment is overruled; and it being asked of the prisoner if anything for himself he had, or knew to say, why this Court should not now proceed to pronounce judgment against him according to law, and nothing being offered or alleged in delay of judgment, It is considered by the Court, that the said Gabriel Monroe be imprisoned in the public jail and penitentiary house of this Commonwealth for the term of one year to hard labor. And the Sheriff of this County is ordered, as soon as possible after the adjournment of this Court, to remove and convey the said Gabriel Monroe from the Jail of this Court to the public jail and penitentiary House of this Commonwealth, therein to be kept imprisoned, and treated in the manner directed by law, for the term aforesaid. And the prisoner is remanded to Jail.

Mem:- Upon the trial of this cause, the prisoner, by his counsel, excepted to an opinion of the Court, and tendered his Bill of Exceptions, which is in the following words and figures, to-wit:- "Commonwealth vs. Gabriel Monroe:- Upon the trial of this cause, &c," which he prays may be signed, sealed, enrolled and made a part of the record, which is accordingly done.

John W. Ralston, (of David,) Plff
vs
M. E. Hopkins, & W. D. Hopkins,
Extrs & Exrs of John W. Hopkins, decd. Defts. } Upon an Award.

This day came the parties by their Attorneys, and Jas. Kenney, Esqr, to whom the determination of the matters in difference between said parties, was submitted by a written agreement of submission dated the 29th of May 1871, returned his Award in the words and figures following, to-wit:-

Commonwealth
@
Gabriel Monroe
} Upon an Indictment for Felony.

Upon the motion of Gabriel Monroe, It is ordered that the execution of the sentence of the Court be suspended for thirty days from the rising of this Court.

It is ordered that it be certified to the Auditor of Public Accounts, that John Paul, Attorney for the Commonwealth for Rockingham County, is entitled to the sum of $10.00 for prosecuting to conviction in one case of Felony, at the present term of this Court, in case of Commonwealth @ Gabriel Monroe.

George F. Mayhew, who has been elected Alderson for Harrisonburg Township for the term of one year from the 1st. day of July next, together with Jacob L. Sibert, J. N. Gordon, J. N. Loewenbach and Benj. E. Long, his sureties, (who justified as to their sufficiency,) entered into and acknowledged a bond in the penalty of Two Thousand Dollars, conditioned according to law, and took the several oaths prescribed by law.

The matter of the settlement with J. A. Harnsberger, late Sheriff of this county, is continued until the next term.

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

James Kenney

Virginia,

In the Clerk's Office of the County Court of Rockingham County, June 27, 1871.

Mann Almond, Thomas M. Almond and Daniel E. Almond, late partners doing business in firm name of Almond & Son — Plff

vs.

Henry M. Argabright — Defts

In Debt.

This day, the Defendant, Henry M. Argabright, personally appeared in the Clerk's Office aforesaid, and acknowledged the Plaintiff's action, and confessed a judgment for $145.00 and the costs. It is therefore considered that the Plaintiffs recover against the Defendant, Henry M. Argabright, the sum of $145.00 with interest on $70.00 a part thereof, at the rate of six per cent. per annum from the 14th day of May, 1860; and on $75.00 the residue thereof from the 25th day of April, 1863, till paid, and the costs in this behalf expended.

Mann Spitler and Isaac Long, late partners doing business in the firm name & style of Spitler & Long, Plff.

vs.

Henry M. Argabright, Defts.

In Debt.

This day the Defendant, Henry M. Argabright, personally, appeared in the Clerk's Office aforesaid, and acknowledged the Plaintiff's action, and confessed a judgment for $62.94 and the costs, subject to a credit of $3.78, as of date August 19, 1867. It is therefor considered that the Plaintiff recover against the Defendant Henry M. Argabright, the sum of $62.94, subject to the credit of $3.78, as aforesaid — with interest thereon at the rate of six per cent. per annum, from the 16th day of January, 1861, till paid, and the costs in this behalf expended.

Wm. C. Sauck and H. Edwin Sauck, late partners doing business in the firm name of Wm. C. Sauck & Son, Plff.

vs.

Henry M. Argabright, Defs.

In Debt.

This day the Defendant, Henry M. Argabright, personally appeared in the office aforesaid, and acknowledged the Plaintiff's claim, and confessed a judgment for $31.32 and the costs. It is therefor considered that the Plaintiff recover against the Defendant, Henry M. Argabright, the sum of $31.32 with interest thereon at the rate of six per cent. per annum from the 9th day of December, 1869, till paid, and the costs in this behalf expended.

2nd Vacation.

Before the Hon. James Kenney, Judge of the County Court of Rockingham County, on the 23rd. day of June, 1871, in vacation.

David Suter, who has been elected Overseer of the Poor for Central Township, for the term of one year from the 1st. day of July 1871, together with D. M. Switzer and W. H. Switzer, his sureties, (who justified as to their sufficiency,) entered into and acknowledged a bond in the penalty of Two hundred and Fifty Dollars, conditioned according to law, and took the several oaths prescribed by law.

Before the Same, on the 24th. day of June, 1871, in vacation.

Franklin Rucker, who has been elected Assessor for Elk Run Township, for the term of one year from the 1st. day of July 1871, together with Wm. Sigler, F. W. Kirtley, N. H. Cave and J. B. Eastham, his sureties, who justified as to their sufficiency,) entered into and acknowledged a bond in the penalty of Two Thousand Dollars, conditioned according to law, and took the several oaths prescribed by law.

J. Bird Eastham, who has been elected Constable for Elk Run Township, for the term of three years from the 1st. day of July 1871, together with Wm. Sigler, F. W. Kirtley, W. H. Cave and F. Rucker, his sureties, (who justified as to their sufficiency,) entered into and acknowledged a bond in the penalty of Two Thousand Dollars, conditioned according to law, and took the several oaths prescribed by law.

*

Before the Same, on the 25th. day of June, 1871, in Vacation.

John N. Wartmann, who has been elected Supervisor for Harrisonburg Township, for the term of one year from the 1st. day of July 1871, together with Samuel R. Sterling, his surety, (who justified as to his sufficiency,) entered into and acknowledged a bond in the penalty of One Thousand Dollars, conditioned according to law, and took the several oaths prescribed by law.

Henry W. Beery, who has been elected Assessor for Linville Township, for the term of one year from the 1st. day of July 1871, together with S. R. Allebaugh and Wm. Fletcher, his sureties, (who justified as to their sufficiency,) entered into and acknowledged a bond in the penalty of Two Thousand Dollars, conditioned according to law, and took the several oaths prescribed by law.

M. J. Zirkel, who has been elected Collector for Linville Township, for the term of one year from the 1st. day of July 1871, together with M. S. Zirkel and George W. Showalter, his sureties, (who justified as to their sufficiency,) entered into and acknowledged a bond in the penalty of Fourteen Thousand Dollars, conditioned according to law, and took the several oaths prescribed by law.

Samuel L. Cootes, who has been elected Clerk for Plains Township, for the term of one year from the 1st. day of July 1871, together with

S. H. Moffatt, his surety, (who justified as to his sufficiency,) and S. M. Hammen, who has been elected Clerk for Stonewall Township, for the term of one year from the 1st day of July 1871, together with Wm B. Yancey, his surety, (who justified as to his sufficiency,) entered into and acknowledged bonds in the penalty of Two Thousand Dollars each, conditioned according to law, and took the several oaths prescribed by law.

Before the Same, on the 30th day of June 1871. in Vacation.

Wm. A. Rodeffer, who has been elected Commissioner of Roads for Harrisonburg Township, for the term of one year from the 1st day of July 1871, together with A. J. Yancey, his surety, (who justified as to his sufficiency,) entered into and acknowledged a bond in the penalty of Five Hundred Dollars, conditioned according to law, and took the several oaths prescribed by law.

Wm. A. Dinkel, who has been elected Clerk for Franklin Township, for the term of one year from the 1st day of July 1871, together with John W. Carmon, his surety, (who justified as to his sufficiency,) entered into and acknowledged a bond in the penalty of Two Thousand Dollars, conditioned according to law, and took the several oaths prescribed by law.

Before the Same, on the 1st day of July, 1871, in Vacation.

Samuel L. Slusser, who has been elected Collector for Ashby Township, for the term of one year from the 1st day of July 1871, together with Samuel Slusser, M. J. Moyerhoeffer and John W. Carmon, his sureties, (who justified as to their sufficiency,) entered into and acknowledged a bond in the penalty of Twelve Thousand Dollars, conditioned according to law, and took the several oaths prescribed by law.

Before the Same, on the 24th day of June 1871.

J. Bird Eastham, who has been elected Clerk for Elk Run Township, for the term of one year from the 1st day of July 1871, together with Wm Sigler, F. H. Kirtley, W. H. Cave and F. Rucker, his sureties, (who justified as to their sufficiency,) entered into and acknowledged a bond in the penalty of Two Thousand Dollars, conditioned according to law, and took the several oaths prescribed by law.

Monday, July 17, 1871.

At a County Court held in and for the County of Rockingham, on Monday, July 17, 1871.

Present:- Hon. James Kenney, presiding.

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

Bargain & Sale,	James M. Weaver, Admr. of John Kyger, dec'd,	to	George Beckon,
" "	Benj. Weller, Atty. in fact for E. Grattan Wood,	"	Jacob Nicholas,
" "	John H. Beery & wife,	"	Dr. Zirkel & others, Trustees,
Deed of Trust,	Samuel Good,	"	Wm. McK. Wartmann, Trustee,
Bargain & Sale,	Sampson Orebaugh & wife,	"	Benjamin Turner,
" "	John Q. Winfield & wife,	"	Josiah Kulrey,
Marriage Contract,	Jonathan Pence, and		Mary Carr,
Bargain & Sale,	Moses Bowman & wife	to	Rebecca Bowers,
" "	M. S. Zirkel & wife,	"	John P. Swank,
" "	Isaac N. Beery & wife,	"	John P. Swank,
Deed of Trust,	Ebenezer Knicely,	"	James P. Ralston,
Bargain & Sale,	Noah J. Heukel & wife,	"	Bettie A. Lambert,
" "	Samuel Good & wife	"	Noah Flory, &c.,
" "	David B. Devier & wife & John L. Herring & wife,	"	Philander Herring,
" "	Daniel F. Driver & wife & others,	"	John A. White,
" "	John Ritchie & wife,	"	Solomon B. Kulva,
Supplemental Contract,	Sallie H. Gray,	"	H. J. Gray,
Contract,	D. A. Kite,	"	Margaret Miller and Amanda J. Eddins,
Homestead,	Stephen J. Few,		
Bargain & Sale,	C. Brunk & J. A. Mitchell, Exrs. of J. Brenneman,	"	Jacob Caracofe,
" "	James Miller & wife & A. Harper & wife & others,	"	John C. Miller,
" "	Abraham Pickering & wife,	"	Mathias Pickering,
Deed of Trust,	James A. Alexander,	"	Susan S. Alexander,
Bargain & Sale,	Elizabeth Miller,	"	Mary Barrett,
" "	Jacob J. Thomas & wife	"	Francis H. Murry,
Deed of Trust,	J. Lindsey Allen & wife,	"	Wm. L. Cochran, Trustee,
Power of Attorney,	George Mason & others,	"	Moses Mason,
Deed of Trust,	George W. Hedrick & wife,	"	C. A. Yancey, Trustee,
Bargain & Sale,	Noah A. Royer & wife,	"	Erasmus May,

P. S. Roller Pltff. } Upon a Notice.
vs.
W. D. Corse Adm. Defts. }

C. F. Hopkins, surv. &c. Pltff. } Upon a Notice.
vs.
W. H. Rodeffer, Constable Deft }

David Deihl, for &c Pltff } Upon a Notice
vs.
Wm. H. Rodeffer, Constable, &c. Deft }

N. W. Cave, Pltff } Upon an Appeal.
vs.
Daniel Kite, Deft. }

Ordered that the three foregoing causes be placed upon the Court's Docket.

William Airey Pltff
vs
Peter Paul, jr. &c. Defts.

George M. Bowman's Adm. Pltff
vs
John Bowman, jr. &c. Defts.

David Bowman, Pltff
vs
John Bowman, jr. &c, Defts.

George M. Bowman's Adm. Pltff
vs
John Bowman, jr. &c. Defts.

Valentine Strader, Pltff
vs
Geo. W. Berlin, &c, Defts.

same, Pltff
vs
George W. Berlin, &c, Defts.

Adam Layman's Adm. Pltff
vs
Jno. B. Armentrout, &c, Defts.

Leon Shaver, Pltff
vs
John Bowman, jr. &c, Defts.

Ulrick Wittig, Pltff
vs
John Bowman, jr, &c, Defts.

Noah Wolf Pltff
vs
Daniel Flook, &c, Defts.

Parties called, [and not appearing,] notices proved and judgment according to Bonds and for costs in the nineteen foregoing notices on Delivery Bonds.

Jacob Price, Pltff.
vs
John Bowman, jr, &c, Defts.

John Paul, for &c, Pltff.
vs
Peter Paul, jr, &c, Defts.

George Saufley's Adm's Pltff
vs
Peter Paul, &c, Defts.

Commonwealth, Pltff
vs
Levi N. Ryman, &c, Defts.

Elizabeth Thomas, Pltff.
vs
Paul jr, Peter &c, Defts.

Shipe, Eblond & Co, Pltffs
vs
D. D. Pennybacker, &c, Defts.

First National Bank of Hbg. Pltff
vs
D. D. Pennybacker, &c, Defts.

James Mullen's Adm. Pltff
vs
George W. Berlin, &c, Defts.

Jonas A. Loewenbach, Pltff.
vs
Peter Paul, jr, &c, Defts.

Petitions for Public Roads in Franklin Township Returned.

On the petition of Orra A. Gray, Annie D. Gray, John W. Minnich and others, for the establishment of a public road, leading from a point near John Swartz's shop, opposite Adam Shank's lane, or near the line of Franklin and Lentral Townships, through the lands of John Swartz, thence on the line of John Swartz and Joel Garber, thence on the lands of Joel Garber, to a point opposite John W. Minnich's stable, thence on said Minnich's land to a corner on Minnich's and Garber's land, thence down Haney Run, through the lands of Joel Garber, to Garber's and Funk's line, thence through the lands of Christian Funk, to the Rushville and Attobine Road, the Commissioners of Roads for Franklin Township, to whom at the last term of this Court, was

Abstract of Jurors drawn for this Court

recommitted the report heretofore made, and said Commissioner having reported in favor of the above route, which is designated in his report as route No. 1, and it appearing to the Court that the land-owners along said route are willing to accept the damages allowed them, by said Commissioner, It is ordered that said road be opened as above indicated, and in accordance with the survey designating route No. 1- and it is ordered that $75.00 be allowed to John Swartz, one of the proprietors of the lands through which said road will be located, to be paid by Franklin Township out of the next Township levy.

On motion, It is ordered that Lewis Driver, Commissioner of Roads for Central Township, view the route from James Keltzels mill to Rawley Springs Turnpike, near Whitmers Blacksmith shop, and report the propriety of establishing a public road between said points.

Samuel C. Naylor, Commr. of Roads for Elk Run Township having at a former term of this Court returned his report upon the propriety of the establishment of a road commencing on the Elk Run road, and running due South to the Rockingham Turnpike, It is ordered that Daniel Baugher and Jeeny Shipp, two of the land-owners through whose lands the proposed road will pass, be summoned to appear on the first day of the August Term of this Court, to shew cause, if any they can, why this road shall not be established in accordance with the report of said Commissioner.

John D. Thomas, Commissioner of the Revenue for the 3rd. District of Rockingham County, presented in Court an Account against the Commonwealth of Virginia, amounting to the sum of $15.20 for listing 123 births and 29 deaths @ 10 cents each, for the year 1869, which being sworn to in Court, was examined and allowed by the Court, and ordered to be certified to the Auditor of Public Accounts.

Samuel Lindamood, Assessor for Stonewall Township, presented in Court an Account against the County of Rockingham, amounting to the sum of Twenty Dollars, for extending County & Parish Levies and R.R. Tax for the year 1871, and for re-assessing Males between the ages of 16 and 21, for the year 1871, which being sworn to in Court, was examined and allowed by the Court, and ordered to be paid by the Treasurer of this County.

The Semi-weekly Enterprize, presented in Court an Account against the County of Rockingham, amounting to the sum of $10.00 for printing Blanks for the County Clerk's office for the year 1870, which being sworn to, was examined and allowed by the Court, and ordered to be paid by the Treasurer of the County.

Wm. F. Bowers, Constable of Plains Township, this day presented in Court an Account against the Commonwealth of Virginia, amounting to the sum of $5.00 for arresting James B. Garrison, charged with a misdemeanor, & summoning witnesses, &c, 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. H. Hamrick, Commissioner of the Revenue for the 2nd. District of Rockingham County, this day presented in Court an Account against the Commonwealth of Virginia, amounting to the sum of $30.90- for registering 344 Births and 65 Deaths @ 10 cents each, for the year 1870, which being sworn to in Court, was examined and allowed by the Court, and ordered to be certified to the Auditor of Public Accounts.

L. S. Byrd, Jailor of this County, this day presented in Court two Accounts against the Commonwealth of Virginia, one amounting to the sum of $51.80 and the other to the sum of $21.50, which being sworn to in Court, was examined and allowed by the Court, and ordered to be certified to the Auditor of Public Accounts.

It is ordered that the County Treasurer pay to John Paul, Attorney for the Commonwealth for Rockingham County, the sum of $25.00 for his services in this Court for the month of July 1871.

It is ordered that L. W. Gaubill, E. W. Pollard, Henry Shacklett and W. G. Pattow be appointed to appraise the Estate of Martha J. Rogers, any three of whom may act, after first being duly sworn.

On motion of Chas. A. Van Lear, an heir of Wm. Van Lear, dec'd, Edward S. Kemper, Joseph Beery, L. F. Moyerhoeffer, & Wm. W. Hooke, are appointed Commissioners to lay off and assign to Elizabeth G. Van Lear, widow of Wm. Van Lear, dec'd, Dower in the lands of said intestate, any three of whom may act.

T. K. Harnsberger, Plff
&
Zach. Raines & F. M. Layton, Defts. } Upon a garnishee summons to Samuel A. Lewis.

This day Samuel A. Lewis, as garnishee, appeared in Court, and answered that he is indebted to the Defendants in the sum of $45.00, and it is therefore considered by the Court that the Plaintiff recover against the Defendant, S. H. Lewis (as garnishee) the sum of Forty-five Dollars, and thereupon he paid into the hands of the said Plaintiff's Attorney, the said sum of Forty-five Dollars.

Samuel M. Callender, a minister of the Reformed Church in the United States, produced proof of his ordination, and of his being in regular communion with said Church, of which he is reported a member, and entered into and acknowledged a bond in the penalty of $1500, with Joseph S. Loose, his surety, (who justified as to his sufficiency,) conditioned according to law, and thereupon the Court doth authorize him to celebrate the rites of matrimony.

The last will and testament of George Ireland, dec'd, was this day presented in Court, purporting to be wholly in the hand-writing of the testator; and the hand-writing of said testator being proved upon the oaths of Wm. M. McAtee and A. W. May. It is ordered that it be admitted to probate; and thereupon on the motion of Wm. M. McAtee, who together with Jackson Rhodes, his surety, (who justified as to his sufficiency,) entered into and acknowledged a bond in the penalty of $1600, conditioned according to law, certificate is granted him for obtaining letters of administration upon the Estate of said George Ireland, dec'd with the will annexed, and qualified accordingly.

On motion of Wm. M. McAtee, Adm. of the Estate of George Ireland, dec'd, Jackson Rhodes, Aaron Shutters and Caleb Dean, are appointed to appraise the Estate of said Ireland, (any three of whom may act,) after first being duly sworn.

On the motion of William Bottell, who made oath thereto according to law, and together with J. J. Bowman, his surety, (who justified as to his sufficiency,) entered into and acknowledged a bond in the penalty of Three Thousand Dollars, conditioned according to law, a certificate is granted him for obtaining letters of administration upon the Estate of George Rader, dec'd.

On the motion of Noah W. Shuler, who made oath thereto according to law, and together with George Shuler, J. W. P. Samuels, Daniel P. Shuler, Philip Shiflett and John Burkhead, his sureties, (who justified as to their sufficiency,) entered into and acknowledged a bond in the penalty of Thirty Thousand Dollars, conditioned according to law, a certificate is granted him for obtaining letters of administration upon the Estate of Daniel D. Dovel, dec'd, with the will annexed, and upon motion of said Noah W. Shuler, Adm'r &c, William Sigler, W. D. C. Covington, J. B. Eastham and Henry Pirle are appointed to appraise the Estate of said Daniel D. Dovel, dec'd, any three of may act, after first being duly sworn.

George Kiser, Pltff,
vs
Jackson Rhodes & others, Defts. } Upon a Petition to raise a Dam.

This day came again the parties, by counsel, and the Sheriff of the County of Rockingham, pursuant to a writ, in the name of a writ of Ad Quad Dammum, awarded at the June Term 1871 of this Court, to be executed on the 7th of July 1871, and returnable to this Court on the 1st day of the July term next thereafter, returned said Writ which is — properly endorsed, together with an Inquisition made in pursuance thereof, in words and figures following to-wit:- "This Indenture, &c," and the same was inspected and read, and thereupon the further consideration of this cause was continued until to-morrow.

J. W. Lowman, Pltff
vs
Thomas & O'Roark, Defts. } Upon an appeal.

Upon the motion of the Plaintiff, A Rule is awarded against Thomas & O'Roark, returnable to the first day of August Court next, to shew cause, if any they can, why they should not be required to give new security in the appeal.

John Funk, who has been appointed by the Judge of this Court, a Justice of the Peace (in the place of John Funk who failed to qualify) for Linville Township, for the term of three years from July 1, 1871, this day appeared in Court, and took the several oaths prescribed by Law.

Alexander Logan, Pltff,
vs
Town of Harrisonburg, Deft. } Upon an Appeal

& George Logan, Pltff
vs
same, Deft. } Upon an Appeal

Ordered, That these two causes be placed upon the Courts Docket.

Rent & Bond, Plffs
vs
Robert Michael, Deft
Unlawful Detainer.

This day came the defendant by his attorney, and pleaded not guilty, to which the Plaintiffs by their attorney replied generally, and thereupon the trial of this cause is continued until the next term.

In obedience to a summons awarded at the July Term of this Court, Isaac Hammer appeared in Court, and by counsel, defends and resists the establishment of the proposed Road from Wm. Kite's Lanyard and ending at Powell's Mill road, and the further consideration thereof is continued until the next term.

Upon the motion of Emma V. Van Lear, infant daughter of Wm Van Lear, dec'd, over the age of 14 years, appearing before the Court, by an affidavit made before Wm Lawley, a Justice of the Peace, the Court doth appoint Joseph Beery as Guardian for said infant, and thereupon the said Joseph Beery, together with Charles A. Van Lear, his surety, (who justified as to his sufficiency,) entered into and acknowledged a bond in the penalty of $1000 Cy, conditioned according to law, and qualified accordingly.

A notice having been returned into Court duly executed upon Samuel P. Miller, guardian of Catharine, Anthony, Abraham & Daniel Senger, infant children of Joseph Senger, dec'd, from his surety Daniel Senger, requiring him to give him new bond as said guardian, and he appearing in Court and declining so to do, It is considered by the Court that his powers as said Guardian be and the same are hereby revoked.

On his motion, the Court doth appoint Solomon Wine as guardian for Catharine, Anthony, Abraham and Daniel Senger, infant children and heirs of Jo. Senger, dec'd, under the age of 14 years, and thereupon the said Solomon Wine, together with Samuel P. Miller, his surety, (who justified as to his sufficiency,) entered into and acknowledged a bond in the penalty of $1000 Cy, conditioned according to law, and qualified accordingly.

It appearing to the Court that Lydia Myers, widow of John P. Myers, dec'd, has relinquished her right to administer upon the Estate of her deceased husband, on her motion, Christopher Miller, who made oath thereto according to law, and together with Thomas Burke and John R. Ragey, their sureties, (who justified as to their sufficiency,) entered into and acknowledged a bond in the penalty of $8000 Cy conditioned according to law, a certificate is granted him for obtaining letters of administration in due form, upon the Estate of said John P. Myers, and It is ordered that Cyrus G. Turley, Jackson Rhodes, S. C. Switzer and Geo. W. Dines, any three of whom may act, do appraise the Estate of said John P. Myers, dec'd, after first being duly sworn.

On motion the Court doth appoint Joseph Layman as guardian for Jacob C. Summers and J. Ann McElroy Summers, infant children of under the age of 14 years, and thereupon the said Joseph Layman, together with John P. Brook, his surety, (who justified as to his sufficiency,) entered into and acknowledged a bond in the penalty of $400 Cy, conditioned accordingly to law, and qualified accordingly.

Henry Sites, for use of Wm. R. McKeever, Pltff
vs
James A. Alexander, &c, Defts. } Upon a D. Bond.

David Depoy, Pltff
vs
Wm. C. Simmers, &c, Defts. } Upon a D. Bond.

Coffman & Buffy, Pltff.
vs
Christian C. Simmers, &c, Defts. } Upon a D. Bond.

Parties solemnly called and not appearing, the above notices were proved, and judgment according to bonds and for costs.

Henry S. Soule, who has been appointed by the Judge of this Court, Collector for Franklin Township, for the term of one year from the 1st. day of July 1871, in place of Henry S. Soule, who failed to qualify, together with Peter Long, Peter Paul, John F. Soule, Michael Whitmer & Simon Bowman, his sureties, (who justified as to their sufficiency,) entered into and acknowledged a bond in the penalty of Ten Thousand Dollars, conditioned according to law, and took the several oaths prescribed by law.

John E. Hopkins, who has been appointed by the Judge of this Court, Collector for Stonewall Township, for the term of one year from the 1st day of July 1871, in place of John E. Hopkins, who failed to qualify, together with Richard E. Hopkins and George H. Mauzy, his sureties, (who justified as to their sufficiency,) entered into and acknowledged a bond in the penalty of $8000 cc. conditioned according to law, and took the several oaths prescribed by law.

Robt. A. Harrison, who has been appointed by the Judge of this Court, Constable for Linville Township, for the term of three years from the 1st. day of July 1871, in place of Robert A. Harrison, who failed to qualify, together with Abraham Harrison and William C. Simmers, his sureties, (who justified as to their sufficiency,) and

Benjamin Turner, who has been appointed by the Judge of this Court, Constable for Brock's Gap Township, for the term of three years from the 1st. day of July 1871, in place of Benjamin Turner, who failed to qualify, together with George W. Fawley and Henry Neff, his sureties, (who justified as to their sufficiency,) entered into and acknowledged bonds in the penalty of Two Thousand Dollars each, conditioned according to law, and took the several oaths prescribed by law.

George W. Sanford, who has been appointed by the Judge of this Court, Overseer of the Poor for Elk Run Township, for the term of one year from the 1st. day of July 1871, in place of George W. Sanford, who failed to qualify, together with A. St. C. Sprinkel, his surety, (who justified as to his sufficiency,) and

Richard B. Hedrick, who has been appointed by the Judge of this Court, Overseer of the Poor for Stonewall Township, for the term of one year from the 1st. day of July 1871, in place of Richard B. Hedrick, who failed to qualify, together with George W. Hedrick, his surety, who justified as to his sufficiency,) entered into and acknowledged bonds in the penalty of Five Hundred Dollars each, conditioned according to law, and took the several oaths prescribed by law.

George W. Fawley, who has been appointed by the Judge of this Court, Clerk for Brock's Gap Township, for the term of one year from the 1st. day of July 1871, in place of George W. Fawley, who failed to qualify, together with Henry Neff and Benjamin Turner, his sureties, (who justified as to their sufficiency,) entered into and acknowledged a bond in the penalty of Two Thousand Dollars, conditioned according

to law, and took the several oaths prescribed by law.

Jacob A. Armentrout who has been appointed by the Judge of this Court, Commissioner of Roads for Stonewall Township, for the term of one year from the 1st. day of July 1871, in place of Jacob A. Armentrout, who failed to qualify, together with George W. Mauzy, his surety, (who justified as to his sufficiency) entered into and acknowledged a bond in the penalty of Five Hundred Dollars, conditioned according to law, and took the several oaths prescribed by law.

Bernard P. Peel, who has been appointed by the Judge of this Court, Supervisor for Elk Run Township, for the term of one year from the 1st. day of July 1871, in place of Bernard P. Peel, who failed to qualify, together with William Sigler, his surety, (who justified as to his sufficiency,) and

George W Mauzy, who has been appointed by the Judge of this Court, Supervisor for Stonewall Township, for the term of one year from the 1st day of July 1871, in place of George W. Mauzy, who failed to qualify, together with G. P. Hopkins and Nicholas Ryger, his sureties, (who justified as to their sufficiency,) entered into and acknowledged bonds in the penalty of One Thousand Dollars each, conditioned according to law, and took the several oaths prescribed by law.

William Newman, late of the County of Rockingham, who stands indicted for a felony by him committed on the day of July 1870, was this day led to the bar of the Court, in custody of the Jailor of this County, and being thereof arraigned, pleaded "not guilty," and the Venremen summoned for his trial being called, twenty-three of whom appeared and were found to be duly qualified and free from exceptions, viz:- Noah L. Simmers, Augustus Koller, Eli Long, Abraham Lincoln, Wm. C. Whitmore, George Miller, John M. Huffman, Augustine Armentrout, Michael Howard, Solomon Patterson, Charles O. Black, A. J. Sigler, Wm. W. Bateman, Samuel Sheets, John S. Bowman, John R. Bowman, Wm. Minnick, James Rehard, Albert Long, P. B. Shiflett, A. J. Sigler, Joseph Click and William Reubush, and thereupon it was ordered that the Sheriff summon one additional Venireman to appear here forthwith, and the Veniremen so summoned being called, appeared and was found to be duly qualified and free from exceptions, viz:- R. B. Erzenbright, the panel of twenty-four being completed, the prisoner was furnished with a copy thereof, and having stricken therefrom the names of eight persons of said panel, viz:- Augustus Koller, Abraham Lincoln, George Miller, John M. Huffman, A. J. Sigler, Wm. W. Bateman, William Minnick, & James Rehard, and thereupon the following Jury was selected from the remaining sixteen by lot, viz:- John S. Bowman, Eli Long, Charles O. Black, Augustine Armentrout, Albert Long, P. B. Shiflett, Wm. C. Whitmer, John R. Bowman, Samuel Sheets, Solomon Patterson, Michael Howard and Noah L. Simmers, who being so elected, tried and sworn the truth of and upon the premises to speak, and having heard the evidence, retired from the bar to consider of their verdict, and after some time returned into Court, and not having agreed upon a verdict, thereupon they were given in charge of Wm. J. Chrisman and D. H. Raleton, Deputies for James P. Raleton, Sheriff of this County, to whom was administered an oath that they would keep them together without communication with any person, that they would neither converse with them themselves touching this trial, nor permit any other person to do so, and would cause them to appear in Court to-morrow morning at 9 o'clock. And the prisoner is remanded to Jail.

The Vacation orders were inspected and approved by the Court.

Commonwealth Plff
A. G. Sigler, Deft. } Motion to revoke ordinary License.

Ordered that this cause be placed upon the Court's Docket, and continued until the next Term.

Ordered that the Court be adjourned until to-morrow morning at 9 o'clock.

James Kenney.

At a County Court continued and held in and for the County of Rockingham on Tuesday, July 18, 1871.

Present:- Hon. James Kenney, presiding.

Silas W. Ralston, of David, Plff.
vs
W. C. Hopkins and F. M. Hopkins
Exrs & Exrs. of John M. Hopkins, Deft. } Upon an Account.

This day came the parties by their Attorneys, and James Kenney, Esq. to whom the determination of the matters in difference between said parties, was submitted by a written agreement of submission dated the 17th. of May, 1871, returned this account in the words and figures following to wit:-

The Commonwealth
vs
William Newman, } Upon an Indictment for Felony.

The prisoner was this day again led to the bar in custody of the Jailor of this Court, and thereupon came the Jury sworn and empaneled on yesterday for his trial, pursuant to their adjournment, and again retired to their room to consider of their verdict, and after some time returned into Court, and upon their oaths do say, "We the jury find the defendant guilty in manner and form as charged in the Indictment, and fix the term of his imprisonment in the County Jail at Four months", thereupon the Jury was discharged. And it being asked of the prisoner if anything for himself he had, or knew to say, why this Court should not now proceed to pronounce judgment against him according to law, and nothing being offered or alleged in delay of judgment, It is considered by the Court that the said William Newman be imprisoned in the jail of this County, for the period of Four months. And the prisoner is remanded to Jail.

George W. Kulsey, Asessor for Ashby Township, this day presented in Court an Account against the County of Rockingham, amounting to the sum of $200 for extending County & Parish Levies and Railroad Tax, for the year 1871, which being sworn to in Court was examined and allowed by the Court, and ordered to be paid by the Treasurer of this County.

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said re-assessing 948 persons between the ages of 16 & 21 yrs 1871.

Spec

It is ordered that B. F. Cromer, Commissioner of Roads for Franklin Township, view the road heretofore and at present leading from Ottobine Church to John Wine's, and report at the next term of this Court, what change, if any, is necessary in the location of said road.

John H. Moore, who has been appointed Assessor for Franklin Township ~~for~~ by the Judge of this Court, for the term of one year from the 1st day of July 1871, in place of John H. Moore, who failed to qualify, together with Jacob Thomas, his surety, (who justified as to his sufficiency,) entered into and acknowledged a bond in the penalty of Two Thousand Dollars, conditioned according to law, and took the several oaths prescribed by law.

Spec'l d.
X

John H. Moore, Assessor for Franklin Township, this day presented in Court, an Account against the County of Rockingham amounting to the sum of $20.00 for extending County & Parish Levies and Railroad Tax for the year 1871, and for re-assessing males between the ages of 16 and 21, for 1871, which being sworn to in Court, was examined and allowed by the Court, and ordered to be paid by the Treasurer of the County.

Spec'l d.

N. W. Beery, Assessor for Linville Township, this day presented in Court, an Account against the County of Rockingham, amounting to the sum of $20.00 for extending County & Parish Levies and Railroad Tax for the year 1871, and for re-assessing males between the ages of 16 and 21 for 1871, which being sworn to in Court, was examined and allowed by the Court, and ordered to be paid by the Treasurer of the County.

Spec'l d.
X

G. W. Fulk, Assessor for Brock's Gap Township, this day presented in Court, an Account against the County of Rockingham, amounting to the sum of $20.00 for extending County & Parish Levies and Railroad Tax for the year 1871, and for re-assessing males between the ages of 16 and 21, for 1871, which being sworn to in Court, was examined and allowed by the Court, and ordered to be paid by the Treasurer of the County.

George W. Fulk, who has been appointed by the Judge of this Court, Assessor for Brock's Gap Township, for the term of one year from the 1st day of July 1871, in place of George W. Fulk, who failed to qualify, together with Henry Neff, his surety, (who justified as to his sufficiency,) entered into and acknowledged a bond in the penalty of Two Thousand Dollars, conditioned according to law, and took the several oaths prescribed by law.

Archibald Hopkins, jr., Pltff
vs
Cyrus Hoover, Deft. } Unlawful Detainer.

Ordered That this cause be continued until the next term at the cost of the Defendant.

Mil.

It is ordered that it be certified to the Auditor of Public Accounts, that John Paul, Attorney for the Commonwealth for Rockingham County, is entitled to the sum of Ten Dollars, for prosecuting to conviction in one case of Felony, in case of The Commonwealth vs. William Newman.

Peter S. Roller, Pltff
vs
H. D. Corse & Co, Defts. } Upon a motion to quash an Execution

This day came the parties by their Attorneys, and the Plaintiff moved the Court to quash an Execution sued out of this Court against the goods and chattels of the Plaintiff by the Defendants, upon a judgment obtained at the February Term last of this Court, and the motion being maturely considered by the Court, the Court doth overrule said motion to quash, and it is considered by the Court that the Defendants recover against the Plaintiff their costs by them in this behalf expended.

Ordered, That this Court be adjourned until to-morrow morning at 9 o'clock.

James Kenney.

At a County Court continued and held in and for the County of Rockingham, on Wednesday, July 19. 1871.

Present:- Hon. James Kenney, presiding.

George Kiser Pltff
vs
Jackson Rhodes, & others Defts. } Upon a writ of Ad Quod Dammum.

This day came the parties by their Attorneys, and on motion of the Defendants, the Court having heard the testimony adduced and the arguments of counsel, the inquest made in pursuance of the former writ of ad quod dammum issued in this cause, is ordered to be set aside, and thereupon on motion of George Kiser, a new writ is awarded him to be directed to the Sheriff of Rockingham County, to be executed on the 1st day of August 1871, and made returnable here on the first day of the August Term next of this Court.

James M. Dinkel, for &c, Pltff.
vs
John Dinkel, Admr. Deft. } In Debt.

On motion of the Plaintiff by his Attorney, leave is granted him to withdraw from this Court the bonds filed with the papers, upon leaving attested copies of the same in the papers.

C. A. Sprinkel & Co., Pltffs.
vs
J. Bird Eastham, &c, Defts. } In Debt.

This day came the parties by their Attorneys, and the Defendants, by their attorney, filed their plea of failure of consideration, to which the Plaintiffs, by counsel, replied generally, and thereupon it is considered by the Court that the office judgment be set aside, and the trial of the issues continued until the next term, and leave is given the Defendants to file additional pleas

Daniel Good, Pltff.
vs
Rawley Springs Company, Defts. } Upon a writ of Ad quod Dammum.

It is ordered that this writ be set aside.

On application to have a road established, commencing at a point on the land of S. Kline, and running through the land of said Kline and John Q. Winfield, &c, in Plains Township, near Broadway Depot, It is ordered that William W. West, Road Commissioner of Plains Township, examine said proposed road route, in accordance with Sections 22 & 24 of Acts of Virginia Legislature, paked Nov. 10, 1870, appertaining to Roads, &c, and report to this Court at its next term, - affording a map or diagram of the road, in connection with his Report, and stating any facts required by the law that he should state.

Upon the application to open a Road from John Bell's to Dayton, It is, by consent of parties, ordered that the Report of Commrs. Wm. H. Karacofe, be refered to the Commissioners of Roads for Franklin and Ceutral Townships, who are directed to re-view the present Roads leading from Rushville to Dayton and the proposed new Road, or any other route, and report their views in regard to the expediency of opening the proposed new Road, or of making changes in the old Roads, - and that they make or cause to be made surveys and diagrams of the same, and report to the next term of this Court.

Rawley Springs Turnpike Company Pltff
vs
Daniel Good, Deft. } Upon assessment of Damages to land.

By agreement of parties, It is ordered that Wm McK. Wartmann pay to H. S. Surty, Atty. for said Daniel Good, Ten Dollars, the amount paid by said Company into Court; but this payment and receipt is in no wise to affect the proceedings now or hereafter to be taken by said Good vs said Company for an increase of his damages.

D. Rodeffer & others, Pltffs.
vs
Barbara Bowman, Extx &c, Deft. } Upon a Rule.

In this cause the Report of Commrs. Wm. McK. Wartmann, was this day returned into Court, and its further consideration continued until the next term of this Court.

Madison Airey Pltff.
vs
Geo. W. Yancey & Brother, Defts. } Upon motion to quash an Execution.

This day came again the parties by their Attorneys, and the evidence and argument of counsel being heard, It is considered by the Court that the motion to quash the execution issued by Justice Maitz, be overruled, and that the Defendants recover of the Plaintiff, Madison Airey, their costs in this behalf expended.

Same, Pltff.
vs
Jacob Lincoln, & Bro. Defts } Upon motion to quash an Execution.

This day came again the parties by their Attorneys, and the evidence and argument of counsel being heard, It is considered by the Court that the motion to quash the execution issued by Justice Maitz, be overruled, and that the Defendants recover of the Plaintiffs, Madison Airey, their costs in this behalf expended.

Same, Pltff
vs
G. W. & R. W. Yancey, defts. } Upon motion to quash an Execution.

This day came again the parties by their Attorneys, and the evidence and argument of counsel being heard, It is considered by the Court that the motion to quash the execution issued by Justice Maitz, be overruled, and that the Defendants recover of the Plaintiffs, Madison Airey, their costs in this behalf expended.

George W. Shaver, for &c. Pltff
vs
Henry Shaver, Defdt. } In Debt.

This day came the parties by their Attorneys, and the Defendant filed his plea of payment, to which the Plaintiff replied generally, and thereupon it is considered by the Court that the office judgment be set aside, and the trial of the issues continued until the next term, and leave is given the Defendant to file additional pleas.

James M. Armentrout, Pltff.
vs
A. D. Armentrout, Deft. } In Debt.

This day came the parties by their Attorneys, and the Defendant filed his plea of non-est factum, to which the Plaintiff replied generally, and thereupon it is considered by the Court that the office judgment be set aside, and the trial of the issues continued until the next term.

On the motion of James Fogle, who has this day filed an Inventory of the Property claimed by him under the Act of the Legislature, entitled "An Act to prescribe in what manner, and upon what conditions a Householder or head of a family shall set apart and hold a Homestead and Personal Property, for the benefit of himself and family exempt from sale for Debt," William Armentrout, Reuben Sellers and John Armentrout are appointed Commissioners to appraise the Estate of the said James Fogle, and make report to this Court.

Cmd

In the matter of the Settlement of D. A. Hammen, late Sheriff of Rockingham County, it is ordered, that the same be continued until the next term.

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

James Kenney

Charles Jones,
Levi S. Byrd, Jailor. } Habeas Corpus. — In Vacation.

The Commonwealth of Virginia, To Levi S. Byrd, Jailor of Rockingham County.-

You are hereby commanded that the body of Charles Jones detained by you and under your custody, as it is said, together with the day and cause of his caption and detention, by whatsoever name he may be called, you have forthwith before me, James Kenney, Judge of the County Court of Rockingham County, forthwith at my office in the Town of Harrisonburg, in the county of Rockingham, to do, submit to and receive all and singular those things which shall then and there be considered of him in this behalf.

Given under my hand this 5th day of June 1871.

James Kenney.

In obedience to the within writ of Habeas Corpus to me directed, I hereby certify to James Kenney, Judge of the County Court of Rockingham County, that the said Charles Jones, in the said writ named, is detained in custody by me, he having been delivered to me by a person calling himself A. J. Smith, and representing himself to be the Sheriff of Henrico County, who exhibited to me an order, purporting to be from the Court of Appeals of Virginia, and to be attested by —— Starke, the Clerk of said Court, - the nature of which order was that the said Charles Jones had been brought before the said Court upon a writ of Habeas Corpus, and remanded to Rockingham County for a new trial in the Circuit Court of said County upon a writ of Error. I receipted for said Charles Jones on the back of the order, and the said Smith took the said order back with him, and I now have the body of the said Charles Jones before your Honor, as by the said writ of Habeas Corpus I am commanded.

June 6, 1871.

L. S. Byrd, Jailor.

Charles Jones was this day brought before me, and after hearing and considering the arguments of counsel as well in behalf of the said Charles Jones, upon his petition as in opposition thereto, I am of the opinion that the said Charles Jones is legally detained in custody, and the said Charles Jones is remanded to the custody of Levi S. Byrd, Jailor of Rockingham County, to be detained until discharged by due process of law. Given under my hand this 6th day of June 1871.

James Kenney, Judge of the County Court of Rockingham County.

And I certify that in addition to the petition, the writ and the return by the Jailor, I had before me a copy of the order of the Court of Appeals in the case of Charles Jones vs. The Commonwealth, the warrant of the committing Justice, and the paper purporting to be an Indictment found in the County Court.

James Kenney.

1st Vacation.

Before the Hon. James Kenney, Judge of the County Court of Rockingham County, on the 20th. day of July 1871, in vacation.—

John R. Bowman, who has been appointed by the Judge of this Court, Assessor for Ashby Township, for the term of one year from the 1st day of July 1871, (in the place of John R. Bowman, who failed to qualify,) together with Samuel Carpenter, his surety, (who justified as to his sufficiency,) entered into and acknowledged a bond in the penalty of Two Thousand Dollars, conditioned according to law, and took the several oaths prescribed by law.

A. M. Effinger, who has been appointed by the Judge of this Court, Collector for Harrisonburg Township, (in the place of E. D. Sullivan, who failed to qualify,) for the term of one year from the 1st day of July 1871, together with G. M. Effinger and Jonas A. Loewenbach, his sureties, (who justified as to their sufficiency,) entered into and acknowledged a bond in the penalty of Twelve Thousand Dollars, conditioned according to law, and took the several oaths prescribed by law.

Before the Hon. James Kenney, Judge of the County Court of Rockingham County, on the 21st. day of July 1871, in vacation.

Daniel G. Mantz, who has been appointed by the Judge of this Court, Collector for Plains Township, (in the place of Daniel G. Mantz, who failed to qualify,) for the term of one year from the 1st day of July 1871, together with Dorilas Mantz, his surety, (who justified as to his sufficiency,) entered into and acknowledged a bond in the penalty of Twelve Thousand Dollars, conditioned according to law, and took the several oaths prescribed by law.

Before the Hon. James Kenney, Judge of the County Court of Rockingham County on the 16th day of August, 1871, in vacation—

Samuel Miller, who has been appointed by the Judge of this Court, Overseer of the Poor for Brock's Gap Township, (in the place of Samuel Miller, who failed to qualify) for the term of one year from the 1st day of July, 1871, together with James Slusher, his surety, (who justified as to his sufficiency) entered into and acknowledged a bond in the penalty of Five Hundred Dollars, conditioned according to law, and took the several oaths prescribed by law.

Monday, August 21st, 1871.

At a County Court held in and for the County of Rockingham on Monday, August 21, 1871.-

Present, Hon. James Kenney, presiding.-

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

Bargain & Sale,	Charles J. Brock, Trustee	to James White,
" "	Jo. S. Shoup & Caroline his wife	" Bushrod Rust,
" "	Benjamin Beam & wife	" Jacob Beam,
" "	Hezekiah Curry & Geo. Berry, Commrs	" Peter Wise,
" "	Jo. Weaver & wife	" David Bear,
Deed of Trust	Judson M. Kent,	" Jno. E. Roller, Trustee,
Bargain & Sale,	Joseph Bunkholder	" W. N. Heatwole & R. Coffman,
" "	G. W. Berlin	" Benj. F. Bryan,
" "	Jo. S. Shoup & wife	" Bushrod Rust,
Deed of Trust,	John D. Sites,	" Hy. Shacklett, Trustee,
Bargain & Sale,	Daniel Young & wife	" John Wampler,
Homestead,	Simeon McDaniel,	
Bargain & Sale,	Wm. B. Duncan & wife	" Benjamin Shank,
Deed of Trust,	Isaac Paul,	" James Campbell, Trustee,
" "	Wm. F. Lewis,	" Jo. A. Hammen, Trustee,
Homestead,	Wm. O. Bricker,	
Bargain & Sale,	Reuben H. Moore & wife	" Jane Myers
Homestead,	A. J. Longacre,	
Deed of Trust,	Daniel Landes,	" A. J. Longacre, Trustee,
" "	David K. Kinsely,	" J. C. Woodson, Trustee,
" "	Taylor & Spitzer,	" W. S. Kennon, "
Bargain & Sale,	James Miller & wife,	" John C. Miller,
" "	J. G. Winfield & wife & J. K. Liggett,	" Williams & Claymaker,
" "	same,	" same,
Deed of Trust,	L. Egen & wife,	" Rockingham Building Association
" "	R. R. Harry & wife,	" same
" "	F. H. Shipman	" G. G. Grattan, Trustee,
" "	F. R. Davis,	" A. S. Gray, Trustee, for &c,
Bargain & Sale,	D. Layman & S. B. Good & wife	" Lewis Powell,
Deed of Trust,	M. J. Zirkel,	" Saml. K. Allebaugh
" "	J. Bomberger,	" Isaac Hyter, Trustee, for &c,
Bargain & Sale,	C. A. Yancey, Commr,	" Fredk. Armentrout & wife,
" "	same, "	" M. A. Armentrout & others,
" "	same, "	" Cornelius Armentrout & wife,
" "	Christian Good & wife,	" Daniel A. Good,

On motion of the Trustees of Bethlehem Church, It is ordered that they be relieved from the payment of Taxes upon Real Estate held by them for the benefit of the congregation worshipping at said Church, for the years 1870 and 1871.

apptd 4th Mch 1878

On the motion of J. T. McClellan, and it appearing to the Court that he is a regularly licensed Attorney, he is permitted to qualify to practice in this Court, and appeared in Court and qualified accordingly.

apptd 3rd Mch 1879

On the motion of F. A. Berlin, and it appearing to the Court that he is a regularly licensed Attorney, he is permitted to qualify to practice in this Court, and appeared in Court and qualified accordingly.

J. P. Brock and Rob Rippetoe appeared in Court and answered the Rules executed upon them for their failure to attend as Grand Jurors at the Feby. term of this Court, and for reasons appearing to the Court, It is ordered that said Rules be discharged.

apptd 1 d

James Henderson, colored, was exempted from the payment of County and Parish Taxes, on account of indigent circumstances.

F. W. Kirtley,	Pltff	Upon notice to quash Execution.
John D. Scott,	Deft.	
Long & Eversole,	Pltff	Upon a Notice.
vs.		
W. H. Rodeffer,	Deft.	
Emanuel Momentmont,	Pltff	Upon a notice.
vs		
John A. Berry, &c,	Defts.	
Jacob Dinkel,	Pltff	Upon a notice.
James Steele,	Deft.	
Absalom Dowell	Pltff	Upon a notice.
Geo. W. Tutwiler, &c,	Deft.	
John M. Sawfley,	Pltff	Upon a notice.
John N. Roler,	Deft.	

Petition of W. S. Slusher & others, voters of Ashley Township, to re-arrange voting places in said Township.

John A. Ragan,	Pltff	Unlawful Detainer.
vs		
Nelson Andrew,	Deft.	

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

On the motion of Frances Shank, It is ordered that the Estate of Adam Shank, decd, be committed to James P. Ralston, Sheriff of this County for administration, and Jacob Thomas, Martin Miller, jr., Samuel Click and Eli Holland, (or any three of them,) are appointed to appraise the Estate of said Shank, after first being duly sworn.

Herod Homan, Asessor for Plains Township this day presented in Court an Account against the County of Rockingham, amounting to $20cc for extending County & Parish Levies and R. Road Tax, &c, for the year 1871, which being sworn to in Court, was examined and allowed by the Court, and ordered to be certified to the Treasurer of this County for payment.

Herod Homan, Asessor for Plains Township, this day presented in Court an Account against the Commonwealth of Virginia, amounting to $5.cc for registering Births and Deaths for the year 1871, which being sworn to in Court, was examined and allowed by the Court, and ordered to be certified to the Auditor of Public Accounts.

T. N. Lam, Asessor for Elk Run Township, this day presented in Court an Account against the County of Rockingham, amounting to $20cc for extending County & Parish Levies and R.R. Tax, &c, for the year 1871, which being sworn to in Court, was examined and allowed by the Court, and ordered to be certified to the Treasurer of this County for payment.

Joseph W. Rhodes, Asessor for Central Township, this day presented in Court, an Account against the County of Rockingham, amounting to $20cc for extending County & Parish Levies and R.R. Tax, &c., for the year 1871, which being sworn to in Court, was examined and allowed by the Court, and ordered to be certified to the Treasurer of this County, for payment.

Joseph W. Rhodes, Asessor for Central Township, this day presented in Court an Account against the Commonwealth of Virginia, amounting to $11cc for registering Births and Deaths for the year 1871, which being sworn to in Court, was examined and allowed by the Court, and ordered to be certified to the Auditor of Public Accounts.

C. R. Harris, for &c, Plff.
George W. Fraley, &c, Defts. } Upon a Forthcoming Bond.

The Defendants being solemnly called and not appearing, the Notice was proved, and judgment against the Defendants according to Bond and for costs.

The Court having examined into the state of the mind of John Bowman, Sr. and being satisfied that he is insane, doth appoint David Bowman, son of said John Bowman, Sr. his Committee, whereupon said David Bowman, together with Thornton Thomas, Joseph S. Bowman and Madison Week, his sureties, (who justified as to their sufficiency,) entered into and acknowledged a bond in the penalty of $30.000cc, conditioned according to law, and qualified accordingly.

It appearing to the Court that Jacob Spader is a person of unsound mind, the Court doth appoint Tilmon R. Sandy his Committee, whereupon said Tilmon R. Sandy, together with John Spader, his surety, (who justified as to his sufficiency,) entered into and acknowledged a bond in the penalty of $500cc conditioned according to law, and qualified accordingly.

The will of Jacob Spader having been admitted to probate in the year 1862, and no Executor having qualified, on motion of John Spader, he is permitted to qualify as the Executor of said Jacob Spader's Estate, whereupon the said John Spader, together with Elijah Huffman, his surety, (who justified as to his sufficiency,) entered into and acknowledged a bond in the penalty of $1600 Cts, conditioned according to law, and qualified according, and the Court doth appoint George Bowman, Daniel Slusp, Samuel Slusher and John F. Rauhoff (any three of whom may act,) after first being duly sworn, to appraise the Estate of said Jacob Spader.

On the motion of Samuel Roller, the Court doth appoint him Guardian for David S. Roller, Joseph F. Roller and Sarah Catharine Roller, infants under 14 years of age, and for William S. Roller, an infant over 14 years of age, whereupon the said Samuel Roller, together with John Wampler, his surety, (who justified as to his sufficiency,) entered into and acknowledged a bond in the penalty of $500 Cts conditioned according to law, and qualified accordingly.

Jacob E. Harnsberger for use of Geo. H. McClintchen, Sheriff of Augusta Co. and as such Admr. of Walter Davis, dec'd. Pltff. } Upon a Notice,

James P. Ralston, S. R. C. Deft. }

Ordered That this cause be placed upon the Court's Docket.

Upon the motion of the heirs and representatives of Tandy Dovel, dec'd. It is ordered that L. C. Whitescarver, Samuel Wright and Wm. M. Dorraugh be appointed Commissioners to divide the lands belonging to the Estate of Tandy Dovel, dec'd.

Road No. 1, Elk Run Township - S. C. Naylor, Commissioner.

The report of the Commissioner not being plainly understood, the Court doth appoint Charles W. Harnsberger, Dr. S. P. H. Miller and Thomas K. Miller viewers to report upon the road referred to in said Naylor's report, and whether any change in the location of said road is demanded by the public interest, and report the damages to land-holders, if any, (spid.)

Charles Lewis, who has been duly appointed and commissioned a Notary Public in and for the County of Rockingham, appeared in Court, and together with Andrew Lewis, his surety, (who justified as to his sufficiency,) entered into and acknowledged a bond in the penalty of Five Hundred Dollars, conditioned according to law, and took the several oaths required by law.

Samuel C. Williams, who has been duly appointed and commissioned a Notary Public in and for the County of Rockingham, appeared in Court, and together with D. D. Pennybacker and Wm. F. Bowers, his sureties, (who justified as to their sufficiency,) entered into and acknowledged a bond in the penalty of Five Hundred Dollars, conditioned according to law, and took the several oaths required by law. (spd.)

John F. Myers, Pltff. }

Wm. W. Carpenter, Deft. } In Debt.

The death of the Plaintiff in this cause being suggested, It is ordered that it be revived in the name of C. Miller, Admr. of Jno. F. Myers, dec'd.

A notice from Henry Beahm, security for Jacob Byerly upon his official bond as Administrator of Joseph Wine, dec'd. requiring him to give new bond and security as such Administrator having been returned into Court duly executed upon said Byerly. It is ordered that, unless he shall execute such new bond by the next term of this Court, his powers as such Administrator be revoked.

Daniel Good, Pltff
vs
The Rawley Springs Turnpike Company. } Def't

On the motion of the Plaintiff, and it appearing to the Court that the damages heretofore reported by the Commissioners appointed at a former term of this Court, on the motion of the Rawley Springs Turnpike Company is set aside, and on motion of the Plaintiff, John A. Herring, St. Clair Kyle, John Williamson and Frederick K. Speck are appointed a Commission to ascertain the damages to the land of the Plaintiff, on the 2nd. day of September 1871, by reason of the said Company's Turnpike passing through his land, and make report to this Court on the first day of the next term, pursuant to law.

We, the undersigned Arbitrators, to whom the matter in controversy between Jackson Horn, Exr. of Wm. Fishwaters, dec'd, and Abraham W. Rankin, is submitted by the bond hereto annexed, to which reference is here made, do award that the said Fishwater's Exr. recover against the said Abraham W. Rankin, the sum of Three Hundred and thirty-three 33 1/3 100 dollars, with legal interest thereon from the 1st. day of August 1864 till paid. Given under our hands this the 12th day of August 1871.

F. A. Daingerfield.
Wm. Ott
S. M. Lantz.

We agree that the within award shall be entered as the judgment of the County Court of Rockingham, subject to a credit of $296.00 paid on the 1st. day of September 1870, to said Jackson Horn by J. B. Zirkle.

Jackson Horn,
A. W. Rankin.

It is therefore considered by the Court that Jackson Horn, Executor of Wm. Fishwaters, dec'd recover against Abraham W. Rankin, the sum of Three Hundred and thirty-three 33 1/3 100 dollars, with interest thereon from the 1st. day of August 1864 till paid, subject to a credit of $296.00 as of the 1st. day of September 1870.

John A. Raleton, Jr. D., Foreman, D. G. Maxey, Frederick Kilyard, P. B. Kennon, W. S. Baugher, E. S. Peale, P. W. K. Pickering, J. C. Harrison, Henry Argabright, Wm. Liskey, Philip Sowders, John A. Hess, John Sinsweaver, John Kelly, Wm R. Hopkins, Wm. A. Maupin, and J. D. Gilmore, were sworn a Grand Jury in and for the body of the County of Rockingham, and having received their charge from the Court, retired to their room to consider of their presentments, and after some time returned into Court and made the following presentments, to wit:- An Indictment against Samuel Shacklett, for destroying sidewalk, "a true bill"- An Indictment against Samuel Shacklett and others, for destroying sidewalk, "a true bill,"- An Indictment against Harvey Kyle for assault and battery, "a true bill,"- An Indictment against Henry Royer for petit Larceny, "a true bill,"- An Indictment against James Goodlot, for petit larceny, "a true bill"- An Indictment against Fanny Myers, for assault and battery, "a true bill,"- An Indictment against William Fultz & John Fultz, for felonious and malicious stabbing, cutting and wounding with intent

to maim, disfigure, disable and Kill, "a true bill." — An Indictment against Andrew McDowell, for assault with intent to kill, "a true bill" and having completed the business before them, they were discharged from further attendance upon this term of the Court.

This day came John Fultz and William Fultz in discharge of their recognizance entered into at the June Term of this Court for their appearance at this term to answer an Indictment for a Felony by them committed, and on their motion they are permitted to renew their bail, whereupon John Fultz and William Fultz, together with Henry Miller, N.W. Leave and Sebastian Fultz, as their sureties, (who justified as to their sufficiency,) entered into a recognizance of $100.00 each, conditioned for the appearance of the said John Fultz and William Fultz, on the first day of the next term of this Court, to answer an Indictment for Felony, this day found against them by the Grand Jury.

Ordered that Writ

George Kiser Pltff
vs
Jackson Rhodes, Deft. } Upon a writ of Ad quod dammum

This day the Sheriff of this County returned into Court the Inquest made and sealed by a jury summoned and empanneled and sworn by him, on the 1st. day of August 1871, in pursuance of a writ of Ad quod dammum issued from the Clerk's office of this Court on the 21st. day of July, 1871, which writ was issued under an Order of this Court at the July Term last.

Ordered That this Court be adjourned until to-morrow morning at 9 o'clock.

James Kenney

At a County Court continued and held in and for the County of Rockingham, on Tuesday August 22d 1871.

Present:- Hon. James Kenney, presiding.

Commonwealth
vs
Peter Riggleman, &c. } upon an Indictment.

This day came as well the Attorney for the Commonwealth as the Defendants, by their Attorney, and on motion of the Defendants, and for reasons appearing to the Court, this cause is continued until the next term at their costs.

Charles Moore, Pltff
vs
Coffman & Bruffy, &c. Defts. } in Debt.

The death of the Plaintiff being suggested, it is ordered that this cause be revived in the name of E. G. Moore, J. H. R. Moore & Mark Bird, Exors of Charles Moore, dec'd.

Hugh Ratsford, Hiram Riggleman, Joshua Custer, Washington May, Martha Jane Freed, Manasseh Freed, David F. Custer and A. P. Dove, witnesses summoned in behalf of the Commonwealth vs Peter Riggleman, &c, appeared in Court, and entered into a recognizance of $100 each, conditioned for their appearance in behalf of the Commonwealth on the first day of the next term.

Ordered, That the Sheriff summon four additional Veniremen to serve during this day, and to appear forthwith.

The writing purporting to be the last will and testament of Joseph S. Rohr, dec'd, was this day presented in Court, and being proven by the oaths of George A. Conrad and J. G. Sprinkel, the subscribing witnesses thereto, was admitted to probate.

N. N. Nair, Pltff
vs
Richard Robinson &c Deft. } upon a suggestion.

J. D. Price, Pltff;
vs
Benjamin Shunk, Deft. } upon an Attachment.

&

Israel Minnick, Pltff
vs
Geo. N. Detrick &c. Deft. } upon a suggestion.

Abraham Ludwig
vs
Abraham Brenneman } Upon a suggestion.

The Clerk having failed to make an order docketing the foregoing three causes on yesterday. It is ordered by the Court, that the order docketing them be made now for then.

Commonwealth
vs
Henry Raines. } Upon an Indictment for Felony.

Ordered, on motion of the Commonwealth's Attorney, that an Alias Capias be awarded against the Defendant, returnable to the first day of the next term of this Court.

Commonwealth
vs
Benjamin Powell. } Indictment for P. A. B.
&
same,
vs
Edward J. Sullivan, } Indictment for P. A. B.

On motion of the Commonwealth's Attorney, It is ordered that a Nolle prosequi be entered in the two foregoing causes.

Archibald Hopkins Plff
vs
Cyrus Hoover, Deft. } Unlawful Detainer.

By consent, the Court enters the following judgment:- The Defendant to give immediate possession to the Plaintiff of the tenement mentioned in plaintiffs complaint, except the House, garden, yard and potatoe patch, and that he give possession of these last named on the 10th day of September 1871, with the privilege of the Defendant to let such stock as he now has on the said tenement to remain there until the 10th day of Sept. 1871, and with the further privilege of removing his potatoes and cabbage and any other property that belongs to him, including corn now growing. In defaut of the Defendant complying with this judgment, the Plaintiff has leave to sue out writ of possession;- and each party to pay his own costs.

Commonwealth
vs
Daniel Good. } Upon an Indictment for retailing ardent Spirits.

This day came again as well the Attorney for the Commonwealth as the Defendant by his Attorney, and thereupon came a Jury to-wit:- N. W. Switzer, Jacob S. Sellers, Samuel Bennk, A. W. Knipple, Edward Minnick, Wm. P. Byrd, Abraham Andes, J. P. Slusser, Wm. A. Dennison, B. F. Rickard, Adam Showalter, and J. J. Littell, who being elected, tried and sworn the truth to speak upon the issue joined, and having fully heard the evidence and the 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 in manner and form as charged in the second count of the Indictment, & fix his amercement at Sixty Dollars.

John Leedy Constable of Rockingham County, this day presented in Court an Account against the Commonwealth of Virginia, amounting to the sum of $6.50 which being sworn to in Court, was examined and allowed by the Court and ordered to be certified to the Auditor of Public Accounts. (This Account is allowed in lieu of an A/c presented and allowed at a former term of this Court for same services which was incorrectly made out.)

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cp[illegible]

H. W. Beery, Assessor for Linville Township, presented in Court an Account against the Commonwealth of Virginia, amounting to the sum of $14.50*, which being sworn to in Court, was examined and allowed and ordered to be certified to the Auditor of Public Accounts. (*For registering Births and Deaths for the year 1870.)

Commonwealth
vs
Jacob Acker, } Indictment for Felony.

On motion of the Attorney for the Commonwealth, an alias Capias is awarded against the Defendant, returnable to the first day of the next term.

Commonwealth,
vs
Martin Kelly, } Indictment for S. A. B.

Commonwealth
vs
John Hidecker } Indictment for S. A. B.

By consent of parties, these causes are continued generally until the next term of this Court.

Commonwealth
vs
James B. Garrison, } Indictment for S. A. B.

Commonwealth
vs
Noah A. Royer. } Indictment for Petit Larceny.

Same orders as above.

Commonwealth
vs
Joseph Bamber, alias Joseph Santemyer, } Upon an Indictment for resisting an officer of the town of Harrisonburg, in the discharge of his duty.

This day came again as well the Attorney for the Commonwealth as the Defendant, by his Attorney, and the Defendant demurred to the Indictment, which Demurrer the Court overruled, and thereupon came a Jury to-wit:- W. W. Switzer, Jacob S. Sellers, Samuel Brunk, A. W. Kripple, Edward Nimmick, Wm. P. Byrd, Abraham Andes, J. P. Sleeper, Wm. H. Dennison, B. F. Rickard, Adam Showalter and J. J. Littell, who being elected, tried and sworn the truth to speak upon the issue joined, and having fully heard the evidence and the 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 not guilty." and thereupon It is considered by the Court that the Defendant be discharged from further prosecution in this behalf.

Commonwealth
vs
D. A. Plecker. } Indictment for misdemeanor- Common Law Nuisance.

This day came again as well the Attorney for the Commonwealth as the Defendant by his Attorney, and the Defendant demurred to the Indictment, and after having fully heard the argument of counsel, the Court sustains the Demurrer, whereupon the Court doth order that the Defendant be discharged from further prosecution in this behalf.

$1 25 Clk fee cp[illegible]

A writing purporting to be the last Will and Testament of Anthony Showalter, dec'd, was presented in Court and proven by the oaths of Samuel G. Simmers and John D. Heatwole, two of the subscribing witnesses thereto, and ordered to be admitted to probate.

Abraham Ludwig Pltff
vs
Abraham Brenneman, Deft. } Upon a suggestion.

This day, Stephen Roadcap, upon whom the suggestion in this case was served, appeared in Court and answered on oath that he is indebted to the said Abraham Brenneman in the sum of $250.cts, to fall due on the 1st day of September 1872, It is therefore considered by the Court, that the judgment creditor recover of the said Stephen Roadcap the said sum of $250.cts, to be paid on or before the said 1st day of Sept. 1872. No execution to issue until after the said 1st day of Sept. 1872.

Commonwealth
vs
Michael Smith, } Indictment for assault and battery.

This day came again as well the Attorney for the Commonwealth as the Defendant by his Attorney, and thereupon came a jury to-wit:- D. A. Woltvole, John W. Showalter, W. S. Kennedy, Henry Roller, A. C. Rohr, John Linaweaver, G. W. Effinger, H. F. Propst, David Wright, S. A. Wise, Jacob Life and Abraham Yauger, who being elected, tried and sworn the truth to speak upon the issue joined, and having fully heard the evidence and the 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 in manner and form as charged in the indictment, and affix his amercement at Five Dollars." It is therefore considered by the Court that the Plaintiff recover against the Defendant the sum of Five Dollars, and her costs by her in this behalf expended.

Ordered, That this Court be adjourned until to-morrow morning at 9 o'clock.

James Kenney.

At a County Court continued and held in and for the County of Rockingham, on Wednesday, August 23d. 1871.

Present:- Hon. James Kenney, presiding.

Wm. W. West, Commissioner of Roads in Plains Township having reported favorably to the establishment of a road commencing at the Stone Blacksmith Shop near the Railroad crossing of the O. A. & M. Railroad and Wire Bridge on the County road leading to Bowman's mill, thence rather North East through the land of Samuel Kline and those of Liggett & Winfield to Broadway Depot, a distance of near one mile, thence extending from the Broadway Depot building to the Brock's Gap Road, running east and north-east and reaching Brock's Gap road at or near the Broadway Presbyterian Parsonage, a distance of between 400 and 500 yards; and the land-owners, through which the road runs, claiming no damages for the land condemned for the road, and waiving the writ of Ad quod damnum, the Court determines the Road shall be established. And in consonance with this opinion the Court doth hereby order Plains Township to establish said road, as it is designated above, and with the Diagram of the road accompanying the report of Commissioner West.

opin'd & dirc'd Same to Plains Township & def'ts to do as pr'ayed.

Commonwealth
vs
James Goodloe, } Indictment for Petit Larceny.

This day the Defendant appeared in Court in discharge of his recognizance, and pleaded not guilty, whereupon It is considered by the Court that the trial be continued until the next term.

On the motion of Anderson & John Smith, Rules are awarded against Charles Van Lear, Harden Van Lear and John Moyerhoeffer, returnable on to-morrow, for their failure to appear here to-day as witnesses in behalf of said Smiths at the suit of the Commonwealth.

issued.

Rent & Bond, Pltff
vs
Robert Michael. deft. } Unlawful Detainer.

This day came again the parties by their Attorneys, and on motion of the Defendant, and for reasons appearing to the Court, It is ordered that this cause be continued until the next term of the Court at the cost of the Defendant, and a Rule is awarded against W. H. Shuler, returnable to the first day of the next term, for his failure to appear at this term of the Court as a witness for the Defendant.

issued

Ordered, That the Sheriff summon 15 additional Jurors to appear at the Court-House on to-morrow morning at 9 o'clock, to serve during the present term, dispensing with the List.

issued.

Commonwealth
vs
Bushrod Henshaw. } Indictment for Trespass.

This day came again as well the Attorney for the Commonwealth as the Defendant by his Attorney, and thereupon came a Jury to-wit:- Edward Min-

nick, J. J. Littell, Wm. P. Byrd, Adam Showalter, Samuel Brunk, A. M. Knipple, Jacob S. Sellers, Abraham Andes, David Wright, Abraham Wenger, Thomas Head and M. W. Switzer, who being elected, tried and sworn the truth to speak upon the issue joined, and having fully heard the evidence and the 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, in manner and form as charged in the Indictment, and assess his amercement at Fifteen Dollars."

D. B. Reed, Pltff
vs.
Julius Mantz, &c, Defts. } In Case

Eli Pinkey, Pltff
vs.
Geo. Saufley's Admrs. Defts. } In Debt.

N. M. Long, Pltff.,
vs.
John Dovel's Exor. Deft. } Award.

Linton & Lamott, Pltffs,
vs.
Isaac Paul & Sons, Defts } In Case.

Jesse Moyers, Pltff,
vs.
Wm. Minnick, Deft. } D. & B.

Lewis G. Long, Pltff.,
vs.
Jacob Kinedinst, Defts. } In Case.

Deborah Bowman's Admx. Pltff.
vs.
John Bowman, Deft. } In Debt.

W. H. Richcreek, Pltff
vs.
D. Z. Offutt, Deft. } In Case.

Daniel Miller & Co's, Pltffs.
vs.
R. P. Fletcher Co's. Defts. } In Debt.

A. S. Wright, Pltff
vs.
John Nisewander, Defts. } In Debt.

J. P. Effinger, Pltff
vs.
Jesse Ralston, &c, Defts. } W. D.

R. A. Gray, Pltff.
vs.
Geo. S. Hewlett, &c, Defts. } W. D.

J. M. Weaver, Pltff.
vs.
D. F. Haynes, &c, Defts. } W. D.

John D. Ragan, Pltff.
vs.
Nelson Andrew, Deft. } W. D.

Ordered, That the foregoing causes be continued until the next term.

Elias Grim, Pltff.
vs.
Ephraim Breeden, Deft. } W. D.

On motion of the Plaintiff, It is ordered that this cause be continued until the next term, at his costs, and a Rule is awarded against Elias Grim and A. J. Bayles, witnesses for the Plaintiff, returnable to the 1st. day of the next term, for their failure to appear at this term of the Court.

William Knupp, Pltff.
vs.
William Minnick, Deft. } W. D.

On motion of the Plaintiff, It is ordered that this cause be continued until the next term, at his costs, and a Rule is awarded against the Plaintiff's witnesses, returnable to the 1st. day of the next term, for failure to appear at this term of the Court.

Joseph Byrd, surviving partner, &c. Pltff.
Christian Brunk, &c., Defts. } In Debt.

This day came again the parties by their Attorneys, and thereupon came a Jury to-wit:- Edward Minnick, J.J. Littell, Wm. P. Byrd, Adam Showalter, Samuel Brunk, A. W. Kripple, Jacob S. Sellers, Abraham Andes, David Wright, Abraham Wenger, Thomas Read and N. W. Switzer, who being elected, tried and sworn the truth to speak upon the issues joined, and not having time fully to hear the evidence, were adjourned until to-morrow morning at 10 o'clock,

Ordered, That this Court be adjourned until to-morrow morning at 9 o'clock.

James Kenney

At a County Court continued and held in and for the County of Rockingham, on Thursday, August 24, 1871.

Present:- Hon. James Kenney, presiding.

Ordered that the Rule awarded against Jacob G. Rhodes, for failure to appear as a Grand Juror at the February Term, be discharged.

George W. Pabb presented in Court an Account against the County of Rockingham amounting to the sum of $30.65, which being sworn to, was examined and allowed by the Court, and ordered to be certified to the Treasurer of the County for the payment.

Lewis Rehard, Pltff,
John Sites, Deft. } In Case.

By agreement of parties, It is ordered that the judgment obtained in this cause, at the February Term 1871, of this Court, be set aside, and this case placed at the foot of the office judgment Docket, and that the plea of Non Assumpsit be entered, and the case continued.

On the motion of W G. Harnsberger, (formerly Taliaferro,) with the consent and approval of her husband, Henry Harnsberger, her powers as Guardian of Lucy V, Edwin L, Elizabeth A, Thomas G. and Fountain W. Taliaferro, infant children of F. W. Taliaferro, dec'd, are revoked.

It appearing to the Court from the certificate of S. P. H. Miller a Justice of the Peace for this County, that Lucy V. and Edwin L, infant children of F. W. Taliaferro, dec'd, over 14 years of age have chosen Wm. B. Yancey as their Guardian, the Court doth appoint him as guardian for said infants over 14 years of age, and also for Thomas G, Elizabeth A. and Fountain W infant children of said F. W. Taliaferro, dec'd under 14 years of age, and thereupon said Wm. B. Yancey appeared in Court, and together with Henry Harnsberger and Charles A. Yancey, his sureties, (who justified as to their sufficiency,) entered into and acknowledged a bond in the penalty of Ten Thousand Dollars, conditioned according to law, and qualified accordingly.

Emanuel Sipe Pltff
John Haga, Defft. } Upon a suggestion @ Wm. M. & Marcellus Gay
&
same, Pltff
@
same, Defft } upon a sug. @ same.

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

Joseph Byrd, surv'g partner, &c, Pltff
@
Christian Funk, &c, Defts. } In Debt.

This day came again the jury sworn and impannelled on yesterday for the trial of this cause, pursuant to their adjournment, and the Defendants, by consent of the Court, withdrew their plea of tender, and the jury having fully heard the evidence and the 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 again adjourned until to-morrow morning at 9 o'clock.

Ordered, That this Court be adjourned until to-morrow morning at 9 o'clock.

James Kenney

At a County Court continued and held in and for the County of Rockingham, on Friday, August 25, 1871.

Present:— Hon. James Kenney, presiding.

John Maloney, use of Thomas Shirley, Plff.
J. W. Burke, Defft. } In Debt.

On motion of Plaintiff by his Attorney, this cause is dismissed at the cost of the Plaintiff, Thomas Shirley, and it is considered by the Court that the Defendant recover against the Plaintiff his costs by him in this behalf expended.

Commonwealth
William Burkett. } I A B.

Ordered That this cause be continued until the next term.

Joseph Byrd, surviving partner &c. Plff
Christian Funk, &c. Defts. } In Debt.

This day came again the Jury sworn and empaneled on Wednesday last for the trial of this cause, pursuant to their adjournment, and again 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, Twenty-six 66/100 Dollars, with interest thereon from the 25th day of August 1871 till paid."

Upon motion of J. A. Loewenbach, and it appearing upon examination of A. H. Brewer, late Assessor for Harrisonburg Township, the Commonwealths Attorney appearing and defending the motion, that said J. A. Loewenbach is improperly charged with Taxes on a Lot on East side of the square in the town of Harrisonburg, valued at $2.800cts marked conveyed by O. C. Sterling. It is ordered that said J. A. Loewenbach be relieved of the tax on said property, to-wit:- State tax, $.14cts, County Tax, $.4.20 & Railroad Tax, $.2.80cts

cop $ & d.

Commonwealth
Joseph Bamber, alias Santemyer, } Upon an Indictment for I. A. B.

Ordered, That this cause be continued until the next term.

Commonwealth
@
Anderson Smith. } Indictment for Larceny

This day came again as well the Attorney for the Commonwealth as the Defendant by his Attorney, and thereupon came a Jury, to wit: John Linaweaver, P. H. Armentrout, Abraham Bean, John M. Huffman, P. H. Strayer, Isaac Winegord, John G. Ragan, Nevie Rogers, A. C. Rohr, Jackson Knupp, Scott Cordel and Wm. Steele, who being elected tried and sworn the truth to speak upon the premises, and having fully heard the evidence and the 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 9 o'clock.

Ordered, That the Court be adjourned until to-morrow at 9 o'clock.

James Kenney

At a County Court continued and held in and for the County of Rockingham, on Saturday, August 26, 1871.

Present:- Hon. James Kenney, presiding.

In the matter of R. Robinson upon a Petition for a writ of Habeas Corpus.

The Court having read the return of L. S. Byrd, Jailor, and heard the evidence in this cause, is of the opinion that the petitioner R. Robinson is not illegally detained in the custody of the said Jailor, It is therefore ordered that the said R. Robinson be remanded to the custody of the Jailor.

W. Palmer, Pltff.
vs
J. McCurdy & wife, Defts.

On motion leave is given the Plaintiff to withdraw the Bond and mortgage filed in the papers of this cause, by leaving attested copies thereof.

Commonwealth
vs
John Smith, } Upon an Indictment for Larceny.

Ordered that this cause be continued until the next term.

Rules issued against Charles A. Van Lear, Harden Van Lear and John Moyerhoeffer for failure to attend this term of the Court as witnesses in behalf of John A Anderson Smith, at the suit of the Commonwealth, are discharged for reasons appearing to the Court.

Margaret Toomay, Pltff
vs
John Kelly, Defts. } Slander.

Ordered That the reference in this cause be set aside, and the trial continued until the next term.

J. W. Hogsett, Pltff
vs
R. A Gray, Defts. } In Court.

Phelps, Blish & Co, Pltff
vs
Samuel Barley, Defts. } In Case.

By consent of parties, It is ordered that these two causes be removed to the Circuit Court of this County.

W. W. Cave, for &c, Pltff
vs
Jeremiah Dovel Defts. } In Case.

On motion and for reasons appearing to the Court, this cause is continued at the cost of the Defendant, until the next term.

Andrew Hogan, Pltff
vs
Catharine Flick, Defts. } In Case.

The jury sworn and empanneled for the trial of this cause at the last May Term of this Court, having found a verdict for the Defendant, and a new trial having been granted her, upon the payment of the costs of said trial, this day appeared in Court by counsel and declined paying the costs aforesaid. It is therefore considered

by the Court that the Defendant recover against the Plaintiff. Her costs by her in this behalf expended.

Wm. Withrow, jr. Pltff
John J. Davis, Deft. } In Case.

This day the Defendant appeared in Court and confessed judgment for the sum of $30.36, with interest on $26.63 from the 1st day of June 1862, and on $3.73 the residue from the 1st day of January 1869, It is therefore considered by the Court that the Plaintiff recover against the Defendant the sum of $30.36, with interest on $26.63 part thereof from the 1st day of June 1862, and on $3.73 the residue thereof, from the 1st day of January 1869 till paid, and his costs by him, in this behalf expended.

John Q. Winfield, Pltff
W. C. Simmers, Deft. } In Debt.

Josephine Sites, Pltff
John C. Homan, &c. Defts. } motion

Ordered, That this cause be dismissed, on motion of the Plaintiff.

Anthony Rhodes, Pltff
Peter Rader, Deft. } In Case.

Chas. B. Yancey's Admr. Pltff
S. H. Miller's Admr. Deft. } In Debt.

Coffmans & Bruffy, Pltff
John C. Morrison, Deft. } In Case.

John C. Morrison, Pltff.
Jason M. Bruffy, Deft. } In Case.

John C. Morrison, Pltff
Samuel A. Coffman, Deft. } In Case

same Pltff
Coffmans & Bruffy, Defts. } In Case.

A. S. Rutherford's Admr. Pltff
S. Carson Bowers, Deft. } In Debt.

Joseph Denton, Pltff
John Diller, Deft. } In Case.

John F. Showalter, Pltff
Joseph Randol, Deft. } In Debt.

Ordered that the foregoing causes be continued until next term.

Henry Smith Pltff
Nelson Fields, &c. Defts. } In Debt.

This day came again the parties by their Attorneys, and thereupon came a Jury, to-wit: Thomas J. Swanson, J. J. Littell, Wm. P. Byrd, Adam Showalter, Samuel Brunk, A. W. Kniffle, Jacob S. Sellers, Abraham Anders, D. M. Huffman, Abraham Wenger, Thomas Head and N. W. Switzer, who being elected tried and sworn the truth to speak upon the issues joined, and having fully heard the evidence and the argument of counsel, retired from the bar to consider of their verdict and after sometime returned into Court, and not being able to agree, Thomas J. Swanson, one of the Jurors was withdrawn, and the rest from rendering a

verdict were discharged, whereupon It is ordered that this case be dismissed agreed.

Commonwealth
@
Anderson Smith. } Upon an Indictment for Larceny.

This day came again the Jury sworn and empanelled on yesterday for the trial of this cause, pursuant to their adjournment, and again retired to their room to consider of their verdict, and after some time returned into Court, and not being able to agree, A. C. Rohr, one of the Jurors was withdrawn, and the rest from rendering a verdict were discharged.

Ordered, That this Court be adjourned until to-morrow morning at 9 o'clock.

James Kenney

At a County Court continued and held in and for the County of Rockingham, on Monday, August 28, 1871.

Present:- Hon. James Kenney, presiding.

Harnsberger, Ky Baurg. pasture &c. Pltff
@ } Upon a motion.
James Steele, Deft.

Ordered, on motion of the Defendant, that this cause be continued until the next term at the cost of the defendant.

Ordered, That the Clerk of this Court issue a Venire Facias for twenty-four Veiremen in the case of the Commonwealth @ Andrew McDowell, indicted at this term of the Court "for assault and battery, with intent to kill," returnable to next "Monday, the 4th. day of September, 1871.

The writing purporting to be the last will and testament of Joseph Cromer, decd. was this day presented in Court, and being proven by the oaths of Wm. Williams and Wm. M. K. Wartmann, two of the subscribing witnesses thereto, was admitted to probate; and Jesse Burkholder the Executor appointed in said Will, appeared in Court and declined to qualify as such.

Application for correction of Erroneous Assessment, made by Robert B. Jones, defended by the Attorney for the Commonwealth, and Wm. H. Yancick, Commissioner of the Revenue, making assessment, examined as a witness.

copied on p. 112 It was proven on this application that the applicant was erroneously assessed with taxes on $1100.00 bonds or credits for the year 1870, by misapprehension of the Commissioner as to said Jones' statement;- that $5.52 and $1.43, the first for State and the last for County, and Railroad taxes was paid, and the Court orders a correction of this Assessment, and that the said sum of $6.23 be refunded to said R. B. Jones.

E. B. Mantor, Pltff
J. P. Effinger, Defdt. } In Debt.

This day came the parties by their Attorneys, and all matters of controversy being submitted to the Court, and having fully heard the evidence, It is considered by the Court that the debt in the Plaintiff's Declaration mentioned was fully paid by the Defendant before the institution of this suit; therefore it is adjudged that this cause be dismissed, and that the Defendant recover from the Plaintiff his costs by him in this cause expended.

R. P. Fletcher & Bro, Pltffs.
R. M. Mooney, Defdt. } In Case.

This day came again the parties by their Attorneys, and thereupon came a jury to-wit:- Abraham Rhodes, John Linaweaver, W. W. Switzer, Samuel Brunk, Adam Showalter, P. H. Armentrout, Jacob S. Sellers, Abraham Beam, A. C. Rohr, Isaac Winegord, P. H. Strayer and Wm. Steele, who being elected, tried and sworn the truth to speak upon the issues joined, and having fully heard the evidence and the 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 Plaintiff, and assess his damages at $45.87/100, with interest thereon from the 7th day of October 1867." It is therefore considered by the Court that the Plaintiffs recover against the Defendant the sum of $45.87, with interest thereon from the 7th day of October 1867 till paid, and their costs by them in this behalf expended.

Adam N. Brewer, late Assessor of Harrisonburg Township this day presented in Court an Account against the County of Rockingham, amounting to the sum of $25.00 for extending the County and Parish Levies and Railroad Tax, &c for the year 1871, which being sworn to in Court, was examined and allowed by the Court, and ordered to be certified to the County Treasurer for payment.

cp'd & d.

On the motion of Daniel & Sarah Flory, to correct an erroneous Assessment made in the year 1870, against them on a Tract of Land on Mill Creek of 24 acres & 2 roods, which motion the Attorney for the Commonwealth defended, and it appearing to the Court that said land has been conveyed to P. H. Haugh, by the evidence of G. H. Kulbey, the Commissioner who made the assessment, and that the assessment is erroneous- said land being also charged to said P. H. Haugh,- and it also appearing that said P. H. Haugh has paid the amount of the assessment, viz:- $8.42 to said Florys, who have paid the same- It is ordered that said assessment be corrected, and Jos. N. Hammen, late Sheriff of Rockingham County is directed to refund to the said P. H. Haugh the amount so paid,- to be credited on the taxes now in his hands for the year 1870, against said P. H. Haugh, which last named Taxes now in his hands being also erroneous in amount be corrected to conform to the assessment made against Dl. & Sarah Flory for the same tract of land, viz:- $5.05 Revenue and $3.37 County Levy.

cp'd. 4/10/1872

On the motion of John Carpenter to correct an erroneous assessment for the year 1871, and it appearing to the Court from the evidence of said John Carpenter and John R. Bowman, the successor to the Assessor who made the assessment, that the said John Carpenter is erroneously charged with a tract of 86 acres of land in Ashby Township, which motion the Commonwealth's Attorney defended- and it appearing that said John Carpenter has paid the taxes on said land amounting to $14.24 erroneously, It is ordered that the Treasurer of Rockingham County, to whom said $14.24 has been paid, refund the same to the said John Carpenter.

cp'd. 4/10/1872 S.T.S.

William C. Whitmer who has been appointed by the Judge of this Court, Collector for Central Township, in place of A. A. Hess, who failed to qualify, this day appeared in Court, and together with A. A. Hess, D. R. Hopkins, George W. Airey and Abraham Andes, his sureties, (who justified as to their sufficiency,) entered into and acknowledged a bond in the penalty of Twelve Thousand Dollars, conditioned according to law, and took the several oaths required by law.

On their motion, A. C. Rohr and J. T. Logan nominated in the will of J. T. Rohr, dec'd. as Executors of said will, appeared in Court, and together with Samuel R. Allebaugh and A. N. Wilson, their sureties, (who justified as to their sufficiency,) entered into and acknowledged a bond in the penalty of Seven Thousand Dollars, conditioned as the law directs, and qualified as Executors under the will of said J. T. Rohr, dec'd. and J. G. Sprinkel, P. Bradley, Joseph Andrew and J. A. Loewenbach, or any three of them, after first being duly sworn, are appointed to appraise the Estate of said J. T. Rohr, dec'd.

John R. Koogler's Adm'r. Pltff.
Joseph A. Hammers, S. R. C. Defh. } Upon a Notice.

Ordered That this cause be placed upon the Court's Docket.

James Bolton, Pltff
vs
George Fawcett, Defh. } In Debt.

Ordered that this cause be continued until the next term.

David S. Pool, Pltff.
vs
Thomas M. Kite, &c Defts. } In Case.

On motion of the Plaintiff, It is ordered that this cause be dismissed.

Jackson Rhodes, Pltff
vs
Samuel Gutwiler, Defh. } In Court.

Ordered, That this cause be removed to the Circuit Court of this County.

Benjamin F. Bilhimer, Pltff,
vs
John Sheets, Defh. } In Case Trespass.

This day came again the parties by their Attorneys, and thereupon came a Jury, to-wit:- Abraham Andes, John Linaweaver, Samuel Brunk, Adam Showalter, Abraham Beam, A. C. Rohr, Isaac Winegord, P. K. Strayer, Wm. Steele, Peter Guyer, Nevil Rogers and Scott Cordel, who being elected, tried and sworn the truth to speak upon the issue joined, and having fully heard the evidence and the argument of counsel retired from the bar to consider of their verdict, and after some time returned into Court, and not having agreed upon a verdict, were adjourned until to-morrow morning at 9 o'clock.

Ordered, That this Court be adjourned until to-morrow morning at 9 o'clock.

James Kenney

At a County Court continued and held in and for the County of Rockingham, on Tuesday, August 29, 1871.

Present:- Hon. James Kenney, presiding.

Benj. F. Bickinner, Pltff
vs. } Trespass
John Sheets, Deft.

This day came again the jury sworn and impaneled on yesterday for the trial of this cause, and retired to their rooms 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 by the Court that the Defendant recover against the Plaintiff his costs by him in this behalf expended.

On application of Jeke Summers, It appearing on the examination of the Commissioners making the Assessment, as a witness, and defence made by the Attorney for the
cp'd. od. Commonwealth, that said Jeke Summers is erroneously charged with Taxes upon personal property in Ashby Township of this County, in the sum of $9.83 for the year 1871. It is ordered that said Summers be exonerated from the payment of said tax of $9.83 thus erroneously assessed.

Riley & Pharis, Pltff
vs. } In Assumpsit.
Philander Herring, Deft.

Ordered That this cause be dismissed at the Plaintiffs costs.

Wm. Kidder, Pltff,
vs. } In Case.
issued L. B. Dovel, &c, Deft.

On motion, It is ordered that this cause be continued until the next term at the Defendants cost, and that a Rule be awarded against Wm. P. Kyle, J. N. Berry & L. B. Dovel, witnesses for the Defendant, for their failure to appear at this term of the Court, returnable to the November term next.

N. W. Cave for &c. Pltff
vs. }
issued Jese. Dovel, &c, Deft

Rules are awarded against W. A. Maupin, Charles Dovel and J. B. Webb, defendants witnesses, for their failure to appear at this term, returnable to the November Term next.

On application of George Chrisman, it appearing to the Court, after examination of the Commissioners making the Assessment, as a witness, and defence made by the
cp'd. od. Attorney for the Commonwealth, that George Chrisman is erroneously assessed with taxes upon a tract of land containing 53 Acres, for the year 1871, and that said tract of land is not the property of the said Chrisman, and that said erroneous assessment amounting to $5.87 has been paid to S. R. Allebaugh, Treasurer of Rockingham County, It is ordered that said Allebaugh, Treasurer aforesaid, refund to said George Chrisman the said sum of $5.87

cpl. d.
40 p. 5 d. L.

On application of John Baldwin, It appearing on the examination of the Commissioner making the Assessment, as a witness, and defence made by the Attorney for the Commonwealth, that said John Baldwin is erroneously charged with taxes upon a tract of land containing One Hundred Acres for the year 1871, and that said Baldwin is not possessed of any such tract of land, the said assessment amounting to $7.20. It is ordered that said Baldwin be exonerated from the payment of said $7.20 thus erroneously assessed.

cpl. d.
40 p. 5 d. L.

On application of Sarah May, it appearing on examination of the Commissioner making the Assessment, as a witness, and defence made by the Attorney for the Commonwealth, that said Sarah May is erroneously charged with tax upon a tract of land containing 100 Acres for the year 1871, the said assessment amounting to $13.60, It is ordered that said May be exonerated from the payment of the said $13.60 thus erroneously assessed.

cpl. d.

On an application to change the road leading from Bridgewater to Rushville, at a point on the lands of Mrs. David N. Kagey and John A. Miller, no writ of Ad quod damnum being required by the land owners, and they agreeing to the damages allowed by Commissioners of Roads, Wm. H. Laricofe, after hearing evidence the Court considers that said road be changed and established according to the report of said Laricofe, as follows, to wit:- beginning at the Saw-mill of Mrs. David N. Kagey, running north-west on the Bank of Dry River a short distance to a spring branch, then the same direction on the inside of a lot of brush to the line of John A. Miller, taking sixty-nine poles of Mrs. Kagey's land, thence the same direction on said John A. Miller's land to a dam or ford on Dry River, thirty-eight poles, where two public roads intersect. And it is ordered that $15.00 damages be allowed to John A. Miller, and $50.00 be allowed Mrs. David N. Kagey, proprietors of the lands through which said road will be located, to be paid by Franklin Township.

J. C. Hill & Wm. A. Hill, Admrs. of J. W. Hill, dec'd. }
@ } In Case.
Wm. C. Harrison, Admr. of Thos. Harrison, dec'd. }

This day came the Defendant and confessed judgment for the sum of $125.00 with interest thereon from the 29th. day of August 1871, It is therefore considered by the Court that the Plaintiffs recover against the Defendant, the sum of $125.00 with interest thereon from the 29th. day of August 1871, till paid, and their costs by them in this behalf expended.

Reuben Armentrout, Pltff. }
@ } In Case.
Benj. F. Strickler, Defdt. }

Ordered That this cause be continued at cost of the Plaintiff, and Rules are awarded against Jo. Jordan, Lewis Bennett, Joseph Miller and Barak Harper, witnesses for the Plaintiff for their failure to appear at this term of the Court, returnable to the November term next.

Conrad Long, for &c., }
@ } Upon a Warrant.
Henry Michael's Admr. }

Ordered that this cause be continued until next term at the cost of the Defendant, and Rule awarded against Defts witnesses for failure to attend this term of the Court.

B. F. Harman's Admr. - Pltff
vs
Michael Whitmer. Deft. } In Debt.

By consent of parties, It is ordered that this case be refered to Arbitrators to be hereafter selected; said Arbitrators to meet within sixty days from the rising of this Court, and their award when rendered to be entered as the judgment of this Court.

A. W. Brown's Admx Pltff.,
vs
Abraham Early, Deft. } In Debt.

This day came again the parties by their Attorneys, (and by consent of parties, A. W. Newman, a practicing Attorney in this Court was called to preside, the Judge of this Court having been engaged as counsel for the Plaintiff,) and thereupon came a Jury, to-wit:- Abraham Anders, John Linaweaver, Samuel Bunk, Adam Showalter, Abraham Beam, A. G. Rohr, Isaac Vineyard, P. H. Strayer, Wm. Steele, Peter Guyer, Neil Rogers, and Scott Cordel, who being elected, tried and sworn the truth to speak upon the issue joined, and having fully heard the evidence and the 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 Defendant," It is therefore considered by the Court that the Defendant recover against the Plaintiff his costs by him in this behalf expended.

Mem:- Upon the trial of this cause the Defendant excepted to two opinions of the Court, and filed his two bills of Exceptions, which are in words and figures following to-wit: (1st "A. W. Brown's Admx vs Abm. Early - In Debt. Upon the trial &c." 2nd "A. W. Brown's Admx vs Abm. Early - In Debt. to-wit. Upon the trial, &c,") which he prays may be signed, sealed and enrolled, which is accordingly done.

John Applegate, Pltff
vs
Moses Joseph, &c. Defts. } In Debt.

By consent of parties, It is ordered that this cause be refered to Arbitrators hereafter to be chosen.

Henry A. Showalter, Pltff,
vs
D. H. Andrew, &c, Defts. } In Debt.

Gesner Mefficks Admr. Pltff,
vs
Wm H. Vanpelt, Deft. } In Debt.

Ordered That the above-named causes be continued at Defendants cost, until the next term.

John Koontz, Pltff.
vs
Mary Brown, Deft. } In Case.

Ordered That this cause be removed to the Circuit Court of this County.

Hailsel Morris, Pltff,
vs
Eli Keran, Deft. } In Case.

On motion of the Plaintiff, It is ordered that this cause be dismissed.

Peel & Stevens. Pltffs.
vs
S. M. Bowman, Sheriff &c., Defft. } In Case.

Ordered, That this cause be dismissed at the cost of the Defendant.

Curtis Morris, Pltff.,
vs
E. L. Peale, Defft. } In Case.

John O'Connor & wife, Pltffs.,
vs
John Scanlon, Defft. } In Case.

Aug. Clinedinst, Pltff.
vs
Plunket Morris, Defft. } In Debt.

V. H. Lann, Pltff.,
vs
James H. Dufflemoyer, Defft. } In Debt.

Jefse Carrier, Pltff.,
vs
Shelton N. Carrier, Defft. } In Case.

M. L. Mefeely, &c., Pltff.,
vs
J. B. Painter, Defft. } In Case.

M. Loyd & Bro., Pltffs.
vs
Reuben Bonds, Defft. } In Case.

Henry Niswander, Pltff.,
vs
E. W. Pollard, &c, Defts. } Mart.

John Beam, Pltff
vs
Samuel Bailey, Defft. } In Debt.

Jacob Ammon's Admr. Pltff.,
vs
Stephen Armentrout, Defts. } In Debt

George Campbell, Pltff.,
vs
Koogler & Co., Defts. } In Case.

Mary Royer, Pltff.,
vs
George Gilmer, Defft. } In Case.

Gray, Miller & Co., Pltff.,
vs
Jefse Carrier, Defft. } In Debt.

Henrietta Royer, Pltff.,
vs
same, Defft. } In Case.

D. D. Dovel's Exors Pltff.
vs
C. L. Weaver, Defft. } In Debt.

Reuben Kite, Pltff
vs
James F. Dovel, Defft. } In Debt,

Jacob Sipes Admr. Pltff.,
vs
Anthony Rhodes, &c, Defts. } In Covt.

Strayer, Kagey & Co., Pltff.,
vs
James H. Bell, Defft. } In Case.

Peel & Stevens, Pltff.,
vs
Jefse Carrier, Defft. } In Case.

John Taylor, Pltff.,
vs
Peter Rader, Defft. } In Debt.

Thomas J. Butler, Pltff.
vs
R. N. Smith's Admr. Defft. } In Case.

Ordered that the foregoing causes be continued generally, until the next term.

Wm. H. Kanicofe, for &c, Pltff.
L. F. Loux, Deft. } In Debt.

This day came again the parties by their Attorneys, and the Defendant filed his plea of payment and failure of consideration, to which the Plaintiff replied generally, and thereupon came a jury to-wit:- Abraham Anders, John Linaweaver, Jacob Sellers, Adam Showalter, John G. Ragan, A. G. Rohr, Isaac Winegord, P. H. Strayer, Wm. Steele, P. W. Armentrout, W. W. Switzer and Scott Cordel, who being elected, tried and sworn the truth to speak upon the issues joined, and having fully heard the evidence and the 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 Plaintiff $ 54 Cts with interest thereon from the 8th day of November 1869, till paid, It is therefore considered by the Court that the Plaintiff recover against the Defendant the sum of $ 54 Cts with interest thereon from the 8th day of November 1869, till paid, and his costs by him in this behalf expended.

Upon the motion of Geo. W. Yancey an Attachment is awarded against Z. D. Shaver, directed to the Sheriff of Augusta County, made returnable forthwith, for his failure to appear at this term of the Court under a Rule as a witness for said Geo. W. Yancey at the suit of R. L. Yancey. issued

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Upon the motion of Robert Cook, surv'g. Adm'r. Rules are awarded against Franklin Propst, P. H. Law and Wm. F. Coffman, returnable to the 10th day of this Court, for their failure to appear as witnesses at this term in behalf said Cook, Adm'r &c, S. M. Bowman. issued.

Ordered, That this Court be adjourned until to-morrow morning at 9 o'clock.

James Kenney

At a County Court continued and held in and for the County of Rockingham on the 31st day of August 1871.

Present:- Hon. James Kenney, presiding.

The Court, on the motion of John S. Foley, doth appoint him the guardian of Ann E. Foley, an infant under the age of 14 years, whereupon said John S. Foley appeared in Court, and together with Peter Whitsel, his surety, (who justified as to his sufficiency,) entered into and acknowledged a bond in the penalty of $100.00 conditioned according to law, and qualified accordingly.

John A. Fishback, Pltff
Samuel E. Long, Deft. } In Case.

This day came the parties by their Attorneys, and the Defendant filed his plea of non-assumpsit and set-off, to which the Plaintiff replied generally, whereupon It is considered by the Court that the office judgment be set aside and the trial of the issues continued until next term.

A. M. Jordan's Admr. Pltff
Samuel E. Long, Deft. } In Debt.

This day came the parties by their Attorneys, and the Defendant filed his plea of payment, to which the Plaintiff replied generally, whereupon It is considered by the Court that the office judgment be set aside, and the trial of the issues continued until the next term, and leave given to file additional pleas.

On the motion of Thomas K. Harnsberger to correct an Erroneous Assessment of Taxes for the year 1871, It appearing to the Court on the testimony of the Commissioner making the assessment, that he erroneously assessed the 163 Acre tract of land on the Shenandoah river, the property of said Harnsberger at $22.50 per acre, that the correct assessment is $5.00 per acre, and it further appearing that said Harnsberger has paid to the County Treasurer, S. R. Allebaugh, the sum of $29.01 on said erroneous assessment, and that the taxes on said property is really only $6.46, It is ordered that the said County Treasurer refund to said Harnsberger the sum of $22.55, the Attorney for the Commonwealth appeared and defended the above application.

c/s. + d.

On the motion of P. W. Whitmore to correct an Erroneous Assessment of Taxes upon a Tract of 92 Acres of Land charged to him for the year 1871, It appearing to the Court on the testimony of John R. Bowman, successor to the Commissioner making the Assessment, and others, that the said 92 Acre tract was charged to the Estate of Ephraim Whitmer, dec'd and also to P. W. Whitmer, one of the heirs of said Estate, and it further appearing to the Court that the tax on said 92 Acre Tract of Land has been paid by the Estate of said Ephraim Whitmer, dec'd. It is ordered That P. W. Whitmer be exonerated from the payment of $25.44 the tax thus erroneously assessed against him, on said tract of Land; the Attorney for the Commonwealth defending the motion.

c/s. + d.

Brock & Layman, Pltff.
M. C. Pennybacker's Trustee, Deft. } In Debt.

This day came again the parties by their Attorneys, and thereupon came a Jury to-wit:- John Linaweaver, A. C. Rohr, N. W. Sintzer, Samuel Brenk, Isaac

Winegord, John M. Huffman, P. H. Strayer, Adam Showalter, Neil Rogers, Jacob S. Sellers, Wm. Steele and P. H. Armentrout, who being elected, tried and sworn the truth to speak upon the issue joined, and having fully heard the evidence and the 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 Plaintiffs, and assess their damages at $30.25, with interest thereon from the 1st day of January 1867 till paid."

On the motion of Thomas & Morgan Chapman to correct an Erroneous assessment of Taxes upon a Tract of 3 Acres of land, charged to them for the year 1871, It appearing to the Court on the testimony of John R. Bowman, successor to the Commissioner making the assessment and others, that said tract of land was assessed as of the value of $450.00, whereas the true valuation of said tract was $150.00, and it further appearing that said Chapmans have paid the tax as of the valuation of $450.00 It is ordered That the Treasurer of this County refund to said Chapmans the sum of $2.39 the amount of tax thus erroneously assessed against and paid by them; the Attorney for the Commonwealth defending the motion.

cp Sd & d 25 p. 61

On the motion of Deborah Chapman to correct an Erroneous assessment of Taxes upon a Tract of 8 A. 2 R & 13 p. of Land, charged to her for the year 1871, It appearing to the Court on the testimony of John R. Bowman, successor to the Commissioner making the assessment and others, that said tract of land was assessed as of the value of $343.25, whereas the true valuation of said tract was $171.60, and it further appearing that said Chapman has paid the tax as of the valuation of $343.25, It is ordered That the Treasurer of this County refund to said Chapman the sum of $1.38 the amount thus erroneously assessed against and paid by her; the Attorney for the Commonwealth defending the motion.

cp Sd & d 25 p. 61

On the motion of Geo. W. Shaver to correct an erroneous assessment, and it appearing to the Court that said Geo. W. Shaver is erroneously charged on the books of 1871, with a Tract of 183¼ Acres of Land, off of which he has sold 31 Acres & 16 poles and 16 poles to Jesse Burkholder, and that the said 31 Acres has been transfered to said Jesse Burkholder and charged to him; which motion the Attorney for the Commonwealth defended, and on which motion the assessor of the Township in which the land is situated, was examined as a witness - the Court being satisfied that the assessment is erroneous, orders the same to be corrected, and the said tract to be charged to said George W. Shaver as 152 Acres and 24 poles.

cp & d.

Ordered That Madison Wise be allowed the sum of Three Dollars for services as a Juror at the November Term 1870, not heretofore allowed which is ordered to be certified to the Treasurer of this County for payment.

cp & d.

John F. Craven Pltff
&
Coffman & Buffy, Defts. } In Debt.

This day came again the parties by their Attorneys, and thereupon came a Jury to-wit:- A. H. Higgins, John G. Ragan, Thomas Read, Abraham Beam, Scott Leordel, Edward Minnick, J. J. Littell, Thomas J. Swanson, Peter Bonds, Algernon Dorman, Calvin Miller, and Erasmus Neff, who being elected tried and sworn the truth to speak upon the issues joined, and not having time fully to hear the evidence and the argument of counsel, were adjourned until to-morrow morning at 9 o'clock.

Ordered That this Court be adjourned until to-morrow morning at 9 o'clock.

James Kenney

At a County Court continued and held in and for the County of Rockingham, on Thursday, August 31, 1871.

Present:- Hon. James Kenney, presiding.

Ordered, That Henry Kaufberger be allowed the sum of One Dollar for services as a Grand Juror at the December Term 1870, not heretofore allowed, and ordered to be certified to the Treasurer of the County for payment. cfpd & d.

On the motion of Geo. P. Funkhouser, to correct an Erroneous assessment of Taxes upon 2 lots in the Town of Mt. Crawford, charged to the Estate of Sarah Funkhouser, dec'd. for the year 1871, It appearing to the Court on the testimony of Peter Paul, Assessor of Lands, that her Estate should only have been assessed with one lot at the valuation of $800.00, whereas said Estate was assessed with 2 Lots valued at $1050.00, It is ordered by the Court that her Estate be exonerated from the payment of $1.25 the amount of tax thus erroneously assessed. cfpd & d.

John Moore, Pltff.
vs
James Dinkel, Deft. } In Detinue.

Ordered that this cause be continued generally until next term.

On application of Henry Beery, Sr. It appearing after examination of the Commissioner who made the assessment, and defence made by the Commonwealths Attorney, that said Henry Beery Sr. has been erroneously assessed with taxes on two tracts of land,- one of 146 A. & 1 R. and the other of 24 Acres in Central Township of Rockingham County, the said tax amounting to $40.34, It is ordered that the said Beery be exonerated from the payment of said tax. of $40.34 erroneously assessed against him. cfpd & d.

On the motion of John S. Foley, the Estates of John Foley and Columbia J. Foley are committed to the Sheriff of Rockingham County for administration, it appearing to the Court that they have been dead more than three months.

Samuel Shacklett, Pltff
vs
David Caupelto Admr. Deft. } In Case.

Derrick Pennybacker, Pltff
vs
John P. High, Deft. } In Debt.

Ordered, That the above named causes be continued until the next Term.

Commonwealth Pltff
vs
Andrew Denton, Deft. } In Debt.

Hugh Devier's Admr. Pltff.
vs
Francis C. Devier, Deft. } In Debt.

John W. Saufley, Pltff
vs
William Collier, Deft. } In Case.

John G. Winfield, Pltff
vs
John Thomas, Deft. } In Case.

R. B. Ryan, Pltff
vs
Noah H. Beery, Deft. } In Case.

James H. Bell, Pltff.
vs
Henry Forrer, Deft. } In Case

King & Buffington, Pltff
vs
David Link, Deft } In Case. - Ordered that the foregoing-named causes be continued until next term.

John F. Craun, Pltff
@
Coffman & Bruffy, Defts. } In Debt.

This day came again the Jury sworn and empaneled on yesterday for the trial of this cause, pursuant to adjournment, and having fully heard the evidence and the 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 tomorrow morning at 9 o'clock.

Ordered That this Court be adjourned until to-morrow morning at 9 o'clock.

James Kenney

At a County Court continued and held in and for the County of Rockingham, on Friday, September 1, 1871.

Present:- Hon. James Kenney, presiding.

John H. Ralston, (of David,)
@
E. M. Hopkins & W. D. Hopkins, Extrs & Exrs of John H. Hopkins. } Upon an Award.

This day came the parties by their Attorneys, and James Kenney, Esq, to whom the determination of the matters in difference between said parties, was submitted by a written agreement of submission dated the 29th of May 1871, returned his award in the words and figures following, to-wit:- "Whereas John H. Ralston, &c."

And it appearing from said submission that the award of said Arbitrator should be entered up as the judgment or decree of the County Court of Rockingham, without any Rule for that purpose; It is considered by the Court that the said John H. Ralston, (of David,) recover against the said E. M. Hopkins and W. D. Hopkins, Extrs. and Exrs. of John H. Hopkins, deceased, Twelve hundred and nine dollars and 94 cents, ($1209.94/100) with legal interest thereon from the 1st day of January 1859, till paid, being the amount of said award, to be levied of the goods and chattels of their testator in their hands, or which may hereafter come into their hands to be administered.

* John F. Craun, Pltff.
@
Coffman & Bruffy, Defts. } In Debt.

This day came again the Jury sworn and empaneled on yesterday for the trial of this cause, pursuant to 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.

John Werner, Pltff
@
O. F. A. Pirkey, &c, Deft. } Notice.

This day came again the parties by their Attorneys, and all matters in controversy being submitted to the Court, after having fully heard the evidence, the Court is of opinion that the Plaintiff recover against the Defendants the sum of $3.23/100 with interest thereon from 1st day of September 1871. It is therefore considered by the Court that the Plaintiff recover against O. F. A. Pirkey, Michael J. Moyerhoffer, Peter Kile and Annanias Pirkey, the sum of $3.23/100, with interest thereon from the 1st day of September 1871, till paid, and his costs by him in this behalf expended.

Ordered, That this Court be adjourned until to-morrow morning at 9 o'clock.

James Kenney

At a County Court continued and held in and for the County of Rockingham, on Saturday the 2nd. day of September 1871.

Present:- Hon. James Kenney, presiding.

John Pence, Pltff.
Jacob Baxter's Admr. Deft. } In Debt.

This day came again the parties by their Attorneys, and the cause being submitted to the Court, and having fully heard the evidence and the argument of counsel, the Court is of opinion that the Plaintiff has no cause of action; It is therefore considered by the Court that the Defendants recover against the Plaintiff their costs by them in this behalf expended.

Manassas Blackburn, Pltff
Riley Armentrout, Deft } In Case

This day came again the parties by their Attorneys, and the cause being submitted to the Court, and having fully heard the evidence and the argument of counsel, the Court is of opinion that the Plaintiff recover against the Defendant the sum of $45.20 in gold and silver coin of the United States with interest thereon from the 1st. day of April 1863, till paid; It is therefore considered by the Court that the Plaintiff recover against the Defendant the sum of $45.20 in gold and silver coin of the United States with interest thereon from the 1st. day of April 1863, till paid, and his costs by him in this behalf expended.

David Rof. for &c, Pltff;
Peter S. Roller, Deft. } In Debt.

This day came again the parties by their Attorneys, and the cause being submitted to the Court, and having fully heard the evidence and the argument of counsel, the Court is of opinion that the Plaintiff recover against the Defendant the sum of $1.27 with interest thereon from the 17th. day of May 1870. till paid, It is therefore considered by the Court that the Plaintiff recover against the Defendant the sum of $1.27 with interest thereon from the 17th. day of May 1870. till paid, and his costs by him in this behalf expended.

Samuel Barley, for use of W. B. Brooks, Pltff
J. J. Garber, Deft. } Upon a garnishee @ Jacob Waggy.

Ordered, That this cause be placed on the Court's Docket.

John Leitch, for &c, Pltff.
E. L. Lambert, Deft. } In Debt.

This day came again the parties by their Attorneys, and the cause being submitted to the Court, and having fully heard the evidence, the Court is of opinion that the Plaintiff has no cause of action; It is therefore considered by the Court that the ~~Plaintiff~~ Defendant recover against the ~~Defendant~~ Plaintiff his costs by him in this behalf expended.

Tucker, Smith & Co. Pltff
A. D. Grace & Co. Deft. } In Debt.

This day came again the parties by their Attorneys, and by consent the cause is heard, and the Defendant J. W. Taliaferro withdrawing by his Attorney, the plea by him heretofore pleaded, it is agreed that the Plaintiffs recover against the Defendant J. W. Taliaferro, the sum of $275.00 with interest thereon from the 16th day of December 1869, till paid. It is therefore considered by the Court that the Plaintiffs recover against the Defendant the sum of $275.00 with interest thereon from the 16th day of December 1869, till paid, and their costs by them in this behalf expended.

David A. Plecker, Pltff.
Michael H. Earmon, Deft. } In Case.

This day came again the parties by their Attorneys, and the Court proceeded to execute the Writ of Enquiry, and having heard the evidence, It is considered by the Court that the Plaintiff recover against the Defendant the sum of $133.00 with interest thereon from the 22d day of October 1861 till paid, and his costs by him in this behalf expended.

Ordered That J. Samuel Harnsberger be appointed a Committee to examine into the condition of the Court House of this County, and make report to this Court what repairs are necessary

On the motion of Wm. Rehrer to correct an Erroneous Assessment of Taxes upon a Tract of 83 A. 1 R. & 26 P. of Land for the year 1871. It appearing to the Court upon the examination of the Assessor making the Assessment, that he the said Rehrer was assessed twice upon the same tract of Land (once in Linville and once in Harrisonburg Township), and it further appearing that he has paid to the Treasurer of this County the Taxes assessed against said Tract of Land in both townships aforesaid, It is ordered by the Court that the Treasurer refund to said Wm. Rehrer the sum of $18.47 the amount thus erroneously assessed against said Tract of Land in Harrisonburg Township, to-wit:- State Tax, $11.68 Co. Levy, $1.17 Parish Levy, $2.34 R. R. Tax, $2.34 & School Tax 94 cents;- the Commonwealth's Attorney defending the motion.

copied. 20 C/L C/T

Ordered that the Commissioner of Accounts for this Court be directed to settle the Account of Reuben Coffman, Admr. of Elizabeth Bright, dec'd.

Lang & Meperly, Pltff
P. N. Eastham, Deft. } Upon a Suggestion vs S. R. Allebaugh, Admr. of J. W. C. Houston, dec'd.

This day Sam'l R. Allebaugh, Admr. of J. W. C. Houston appeared and acknowledged himself to be indebted to P. N. Eastham in the sum of $20.00 with interest thereon from the 27th day of September 1869. It is therefore considered by the Court that the Plaintiffs recover against said S. R. Allebaugh the sum of $20.00 with interest thereon from the 27th day of September 1869, till paid, and no costs.

John F. Crawn, Pltff.
vs
Coffman & Buffy, Deft. } In Debt.

This day came again the Jury sworn and impaneled on Wednesday last for the trial of this cause, pursuant to adjournment, and retired from the bar to consider of their verdict, and after some time returned into Court, and not being able to agree, Erasmus Neff, one of the Jurors was withdrawn, and the rest from rendering a verdict were discharged

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The Court having this day, under the Act approved March 29, 1871, appointed Dr. W. O. Hill, William Utt and Thos. W. Basford to inspect the jail in this County, and having administered to them the oath required by law, they returned their report to the Court, which is received and ordered to be filed.

Peter S. Roller, Pltff.
vs
Josiah S. Roller's Admrs. Defts. } In Case.

Peter W. Roller, Pltff.
vs
Price, Willis & Co., Defts. } In Case.

This day came the parties by their Attorneys, pursuant to the two above mentioned agreements, and the Defendants filed their pleas of non-assumpsit, to which the Plaintiffs replied generally, It is therefore considered by the Court that the office judgments be set aside, and the trial of the issues continued until the next term, and the Defendants are given leave to file additional pleas.

D. Pennybacker, Trustee, &c., Pltff.
vs
John P. Brock, Deft. } In Case.

Ordered, That this cause be continued until next at the Plaintiff's cost.

Herman Dreyfous, Pltff.
vs
Wm. C. Harrison, Deft. } In Case.

Samuel Irick, Pltff
vs
E. L. Lambert, Deft. } In Case.

Lunsfield Lee, Pltff
vs
J. C. Ammon's Admr. Deft. } In Debt.

Wm. Peters, Pltff
vs
Wm. Eideson, Deft. } In Case.

Same, Pltff
vs
Same, Deft. } In Case.

Isaac Rhinehart's Admr. Pltff.
vs
O. A. & M. R. Road Company, Deft. } In Case.

Mathias Snyder's Admr. Pltff.,
vs
William May, Deft. } In Case.

John J. Wunderlich, for &c., Pltff.
vs
A. J. Sigler, &c., Defts. } In Debt.

Ordered That the foregoing causes be continued until next term.

W. W. Pool, Pltff.
vs
Lincoln & Brewer, Defts. } In Debt.

The Bankruptcy of Defendant Lincoln suggested, and the trial of this cause continued until next term.

Ordered That the Rule against Jonathan Peale awarded at the last term of this Court for his failure to appear at that term as a witness for John K. Myers at the suit of Thomas Washington, for &c., be discharged.

Wm. Rehard, this day presented in Court an Account against the County of Rockingham, amounting to $1.25 for repairing Lock upon the door of the Clerk's office of the Circuit Court of said County, which being sworn to in Court, was examined and allowed by the Court, and ordered to be certified to the Treasurer for payment.

exd Srd.

Thomas Washington Jr &c., Pltff
vs
John K. Myers, Deft } In Debt

---

same, Pltff
vs
same, Deft. } In Debt.

This day came again the parties in the two above named causes, by their Attorneys, and thereupon came a Jury to-wit:- John Linaweaver, A. C. Rohr, W. H. Switzer, Peter Guyer, Isaac Winegord, John M. Huffman, P. H. Strayer, Adam Showalter, Neal Rogers, Jacob S. Sellers, Wm Steele & P. H. Armentrout, who being elected, tried and sworn the truth to speak upon the issues joined, and having fully heard the evidence and the 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 until Monday morning at 9 o'clock.

Joseph Rhodes, Pltff
vs
Adam M. Long, Deft. }

This day came again the parties by their Attorneys, and thereupon by consent, came a Jury of seven, to-wit:- A. H. Higgins, Thomas J. Butler, Scott Cordel, Edward Minnick, Peter Bonds, Algernon Dorman and Calvin Miller, who being elected, tried and sworn the truth to speak upon the issues joined, and not having time to hear the evidence, were adjourned until Monday morning at 9 o'clock.

Ordered, That the Court be adjourned until Monday morning next at 9 o'clock.

James Kenney

At a County Court continued and held in and for the County of Rockingham, on Monday September 4th. 1871.

Present:- Hon. James Kenney, presiding. —

Upon the petition of James C. Keltzel and others for a change in the Dry River Road near Rawley Springs in Rockingham County, so as to avoid the two fords near Rawley,- the Court doth order that Lewis Driver, Commissioner of Roads for that Township, view the propsed change, and report to the Court the expediency or inexpediency of making said change with the conveniences and inconveniences that will result to individuals as well as to the public.

exhibited.

Thomas Washington, for &c, Pltff.
John K. Myers, Deft. } In Debt. - No. 1.

This day came again the Jury sworn and empaneled for the trial of this cause on Saturday last, pursuant to 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 the debt in the declaration mentioned." It is therefore considered by the Court that the Plaintiff recover against the Defendant the sum of $200 Cts with interest thereon from the 24th day of April 1869, till paid, and his costs by him in this behalf expended.

Thomas Washington, for &c, Pltff
John K. Myers, Deft. } In Debt. No. 2.

This day came again the Jury sworn and empaneled for the trial of this cause on Saturday last, pursuant to adjournment, 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 for the Plaintiff the debt in the declaration mentioned," It is therefore considered by the Court that the Plaintiff recover against the Defendant the sum of $475. Cts, with interest thereon from the 24th day of April 1869, till paid, and his costs by him in this behalf expended.

Solomon Shepp, Pltff,
Augustine Armentrout, Deft. } In Case.

Ordered, That this cause be dismissed agreed.

On his motion, The Court doth appoint John E. Roller, guardian for Charles E. Nicholas, infant son of Wm. P. Nicholas, dec'd, under the age of 14 years, and thereupon he appeared in Court, and together with P. S. Roller, his surety, (who justified as to his sufficiency,) entered into and acknowledged a bond in the penalty of Three thousand dollars, conditioned according to law, and qualified accordingly.

Samuel Barley, Pltff.
J. J. Garber, Deft. } Upon a garnishee &c Jacob Waggy.

The Plaintiff suggested that the Defendant Jacob Waggy had not fully disclosed his liability and thereupon the defendant joined issue, to which the Plaintiff replied generally, and the trial continued until next term.

Upon the Petition of W. S. Sluser and others, being fifty qualified voters of Ashby Township, in the County of Rockingham, which is the only township proposed to be effected thereby, the said petition having been posted for thirty days at the Courthouse of said County, and at the voting places of said township, the Court for good cause shown, doth adjudge order and decree, that the places for holding elections in said Township be changed, by making Dawtes Shoemaker shop an additional place for holding elections in said township; - the Court therefore doth designate Dawtes Shop, or its immediate vicinity as an additional voting place in said township, and it is hereby made the duty of the Township Board of said township, to re-arange the election districts in said township, in such manner as may be most convenient for the voters thereof, and to provide for any new registration of Voters or change of registration that may be found necessary.

Joseph Roads, Plff
A. W. Long, Deft. } In Case.

This day came again the Jury sworn and empanneled on Saturday last for the trial of this cause, pursuant to their adjournment, and having fully heard the evidence and the argument of counsel, 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 $195.00 with interest thereon from the 1st. day of May 1862 until paid," It is therefore considered by the Court that the Plaintiff recover against the defendant the sum of $195.00 with interest thereon from the 1st. day of May 1862 until paid, and his costs by him in this behalf expended. This judgment, by consent of parties, is subject to a credit of $23.60 amount of a note executed by the Plaintiff to the defendant on the 28th. day of December 1868, and due one day after date.

Andrew McDowell, late of this County, who stands indicted for assault ~~and battery~~, with intent to kill one William Fry, on or about the 13th. day of August 1871, was this day led to the bar in custody of the Jailor, and being thereof arraigned, pleaded "not guilty," and the Veniremen summoned for his trial being called, nineteen of whom appeared and were found to be duly qualified and free from exceptions, viz:- Joseph Ritchie, George Airey, Emanuel Cromer, Henry McDorman, George Swartz, George Crouchorn, Jacob C. Simmers, Michael Lohr, W. R. H. Mefick, Elijah Huffman, Wm. Reubush, Samuel Chandler, George Saufley, Frederick Rhodes, Wm. H. Whittaker, Thomas O. Sterling, Asher Mefick, P. H. Armentrout and B. F. Rickard, and thereupon it was ordered that the Sheriff summon five additional Veniremen to appear here forthwith, and the Veniremen so summoned being called, appeared and were found to be duly qualified and free from exceptions, viz:- John M. Huffman, Wm. Moorman, J. G. Whitmer, B. F. Armentrout and Adam Showalter:- the pannel 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 pannel, viz:- Henry McDorman, Saml. Chandler, Fredk. Rhodes, Wm. H. Whittaker, Thos. O. Sterling, Asher Mefick, P. H. Armentrout, and Adam Showalter, thereupon the following jury was selected from the remaining sixteen, by lot, viz:- B. F. Rickard, J. G. Whitmer, W. R. H. Mefick, George Saufley, George Airey, Michael Lohr, B. F. Armentrout, Emanuel Cromer, Elijah Huffman, Wm. Reubush, William Moorman and George Swartz, and the jury so selected, without being sworn, not having time to hear the evidence, were adjourned until to-morrow morning at 9 o'clock, and thereupon the prisoner was remanded to jail.

Ordered, That this Court be adjourned until to-morrow morning at 9 o'clock.

James Kenney

At a County Court continued and held in and for the County of Rockingham, on Tuesday, September 5. 1871.

Present:- Hon. James Kenney, presiding.

It appearing from the certificate of Noah Minnick, a Justice of the Peace for this county, that Margaret Frances and Mary Catharine Moore, infant children over the age of 14 years, hath nominated Thomas Moore as their guardian, the Court doth appoint said Moore as their guardian, and the Court also appoints him as guardian for Oscar F. A. Moore an infant under 14 years of age, and for Joseph Price, Emma Price and Cornelia Price infants over 14 years of age, who are residents of the State of Maryland, and thereupon said Thomas Moore appeared in Court, and together with Wm. M. Silent, Madison Moore and Madison West his sureties, (who justified as to their sufficiency,) ~~xxxxx~~ entered into and acknowledged a bond in the penalty of $12.000cc conditioned according to law, and qualified accordingly.

L. L. Byrd, Jailor of this County, this day presented in Court an Account against the Commonwealth of Virginia, amounting to the sum of $79.15/100 which being sworn to in Court, was examined and allowed by the Court, and ordered to be certified to the Auditor of Public Accounts. cfsd.

Peter Zetty, Pltff
@
Emanuel Rhodes, Deft. } In Case.

Samuel Fitz, Pltff
@
A. Bazzel, Deft. } In Debt.

On motion of the Plaintiffs these two causes are dismissed.

Commonwealth
@
Daniel Good, } Indictment for retailing ardent spirits without license.

For reasons appearing to the Court, the verdict of the Jury rendered in this cause is set aside, a new trial granted, and the trial of the cause is continued until the next term of the Court.

I. R. Koogler's Adms. Pltff
@
James H. Coursey, &c. Defts. } Notice No. 1.

J. R. Koogler's Adms. Pltff
@
James H. Coursey, &c. Defts. } Notice No. 2.

Ordered That these causes be continued at the Defendants' costs.

Commonwealth,
@
Andrew McDowell, } Indictment for Felony.

The prisoner was again this day led to the bar in custody of the Jailor of this County, and thereupon came the Jury, selected on yesterday, pursuant

to their adjournment, viz:- B. F. Rickard, J. G. Whitmer, W. R. W. Mefick, George Saufley, George Airey, Michael Lohr, B. F. Armentrout, Emanuel Cromer, Elijah Huffman, William Reubush, William Moomaw and George Swartz, who were sworn the truth of and upon the premises to speak, and having fully heard the evidence and the 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 not guilty under the first count in the Indictment, but guilty in manner and form as charged in the second count in the Indictment, and fix the term of his imprisonment at five days in the County Jail and affix his fine at $50 Cts," thereupon the Jury was discharged and the prisoner remanded to Jail.

Long and Eversole, Pltffs.
Wm. H. Rodeffer, C. Rlc. Deft. } Upon a Notice,

This day came the Plaintiff by his Attorney, and the case was submitted to the Court, and having heard the evidence, the Court consid-ers that the Plaintiffs recover against the Defendant the sum of $50 Cts with interest thereon from the 1st day of October 1869, till paid, and their costs by them in this behalf expended.

John Huddleson, Jor &c, Pltff.
L. R. Lupton, &c., Defts. } In Debt.

Daniel Miller & Co, Pltffs.
L. R. Lupton, &c, Defts. } In Debt.

On motion of the Plaintiffs, these two causes are dismissed.

J. G. Sprinkel, Pltff
Riley & Pharis, Deft. } Upon an Attachment.

The Plaintiff having obtained an Attachment against the Estate of the Defendants, and the Sheriff of Augusta County having made return that he had executed the said Attachment on a 20-horse power Engine 50-inch Saw and a 30-foot carriage,- this day came the parties by their Attorneys, and it is ordered that the Sheriff of Augusta County make sale of the property by him attached as aforesaid, as the law directs, and out of the money arising from such sale pay the Plaintiff the sum of $150. Cts with interest from the first day of July 1866, till paid, the amount of a judgment obtained at the February Term last of this Court, against said Defendants, and the costs of said Plaintiffs judgment, and his costs by him on this behalf expended, and should there be an overplus then remaining in his hands, that he restore the same to the Defendant. And that the said Sheriff return an account of his proceedings therein to the Court.

Chief & Sent'd Sheriff of Augusta County, Jan 4 mar & made sale 6, 1872, W. R. W. C. C.

George Bruffy, Admr. Pltff
Richards & Moore, Defts. } In Debt.

This day came the parties by their Attorneys, and the Defendants filed their plea of payment, and statute of limitation, to which the Plaintiff replied generally, thereupon It is considered by the Court that the office judgment be set aside, and the trial of the issue continued until the next term, and leave given to file additional pleas.

Ordered

It is ordered that the County Treasurer pay to John Paul, Attorney for the Commonwealth the sum of $25.00 for his services in this Court for the month of August 1871.

Henry B. Jones, Pltff
vs
Henry C. Beery, Deft. } In Debt

A. J. Baugher, Pltff
vs
Wm. N. N. Mudalone, Deft. } In Debt

N. W. Jordan's Admr. Pltff
vs
Peter Paul, Senr. Deft. } In Debt

S. R. Allebaugh, Pltff
vs
J. W. Manzy, &c, Defts. } In

This day came the parties by their Attorneys, and the Defendants filed their pleas of payment, to which the Plaintiffs replied generally, whereupon It is considered by the Court that the office judgments be set aside, and the trial of the issues continued until the next term, and leave is granted the Defendants to file additional pleas.

Henry C. Beery, for &c., Pltffs.
vs
C. R. Snell, &c., Defts. } In Debt.

Gilleaus M. Talley, Pltff
vs
Richard H. Austin, &c, Defts. } In Debt.

This day came the parties by their Attorneys, and the Defendants filed their pleas of payment and set-offs, to which the Plaintiffs replied generally, thereupon It is considered by the Court that the office judgments be set aside, and the trial of the issues continued until the next term, and leave is given the Defendants to file additional pleas.

F. S. Duff for D. J. Butler, Trustee, Pltff
vs
Jacob Dinkel Deft. } In Case.

George Fawcett, Pltff
vs
James Layman, Deft. } In Case.

Nicholas & Shepard, Pltff
vs
John R. Jones & Co, Defts. } In Case.

John H. Funk, Pltff
vs
C. F. Outrow, Deft. } In Case

Jacob W. Zinkel, Pltff.
vs
John R. Jones & Co, deft. } In Case.

John F. Lewis, Pltff.
vs
Linas Woodson's Admr. Deft. } In Case.

This day came the parties by their Attorneys, and the Defendants filed their pleas of non-assumpsit, to which the Plaintiffs replied generally, whereupon It is considered by the Court that the office judgments be set aside, and the trial of the issues continued until the next term.

Keen & Haggerty, Pltffs.
vs
A. C. Lincoln Defts. } In Case.

Milton H. Drummond, Pltff.
vs
John Bunket, Deft. } In Cov.

This day came the parties by their Attorneys, and the Defendants filed their pleas of Bankruptcy, to which the Plaintiffs replied generally, whereupon It is considered by the Court that the Office judgments be set aside, and the trial of the issues continued until the next term.

George Shunk, Pltff. } In Debt.
vs.
The H. L. W. & M. Company, deft. }

Walter A. Wood, Pltff. } In Debt.
vs.
William W. West, deft. }

This day came the parties by their Attorneys, and the defendants filed their pleas of Nie Debit and payment, to which the Plaintiffs replied generally, whereupon It is considered by the Court that the office judgments be set aside, and the trial of the issues continued until the next term.

George Shunk, Pltff. } In Debt
vs.
The H. L. W. & M. Company, deft. }

This day came the parties by their Attorneys, and the defendant filed his plea of Nie Debit, to which the Plaintiff replied generally, whereupon It is considered by the Court that the office judgment be set aside, and the trial of the issue continued until the next term.

H. M. Jordan's Admr. Pltff. } In Debt.
vs.
Speck & Altaffer. deft. }

This day came the parties by their Attorneys, and the defendants filed their plea of payment, to which the Plaintiff replied generally, whereupon It is considered by the Court that the office judgment be set aside, and the trial of the issue continued until the next term.

W. T. McGahey, Pltff } Trover & Conversion
vs.
Emanuel Sellers, deft. }

W. F. Rippetoe Pltff } In Detinue.
vs.
A. B. Lupton, deft. }

This day came the parties by their Attorneys, and the defendants filed their pleas of "non guilty" to which the Plaintiffs replied generally, whereupon It is considered by the Court that the office judgments be set aside, and the trial of the issues continued until the next term.

Michael Landes, for &c, Pltff } In Case.
vs.
Nelson Spinkel, Surv. &c, deft. }

This day came the parties by their Attorneys, and the Defendant filed his plea of Non-assumpsit, to which the Plaintiff replied generally, whereupon It is considered by the Court that the office judgment be set aside, and the trial of the issue continued until the next term, and the Defendant is given leave to file additional pleas.

Daniel Flook, Pltff. } In Case.
vs.
Forrer & Clippinger, defts. }

This day came the parties by their Attorneys, and the Defendants filed their plea of Non-assumpsit and set-offs, to which the Plaintiff replied generally, whereupon It is considered by the Court that the ~~Office~~ judgment be set aside, and the trial of the issue continued until the next term.

Mayer Kirsh, aged 23 years, a native of Frankfort on the Maine, Germany, and owing allegiance to William, Emperor of Germany, appeared in Court, and made application to be admitted a Citizen of the United States; and it appearing to the satisfaction of the Court that he resided in the United States three years next preceding his arriving at the age of 21 years, and has continued to reside therein for five years, including the three years of his minority, and during that time he has behaved as a man of good moral character, attached to the principles of the Constitution of the United
cap[d] States and well disposed to the good order and happiness of the same; and further declared on oath and proved to the satisfaction of the Court, that for three years next preceding, it has been the bona fide intention of the said Mayer Kirsh to become a citizen of the United States. It is therefore ordered by the Court that the said Mayer Kirsh be admitted a citizen of the United States upon his taking the oaths prescribed by the laws in regard to naturalization. And, thereupon the said Mayer Kirsh declared on oath that he will support the Constitution of the United States, and that he doth absolutely and entirely renounce and abjure all allegiance and fidelity to every foreign prince, potentate, State or sovereignty, and particularly William, Emperor of Germany, and that he will support the Constitution of Virginia.

Walter A. Wood, Pltff
vs
Noah W. Beery, Deft. } In Debt.

This day came the parties by their Attorneys, and the Defendant filed his plea of payment as to part of the debt in the declaration mentioned to which the Plaintiff replied generally, whereupon It is considered by the Court that the Plaintiff recover against the Defendant the sum of $22.[00] with interest thereon from the 1st day of July 1868 till paid, and his costs by him in this behalf expended, and that the office judgment as to the residue of the debt be set aside and the trial of the issue continued until the next term, and leave is given the Defendant to file additional pleas.

I. B. Lupton & Co., Pltffs
vs
W. F. Rippetoe, Deft. } In Case.

This day came the parties by their Attorneys, and the Defendant filed his plea of Non-Assumpsit as to part of the debt in the declaration mentioned, to which the Plaintiffs replied generally, whereupon It is considered by the Court that the Plaintiffs recover against the Defendant the sum of $42.[25] with interest thereon from the 5th day of September 1871 till paid, and his costs by him in this behalf expended, and that the office judgment as to the residue of the debt be set aside, and the trial of the issue continued until the next term.

Ordered, That this Court be adjourned until to-morrow morning at 9 o'clock

James Kenney

At a County Court continued and held in and for the County of Rockingham, on Wednesday, Sept. 6, 1871.

Present:- Hon. James Kenney, presiding.

The settlement of the Estate Aft of Jacob Vanpelt, dec'd. with Sam'l. R. Allebaugh, his Admr, having been filed and lain in the office the time prescribed by law, and no exception being taken thereto, It is ordered to be recorded.

James W. Armentrout, Plff.
A. D. Armentrout, Deft. } In Debt.

This day came the parties by their Attorneys, and the Defendant filed his plea of payment, to which the Plaintiff replied generally, thereupon it is considered by the Court that the office judgment be set aside and the trial of the issue continued until the next term, and the Defendant granted leave to file additional pleas; and it is agreed by the parties that this cause be consolidated with cause No: 35 on the 13th day Issues, in name of James W. Armentrout, Plff vs A. D. Armentrout Deft.- In Debt.

S. R. Allebaugh, Admr. of J. W. C. Houston, dec'd. Plff
A. Heaton & Fayette Veale, Deft. } Upon a Forthcoming Bond for the Delivery of property upon day of sale.

This day came the Plaintiff by his Attorney, and the Defendants being solemnly called and not appearing, the notice was proved and judgment according to Bond and for costs.

It appearing to the Court that George Caracofe who resided within the Corporation limits of the town of Harrisonburg in this County, during the whole of the year 1868, was properly assessed with taxes and levies in said town for the year 1868 to the amount of $6.11 cts, and that he paid the same; and it further appearing that he was improperly assessed for the same year with taxes and levies on the same property by the Commissioner of the Revenue for the County to the amount of $6.66 cts, and that he paid the same;- It is ordered that $2.54 of the said sum of $6.66 be refunded to him by the Auditor of Public Accounts, and the balance $4.12 be refunded to him by the Treasurer of this County out of funds belonging to this County. The Commissioner who made the said last-named Assessment was examined as a witness before this Court touching said assessment and this application to have said taxes refunded, and the Commonwealth's Attorney defended the same.

Ordered That the following named Grand Jurors be allowed the sum of One Dollar each for their services at this term of the Court, to be certified to the Treasurer of this County, for payment:-

John H. Ralston, of D., x	W. S. Baugher, x	Henry Argabright, x
D. G. Martz, x	E. S. Beale, x	Wm. Lickey, x
Frederick Helyard, x	P. W. H. Pickering, x	Philip Sowders, x
P. B. Kennon, x	J. C. Harrison, x	John A. Hess, x
John Linaweaver, x	John Kelly, x	Wm. R. Hopkins, x
Wm. A. Maupin, x	Z. D. Gilmore, x	

Ordered, That the following-named Veniremen be allowed the sum of One Dollar each for their services in the trial of the case of the Commonwealth vs Andrew McDowell, charged with felony, and the same be certified to the Auditor of Public Accounts.—

B. F. Rickard, x d.	George Airey, x d.	Elijah Huffman, x d.
J. G. Whitmer, x d.	Michael Lohr, x d.	Wm. Reubush, x d.
W. R. H. Nefick, x d	B. F. Armentrout, x d.	Wm. Mooman x d.
George Saufley, x d.	Emanuel Cromer, x d.	George Swartz, x d.

Ordered, that the following-named persons be allowed the sums opposite their names for services in the trial of misdemeanor cases, during this term of the Court, and the same to be certified to the Auditor of Public Accounts; for payment, viz:—

W. W. Switzer,	$2.00 x	Edward Minnick,	$2.00 x d.	J. P. Slusser,	$1.00 x
Jacob S. Sellers,	2.00 x	Wm. P. Byrd,	2.00 x	Wm. H. Dennison,	1.00 x
Samuel Brunk,	2.00 x	Abm. Auder,	2.00 x	B. F. Rickard,	1.00 x
certified. N. W. Knipple,	2.00 x	J. J. Littell,	2.00 x	Adam Showalter,	2.00 x
D. A. Heatwole,	1.00 x	John W. Showalter,	1.00 x	W. S. Kennedy,	1.00 x
Henry Rolles,	1.00 x	A. C. Rohr,	3.00 x	John Linaweaver,	3.00 x
G. W. Effinger,	1.00 x	W. F. Probst,	1.00 x	David Wright	2.00 x
S. H. Wise,	1.00 x	Jacob Life,	1.00 x	Abm. Wenger,	2.00 x
Thomas Head,	1.00 x	P. W. Armentrout	2.00 x	P. W. Strayer,	2.00 x
Abram Beam,	2.00 x	Nevil Rogers, x d.	2.00 x	John G. Ragan,	2.00 x
Isaac Winegord	2.00 x	D. M. Huffman,	2.00 x	Jackson Knupp	2.00 x
William Steele,	2.00 x	Scott Cordel,	2.00 x		

Ordered, that the following named persons be allowed the sums opposite their names for services as jurors during this term of the Court, and the same to be certified to the Treasurer of this County for payment.—

W. W. Switzer,	$10.00 x	Adam Showalter,	$10.00 x	P. W. Armentrout,	$6.00 x
Jacob S. Sellers,	10.00 x	A. C. Rohr,	7.00 x	Wm. S. Braithwaite,	2.00 x
Samuel Brunk,	9.00 x	John Linaweaver,	8.00 x	P. W. Strayer,	7.00 x
N. W. Knipple,	4.00 x	David Wright,	2.00 x	Abm. Beam,	7.00 x
Edward Minnick,	10.00 x d.	Abm. Wenger,	3.00 x	Nevil Rogers, x d.	7.00 x
Wm. P. Byrd,	4.00 x	Thomas Head	9.00 x	John G. Ragan, x	7.00 x
Abm. Auder,	7.00 x	Peter Geyer,	9.00 x	D. M. Huffman,	9.00 x
J. J. Littell,	8.00 x	Thos. J. Swanson,	9.00 x	Isaac Winegord,	6.00 x
A. W. Higgins,	5.00 x	J. M. Huffman	6.00 x	Wm. Steele,	6.00 x
Scott Cordel	7.00 x	Peter Bonds,	5.00 x	Algernon Dorman,	5.00 x
Calvin Miller,	5.00 x	Erasmus Neff,	4.00 x	Thomas J. Butler	2.00 x

McNemar & Chambers, Pltffs.
vs
J. A. Hammer, late S. R. C. Deft. } Upon a notice.

This day came the Plaintiff by his Attorney, and the Defendant being solemnly called and not appearing, It is considered by the Court that the Plaintiff recover against the Defendant the sum of Twenty Dollars Fine as prescribed by law for his failure to return a Fifa issued from this Court in the name of the Plaintiffs against Thomas Shumate.

A. S. Gray, for &c, Pltff
vs
John Mefferly, Deft. } In Debt.

This day came the parties by their Attorneys, and the defendant filed his plea of payment and offsets, to which the Plaintiff replied generally, and thereupon it is considered by the Court that the office judgment be set aside, and the trial of the issues continued until the next term.

Same, Pltff
vs
Same, Deft. } In Covenant.

This day came the parties by their Attorneys, and the Defendant filed his plea of payment, to which the Plaintiff replied generally, and thereupon it is considered by the Court that the office judgment be set aside, and the trial of the issue continued until the next term.

Daniel Hook, Pltff
vs
Fox ~~&~~ Philippinger, Defts. } In Case.

This day came the parties by their Attorneys, and the defendants filed their plea of non-assumpsit and set-off, to which the Plaintiff replied generally, and thereupon it is considered by the Court that the office judgment be set aside, and the trial of the issues continued until the next term.

Baldwin & Engle, Pltff,
vs
M. Pinkes, Deft. } In Case.

This day came the parties by their Attorneys, and the Defendants filed his plea of non-assumpsit, to which the Plaintiff replied generally, and thereupon it is considered by the Court that the office judgment be set aside, and the trial of the issue continued until the next term.

R. C. Paul, Agent for &c, Pltff
vs
The H. L. M. & M. Company, Deft. } In Debt.

Ordered That this cause be remanded to Rules.

Robert White, Commr. Pltff.
vs
John C. Woodson, Deft. } In Case.

This day came the parties by their Attorneys, and the Defendant filed his plea of non-assumpsit, to which the Plaintiff replied generally, and thereupon it is considered by the Court that the office judgment be set aside, and the trial of the issue continued until the next term.

Charles F. O'Ferrall, for &c, Pltff
vs
Andrew Mc Dorman, &c. Defts. } In Debt.

Ordered that this cause be dismissed.

J. M. McClure, for &c. Pltff.
vs
David Coffman's Admr. Deft. } In Debt.

This day came the parties by their Attorneys, and the Defendant filed his plea of no assets and fully administered, to which the Plaintiff replied generally, whereupon It is considered by the Court ~~that the office judgment be set aside, and~~ that the Plaintiff have judgment for the debt in the declaration, when there shall be assets in the hands of the Defendant.

Morgan & Co, Pltff
vs
T. Z. Offutt, Deft. } In Debt. - No. 2

Ewing & wife, Pltffs
vs
Silas Runion, &c, Defts. } In Debt.

This day came the parties by their Attorneys, and the Defendant filed this plea of payment, to which the Plaintiffs replied generally, and thereupon It is considered by the Court that the office judgment be set aside and the trial of the issues continued until the next term, and the Defendants granted leave to file additional pleas.

Isaac Burks Exor. Pltff
vs
A. J. Johnson, Deft. } In Debt.

This day came the parties by their Attorneys, and the Defendant filed his plea of payment and set-off as to $82.33 part of the debt in the declaration demanded, to which the Plaintiff replied generally, whereupon It is considered by the Court that the office judgment as to said $82.33 be set aside and the trial of the issue continued until the next term; and that the Plaintiff recover against the Defendant the residue of the debt in the declaration demanded, and his costs by him in this behalf expended.

Magdaline McD. Coffman, Pltff
vs
Forner & Clippinger, Deft. } In Case.

This day came the parties by their Attorneys, and the Defendants by their Attorney demurred to the Declaration of the Plaintiff, which Demurrer the Court sustained, and leave given the Plaintiff to file new Declaration, - and the Defendants filed their plea of Non-assumpsit, to which the Plaintiff replied generally, whereupon It is considered by the Court that the office judgment be set aside, and the trial of the issues continued until next term.

R. B. Engenbright, Pltff
vs
N. B. Silly, Deft. } Upon a Rule,

It is considered by the Court that this cause be dismissed at the Plaintiff's costs.

E. B. H. Huffman, Constable of this County this day presented in Court an Account against the Commonwealth of Virginia, amounting to the sum of $16.20 which being sworn to, was examined and allowed by the Court, and ordered to be certified to the Auditor of Public Accounts.

copied rd.

It is ordered that it be certified to the Auditor of Public Accounts, that John Paul, Attorney for the Commonwealth for Rockingham County, is entitled to the sum of $20.00 for prosecuting to conviction, at the present term of this Court in the following cases:- Commonwealth vs Bushrod Renshaw, misdemeanor- Commonwealth vs Michael Smith, misdemeanor, and Commonwealth vs Andrew McDowell, felony.

Copied

The order made at a former term of this Court appointing Henry S. Soule Collector for Franklin Township in this County, and the bond executed by him as said Collector are hereby vacated, and the Court doth appoint John F. Soule, Collector for said Franklin Township, whereupon the said John F. Soule appeared in Court, and together with Henry S. Soule, Peter Paul, Michael Whitmer, Simon Bowman, Peter Long and Peachy Wine, his sureties, (who justified as to their sufficiency,) entered into and acknowledged a bond in the penalty of Ten Thousand Dollars, conditioned according to law, and took the several oaths prescribed by law.

Commonwealth
vs
Andrew McDowell } Upon an Indictment for Felony.

The prisoner was this day again led to the bar in custody of the jailor of this county, and it being demanded of the prisoner if anything for himself he had, or knew to say, why this Court should not now proceed to pronounce judgment against him according to law, and nothing being offered or alleged in delay of judgment, It is considered by the Court that the said Andrew McDowell be imprisoned in the jail of this County for five days, and that he pay the sum of Fifty Dollars to the Commonwealth of Virginia, and the costs of the prosecution, and that he be detained in jail until the same is paid. And the prisoner is remanded to jail.

Dunham & Kenfott for Pltff
vs
J. P. Effinger, &c, Defts. } In Debt.

Same, for &c, Pltff
vs
J. P. Effinger, Defts. } In Debt.

&

Same, for &c, Pltff
vs
Same, Defts. } In Debt.

This day came the parties by their Attorneys, and the Defendants filed their pleas of payment, to which the Plaintiffs replied generally, whereupon It is considered by the Court that the office judgments in the above causes be set aside, and the trial of the issues continued until the next term of the Court, and a Rule for security of costs is awarded against the Plaintiffs.

Brock & Layman, Pltffs.;
vs
M. E. Pennybacker's Trustee, Deft. } In Debt.

In this cause, It is considered by the Court that the Plaintiffs recover against the Defendant the sum of $30.25, with interest

thereon from the 1st. day of January 1867, till paid, and their costs by them in this behalf expended.

Commonwealth,
vs
Bushrod Henshaw, } Indictment for Trespass.

In this cause, It is considered by the Court, that the Plaintiff recover against the defendant the sum of Fifteen Dollars, the amount of damages ascertained by the jury, and her costs by her in this behalf expended.

Gordon & Williams, Pltffs.
vs
R. M. Kyle's Admr. Dft. } In Case.

This day came again the parties by their Attorneys, and this cause being submitted to the Court, It is considered by the Court that the Plaintiff recover against the Defendant the sum of $207.31/100 with interest thereon from the 16th day of June 1870 till paid, and their costs by them in this behalf expended.

John R. Koogler's Admrs. Pltffs.
vs
Joseph A. Hammen, Sheriff of Rockingham County, Deft. } Notice.

Upon a notice and petition of the Plaintiffs as Administrators of John R. Koogler, dec'd, one of the sureties of the Defendant as Sheriff of Rockingham County, to be relieved as said surety under the 1st Section of Chapter 146 of the Code of Virginia, and it having been proven that reasonable notice of said motion had been given to said Joseph A. Hammen, Sheriff of Rockingham County, It is therefore ordered that unless he do appear and give a new bond with the necessary surety on the 1st day of the next Term of this Court, then that his powers as Sheriff as aforesaid, shall cease from that day.

Joseph Byrd, surv'g partner, &c, Pltff
vs
Christian Funk, &c, deftS. } In Debt,

In this cause, It is considered by the Court that the Plaintiff recover against the Defendants, the sum of $26.66 2/3 100, with interest thereon from the 25th day of August 1871, till paid, and his costs, by him in this behalf expended.

Memo: upon the trial of this cause the Plaintiff excepted to two opinions of the Court and filed his bills of Exceptions, which are in the words and figures following to-wit: (No 1.) "Joseph Byrd, surviving partner, &c," vs. Christian Funk & James C. Keltzel, &c. (No. 2.) "Joseph Byrd, surviving partner &c, vs. Christian Funk & James C. Keltzel, &c." which he prays may be signed, sealed and enrolled and made a part of the record, which is accordingly done.

Joseph Byrd, surviving partner &c. Pltff
vs
Christian Funk, &c, deftS. } In Debt.

This day came again the parties by their Attorneys, and

the Plaintiff by his Attorney moved the Court to set aside the verdict rendered in this cause at a former day of this term and grant a new trial, which motion the Court overruled; to which action of the Court overruling his motion for a new trial, the Plaintiff excepts, and tenders his Bill of Exceptions, which is in the following words and figures, viz:- Joseph Byrd, surviving partner &c, vs Christian Funk & J. C. Keltzel, &c," which he prays may be signed, sealed and enrolled and made a part of the record, which is accordingly done.

On the motion of Wm. C. Harrison to correct an Erroneous Assessment of a Tract of land lying in Linville Township in Rockingham County, which motion the Attorney for the Commonwealth defended;- And it appearing to the Court from the evidence of Wm. C. Harrison and Henry C. Beery, the Assessor of said township who was examined in the matter,- that a tract of land which is charged on the Commissioner's books for the years 1869, 1870 & 1871 to R. & Benjamin Kites' Estate as 332¾ acres, and which is now owned by said Wm. C. Harrison who has been paying the taxes thereon for a number of years is erroneously charged as 332¾ Acres, whilst it only contains by actual survey 285½ acres. It is ordered that the said Assessment be corrected and changed to 285½ Acres, and that the said Wm. C. Harrison and said Kites be released from the payment of the Taxes, levies and assessments thereon for the year 1871, except for the 285½ Acres aforesaid which error is $10.73. And it further appearing to the Court that said Wm. C. Harrison has paid the Taxes for 1869 & 1870 on said lands as erroneously assessed, It is ordered that the Sheriff or other officer, in whose hands the said money is, refund to said Wm. C. Harrison the sum of $5.25 erroneously paid in 1869 and $9.22 erroneously paid in 1870, and that if the same has been paid into the Treasury, a copy of this order be certified to the Auditor of Public Accounts, who shall issue a warrant upon the Treasury for the same, as it appeared to the Court that said error were not caused by any neglect or fault of said Kites or either of them or Wm. C. Harrison, or any refusal on their part to furnish proper lists of their property.

copies

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

James Kenney

In Vacation.

Before the Hon. James Kenney, Judge of the County Court of Rockingham, on the 11th day of September, 1871 - in vacation.

J. Bird Eastham who has been appointed by the Judge of this Court, Collector for Elk Run Township, (in the place of Solomon Dean who failed to qualify) for the term of one year from the 1st day of July, 1871, together with Wm. Segle, B. S. Cooke and P. P. Shiflett, (who justified as to their sufficiency,) entered into and acknowledged a bond in the penalty of Eight Thousand dollars, conditioned according to law, and took the several oaths prescribed by law.

Before the Hon. James Kenney, Judge of the County Court of Rockingham County, on the 14th day of September, 1871 - in vacation.

To the Clerk of the County Court of Rockingham County - It appearing that Andrew McDowell, who has been convicted of an unlawful assault, and fined Fifty Dollars and ordered to be imprisoned until the payment of said fine and costs of prosecution, is still confined in jail for the non-payment of said fine and costs, and he applying to be released from said jail, and John Paul, the Attorney for the Commonwealth, appearing and acknowledging notice, it is ordered, that the Jailor release from imprisonment the said Andrew McDowell. The Clerk is hereby directed to furnish the Jailor of Rockingham County Jail with a copy of this order, and enter the same in the record of the proceedings of the Court of Rockingham County. Given under my hand as Judge of the County Court of Rockingham County, this 14th day of September, 1871

James Kenney,
Judge of R. C. C.

At a County Court held in and for the County of Rockingham, on Monday the 18th day of September, 1871.

Present:- Hon. James Kenney, presiding.

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

Bargain & Sale,	Elizabeth Brenner	to George Runnion
" "	James A. Ship & wife	" George Baugher,
" "	John G. Driver & wife, &c,	" D. J. Driver & Elizabeth Hoover,
" "	James A. Priest & others	" Joseph Miller & wife
" "	Nancy Carpenter & wife	" Elias Craun,
" "	Jacob Zigler, wife & others	" John Crist,
" "	John Zigler, wife & others,	" David & Daniel Zigler,
" "	Catharine Keatorle	" Magdalene Owen,
" "	George Shank & wife	" Michael Summers,
" "	Jeremiah Dovel & wife	" William Sigler,
" "	Edmund Jones, wife, &c,	" Harrison Riddle,
" "	Franklin Haynes,	" Smith Sampson,
" "	Eny Michael	" Smith Sampson,
" "	Wm. G. Thompson, Commr.	" Levis & David Driver,
Trust Deed,	Nancy Harnsberger	" L. T. Yeager, Trustee,
" "	Wm. Lock & wife	" L. H. Att'y & Trustee for R. B. Association
Bargain & Sale,	Isaac Riddle & wife	" Heirs of John Riddle, dec'd
" "	Granville E. Mefferly & others,	" Jacob Byerly,
" "	R. S. Richardson & wife	" Williams & Haymaker,
" "	James G. Yancey & wife,	" George W. Whitsel, jr,
" "	John Atkins & wife,	" Alexander Trobaugh,
" "	Addison W. Knipple & wife	" Isaac F. Hulvey,
Deed of Loan,	Wm. J. Ponto & E. L. Lambert	" John Scanlon,
Bargain & Sale,	Wm. G. Thompson,	" Peter Fahrney,
Deed of Gift,	Helen F. Furman,	" Thomas B. Furman,
Bargain & Sale	Christian Bowers & wife	" John Linaweaver & wife,
Homestead	Abraham Nisewander,	
Trust Deed,	James P. Armentrout & wife	" Sylvanus Miller, Trustee
Bargain & Sale,	Carson Shuflett	" Harrison Shuflett,
" "	G. W. Berlin, Commr.	" Mary Jane Painter,
Deed of Gift,	Wm. G. Thompson,	" David Zigler & others, Trustees,
Bargain & Sale,	Thos. L. Price & wife & others,	" George W. Harnsberger,
" "	L. Sterne & wife	" John Zigler,
" "	Jackson Horn, Ex'r of Wm. Fitzwaters, dec'd	" Wm. Fitzwaters, jr,
Homestead,	Roxana Smith,	
Deed of Trust,	David Garber & wife	" Wm. Eiler, Trustee,
Bargain & Sale	J. M. Shipman,	" David Garber,
" "	Martin Cromer,	" E. M. Shaeffer,
Marriage Contract	W. H. Browning,	" L. E. Eastham,

The following Settlement having been filed and lain in the office the time prescribed by law, and no exceptions being taken thereto, It is ordered that they be recorded:—

Estate A/c of Abr. Glick, dec'd. with Saml. G. Glick, the Admr.
" " " Adam Coffman, dec'd with Wm. G. Thompson, the Exr.
" " " Jane Rodgers, dec'd with A. H. Wilson, the Admr.
" " " Alexander Holsinger, dec'd. with Wm. G. Thompson, the Admr.
" " " George Armentrout, dec'd. with David B. Armentrout, the Admr.
" " " Jacob Shoemaker, dec'd. with Wm. G. Thompson, the Exr.
" " " D. Armentrout, dec'd. with B. F. & D. Armentrout, his Exrs.
" " " same, with same, " "
" " " same, with same, " "
" " " G. Brunk, Guard. with Susannah Brenneman,
" " " Susannah Wenger, dec'd. with Abm. Early & Noah Early, her Exrs.

I. B. & M. C. Lupton presented in Court an A/c against the Commonwealth of Virginia, amounting to $24.00 for board of Prisoner in case of Commonwealth vs Wm. Newman, charged with felony, for 2 days, which being sworn to was examined and allowed by the Court, and ordered to be certified to the Auditor of Public Accounts, for payment.

certified

Samuel Stoner, Pltff
vs
Henry Neff & Jacob Kinegardner, Defts. } Upon a Forthcoming Bond.

The Defendants being solemnly called and not appearing It is considered by the Court that the Plaintiff have judgment and Execution according to bond and for costs.

P. Bradley & Co. presented in Court an Account against the County of Rockingham amounting to $67.37 for furnishing and erecting two Iron Pillars in the Court-House, which being sworn to in Court, was examined and allowed by the Court, and ordered to be certified to the Treasurer of this County for payment.

certified

Emanuel Sipe, Pltff
vs
David Howard, Deft. } Upon an Attachment.

Ordered That this cause be placed upon the Court's Docket.

On motion of Martha Fulk & others, It is ordered that the Estate of John Fulk, dec'd. be committed to the Sheriff of Rockingham County, J. P. Ralston, for administration, it appearing that he has been dead more than three months, and Samuel Kline, Daniel Miller, William Bucklew and Michael B. Kline, or any three of them, after first being duly sworn, are appointed to appraise said Estate.

Adam Lichliter & Mrial Vaughan, partners under the name of Lichliter & Vaughn, Pltff
vs
William Shutters, Deft. } Upon an Attachment.

It is considered by the Court that the Plaintiff recover of John P. Pence, the garnishee, the sum of $25.00 with interest from 1st. day of May 1865.

Ordered, That the County Treasurer pay to John Paul, Attorney for the Commonwealth for Rockingham County, the sum of $25.00 for his services in this Court for the month of September 1871.

On report of B. F. Cromer, Comm'r. of Roads for Franklin Township, as to the propriety of changing the location of the present road leading from Ottobine to John Vines in Franklin Township, It is ordered that said Road remain as at present established in accordance with the report of said Comm'rs.

It appearing to the Court that John A. Roler guardian for Alice S. and John R. Fuller infants under the age of 21 years, has been duly notified by his sureties, John M. Saufley and M. J. Altaffer to execute a new bond as such guardian, and he having failed to execute such bond, It is considered by the Court that his powers as such guardian be and the same are hereby revoked.

The writing purporting to be the last will and testament of Nancy Holsinger, dec'd. was this day presented in Court, and being proven by the oaths of Samuel D. Kampler and Edwin Taylor, the subscribing witnesses thereto, was admitted to probate.

Wm. G. Thompson, the Executor named in the will of Nancy Holsinger, dec'd. having refused to qualify as such, on motion, Jackson Knupp was permitted to qualify as her ~~Administrator~~ and thereupon he appeared in Court, and together with Andrew Holsinger, his surety, (who justified as to his sufficiency,) entered into and acknowledged a bond in the penalty of $1000.00 conditioned according to law, and a certificate is granted him for obtaining Letters of Administration upon said Estate ~~qualified as her Administrator~~, with the will annexed, and qualified accordingly, and upon his motion Lewis Driver, David Driver and Alexander Holsinger, are appointed to appraise the Estate of said Nancy Holsinger, dec'd. after first being duly sworn.

It appearing to the Court that Josie Allebaugh, wife of Aaron W. Wilson, has been charged with $14.23 taxes, which should have been charged jointly to said Josie Allebaugh and Mrs. Jane Rogers, It is ordered that said Taxes be so charged jointly.

It appearing to the Court that J. H. F. Allemong was improperly assessed for the year 1871. with $13.05 of County Levy on Income, It is ordered that the County Treasurer of this County refund to said Allemong the said sum of $13.05

Copied 40 & 5 P. Hering

It appearing to the Court that Hugh D. Linn was erroneously assessed with taxes & County Levy for the year 1870 on 108½ Acres of land in this County, instead of 75 Acres, at the rate of $35.00 per acre, and that he has paid the same, It is ordered that the Auditor of Public Accounts refund to said Hugh D. Linn the sum of $6.18 of said taxes so erroneously assessed as aforesaid, and that the Treasurer of this County refund to said Linn $4.18 of the County Levy so erroneously assessed against said Linn; the Commissioner of the Revenue was examined as a witness, and the Commonwealth's Attorney was present in Court defending this motion.

Spec

On the motion of William E. Webster, application is made to keep an Ordinary at his house near the town of Harrisonburg, and it appearing that the applicant is a man of good character, not addicted to drunkenness, and will probably keep such an house as the law requires, It is considered by the Court that a certificate be granted him to obtain License to keep an Ordinary at his place of business, near the town of Harrisonburg until the 1st day of May, 1872.

J. G. Cootes & Saml. L. Cootes, Pltff.
vs
Charles W. Cole, Deft. } Upon an Attachment.

It appearing to the Court, by the report of the Sheriff of Rockingham County, by Deputy, Granville Eastham, that the order of 1st of February 1871, which required him to collect a bond made by John N. Crawn and Daniel Crawn to said Charles W. Cole, and which (had been placed in the hands of Joseph Andrews Agent of said Cole,) had been executed by a collection thereof, and the said Joseph Andrews claiming that 12$ of said money was due him from said money, the Court orders that the said Sheriff or Eastham, Deputy, shall pay over to said Andrews 12$ of said money to hold as Agent of Cole, but without deciding as to the right of his claim thereto, and that from the remainder the judgment of February 1870 shall, as near as may be fulfilled - first by payment of the costs of the suit, &c, of commissions for collection and the sum of $188cts, with interest from the 1st day of December 1870 to said J. G. Cootes & Saml. L. Cootes - the amt. collected is $114.53

Jonas Reed and Gideon B. Reed appeared in Court and made application for the correction of an Erroneous Assessment levied on them and paid by them of $15.36 as to the amount of Error for the year 1871 - The Attorney for the Commonwealth John Paul, Esq. appeared in defence of application, and the Assessor Madison Moore was examined thereupon, the following facts were proven: that Elizabeth Reed is charged on the Land Books in Plains Township with 226 Acres of Land to the amount of Taxes for $42.03 for revenue and other levies; that the whole amount was collected off Jonas & Gideon B. Reed - that the reason of entry against Elizabeth was that it appeared so on former Land books. It further appeared that 83 Acres of this Land did not, at any time belong to Jonas Reed & Gideon B. Reed; - but that 44 Acres was owned and taxes assessed and paid thereon by the Estate of Miriam Manty, dec'd the representatives thereof paying the same; and that for some 39 3/4 Acres of this 226 Acre Tract, taxes were assessed against the Estate of Isaac Reed, dec'd and collected, And the Court being satisfied that $15.36 was erroneously collected of Jonas and Gideon B. Reed. It is ordered that the same be corrected, the error not being caused by any failure or refusal of the applicants - and it is also ordered that S. R. Allebaugh County Treasurer who has collected the same, shall refund to said applicants the sum of $15.36

copied.

J. K. Manzy this day appeared in Court, and acknowledged himself as additional security for costs in the Appeal case of Thomas O'Roark vs. J. N. Bowen.

Abraham Shank, Samuel Shank & M. B. Kline, motion to correct an Erroneous Assessment.

Ordered that this cause be placed on the Court's Docket.

Oliver Dove, David Franklin Lemster, Joshua Lemster, Hugh Ralsford, Martha J. Freed, Manasseh Freed, A. E. Riggleman, Franklin Dove and Washington May, witnesses in behalf of the Commonwealth vs. Reuben Peter Riggleman & Jacob Jenkey, jr. appeared in Court and entered into a recognizance of $100 each conditioned for their appearance in behalf of the Commonwealth on the first day of the November Term next.

W. D. C. Covington, Pltff,
Joseph Randol, &c, Defts. } In Case.

This day came the parties by their Attorneys, and the defendant filed his plea of non-assumpsit, to which the Plaintiff replied generally, whereupon it is considered by the Court that the office judgment be set aside, and the trial of the issues continued until the next term.

Mary T. Johnson, Pltff,
Peter K. Pence, &c, Defts. } In Debt.

This day came the parties by their Attorneys, and the defendant filed his plea of payment, to which the Plaintiff replied generally, whereupon it is considered by the Court that the office judgment be set aside, and the trial of the issues continued until the next term.

John Hively, Pltff,
Laban Probst, Defts. } In Debt.

This day came the parties by their Attorneys, and the defendant filed his plea of payment and off-sets, to which the Plaintiff replied generally, whereupon, it is considered by the Court that the office judgment be set aside, and the trial of the issues continued until the next term.

M. Harvey Effinger, Jr &c, Pltff,
John H. Hopkins' Exrs. Defts. } In Debt.

This day came the parties by their Attorneys, and the defendants filed their plea of fully administered, to which the Plaintiff replied generally, whereupon it is considered by the Court that the office judgment be set aside, and the trial of the issues continued until the next term.

On the motion of John F. Soule, Collector of Franklin Township, Henry S. Soule appeared in Court and qualified as his Deputy, being a man of honesty and good demeanor.

It appearing to the Court that John Zigler's Estate has been assessed with 152 Acres of Land, whereas it should have been assessed with only 15 Acres, It is ordered that said Estate be exonerated from the payment of $6.16 the amount of Taxes assessed upon the excess of said Land, with which said Estate is charged the Commissioner of the Revenue being examined as a witness, and the Commonwealth's Attorney defending the motion.

It appearing to the Court that Samuel Roller and Michael Roller, Sr. have both been assessed with $14.52 taxes upon 51 Acres of Land each, and that they have paid the same, the Court is satisfied from the evidence of the Commissioner who made the Assessment, he being examined as a witness, that the assessment against Michael Roller Sr. is erroneous, he owning no such Land, It is ordered by the Court, that S. R. Allebaugh, Treasurer of this County refund to said Michael Roller, Sr. the sum of $14.52 the taxes thus erroneously assessed against him and paid by him - the Attorney for the Commonwealth appearing and defending the motion.

Daniel Good
vs
The Rawley Springs Turnpike Company } Upon a fesement of Damages.

This day, John A. Herring, St. Clair Kyle, John Williamson and F. K. Speck, Commissioners appointed at the a former term of this Court, presented their report, and there being no objection to the same, It is hereby confirmed, and the Court doth order that the Rawley Springs Turnpike Company do pay unto Daniel Good the sum of $25.00 the amount afeked by said Commissioners as damages of said Good. And it further considered by the Court that the Defendant pay the costs of this proceeding.

J. D. Price, Pltff
vs
John L. Kidwell, Deft. } Upon a warrant.

This day came again the parties by their Attorneys, and by consent of parties, It is considered by the Court that the Plaintiff recover against the Defendant the sum of $47.50 with interest thereon from the 1st day of January 1871 till paid, and his costs by him in this behalf expended.

John Lewis, special Constable, this day presented in Court an A/c amounting to $2.40 against the Commonwealth, for arresting Andy McDowell, charged with felony, and summoning 7 witnesses, which being certified by M. M. Silent a Justice of the Peace, was examined and allowed by the Court and ordered to be certified to the Auditor of Public Accounts.

Israel Minnick, Pltff
vs
Rawley Springs Company, Deft. } Upon a suggestion vs J. C. Keltzel

It appearing to the Court that the Defendant James C. Keltzel is indebted to Jos. N. Detrick, in the sum of $20.00 It is considered by the Court that the Plaintiff recover against the said Keltzel the sum of $20.00 without costs.

Ordered, That B. F. Cromer, Commr. of Roads for Franklin Township, view the road leading from Shickel's School House to Attobine Mills, and report at the next term of this Court, what changes, if any, are necessary in the location of said Road.

It is considered by the Court that the order made at the January term of this Court directing the Sheriff to pay to the Venire in the case of the Commonwealth vs. George Lewis, the sum of $3.00 each for their services, be revoked, and that the same be certified to the Auditor of Public Accounts.

On an application to establish a public road leading from near John Bell's to Dayton. In this case B. F. Cromer, Commr. of Roads for Franklin Township and Lewis Driver, Commr. of Roads for Central Township, having reported in pursuance of an order made at the July Term 1871, It is ordered that the land-owners along the routes reported upon, be summoned to the next term of this Court to shew cause why said road should not be established - said land-owners being Ephraim Weyer, Henry Petry, Benjamin Bowman, Hiram Coffman and Frederick Linhof.

issued

Amanda M. Lindsay, Pltff
vs
Thomas M. Kite, Deft. } T. A. B.

This day came the parties by their Attorneys, and the defendant filed his pleā of not guilty, to which the Plaintiff replied generally, whereupon it is considered by the Court that the office judgment be set aside, and the trial of the issues continued until the next term.

J. N. Wartmann & Co., Pltffs.
vs
N. J. Gray, Deft. } In Case.

This day came the parties by their Attorneys, and the defendant filed his plea of non-assumpsit, to which the Plaintiff replied generally, whereupon it is considered by the Court that the office judgment be set aside, and the trial of the issues continued until the next term.

J. P. Effinger, Pltff
vs
Jefe Ralston, &c. Defts. } W. D.

Wm. Minnick, Pltff
vs
Wm. Knupp, Deft. } W. D.

R. N. Gray, Pltff
vs
Geo. S. Hewlett, Deft. } W. D.

J. M. Weaver, Pltff.
vs
D. F. Haynes, Defts. } W. D.

Abm. Andes, &c. Trustees, &c, Pltffs.
vs
Jacob Kagey, Deft. } W. D.

Ordered That the foregoing causes be continued until next term.

Jacob Lincoln, Pltff.
vs
N. C. Lincoln, &c, Defts. } In Debt.

This day came the parties by their Attorneys, and the Defendants filed their plea of payment, to which the Plaintiff replied generally, whereupon it is considered by the Court that the office judgment be set aside, and the trial of the issues continued until the next term.

It appearing to the Court from the testimony of Jos. H. Rhodes, Assessor of Centeral Township that he erroneously assessed John J. Miller with 2 tithables for the year 1871, whereas he ought to have been assessed with only one tithable, and it further appearing that said Miller has paid the tax on the said two tithables It is ordered by the Court that the Treasurer of this County refund to said John J. Miller the sum of 50 cents erroneously assessed against and paid by him.

This day came again John Fulty and William Fulty, in discharge of their recognizance entered into at the August Term of this Court for their appearance at this term to answer an Indictment for Felony, against them, and on their motion they are permitted to renew their bail, whereupon John Fulty and William Fulty, together with Sebastian Fulty and J. A. Berry, as their sureties, (who justified as to their sufficiency) entered into a recognizance of $100 each, conditioned for the appearance of the said John Fulty and William Fulty, on the first day of the next term of this Court, to answer an Indictment for Felony, found against them at the last August term

On motion, the Court doth appoint Adam Audes, guardian for John Bowers, an infant over the age of 14 years, and a non-resident of this State, and thereupon said Adam Audes appeared in Court, and together with Samuel Thomas, his surety, (who justified as to his sufficiency,) entered into and acknowledged a bond in the penalty of $250.00 conditioned according to law, and qualified accordingly.

Ex parte Isaac Wenger.

Upon the application of said Wenger to correct an erroneous assessment of License under the 176 Sec. Chap. 72 Acts of Assembly 1870-71 page 121, it was proved that said Wenger had been assessed for the year 1871 $30 for a License as Canvaser of the County of Rockingham for buying articles of subsistence designed as food for man. The said Wenger moved the Court to correct this Assessment of License upon the ground that he was not liable to be assessed as such, which motion was defended by John Paul, Esq, Attorney for the Commonwealth, and after examination of the Assessor and other witnesses, the Court overruled the motion and refused to grant the application of said Wenger to be relieved from said Assessment.

Upon the trial of said motion

Memo:- It was proved that said Wenger owned a farm on which was situated a Merchant Mill - that the object and business of said Wenger was to grind for toll, but that occasionally he bought wheat to keep his mill running, - that he uniformly bought it at his mill - that occasionally he would see a man in town (Harrisonburg,) who would tell him he had wheat to sell and that the seller would bring to his mill a sample of the wheat, and he Wenger would buy it, - that he did not follow the buying of wheat as a business, but that grinding for toll was the real business of his mill, - that he always made the wheat into flour before he sold it. These were all the facts proved. To the action of the Court refusing to correct said Assessment, the said Isaac Wenger excepts, and prays that this his Bill of Exceptions may be signed, sealed and enrolled, which is accordingly done.

James Kenney.

Bent & Bond, Pltff.
@
Robert Michael, Deft. } M. Detainer.

This day came again the parties, by their Attorneys, and thereupon, by consent, came a Jury of seven, to-wit: Patterson Greiner, A. C. Rohr, R. J. Wise, William Steele, F. S. Way, Garret Vandegrift and John Linaweaver, who being elected, tried and sworn the truth to speak upon the issue joined, and having fully heard the evidence and the argument of counsel, 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 by the Court that the defendant recover against the Plaintiff his costs by him in this behalf expended.

Elias Grim, Pltff,
@
Ephraim Breeden, Deft. } M. Detainer.

Ordered that this Cause be dismissed, and the Plaintiff recover his costs by him in this behalf expended.

Ordered, That this Court be adjourned until to-morrow morning at 7½ o'clock

James Kenney

At a County Court continued and held in and for the County of Rockingham, on Tuesday, Sept. 19, 1871.

Present:— Hon. James Kenney, presiding.

In the matter of the settlement heretofore ordered to be made by Jo^s. A. Hammen, late S.R.C. of the taxes in his hands for the year 1869, It is ordered that said settlement be recorded, and it appearing to the Court that there is a balance due said Hammen of One hundred and ninety-three 36/100 dollars, with interest thereon from the 21^st. day of March 1871, It is ordered that the same be paid to him, and it is further ordered that the vouchers filed with the settlement of said Hammen be retained by the Clerk of this Court.

And it is further ordered that the Delinquent List of County Tax returned by A.N. Brewer, $423.74, S.R. Allebaugh, $403.43, C. Miller $417.16, A.A. Kef, $547.11 Henry Neff, $624.05, James Steele, $177.11, James P. Lowman, $162.22, Jo^s. A. Hammen, $895.58 amounting to $3650.99 be allowed.

And it is further ordered that the Delinquent railroad tax returned by S.R. Allebaugh, $11.31 C. Miller, $13.86 A.A. Kef, $14.58 Henry Neff, $18.52 Ja^s. P. Lowman, $6.59 Jo^s. A. Hammen, $27.89 amounting to $92.67 be allowed.

J.N. Wartmann & Co. Pltff
N.J. Gray (2) Deft. } In Case.

By consent of parties, this cause is dismissed agreed.

Bent & Bond, Pltff
Robert Michael (2) Deft. } W. Dotarier.

This day came again the parties by their Attorneys, and the Plaintiffs moved the Court to set aside the verdict of the jury and grant a new trial. After hearing the case fully, the Court considers that the verdict of the jury be set aside, and a new trial granted, upon the payment of the costs of this trial by the Plaintiffs, and the cause continued until the next term.

Joseph A. Hammen, S.R.C. Pltff
A.A. Kef, (2) John A. Kef, Wm. C. Whitmore, George W. Airey & Abraham Andes, Defts. } Notice.

This day came again the parties by their Attorneys, and having fully heard the cause, the Court considers that the Plaintiff recover against the Defendants, A.A. Kef, John A. Kef, Wm. C. Whitmore, George W. Airey & Abraham Andes, the sum of $1946.00 with interest thereon from September 4, 1871, till paid, and his costs, by him, in this behalf expended.

James N. Dovier, for &c., Pltff.
Ja^s. P. Ralston, (2) Shff. of Rockingham County, and as such Admr. of John E. Brown, who was lately Constable of Rockingham County and M. J. Zirkel, defts. } Notice.

This day came again the parties by their Attorneys, and the Court having fully heard the evidence and the argument of counsel, It is considered ~~that~~ by the Court that the Plaintiff recover against the Defendant the sum of $28.81 with interest on $26.81 part thereof from April 4, 1856 till paid and 30 cents costs, and ~~$~~ $2.00 the residue

thereof, from Nov. 1, 1856, till paid, and 30 cents costs, and also the costs in this behalf by him expended.

R. C. Thompson & Co and E. Coffman & Dewitt V. Coffman, partners doing business under the name of E. Coffman & Bro. for &c, Pltff.

Jas. P. Ralston, Shff. of Rockingham County and as such Admr. of John E. Brown, dec'd. who was late Constable of Rockingham County and M. J. Zirkel, Defts. } Notice.

This day came again the parties by their Attorneys, and the Court, having fully heard the evidence and the argument of counsel, considers that this cause be dismissed at the cost of the Plaintiff, and that the Defendants recover from the Plaintiffs their costs by them, in their behalf expended.

On their motion, E. A. Cromer and Rudolph Moyers are permitted to qualify as Administrators of Joseph Cromer, dec'd, and thereupon they appeared in Court and together with Jefe Ralston, I. F. Ritchie and E. Ann Cromer, their sureties, (who justified as to their sufficiency) entered into and acknowledged a bond in the penalty of $25.000.00 conditioned according to law, and a certificate is granted said E. A. Cromer and Rudolph Moyers for obtaining letters of administration, with the will annexed of Joseph Cromer, dec'd. and qualified accordingly. And upon their motion Jefe Bunkholder, Frederick Wampler, John A. Ralston, Peter Blosser and John Lincoln are appointed to appraise said Estate, any three of whom may act, after first being duly sworn.

Ordered, That Patterson Greiner, A. C. Rohr, F. G. Way, R. J. Wise, John Linaweaver, William Steele and Garrett Vandegrift, be allowed each the sum of One Dollar for services as jurors during this term of the Court, to be paid by the County.

Ordered, That this Court be adjourned until to-morrow morning at 8 o'clock.

James Kenney

At a County Court continued and held in and for the County of Rockingham on Wednesday, Sept. 20, 1871.

Present:- Hon. James Kenney, presiding.

Ordered That this Court be adjourned until to-morrow morning at 9 o'clock.

James Kenney

At a County Court continued and held in and for the County of Rockingham, on Thursday, September 21, 1871.

Present:- Hon. James Kenney, presiding.

On motion of Sylvia Kyle, the Estates of Joseph Kyle, Henry Kyle and — Kyle, infant, are committed to James P. Ralston, Sheriff of this County, (it appearing to the Court that they have departed this life more than three months,) for administration.

Ordered, That in the cases of the Commonwealth vs. Jason N. Buffy and Samuel A. Coffman, Capias Pro-Fines be issued, directed to the Sheriff of this County.

Abram Anders, &c., Trustees, Pltff
vs
Jacob Kagey, Deft. } Unlawful Detainer.

On motion of the Defendant, It is ordered that George F. Kisling, County Surveyor, make a Survey of the land and premises in controversy and report at the next term of this Court.

Ordered That this Court be adjourned until to-morrow morning at 8 o'clock.

James Kenney

At a County Court continued and held in and for the County of Rockingham, on Friday, September 22, 1871.

Present:- Hon. James Kenney, presiding.

L. S. Byrd, Jailor presented in Court an Act against the County, for wood furnished for the Court-House, amounting to $12.50, which being sworn to in Court, was examined and allowed by the Court, and ordered to be certified to the Treasurer of the County, for payment.

copied.

McNeman & Chambers, Pltffs
vs
J. A. Hammen, late, S. R. C. Deft. } Upon a Notice.

This day came again the plaintiffs by their Attorney, and the Defendant being solemnly called and not appearing, It is considered by the Court that the Plaintiff recover against the Defendant the sum of Twenty Dollars Fine as prescribed by law, for his failure to return a Fifa issued from this Court in the name of the Plaintiff against Thomas Shumate.

Ordered, That this Court be adjourned until to-morrow morning at 8 o'clock.

James Kenney

At a County Court continued and held in and for the County of Rockingham, on Saturday, Sept. 23rd 1871.

Present:- Hon. James Kenney, presiding.

On motion of John Stoner, a rule is awarded him against G. M. Rodgers, returnable to the 1st day of the October term next, to shew cause if there be any, why the judgment rendered before a Justice of the Peace of Bath County, in the name of J. P. Biby against G. M. Rodgers, and heretofore transfered and assigned to the said John Stoner, should not set-off against the judgment in the name of G. M. Rodgers against John Stoner.

rened.

assigned for Nov Ct. 1871.

Ordered, That this Court be adjourned until to-Monday morning next at 8 o'clock

James Kenney

At a County Court continued and held in and for the County of Rockingham, on Monday, Sept. 25, 1871.

Present:- Hon. James Kenney, presiding.

Ordered, That this Court be adjourned until to-morrow morning at 8 o'clock.

James Kenney

At a County Court continued and held in and for the County of Rockingham, on Tuesday the 26th day of September, 1871.

Present:- Hon. James Kenney, presiding.

Upon motion of the Plaintiffs in the Chancery cause of A. Eddins, &c., & Cook's Adms. &c., now pending in the Circuit Court of Rockingham, - leave is given them to withdraw from the records of the Clerk's office of this Court, the original power of Attorney, executed by W. A. J. Miller, Jeremiah Cook, Henry Cook, S. P. H. Miller, J. N. Kite, S. B. Jennings and Jacob Miller, to Thos. L. Yancey, authorizing him to sign their names as sureties to the administration bond to be given by R. B. Cook, J. W. Miller & Joseph H. Conrad at the August Term of this Court 1860, leaving a certified copy thereof in said office.

Ordered, That this Court be adjourned until to-morrow morning at 8 o'clock.

James Kenney

At a County Court continued and held in and for the County of Rockingham, on Wednesday the 27th day of September 1871.

Present:- Hon. James Kenney, presiding.

On the motion of C. W Boyd, Agent for F. M. Slick, he producing in Court the recommendation of the Common Council of the town of Harrisonburg, application is made to Keep an Ordinary and to retail spirituous liquors and wines at his rooms in the Southern end of the building recently built by J. L. Sibert in the town of Harrisonburg, and it appearing to the Court that the applicant is a man of good character, not addicted to drunkenness, and will probably keep such an house as the law requires, It is ordered that License be granted him to keep an Ordinary at his place of business in the town of Harrisonburg, and also to retail spirituous liquors, &c, under Merchants Retail Liquor License, until May 1, 1872.

Ordered, That L. C. Whitescarver be appointed Registrar and John J. Roller, Abram Painter and Jacob P. Slusser, Judges of Election, at the voting place at Dawtes Shop in Ashby Township in this County.

Ordered, That this Court be adjourned until to-morrow morning at 8 o'clock.

James Kenney

At a County Court continued and held in and for the County of Rockingham on Thursday, the 28th day of September, 1871

Present, Hon. James Kenney, presiding.

J. A. Hammen, late Sheriff of this county, having been required by this Court at its August Term, 1871, to give a new bond at this Term of the Court, and having failed to give such bond within the time required, the said J. A. Hammen is deemed to have been guilty of a breach of official duty and he is hereby forthwith removed from Office.

It is ordered, that J. A. Hammon, late Sheriff of this county, do appear at the October Court next, and make a Settlement of all levies placed in his hands as such Sheriff, and that a copy of the above two notices be forthwith served on him

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

James Kenney

Virginia:—

In the Clerk's office of the County Court of Rockingham County, October 2, 1871.

John Linaweaver, Guardian for Jacob H. Deputy & Eudora Deputy, } Plff

vs

Abraham Runkholder, Simon P. Runkholder and David Runkholder, } defts. } In Debt.

This day, the defendants, Abraham Runkholder and David Runkholder appeared in the Clerk's office aforesaid, and acknowledged the Plaintiff's action, and confessed a judgment for $121.58 with interest thereon from the 1st day of January 1871 till paid & costs. It is therefore considered that the Plaintiff recover against the defendants Abraham Runkholder and David Runkholder, the sum of $121.58 with interest thereon from the 1st day of January 1871 till paid, and the costs in this behalf expended.

Virginia:—

In the Clerk's Office of the County Court of Rockingham County, October 3, 1871.

E. G. Moore, Executrix and J. W. R. Moore and Mark Bird, Executors of Charles Moore, dec'd. } Plff.

vs

Thomas Washington, Trustee of Julia N. Washington, Thomas Washington and Nelson Sprinkel, defts. } In Debt.

This day, the Defendants, Thomas Washington, Trustee of Julia N. Washington, Thomas Washington and Nelson Sprinkel, appeared in the Clerk's office aforesaid, and acknowleaped the Plaintiffs' action, and confessed a judgment for $1103.33 1/100, with interest from September 27, 1870, at the rate of 12 per centum per annum, till paid subject to a credit of $160.00 as of date of the Note, and costs. It is therefore considered that the Plaintiffs recover against the Defendants the sum of $1103.33 1/100 with interest thereon at the rate of 12 per centum per annum, from the 27th day of September 1870, till paid and costs in this behalf expended, subject to a credit of $160.00 as of the date of the Note, Sept. 27, 1870.

Virginia:—

In the Clerk's Office of the County Court of Rockingham County, October 5, 1871.

John Linaweaver, Guardian for Jacob H. Deputy & Eudora Deputy } Plff.

vs

Abraham Runkholder, Simon P. Runkholder and David Runkholder, } defts. } In Debt.

This day, the Defendant, Simon P. Runkholder, appeared in the Clerk's office aforesaid, and acknowledged the Plaintiff's actions, and confessed a judgment for $121.58 with interest thereon from the 1st day of January 1871 till paid and costs. It is therefore considered that the Plaintiff recover against the Defendant, Simon P. Runkholder, the sum of $121.58 with interest thereon from the 1st day of January 1871, till paid, and the costs in this behalf expended.

In Vacation.

Before the Hon. James Kenney, Judge of the County Court of Rockingham County, on the 11th. day of October 1871 - in Vacation.

To the Clerk of the County Court of Rockingham County:-

I do hereby appoint Pendleton Bryan, Registrar for the voting place at Harrisonburg in Harrisonburg Township, in the place of S. H. Moffett, the former Registrar, who has resigned his position, and I further certify that the said Pendleton Bryan has taken the oath required by law. Given under my hand this 11th. day of Octo. 1871.

James Kenney, Judge of the
County Court of Rockingham County.

In Vacation.

Before the Hon. James Kenney, Judge of the County Court of Rockingham County, on the 16th. day of October, 1871 - In Vacation.

To the Clerk of the County Court of Rockingham County:-

I have this day appointed J. B. McIntuff, a Justice of the Peace for Plains Township, in the place of Jacob Garber, to serve until his successor shall be elected and qualified, and I certify that he has taken and subscribed the several oaths required by law.

James Kenney, Judge of the
County Court of Rockingham County.

At a County Court held in and for the County of Rockingham, on Monday, the 16th day of October 1871.

Present:- Hon. James Kenney, presiding.

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

Trust Deed,	W. B. Kiracofe & wife,	to John Paul, Trustee,
Bargain & Sale,	W. B. Kiracofe & wife,	to Lucy Coakley,
Trust Deed,	Isaac Huffman & wife	" Benjamin Hoover, Trustee,
" "	Noah Burkholder	" Simon Burkholder,
Bargain & Sale,	Reuben Coffman & wife	" Henry A. Heatwole,
Homestead,	Samuel Swarts,	
Bargain & Sale,	J. W. Zirkel & wife,	" George Russell, Trustee, for &c,
" "	J. W. Zirkel & wife,	" Wm. H. Sprouse,
Agreement of Transfer,	L. B. Lupton,	" L. R. Lupton,
Bargain & Sale,	L. R. Lupton	" Charles E. Lupton,
" "	Reuben Hottinger & wife	" Jacob Yankey
" "	A. J. Cole & wife	" Wm. C. Harrison,
" "	Elijah Dudley & wife	" Joseph Clatterbuck,
" "	John Bowman & wife	" Samuel McDorman,
" "	John A. White	" Benjamin Hoover,
" "	Christian Sites	" David B. Sites,
" "	Jacob Burner & others,	" Virginia Carickhoff,
Marriage Cont. & Deed of Convey	Samuel Shacklett,	" Sallie Long & Wm. B. Compton,
Bargain & Sale,	N. L. Greiner,	" Jane N. Greiner,
" "	Wm. B. Compton, Comm'r. Cir. Court,	" Eli Andes,
" "	Mathias Bowman & wife	" Samuel Mohler,
Trust Deed,	Francis M. Flick & wife	" Peter S. Roller, Trustee,
Bargain & Sale,	A. M. Newman, Comm'r.	" Mary Ann Miller, &c,
" "	John Dinkel's Heirs	" Marshal B. Childress,
" "	William Maiden & wife,	" Ezekiel Lamb & wife,
" "	Henry Argabright & wife, &c,	" John Glover,
" "	Isaac Showalter & wife	" John J. Roller,
" "	Mary Ann Miller, &c,	" John Glover

Settlement of the Estate Account of Isaac Rinehart, with his Admr.
Settlement of the Estate Account of Geo. N. Chrisman, with his Executor.
Settlement of Account of Peter Shaver with his Trustee, John E. Shaver,

The foregoing settlements having been filed and lain in the office the time prescribed by law, and no exceptions being taken thereto, It is ordered that they be recorded.

T. S. Byrd, Jailor of this County, presented in Court an Account against the Commonwealth, amounting to the sum of $36.40 which being sworn to in Court, was examined and allowed by the Court, and ordered to be certified to the Auditor of Public Accounts.

It is ordered that B. F. Cromer, Commissioner of Roads for Franklin Township, view a route for a public road, commencing at a point on the Back road near Fultons shop, thence north, passing Samuel Wheelbarger's Saw mill to a point near John Crousehorn's, thence to the Brock's Gap Road to a point near John Weast's, and report to the next term of this Court the propriety of establishing the same.

Henry B. Harnsberger, surv. &c. Plff
vs
D. R. Hopkins, &c, Defts. } On D Bond.

Henry Argenbright, Plff
vs
Jacob Byerly, surv. &c, Defts. } On D Bond.

same, Plff
vs
Archibald Hopkins, &c, Defts. } On D Bond.

same, Plff
vs
Jacob Byerly, Deft. } On D Bond.

Wm. B. Yancey, Plff
vs
Peter Paul, jr. &c, Defts.

This day came the Plaintiffs in the above motions on Forthcoming Bonds, and the Defendants being solemnly called and not appearing, the notices were proved, and it is considered by the Court that the Plaintiffs have judgment and Executions according to Bonds and for costs.

Commonwealth
vs
Eli Armentrout, } Bastardy.

This day the Defendant appeared in discharge of his Recognizance, and pleaded "not guilty," It is therefore considered by the Court that the cause be continued until the next term.

Ordered, That Lewis Dixon, Commissioner of Roads for Central Township, view the road, at present leading from the Warm Springs Turnpike to the Sinks Run Gap Road, on the Valley Turnpike, and report the propriety of converting the same into a public road, 25 feet wide, - and report the changes necessary in the location, in order to make a good road, and report at the next term of this Court.

Copied.

It appearing to the Court that J. F. Voorhees is improperly assessed as a Canvasser as well as a Butcher - the Commonwealths Attorney, John Paul, Esq., being present and defending said motion, and the Assessor of the Township of Harrisonburg, being examined, It is ordered that so much of the License tax assessed against said Voorhees, as relates to the privilege of canvassing, be relieved.

copied

John Stinespring, Jacob A. Mitchell and George Wine, Commissioners appointed at the March Term 1870, of this Court, to divide a Tract of 17 Acres and 3 Roods of Land, formerly belonging to the Estate of Samuel Baker, dec'd, between David Hollar and Samuel Baker, and the rest of said Baker's Heirs, this day presented their report, which is ordered to be recorded.

On the motion of John Haynes, It is ordered that he be exempted from the payment of County and Township Taxes, on account of indigent circumstances.

David Rose for &c., Pltff
Peter L. Roller, Deft. } Law Case.

On the motion of Struthers Sheets, leave is given him to withdraw the bond filed in this cause by P. L. Roller as set-offs executed by Rose to Roller, by leaving a copy of the same with the papers in the cause.

Original bond delivered to Sheets, Oct. 27, 1871

The writing purporting to be the last will and testament of Anna Lee, was this day presented in Court, and being proven by the oaths of D. M. Switzer and Geo. H. Dinges the subscribing witnesses thereto, was admitted to probate, and on the motion of B. F. Spicer, he was permitted to qualify as Administrator of Anna Lee, with the Will annexed, and thereupon he appeared in Court, and together with John A. Switzer, his surety, (who justified as to his sufficiency,) entered into and acknowledged a bond in the penalty of $300.00 conditioned according to law, a certificate is granted said Spicer for obtaining letters of administration upon said Estate, and he qualified accordingly.

On the motion of Elizabeth Law, she is permitted to qualify as Administratrix of the Estate of Andrew Law, dec'd, and thereupon she appeared in Court, and together with D. R. Hopkins, her surety, (who justified as to his sufficiency) entered into and acknowledged a bond in the penalty of $100.00 conditioned according to law, a certificate is granted her for obtaining letters of administration upon said Estate, and qualified accordingly; and Michael Wine, Abram Hoover and Jackson Shoemaker ~~are~~ appointed to appraise the Estate of said Andrew Law, after first being duly sworn.

Joseph A. Mitchell who has been duly appointed and commissioned a Notary Public in and for the County of Rockingham, appeared in Court, and together with E. S. Mitchell, his surety, (who justified as to his sufficiency,) entered into and acknowledged a bond in the penalty of Five Hundred Dollars, conditioned according to law, and took the several oaths required by law.

William C. Whitmer who has been appointed by the Judge of this Court, Constable for Central Township, for the term of three years, from the 1st day of July 1871, in the place of Wm. C. Whitmer, who failed to qualify, this day appeared in Court, and together with James C. Weltzel and A. A. Hess, his sureties, (who justified as to their sufficiency,) entered into and acknowledged a bond in the penalty of Two Thousand Dollars, conditioned according to law, and took the several oaths prescribed by law.

On the motion of Wm. F. Bowers, the Court doth appoint him as Guardian for Martha L. Fawley, infant of Jacob Fawley, dec'd, under the age of 14 years, and thereupon he appeared in Court and together with Jacob Hinganduer, his surety, who justified as to his sufficiency,) entered into and acknowledged a bond in the penalty of $1600.00 conditioned according to law, and qualified accordingly.

The writing purporting to be the last will and testament of George Harner, dec'd, was this day presented in Court and being proven by the oaths of A. J. Life and L. N. Caracofe, the subscribing witnesses thereto, was admitted to probate.

This day Wm. Fultz again appeared in discharge of his recognizance entered into at the September Term of this Court for his appearance at this term to answer an Indictment for felony, found against him at the last August Term, and on his motion he is permitted to renew his bail; whereupon Wm. Fultz, together with Henry Miller and Sebastian Fultz, his sureties, (who justified as to their sufficiency,) entered into a Recognizance in the sum of $100 each, conditioned for the appearance of the said Wm. Fultz, on the first day of the next term of this Court, to answer said Indictment.

James F. Lowman, C. Funk, John Swartz, Wm. Beard, B. F. Conner, Elias Hollen and John Bell, witnesses summoned in behalf of Franklin Township upon a petition for a Road, were recognized in the sum of $100 each, conditioned for their appearance before the Court, on to-morrow morning at 10 o'clock.

Maloney & Son, for &c Plff
&
Fayette Cole, Deft. } Upon an Attachment.

Ordered That this cause be placed upon the Courts Docket.

Ordered That this Court be adjourned until to-morrow morning at 9 o'clock.

James Kenney

At a County Court continued and held in and for the County of Rockingham, on Tuesday, October 17, 1871.

Present:- Hon. James Kenney, presiding.

It is ordered that the order made at the September Term, 1871, relieving Hugh D. Linn from the payment of an erroneous assessment, be so amended as to make J. A Hammen late S R C. the payee instead of the Treasurer of this County

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Rent & Bond, Pltff
Robert Michael, Deft. } Unlawful Detainer.

By consent of parties, a writ of possession is awarded against the Defendant, for the premises in the writ mentioned, without costs.

J. A. Loewenbach, for &c, Pltff
S. A & M. D. Coffman, Defts. } In Debt.

Joseph McKaig Exor. Pltff
John J. Roller, Deft. } In Debt.

This day came the parties by their Attorneys, and the Defendants filed their plea of payment, to which the Plaintiffs replied generally, It is therefore considered by the Court, that the office judgments be set aside and the trial of the issues continued until the next term, and the Defendants granted leave to file additional pleas.

C. W. Price's Admr. Pltff
Reuben Bonds, Deft. } In Case.

This day came the parties by their Attorneys, and the Defendant filed his plea of non-assumpsit, to which the Plaintiff replied generally, It is therefore considered by the Court that the office judgment be set aside, and the trial of the issue continued until the next term.

O' Roark & Thomas. Pltff
J. W. Bowen, Deft. } Upon an Appeal.

Ordered That this cause be continued until next term at the costs of the Plaintiff.

David Danner & wife, Pltff
Thomas M. Site, Deft. } I. A. B.

This day came the parties by their Attorneys, and the Defendant filed his plea of "not guilty," to which the Plaintiffs replied generally, It is therefore considered by the Court that the office judgment be set aside, and the trial of the issues continued until the next term.

It appearing to the Court that Wm Gaither's Estate and Sarah Gaither have been assessed with the sum of 76 cents Township Taxes for the year 1870, and with the sum of 91 cents for the year 1871, in excess of the proper amount of said Township taxes, It is ordered that she be relieved from the payment of said sums of 76 cents for 1870 and 91 cents for 1871.

J. N. Loewenbach, Pltff,
Wm. E Lauck, &c, Defts. } Upon a Rule against J. C. Robertson, late Sheriff of Page County, Va;

issued.

The Rule awarded against J. C. Robertson late Sheriff of Page County, made returnable to the last May Term of this Court, for failing to execute a writ of Venditioni Exponas, issued by the Clerk of this Court, on the 23d day of January 1871, in the name of J. N. Loewenbach, Pltff & Wm E. Lauck, &c, Defts., having been returned executed, and the said J. C. Robertson still failing to appear in answer thereto; an Attachment is awarded against him, returnable to the first day of the next term of this Court, directed to the Sheriff of Page County.

Commonwealth
Eli Armentrout. } Bastardy

issued

On the motion of the Attorney for the Commonwealth, a Rule is awarded against the Defendant, returnable forthwith, to shew cause why he shall not be required to give additional security in a Recognizance executed by him in a case of Bastardy in which Sallie Rogers is complainant.

It is ordered that Wm. Beard, F. M. Erwine and T. A. Jackson be appointed

appd. Commissioners to view the road leading from Shickel's School House to Ottobine Mills, and report to the next term of this Court, what changes, if any, are necessary, in the location of said roads.

The writing purporting to be the last will and testament of Daniel Bazzle, dec'd, was this day presented in Court, and being proven by the oaths of Michael Earmon, Peter A. Koontz and C. C. Shoemaker, was admitted to probate, and on the motion of Noah Maitz, the Executor nominated in said will, he was permitted to qualify as such,

appd. and thereupon he appeared in Court and together with B. F. Armentrout, John Kerlin and Michael Earmon his sureties, (who justified as to their sufficiency) entered into and acknowledged a bond in the penalty of $3400 conditioned according to law, and qualified accordingly, and

On motion of said Executor, James White, Reuben Grubb, Michael Earmon & John Kerlin, or any three of them, after first being duly sworn, are appointed to appraise the Estate of said Daniel Bazzle, dec'd.

It is ordered that Charles A. Van Lear, Henry Pulse and Wm H. Rodeffer

appd. be appointed viewers to view the road leading from the Keezletown road to Harrisonburg, and report the changes, if any are necessary, in said road, said viewers to report at the next term of this Court.

It appearing to the Court that the Commissioner has made a clerical error in the assessment of 8 A. 2 R. 28 P. of Land, belonging to the Estate of John Zigler's Estate, lying in Plains Township, It is ordered that said Assessment be corrected from $1500 to $150, the Commissioner, Madison Moore, being examined as a witness, and the Commonwealth's Attorney defending the motion

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It appearing to the Court that the Commissioner has made a clerical error in the assessment of 100 acres of Land, belonging to Wm Funk, lying in Plains Township, It is ordered that said Assessment be corrected from $10 per acre to ten cents per acre, the Commissioner Madison Moore being examined as a witness, and the Commonwealth's Attorney defending the motion.

appd

Motion of J. P. Effinger to correct an Erroneous Assessment
Ordered that this motion be docketed.
expird

Ordered, That the County Treasurer pay to John Paul, Attorney for the Commonwealth, the sum of Twenty-five Dollars for his services for the month of October, 1871.
expird.

Hy. Harnsberger, survg. &c. Pltff
James Steele, Deft } On a Motion.

On motion of the Defendant by his Attorney, Rules are awarded against E. W. Pollard and John Stine, returnable to to-morrow, for their failure to appear on this day as witnesses for the Defendant,
issued.

Ordered that this Court be adjourned until to-morrow morning at 9 o'clock.

James Kenney

At a County Court continued and held in and for the County of Rockingham, on Wednesday, October 18, 1871.

Present:- Hon. James Kenney, presiding.

W. M. Silent Pltff
Wm. Spitzer, Deft. } motion to vacate a Judgment

Ordered that this cause be placed upon the Court's Docket.

Joseph Kavanaugh Pltff
John Scanlon, Deft. } In Debt.

This day came the parties by their Attorneys, and the Defendant filed his plea of Nil. Debit and off-sets, to which the Plaintiff replied generally, whereupon it is considered by the Court that the office judgment be set aside, and the trial of the issues continued until the next term.

Samuel Miller, Pltff
John M. Bowman & A. F. Brenner, Defts. } In Debt.

This day came the parties by their Attorneys, and the matter being submitted to the Court, it is considered by the Court that the Plaintiff recover against the Defendants the sum of $100.00 with interest thereon from the 1st. day of May 1869 till paid, and the costs by him in this behalf expended, subject to a credit of $31.50 as of August 1, 1870.

George Kiser,
&
Jackson Rhodes, } Upon a writ of Ad quod dammum.

This day came again the said George Kiser by his counsel, and the Defendant, Jackson Rhodes, by his counsel, and the Sheriff of this County, having, in pursuance of a writ, in the nature of a writ of Ad quod dammum, awarded at the July term of this Court, returned an Inquest in the following words and figures, to-wit:- "This Indenture, &c," upon the 1st. day of the August Term of this Court, and the same having been duly noticed in the record of the orders made at that term, thereupon the cause came on to be heard upon the said Inquest, the examination of divers witnesses introduced on behalf of each of the parties to this cause, and all the circumstances being fully weighed, the Court is of opinion and doth accordingly order that leave be given the said George Kiser to raise the Dam across North River, at the site of the Mount Crawford Mills, not exceeding one foot above the height allowed in the order of this Court, made on the 15th. of July 1817, in the cause of Peter Diehle &
Adam Peter, &c., so as to make the Dam five feet above low water mark at the point proposed, the site of the old dam, upon his paying to Jackson Rhodes, one dollar - to John R. Keagy, one dime - to Adam Pifer, one dime - to Reynolds Pinley, one dime - to Noah Landes, one dime - to Joseph C. Bolton, one dime - to Jacob Keagy, one dime - and to Henry M. Argabright, one dime, the damages found by the Jury in said Inquisition; and it is considered by the Court that each party pay his own costs in this behalf expended.

It is further ordered that the lower edge of the auger hole in the solid rock, forming the East Bank of the river, about two hundred yards above the site of the dam, shall mark and indicate the height to which at ordinary stage of water, on the 1st of August, for any year, the water shall be swelled by the erection of said dam to the height proposed. - It is provided that the said dam shall be so constructed as not to obstruct ordinary navigation or the passage of fish, and it shall not be raised to such a height as to obstruct at the ordinary stage of water, the convenient crossing of the river at Henry M. Argabright's ford; and it is further provided that the said George Kiser shall attach an Apron of eight feet in length to said dam, and keep the same in repair, and that Jackson Rhodes shall have permission to fill up the wash immediately below the west abutment of the Dam, with stones or other material, so as to protect his property, and so as not to obstruct the channel proper of the river.

David Bowman, Comm. of John Bowman, Sr. Plff.
&
John Bowman, jr. Defts. } In Debt.

This day came the parties by their Attorneys, and the Defendant filed his plea of usury as to the bond of $30.45cts to which the Plaintiff replied generally, and as to the bonds of $370cts and the bond of $210cts, the Defendant pleaded payment to the amount of $500cts, to which the Plaintiff replied generally, and thereupon it is considered by the Court that the Plaintiff recover against the Defendant the sum of $748cts with legal interest on $100cts part thereof from the 29th. day of April 1860, and on $68cts another part thereof from the 5th. day of February 1861, subject to a credit of $5cts as of May 14, 1860, till paid, and his costs by him in this behalf expended, and as to the residue of the debt in the declaration demanded, the office judgment to set aside, and the trial of the issues continued until the next term.

Joseph S. Bowman, Plff.
John Bowman, jr., Deft. } In Debt.

This day came the Parties by their Attorneys, and the Defendant filed his plea of usury, to which the Plaintiff replied generally, whereupon it is considered by the Court that the office judgment be set aside and the trial of the issue continued until the next term.

On the motion of J.C. Staples to correct an erroneous assessment of Taxes against him upon a Butcher's License, charged to him for the year 1871, it appearing to the Court that said J.C. Staples was assessed erroneously with a Specific Tax as Butcher of $30cc It is ordered that said J.C. Staples be relieved of said Assessment of $ 30.cc the amount erroneously assessed against him, the Attorney for the Commonwealth appearing and defending the application.

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copied

On the petition of Jacob Dundore & J.L. Silcott, Admrs. of J.R. Koogler, decd., who was one of the sureties of J.A. Hammen, on his official bond as Sheriff of Rockingham County, an order was made at the August Term of this Court, requiring the said Hammen to give a new bond, and the said Hammen having failed to give such new bond within the time required by this Court, an order was made at the September Term of this Court, by which the said Hammen was deemed guilty of a breach of official duty, and by which order he was forthwith removed from office, and it was further ordered that J.A. Hammen, late Sheriff of this County, do appear at the October Term next and make settlement of all levies placed in his hands as such Sheriff, and the said Hammen having failed to make such settlement at this term of the Court, It is ordered that he deliver his uncollected tax tickets for State Revenue and for County Levies to the Treasurer of this County, and take from him duplicate receipts for the State revenue and for County levies separately; and it is further ordered that the said ~~Treasurer shall place the said uncollected taxes and levies so received in the hands of the various Township Collectors~~, J.A. Hammen do appear at the November Term next of this Court, and make settlement of all levies placed in his hands as Sheriff, and in such settlement he shall have credit with the amount of the Treasurer's receipt for uncollected Tax tickets delivered to him, when he shall satisfy the Court that such tickets were uncollected and that none of the same were lost by his neglect or fault.

copied

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

James Kenney

In Vacation.

To the Clerk of the County Court of Rockingham County.—

I do hereby appoint Jonathan Peale, Registrar for the voting place at Peale's Cross Roads in Ashby Township, in place of William Eiler resigned. Given under my hand this 23rd day of October 1871.

James Kenney.

In Vacation.

To the Clerk of the County Court of Rockingham County—

I do hereby appoint Samuel S. Coolis, Registrar for the voting place at Timberville, in Plains Township, in place of ~~Schuyler~~ Thomas resigned. Given under my hand this 26th day of October, 1871

James Kenney.

In Vacation.

Virginia:—

In the Clerk's Office of the County Court of Rockingham County, Nov. 8, 1871.

Aaron Crisp & Son, Pltff.
&
Reuben Bonds. Deft. } In Assumpsit.

This day the defendant, Reuben Bonds, appeared in the Clerk's office aforesaid and acknowledged the Plaintiffs' action, and confessed a judgment for $182.51 with interest thereon from the 15th day of July 1871, till paid and costs. It is therefore considered that the Plaintiffs recover against the defendant, Reuben Bonds, the sum of $182.51, with interest thereon from the 15th day of July 1871, till paid, and the costs in this behalf expended.

In Vacation

Virginia:—

In the Clerk's Office of the County Court of Rockingham County,
November 6. 1871.

I, James Kenney Judge of the County Court of Rockingham County, do hereby appoint Hiram Coffman, Wm. Att, D. Clay Bright, ~~and~~ Anthony Hockman, and John M. Huffman Commissioners of Election

James Kenney Judge of County Court

At a County Court held in and for the County of Rockingham, on Monday November 20. 1871.

Present:- Hon. James Kenney, presiding.

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

Bargain & Sale,	Eli Armentrout	to James Whitmer,
" "	George W. Airey & others,	" James R. Billings,
" "	Peter S. Heatwole & wife	" Albert G. Fishback,
" "	George W. Shaver & wife	" Thomas J. Cline,
" "	Jonathan Miller & wife	" Joseph Miller,
Marriage Contract,	Thomas N. Laughorne	" Orra Gray,
Bargain & Sale,	John D. Showalter & wife,	" Samuel Flanagan,
" "	Lucie E. Eastham	" Clara West,
Trust Deed,	Joseph Clatterbuck,	" Wm. McK. Wartmann, Trustee,
Bargain & Sale,	J. J. Bent	" G. F. Bent & Annie E. Bonds,
" "	Harvey Light & wife,	" John D. Wise,
" "	A. B. Rogers & wife,	" J. W. F. Allemong,
" "	Joseph Miller & wife	" J. W. F. Allemong,
" "	James Grubb,	" Reuben M. Grubb,
" "	Wm. H. Armentrout & wife	" Susan Grubb,
" "	Elizabeth Hoover,	" John W. Crist,
" "	David Merica & wife	" Thomas Eppard,
" "	Wm. C. Harrison & wife,	" Isaac Yeager,
" "	Wm. H. Effinger, Commr,	" Jonas A. Loewenbach,
" "	A. M. Newman, Commr.	" Jonas A. Loewenbach,
Trust Deed,	David R. Hopkins,	" George Chrisman, jr.
Bargain & Sale,	John W. Bowman,	" John Shanahan,
Deed of Release,	John W. F. Allemong,	" Mary Gray,
Bargain & Sale,	Benjamin Hoover, Trustee,	" Jacob Beam,
Trust Deed,	Timothy O'Roark & wife	" Mathias Pickering, Trustee,
Homestead	James A. Yancey,	"
Bargain & Sale,	Wm. H. Rodeffer & wife	" Susan C. Yancey,
" "	Jacob W. Zirkel & wife	" Stephen Hughes,
Trust Deed,	Henry Layman,	" Benjamin Strickler, Jr.
" "	John F. Long & wife,	" A. M. Newman, Trustee,
" "	C. Coffman, jr & S. A. Coffman pard.	" Wm. B. Compton,
Bargain & Sale,	John C. Joseph & wife, &c,	" Rawley Springs Company,
" "	Joseph H. Swank & wife,	" John H. May,
" "	Joseph H. Swank & wife,	" J. H. & J. C. Ralston,
" "	John H. Ralston, Exr. of J. Berry	" Joseph H. Swank,
" "	Philip Pharis, jr & wife	" James R. Grove,
Trust Deed,	Daniel B. Reid,	" S. A. Coffman, Trustee,
Bargain & Sale,	Wm. H. Bedrick, wife & others,	" Henry Brill,

The following settlements having been filed and lain in the office the time prescribed by law, and no exceptions being taken thereto, It is ordered that they be recorded:—

Settlement of Adm of C. Armentrout, Commr. in the suit of Armentrout vs. Orebaugh.
" " Guardian Adm of Sarah A. Wenger with D. L. Wenger, her guardian,
" " Estate Adm of Geo. W. Chrisman, decd. with Geo. Chrisman, the Executor,
" " Adm of Peter Shaver, Trustee for John E. Shaver, &c,
" " Estate Adm of Isaac Rinehart with Merritt C. Rinehart, the Administrator.

Wm. B. Yancey, Pltff
vs
Benjamin Kyger, Deft. } Unlawful Detainer.

On motion of the Plaintiff this cause is dismissed without costs.

R. P. Fletcher, Pltff
vs
Daniel Stouffer, Deft. } Att.

John R. Kogleis Admr. Pltff
vs
D. Pennybacker, Deft. } Scifa.

R. B. Jones Pltff
vs
same, Deft. } Att.

J. L. Sibert, surveyor, &c, Pltff
vs
same, &c., Deft. } Notice.

James C. Keltzel, Pltff
vs
same, Deft } Att.

Wm. D. Rodeffer, Pltff
vs
Long & Eversole, Deft } Notice.

James C. Keltzel vs. Lewis Hopkins D. Pennybacker & J. W. Zirkel, as Garnishees of Daniel Stouffer, Deft.

Julia A Washington, Trustee Pltff
vs
J. N. Loewenbach, Partlow & Lambert, Defts } Motion to quash an Execution.

John Kelly, Pltff
vs
R. P. Fletcher, &c, Defts. } motion.

P. Paul, jr, for &c, Pltff
vs
Geo. K. Brigham, Deft. } Att.

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

On motion of Jacob Thomas, It is ordered that the Estate of John G. Detamore be committed to the Sheriff of Rockingham County for administration, it appearing to the Court that he has been dead more than three months.

On motion of David Bloser, It is ordered that the Estate of Elizabeth Harshberger be committed to the Sheriff of Rockingham County for administration, it appearing to the Court that she has been dead more than three months.

On motion of Ellicous Michael, It is ordered that the Estate of Peter Michael be committed to the Sheriff of Rockingham County for administration, it appearing to the Court that he has been dead for more than three months.

The Court doth appoint Nelson Spinkle & L. H. Gambill, as proxies for the County of Rockingham, in the meeting of the Stockholders of the O. A. & M. Railroad Company, to be held in the city of Alexandria on the 30th. day of November 1871.

John Beagle, Pltff } ow D Bond. v Jonathan Peale Pltff } ow D. Bond.
Wm. Minnick, &c, Defts } Thomas Washington, &c, Defts. }

This day came the Plaintiffs, by their Attorneys, on the two above motions on Forthcoming Bonds, and the Defendants being solemnly called and not appearing, the Notices were proved, and it is considered by the Court that the Plaintiffs have judgment and Execution according to Bonds and for costs.

The recommendation of the Common Council of the Town of Harrisonburg being produced in Court, It is ordered that leave be granted A. J. Wall to change his place of business (as a Retail Liquor Dealer, &c,) from the rooms at present occupied by him to the rooms now occupied by Ney & Wise in the Post-office Building, Harrisonburg, Va.

Petition of Elk Run Township.
Ordered that this Petition be placed upon the Court's Docket.

It is ordered That Rules be awarded against Jacob Driver, Benjamin Hoover, John S. Rodkey, and Anthony Hackman, returnable to the first day of the February Term next of this Court, for their failure to appear at this Term of the Court as Grand Jurors.

On motion of John N. Holbrook, It is ordered that the taxes assessed on four acres of Land on South River in the name of N. M. Harris for the year 1871, amounting to $6.00 be released, it appearing to the Court that the same land has been assessed with Taxes for the same year, in the name of Selah Holbrook, which last-named taxes have been paid. The Commissioner of the Revenue for Stonewall Township was present in Court and examined as a witness in this case, and the Commonwealths Attorney for this County was present defending this motion.

On motion the Estate of Phoebe Foley is committed to J. P. Raleton, Sheriff of Rockingham County, for administration, it appearing to the Court that she has been dead more than three months.

Ordered That Milton M. White be allowed the sum of One Dollar for services as a Venireman, at the July Term of this Court 1870, in the case of the Commonwealth vs Priscilla Christian, charged with felony, in addition to $1.00 allowed him at said term of the Court, he having served two days as said Venireman, and was allowed only one dollar.

The writing purporting to be the last Will and Testament of Susan Miller, dec'd was presented in Court, and being proven by the oaths of Abraham Sager and Joel Flory, the subscribing witnesses thereto, was admitted to probate, and on the motion of Solomon Garber the Executor therein-named, he was permitted to qualify as such, and thereupon he appeared in Court, and together with Isaac Wright, his surety, (who justified as to his sufficiency,) entered into and acknowledged a bond in the penalty of $5000.00 conditioned according to law, and qualified accordingly; and upon his further motion, Christy Click, Abraham Sager and Joel Flory are appointed to appraise the Estate of said Susan Miller, dec'd. after first being duly sworn.

Catharine Shank, infant child of Adam Shank, over 14 years of age, this day appeared in Court and nominated B. M. Rice as her guardian; and thereupon the Court doth appoint B. M. Rice as guardian for Jacob Shank, Adam Shank and Peter Shank, infant children of Adam Shank, dec'd, under the age of 14 years, whereupon said B. M. Rice appeared in Court, and together with Joseph S. Rice, his surety, (who justified as to his sufficiency,) entered into and acknowledged a bond in the penalty of $600 cts, conditioned according to law, and qualified as the guardian of Catharine, Jacob, Adam & Peter Shank, infant children of Adam Shank, dec'd.

On the motion of Enos Lindamood, he is permitted to qualify as the Administrator of Samuel Lindamood, dec'd, and thereupon he appeared in Court, and made oath thereto according to law, and together with Matilda Lindamood, Whitfield Lindamood & B. S. Rodgers, his sureties, (who justified as to their sufficiency,) entered into and acknowledged a bond, in the penalty of $500 cts, conditioned according to law, and a certificate is granted him for obtaining letters of administration upon the Estate of said Samuel Lindamood, dec'd, and upon his further motion, Z. D. Gilmore, Reuben Bonds, Albert Nicholas, J. J. Littell & Hugh O'Brien, (any three of whom may act,) are appointed to appraise the Estate of said Samuel Lindamood, dec'd, after first being duly sworn.

Emanuel Armentrout, Pltff

vs

John H. Berry, &c, Deft. } Upon a motion to recover money from the defendant collected as Constable.

This day came the parties by their Attorneys, and the cause being submitted to the decision of the Court, upon the evidence adduced, it is considered by the Court that the Plaintiff recover against the defendant & John H. Berry and Newman W. Cave the sum of Ten Dollars, with interest from 16th day of January 1869, till paid, and his costs, by him in this behalf expended.

John D. Scott, Pltff;

vs

R. W. Bare, Deft. } Upon a suggestion that he is indebted to F. W. Kittley, surviving obligor of C. C. Kittley & F. W. Kittley.

This day, R. W. Bare, having been summoned to answer, appeared in Court and acknowledged his indebtedness to the Defendant, F. W. Kittley, surviving obligor &c, in an amount sufficient to pay the Plaintiff's Fifa. It is considered by the Court that the Plaintiff recover against the Defendant R. W. Bare, the sum of $60 24/100, with interest thereon from the 1st day of September 1869, till paid, subject to a credit of $25. 45/100 as of Octs. 23d 1871, and $8.52 costs, also his costs, by him, in this behalf expended.

Jacob Funkhouser, Pltff.

vs

Wm. P. McCall, Deft. } Upon a suggestions that he is indebted to the Heirs of Robert Hines, dec'd.

This day, Wm. P. McCall, having been summoned to answer, appeared in Court, and acknowledged his indebtedness to the Defendants, Robert Hines' Heirs, in an amount sufficient to pay the Plaintiff's Fifa, It is considered by the Court, that the Plaintiff recover against the Defendant, Wm. P. McCall, the sum of $21.78 with interest from the 28th day of April 1871, and his costs, by him in this behalf expended.

R. B. Jones, Pltff.,
Daniel Stouffer, Deft. } Upon an Attachment sued out before a Justice of the Peace, returnable and returned to 1st. day of this Court.

It appearing to the Court on evidence introduced, that the said Attachment was properly sued out and levied on the 3rd. day of November 1871, at 12 o'clock, on 21 Wheat Sacks, judgment is entered, that the Plaintiff, R. B. Jones, recover the sum of $215.23 cts, with interest thereon from the 1st. day of September 1871, and all costs of Attachment and costs accruing in this Court, to be paid the said Jones out of the proceeds of sale of 21 Wheat Sacks levied on, and it is ordered that Sergeant A. J. Nicholas shall proceed to sell the said Wheat Sacks, and to pay the proceeds to amount of Jones judgment as above required and costs. And it is further required that the said R. B. Jones shall give bond in the sum of $300 cts, with condition to perform such further orders as may be made, in the event the said Stouffer shall appear and contest successfully the right of said Plaintiff to judgment.

John W. Melhorn nominated as Executor in the will of George Harner, dec'd, this day appeared in Court, and together with G. H. Mauzy and John K. Bowman, his sureties, (who justified as to their sufficiency) entered into and acknowledged a bond in the penalty of $10.000 cts conditioned according to law, and qualified as Executor of said George Harner, dec'd, with the will annexed.

Commonwealth
vs.
John & Wm. Fultz. } Upon an Indictment.

Upon motion of the Defendants, Rules are awarded against John C. Walker, Frank. Rucker, John Thomas and Polly Donoway, for their failure to appear this day of the Court as witnesses in behalf of the Defendants, and made returnable forthwith.

On motion of John Wampler's Heirs, for correction of Erroneous Assessment made on Lands.- The Attorney for the Commonwealth defended the application and John A. Thomas, Township Assessor, making the assessment, was examined.- and the following facts are certified:- That 13½ Acres lying in Plains Township, (in Marsh,) and 7 Acres & 8 poles in same Township and place, was improperly charged by mistake, to the Estate of John Wampler, dec'd, the same having been sold to Adam Andes in same Township, and the tax paid by him,- the erroneous assessment being $3.86, $2.57 on the first tract and $1.29 on the second, also 20 cents School tax; and the Court orders that the Wampler Heirs be exonerated from the payment of this tax on these Tracts so erroneously assessed.

On application of Peter Shafer's Heirs for correction of Erroneous Assessment made on Lands in Plains Township; the Attorney for the Commonwealth defending the application, and John A. Thomas, Assessor making assessment, was examined as a witness, and the facts proved touching application are as follows,- certified,- Peter Shafer's Land was sold, by Commissioner of Court, to Jacob Sinhart and Jesse Bushong, as follows:- 131 A. 3 R & 15 poles,- the State & County Assessments being $28.49 ($18.22 & $9.50) also $2.66 School tax, and the taxes paid by said Sinhart and Bushong and which are charged against Peter Shafer's Estate, Land lying in Plains Township,- and the Court on the evidence of the same having been paid, exonerates the Heirs or personal representatives of said Shafer from payment of this $28.49 and $2.66, so erroneously assessed, and assessed erroneously, by mistake.

On application of Sophia Huffman, of Plains Township, for correction of Erroneous Assessment on $1000 Cts instead of on $400 Cts for the year 1871, the Commonwealths Attorney defending the application and John N. Thomas, Assessor of said Township and successor to Herod Homan the Assessor making the Assessment of Taxes, was examined as a witness, and the following facts proved, are certified:- That the said Sophia Huffman did not have the $1000 Cts which is a credit due her, independent of her own indebtedness, but that she was debtor nearly to the amount of $600 Cts, which being deducted, leaves only $400 Cts that should be assessed, and $8.30 being the amount paid on the $1000 Cts, It is ordered that this Assessment be corrected by a re-payment by the Treasurer of this County of $4.74 to said applicant.

On the motion of Lewis Argenbright- present and testifying, the Commissioner who made the Assessment, and also present defending the application, the Attorney for the Commonwealth, It appearing to the Court that on Land Book for 1871, Ashby Township, the said Lewis Argenbright is assessed with 42 A. 0 R & 21 P. and the heirs of Christena Argenbright with 30 A; and it further appearing that the Estate of Christena Argenbright owns no land, and that as to 27½ Acres of the 30 Acres erroneously assessed, the legal title is in said Lewis Argenbright, the assessment therefore being partially erroneous, It is ordered by the Court that the said assessment for the 30 Acres against the estate of said Christena Argenbright be corrected as follows:- that said Lewis Argenbright, in addition to the tax on the 42 A. 0 R & 21 P. do pay the assessed tax on the 30 Acres, less a pro-rata deduction for the 2½ A. erroneously assessed.

On the motion of Crawford Zirkle,- present and testifying, the Commissioner who made the assessment, and also present defending the application, the Attorney for the Commonwealth, It appearing to the Court that on the Land Book for 1871, for Linville Township, that 51 Acres of the land assessed to the said Crawford Zirkle is also charged to Frances Empsewiler, who only owned a life estate, and who died several years since, It is ordered that the said Estate and the said Crawford Zirkle be relieved of the tax charged in the name of the Estate of said Frances Empsewhiler, the said Assessment being erroneous, and that the County Treasurer refund to said Zirkle the sum of $8.58 Cts.

Lewis Rehard, Foreman, John A. Kyle, Harrison Bateman, Wm. S. Downs, Silum Sellers, Christian Sites, Eli Summers, A. H. Fulk, Wm. Wittig, A. J. Blakemore, A. J. Johnson, Noah Flick, Augustine Koller, Peter Bonds, F. D. Kilder, Geo. F. Funkhouser and George Liskey, were sworn a Grand Jury in and for the body of the County of Rockingham, and having received their charge from the Court, retired to their room to consider of their presentments, and after some time returned into Court, and made the following presentments, to-wit:- An Indictment against Reuben Bonds, for illegally collecting fees as Constable, "a true bill," - An Indictment against Moses Herndon, for Burglary, "a true bill;" - An Indictment against Moses Herndon, for Housebreaking, "a true bill;" - An Indictment against John W. Welhorn, for assault and battery, "a true bill;" - An Indictment against Jacob Levin, for assault and battery, "a true bill;" - and having completed the business before them, they were discharged from further attendance upon this term of the Court.

Ordered That this Court be adjourned until to-morrow morning at 9 o'clock

James Kenney

At a County Court continued and held in and for the County of Rockingham, on Tuesday, November 21. 1871.

Present:- Hon. James Kenney, Presiding.

O. P Keepheusteine this day presented in Court an Af against the County of Rockingham, amounting to $15.50 for work done at the Poor-House in the year 1869, which being examined and found correct, was allowed by the Court, and ordered to be certified to the Treasurer of this County for payment. Apd

Joseph Kavanaugh this day presented in Court an Af against the County of Rockingham, amounting to $30.00 for furnishing and planting out Trees in Court-Yard, (1869) which being examined and found correct, was allowed by the Court, and ordered to be certified to the Treasurer of this County for payment. Apd

On motion of the Trustees of M. E Parsonage, in the town of Port-Republic, It is ordered that they be released from the payment of Taxes assessed against said Parsonage Property, to-wit:- State Tax $2.25 County Tax 68 cents & R R. Tax 45 cents; said assessment being erroneous in this- that Church Property is exempt from taxation by law. Apd

Commonwealth,
vs
Harvey Kyle. } Upon an Indictment for Assault & Battery.

This day came the Defendant by his counsel, as well as the Attorney for the Commonwealth, and confessed judgment for the sum of One cent, Fine & Costs. It is therefore considered by the Court that the Commonwealth recover against the Defendant, the sum of One cent, Fine, and her costs by her in this behalf expended.

Upon a motion to correct an erroneous Assessment made by the Assessor for Elk Run Township against A. J. Johnson- upon the hearing of which motion the said Assessor was examined as a witness and the Attorney for the Commonwealth appeared and defended the same- It appearing to the Court that the said A. J. Johnson is erroneously charged with 62 Acres of Land lying in Peaked Mountain which belongs to Berryman & Wm. Looker, and is already charged to them on the Land Book of 1871 and valued at $155.00 - and also to correct an erroneous assessment against said A. J. Johnson of 10 Acres of Land, described as in or near McGaheysville on said Books of 1871, which it appears to the Court belongs to Mrs. P. Weakley & her children, and which latter land lies in Stonewall Township;- the Court being of opinion that said errors occurred without any fault of the said A. J. Johnson or any refusal on his part to give correct lists of his property for assessment- doth order that the said assessments be corrected, and that the said A. J. Johnson be relieved from the payment of the Taxes thereon, to-wit:- $0.78/100 assessed against the 62 Acres, and $1.50 assessed against the 10 Acres, and that the latter be transfered to the Assessors Books for Stonewall Township and charged to proper parties. cpid

Upon a motion to correct an erroneous Assessment for the year 1870, made against A. J. Johnson's Personal Property, which motion the Attorney for the Commonwealth defended, and the Assessor for Elk Run Township being examined as a witness, and it appearing to the Court that the said A. J. Johnson is erroneously charged with $1500.00 worth of Bonds, and with taxes thereon to the amount of $7.50 It is ordered that said Assessment be corrected and said Johnson be relieved from the payment of said $7.50 cpid

the tax assessed as aforesaid, it appearing to the Court that said error occurred from no fault of said Johnson, nor from any failure of his to furnish correct lists of his property to said Assessor.

John J. Rohr presented in Court an Account against the County of Rockingham, amounting to $2.50 for repairs done to the Jail walls, which being sworn to, was examined and allowed by the Court, and ordered to be certified to the Treasurer of the County, for payment.

Commonwealth,
vs
John Kidecker, } Upon an Indictment.

This day came the Defendant as well as the Attorney for the Commonwealth, and the Defendant confessed judgment for one cent Fine and $10.00 costs; and thereupon it is considered by the Court that the Commonwealth recover against the Defendant the sum of One Cent Fine and $10.00 costs.

Commonwealth
vs
Andrew & John Smith, } Indictment.

Commonwealth
vs
Wm. & John Fultz, } Indictment

On motion of the Defendants by counsel, in the above cases, It is considered by the Court that they be continued until next term at the costs of the Defendants.

Commonwealth
vs
Henry Raines, } Indictment.

Commonwealth
vs
Wm. Burkett, } Indictment.

&

same
vs
Jacob Acker, } Indictment.

same
vs
James B. Garrison, } Indictment.

Ordered That the foregoing cases be continued until next term.

Commonwealth
vs
Jos. Bamber, alias Santemyer, } Indictment, I & B.

Commonwealth,
vs
Fanny Myers, } Indictment I. & B.

On motion of the Attorney for the Commonwealth, It is ordered that a Nolle-prosequi be entered in the two foregoing causes.

Commonwealth,
vs
Henry Royer, } Upon an Indictment for Larceny.

This day came the Defendant, by counsel, and pleaded "not guilty."

Ordered That Lewis Rebert, John A. Hess, Harrison Bateman, Wm. S Downs, Lilum Sellers, Christian Sites, Eli Summers, A. H. Fulk, Wm. Wittig, A. J. Blakemore, A. J. Johnson, Noah Flick, Augustine Koller, Peter Bonds, F. D. Kilder, Geo. F. Funkhouser and George Lickey, be allowed the sum of One Dollar each, for their services as Grand Jurors at this term of the Court, which is ordered to be certified to the Treasurer of this County, for payment.

Dunham & Kearfott, for &c., Pltffs
J. P. Effinger, &c Deft. } In Debt.

Same, for &c Pltff.
J. P. Effinger, Deft. } In Debt,

Same, for &c, Pltff
Same, Deft. } In Debt.

Rules for security for costs in the above-named causes having been required by the Defendants, this day Wm. B Compton & John L Woodson appeared in Court and acknowledged themselves as securities for costs.

James C. Weltzel, guardian, &c, Pltff
Samuel B. Good, Deft. } In Debt.

Ordered that this cause be dismissed at the Defendants Costs.

On motion of James M. Weaver and B. F. Thomas, Jacob Armentrout Commissioner of Roads for Stonewall Township is directed to view the following location for a Road in Stonewall Township, and report thereon by the 10th day of the present Term of this Court. His said Report shall conform to Ch. 441, pages 600, 601 & 2 Acts 1869-70, to-wit:- Beginning on the top of the Hill West of Shaver's mill, near Emanuel Armentrouts, thence by the 3 Springs intersecting the Rockingham Turnpike at or near Montevideo.

On the motion of John W Melhorn, Executor of George Harner, dec'd G W Mauzy, Henry Brill, Chas. R. Rush and A. P. Nicholas are appointed to appraise the Estate of said George Harner, dec'd, (any three of whom may act) after first being duly sworn.

Commonwealth
Reuben Riggleman, &c } Indictment for Larceny.

For reasons appearing to the Court, on motion of the Defendants, this cause is continued until the February Term next of this Court, at the costs of the Defendants; and Rules are awarded against John W. Driver, Alexander Riggleman, Stephen Roadcap and Wm Ratliffe, for their failure to appear at this term of the Court, as witnesses in behalf of the Defendants, returnable to the 1st day of the February Term next of this Court.

Commonwealth
Noah A. Royer, } Indictment for Larceny.

This day came the Defendant, by counsel as well as the Attorney for the Commonwealth, and pleaded not guilty; thereupon came a jury, to-wit:- Abraham Moyers, Samuel Shrum, Wm H. Mowman, W. S. Cordel, Saml. H. Wise, John W. Bell, Geo. W. Effinger, M. E. Carrier, Chas. C. Black, S. H. Carrier, D. M. Huffman and James Steele, who being elected, tried and sworn the truth to speak upon the issues 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 in manner

and form as charged in the Indictment, and fix the term of his imprisonment in the County Jail at twenty-four hours." and thereupon the Jury was discharged.

James C. Keltzel
vs
Daniel Stouffer
} Upon an Attachment ipsued by a Justice of the Peace, returnable to this Court, and duly executed and returned.

This day came the Plaintiff by his Attorney, and it appearing to the Court from the testimony of witnesses introduced that the said Attachment was properly issued and that the Defendant is justly indebted to the Plaintiff in the sum of $290cs, with legal interest thereon from the 1st day of August 1871. It is therefore considered by the Court that the Plaintiff recover of the said Defendant the sum of $290cs, with interest thereon from 1st day of August 1871, till paid, and his costs in this behalf expended. And the officer who levied this Attachment is directed to sell the property levied on at such time or times as may seem best, and out of the proceeds pay the claim of the Plaintiff including his costs, so far as the same will reach. And it is further ordered that before the said Plaintiff shall have the benefit of this order, he shall execute a bond in the penalty of $600cs, before the Clerk of this Court, conditioned to abide by any future order made in the case, upon the appearance of the Defendant and his making defence.

R. P. Fletcher,
vs
Daniel Stouffer,
} Upon an Attachment issued by a Justice of the Peace, returnable to this Court, and duly executed and returned.

This day came the Plaintiff by his Attorney, and it appearing to the Court from the testimony of witnesses introduced, that the said Attachment was properly issued, and that the Defendant is justly indebted to the Plaintiff in the sum of $63.cs with legal interest thereon from the 1st day of September 1870. It is therefore considered by the Court that the Plaintiff recover of the said Defendant the sum of $63.cs with interest thereon from the 1st day of September 1870, till paid, and his costs in this behalf expended. And the officer who levied this Attachment is directed to sell the property levied on at such time or times as may seem best, and out of the proceeds pay the claim of the Plaintiff, including his costs, so far as the same will reach. And it is further ordered that before the said Plaintiff shall have the benefit of this order, he shall execute a bond in the penalty of $135.cs before the Clerk of this Court, conditioned to abide by any future order made in the case, upon the appearance of the Defendant and his making defence.

Ordered That this Court be adjourned until to-morrow morning at 9 o'clock.

James Kenney

At a County Court continued and held in and for the County of Rockingham, on Wednesday, November 22nd 1871.

Present:- Hon. James Kenney, presiding.

Commonwealth,
vs
Alexander Pirkey } In Bastardy.

This day appeared the defendant in discharge of his Recognizance and pleaded "not guilty," and thereupon it is considered by the Court that this cause be continued until the next term.

R. B. Jones Pltff
vs
Daniel Stouffer, Deft. } Att.

R. P. Fletcher, Pltff,
vs
Daniel Stouffer, Deft. } James G. Nettzel, Pltff
vs
Daniel Stouffer.

On motion of the Plaintiffs by their Attorneys, leave is given them to sue out Executions upon their judgments obtained against the Defendant, Stouffer, during term.

Commonwealth
vs
Henry Royer, } Upon an Indictment for Larceny.

This day came again the Defendant by counsel, as well as the Attorney for the Commonwealth, and having pleaded "not guilty," thereupon came a Jury, to-wit:- Abraham Moyer, Samuel Shrum, Wm H Moorman, W. S. Cordel, Saml. H. Wise, Nelson Spinkle, L. V. Wartmann, N. G. Shefey, John Linaweaver, James Steele, M. E. Carrier, and Chas. O. Black, who being elected, tried and sworn the truth to speak upon the issues joined, and having fully heard the evidence and the 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 in manner and form as charged in the Indictment, and fix the term of his imprisonment in the County Jail at twenty-four hours." It is therefore considered by the Court that the Defendant Henry Royer be imprisoned in the County Jail for the term of twenty-four hours, and that the Commonwealth recover against the Defendant her costs by her in this behalf expended, and thereupon the Jury was discharged.

Commonwealth
vs
Martin Kelly, } Upon an Indictment for assault & battery.

On motion of the Attorney for the Commonwealth, it is ordered that a Nolle prosequi be entered in this cause.

Commonwealth
vs
James Goodloe. } Upon an Indictment for Larceny.

Ordered that this cause be continued until the next term.

Wm Knupp, Pltff,
vs
Wm Minnick, Deft. } W. D.

J. M. Weaver, Pltff
vs
D. F. Haynes, &c, Defts. } W. D.

Ordered that these causes be continued until the next term.

John N. Ragan, Pltff
vs. } W. D.
Nelson Andrew, Deft.

Ordered, That this cause be dismissed agreed.

James M. Armentrout, Pltff
vs. } Iw Debt.
B. F. Armentrout, Deft.

By consent of parties, the Declaration in this case is so amended as to embrace the bond the 1st day of April 1871 for $366cc executed by the Defendant to the Plaintiff, so as to try the issue involved upon both bonds in the same trial

John E. Roller, Pltff
vs. } Iw, Debt.
J. W. Zinkel Deft.

This day came the Defendant, and acknowledged the Plaintiff's action, and confessed judgment for the debt and interest in the said writ mentioned, and the costs; It is therefore considered by the Court that the Plaintiff recover against the Defendant the sum of $500cc with interest thereon at the rate of 12 per centum per annum from the 21st day of November 1871, till paid, and his costs by him in this behalf expended.

Abraham Andes, &c, Trustees, &c., Pltffs,
vs. } Unlawful Detainer.
Jacob Keagy, Deft.

This day came again the parties, by their Attorneys, and thereupon came a jury, to-wit:- Abraham Moyers, Samuel Shrum, Wm. A. Ingoman, W. S. Cordel, Saml. H. Wise, Nelson Sprinkel, L. P. Hartsman, A. G. Sherfey, John Linaweaver, James Steele, M. E. Carrier and Chas. O. Black, who being elected, tried and sworn the truth to speak whether the Defendant unlawfully withholds from the Plaintiffs the premises in the writ mentioned, 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 that the Defendant unlawfully detains from the Plaintiffs the premises in controversy." -

John R Koogle's Admrs. Pltffs
vs. } Notice No. 1.
James H. Coursey, &c, Defts

John R. Koogle's Admrs. Pltffs.
vs. } Notice No. 2.
James H. Coursey, &c, Defts.

Ordered that the above causes be continued until next term at the costs of the Defendants.

J. W. Shufflett, &c, Pltff
vs. } Notice
J. H Berry, Deft.

Reuben Kite, Pltff
vs. } Notice.
J. H Berry, Deft.

The Plaintiffs in the above causes having failed to give security for costs, as required at a former term of this Court, It is ordered that they be dismissed.

Ordered That this Court be adjourned until to-morrow morning at 9 o'clock.

James Kenney

At a County Court continued and held in and for the County of Rockingham, on Thursday, November 23d. 1871.

Present:- Hon. James Kenney, presiding.

The Vacation orders were inspected and approved by the Court.

Chas. A. Van Lear presented in Court an Aff against the County of Rockingham amounting to $12.00 for viewing Road (1 days services) from Taliaferro's Store to Isaac Longs which being sworn to was examined and allowed by the Court, and ordered to be certified to the Treasurer of this County for payment.

On the report of Chas. A. VanLear, Commissioner of Roads for Ashby Township, made in pursuance of an order made at the April 1871 term of this Court, directing him to view the road leading from Taliaferro's Store to Isaac Longs, and report the propriety of converting the same into a public road. Said Commissioner having reported in favor of converting said road into a public road, and there being no objection on the part of land-owners, It is ordered that the same be established as a public road.

The Attachment in the name of J. A Loewenbach & J. L. Robertson, late Sheriff of Page County, Va. awarded at a former term of this Court, being returned by the Sheriff of Page County, not executed, with the information that said Robertson is a resident of Rappahannock County. It is ordered by the Court, on motion of the Plaintiff, that an Attachment be awarded against said Robertson, directed to the Sheriff of Rappahannock County, and made returnable to the 15th. day of the present term.

issued 5th Feby

Jacob L. Silcott, survg. obligor of himself & J. R. Koogler, Commr. Pltffs. } Upon a Notice upon Bond executed for purchase of Property, sold under a Fi. fa.

D. Pennybacker, A. H Brewer, James Steele, J. W Liggett, & J W. Cowan, Defts.

This day came the Plaintiff by his Attorney, and the Defendants being solemnly called and not appearing, the notice was proved, and It is considered by the Court that the Plaintiff have judgment and Execution against the said Defendants, according to Bond and for costs.

Jacob L. Silcott & Jacob Dundore, Admrs of J. R Koogler, dec'd. Pltffs } Upon a Sci. fa.

Derrick Pennybacker, Defts.

The Defendant having been duly warned and not appearing, (the Sheriff having returned the writ of Sci. fa. duly executed upon the Defendant,) on the motion of the Plaintiff, by his Attorney, It is considered by the Court that the Plaintiffs may have Execution against the Defendant for the sum of $353.37 debt with interest thereon from the 16th. day of October 1869 till paid, and also $6.46 costs, the costs in the writ aforesaid specified; and that the Plaintiff recover against the Defendant, his costs by him expended in suing forth and prosecuting this writ.

issued 5th Feby to Rockingham

Lofland & Cowger Pltffs. } In Debt.

Joseph Ravenaugh, &c, Defts.

Ordered, on motion of the Defendants, that Rules be awarded against the Plaintiffs, returnable to Feby. term next of this Court, to show cause why this action shall not be dismissed.

D. Howard, for use of Mason Bare, Pltff
Samuel Barley, Defft. } Upon a Warrant.

This day came again the parties by their Attorneys, and the cause was submitted to the decision of the Court, and having fully heard the evidence and the argument of counsel, It is considered by the Court that the Plaintiff recover against the Defendant, the sum of $39.25 with interest thereon from the 10th day of October 1869 till paid, and his costs by him in this behalf expended.

Eli Pinkey, Pltff
Geo. Saufley's Admr. Defft. } In Debt.

D. B. Reed, Pltff
Julius Marty, &c, Defts } In Case.

Ordered That these causes be dismissed agreed.

Abraham Anders, &c, Trustees, Pltffs.
Jacob Nagey, Defft. } W D.

This day came the Defendant, by counsel, and moved the Court to set aside the verdict rendered in this cause, and grant a new trial, on the ground that the verdict was uncertain, defective and insufficient, and upon the further ground that it was contrary to the law and evidence, which motion the Court overruled.

Deborah Bowman's Admr. Pltff,
John Bowman, Defft. } In Debt.

Ordered That this cause be dismissed at the Defendant's cost.

A. M. Long, Pltff
John Dovel's Exor. Defft. } Award.

Anthony Rhodes, Pltff,
Peter Rader, Defft. } Case.

Jesse Moyers, Pltff
Wm. Minnick, Defft. } T. A. B.

W. H. Richcreek, Pltff
T. Z. Offutt, Defft. } In Case.

A. S. Wright, Pltff,
John Ninnanden, Defft. } In Debt.

John O'Connor's wife, Pltffs.,
John Scanlon, Defft } In Case.

V. H. Lane, Pltff,
James H. Coffenmyer, Defft. } In Debt.

Ordered That the foregoing causes be continued generally until the next term.

W. H. Cave, for &c., Pltff.,
Jeremiah Dovel, Defft } In Debt

This day came again the parties by their Attorneys, and thereupon came a Jury to-wit:— Abraham Moyers, Samuel Shrum, Wm. H. Mosman, H. S. Cordel, Saml. H. Wise, Nelson Spinkel, R. F. Weaver, A. G. Shenfey, John Linaweaver, James Steele, M. E. Carrier and Chas. A. Black, who being elected, tried and sworn the truth to speak upon the issues joined, and having fully heard the evidence and the argument of counsel, retired from the bar to consider of their verdict, and after some time returned

unto Court, and upon their oaths do say, "we the jury find for the defendant." It is therefore considered by the Court that the defendant recover against Jebulon D. Gilmore, the Plaintiff's assignee, his costs by him in this behalf expended.

Daniel Miller & Co. Pltff
vs
R. P. Fletcher & Bro. Defts. } In Debt

John C. Morrison, Pltff.
vs
Coffmans & Buffy, Defts. } In Case.

John C. Morrison, Pltff
vs
Jason N. Buffy, Deft. } In Case.

Coffmans & Buffy, Pltff.
vs
John C. Morrison, Deft. } In Case.

Same, Pltff
vs
Samuel A. Coffman, Deft. } In Case.

A. S. Rutherford's Admr. Pltff
vs
S. Carson Bowers, Deft. } In Debt.

Aug. Clinedinst, Pltff
vs
Plunket Morrip, Deft. } In Debt.

Ordered that the foregoing cause be continued generally until the next term.

Joseph Denton, Pltff,
vs
John Miller, Deft } In Case.

Ordered That this cause be continued at the Plaintiff's costs.

Lentis Morrip, Pltff
vs
E. S. Peale, Deft. } In Case.

Ordered That this cause be dismissed, at Plaintiff's costs.

Margaret Downey, Pltff.
vs
John Kelly, Deft. } Slander.

The non-residence of the Plaintiff was suggested, and on motion of the Defendant, by counsel, a Rule is awarded against the Plaintiff for security for costs, and the trial of the cause continued until the next term at the cost of the Plaintiff.

John G. Ragan, Pltff.
vs
N. J. Warfield, Deft. } Suggestion upon Attachment.

On motion of the Plaintiff, and for reasons appearing to the Court, It is considered by the Court that the Plaintiff recover against the Defendant, his costs by him in this behalf expended.

Ordered That Court be adjourned until to-morrow morning at 9 o'clock.

James Kinney

At a County Court continued and held in and for the County of Rockingham, on Friday, November 24, 1871.

Present:- Hon. James Kenney, presiding.

David Diehl, for use of O. F. A. Pirkey, Pltff
vs
W. H. Rodeffer, Constable, &c, deft. } Upon a notice

This day came again the parties by their Attorneys, and the cause having been submitted to the decision of the Court, and having fully heard the evidence and argument of counsel, the Court considers that the Plaintiff has no cause of action against the Defendant, and that the Defendant recover against the Plaintiff his costs by him in this behalf expended.

A. R. Whisen, Pltff.
vs
Philander Herring, deft. } Upon a Warrant.

Ordered That this cause be dismissed at Plaintiffs costs.

Noah W. Beery, Pltff
vs
Peter Brenneman, for &c, Deft. } Upon a Notice.

Ordered That this cause be placed upon the Court's Docket.

Upon the Petition of E. F. Rinker- he is permitted to make a Rock fill in the Keezletown Road, where it passes through his farm about two miles below Keezletown,- at a pond, reducing the width of said Road to 16 feet for about 30 yards- the same to be put in good order,- the proposed change having been approved by the Road master, G. R. Eastham, and the Commissioners of Roads of Harrisonburg Township, Wm H. Rodeffer.

John Reubush, Pltff
vs
Saml. Funkhouser's Admr. Deft. } In Case. No. 1.

On motion, this cause is continued until the next term at the cost of the Plaintiff and Rules are awarded against P. S. Roller and G. F. Funkhouser, two of the Plaintiffs witnesses, for their failure to appear at this term, made returnable to the next term of this Court.

Francis Staling, Pltff
vs
A. R. Whissen, Deft. } In Case.

Ordered That this cause be dismissed agreed.

Wm. Peters, use of James Steele, Pltff,
vs
N. M. Lofland, Deft. } In Assumpsit.

This day came the parties by counsel, and neither party requiring a Jury, the case was submitted to the Court,- thereupon the case being heard, the Court is of opinion that the Plaintiff is entitled to recover of the Defendant, N. M. Lofland, the sum of $35.00 damages, with interest thereon from the 19th of January 1868, till paid, &c.

therefore considered by the Court that the Plaintiff recover against the Defendant, N. M. Lofland, the sum of $25.00 with interest thereon from the 19th day of January 1868, till paid, and his costs by him in this behalf expended.

A. S. Byrd, for &c, Pltff,
vs
Franklin Siskey, Deft. } In Debt.

Hoffmans & Bruffy, Pltff,
vs
Franklin Siskey, Deft. } In Debt.

This day came the parties by their Attorneys, and the Defendant filed account offsets and payment, in above-named causes.

James Bolton, Pltff
vs
George Fawcett, Deft. } In Debt.

This cause is continued until next term at the costs of the Plaintiff, and a Rule is awarded, on motion of the Defendant, against the Plaintiff, for security for costs.

M. S. McSeely, by &c., Pltff;
vs
J. B. Painter, Deft. } In Case.

M. Loyd & Bro., Pltff;
vs
Reuben Bonds & John Koontz, Deft. } In Case.

Monroe & Allen, Pltff;
vs
Gabriel Nite's Adms. Deft. } In Debt.

John Koontz, Pltff;
vs
Catharine Silbert, Deft. } In Debt.

Ordered, That the foregoing causes be continued until next term.

John Reubush, Pltff
vs
Samuel Funkhouser's Adms. Deft. } In Case.

This day came again the parties by their Attorneys, and thereupon came a Jury to-wit:- Alem. Moyers, Samuel Shrum, Wm. H. Morman, H. S. Cordel, L. N. Wise, M. Sprinkel, R. F. Weaver, A. G. Shafey, John Linaweaver, James Steele, and Wm. E. Carrier, and Chas. C. Black, who being elected, tried and sworn the truth to speak upon the issues joined, and having fully heard the evidence and the argument of counsel, were adjourned until to-morrow morning at 9 o'clock.

Ordered, That this Court be adjourned until to-morrow morning at 9 o'clock.

James Kenney

At a County Court continued and held in and for the County of Rockingham, on Saturday November 25, 1871.

Present:- Hon. James Kenney, presiding.

John Reubush, Pltff.,
Samuel Funkhouser's Admr. Deft } In Case.

This day came again the Jury sworn and empanneled on yesterday for the trial of this cause, pursuant to their adjournment, 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 for the Defendant," It is therefore considered by the Court that the Defendant recover against the Plaintiff, his costs by him in this behalf expended.

Remijus Armentrout, Pltff.,
B. F. Strickler, Deft. } In Case.

This day came again the parties by their Attorneys, and the Court considering it improper for him to try the case, by agreement of counsel, Col. Robert Johnson a practicing Attorney in this Court was selected to try the matters in controversy, and having fully heard the evidence, the Court is of opinion that the Plaintiff is entitled to recover of the Defendant, the sum of $6.39 with interest from the 1st. day of January 1870, till paid, and the Court certifies that the amount in controversy exceeded $20 Cts; It is therefore considered by the Court that the Plaintiff recover of the Defendant the sum of $6.39 with interest thereon from the 1st. day of January 1870, till paid, and his costs by him in this behalf expended.

Henry A. Showalter, Pltff
D. H. Andrew, &c, Deft. } In Debt.

Wm. Arden, Pltff.,
L. B. Dovel, &c. Defts. } In Debt

Ordered That this cause be continued until next term at Defendant's cts.

B. F. Harman's Admr. Pltff
Michael Whitmore, Deft. } In Case.

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By agreement of parties, it is considered by the Court that the Plaintiff recover against the Defendant the sum of $30 Cts with interest thereon from the 25th. day of November 1871, till paid, without costs.

Gesner Nejecki's Admr. Pltff
Wm. H. Vanpelt, Deft. } In Debit.

W. H. Lee Pltff.,
Jackson Krupp, Deft. } In Case.

John Beam Pltff
Jacob Barley, Deft. } In Debt.

Jacob Ammon's Admr. Pltff.
Stephen Armentrout, Deft. } In Debit.

George Campbell, Pltff
Koogler &c, Defts. } In Case.

Ordered That the foregoing named causes be continued until next term.

On motion of Jacob Ringold to correct an erroneous assessment made against him by John A. Moore, assessor for Franklin Township, Rockingham County, amounting to $11.85 on personal property for the year 1871- which motion the Attorney for the Commonwealth defended,- and it appearing to the Court from the evidence of the said Assessor and said Ringold, that said Ringold is erroneously assessed with Taxes to the amount of $11.85 on $1245.00 worth of Personal Property.- It is therefore ordered that said Assessment be corrected and the said Jacob Ringold be relieved from the payment of said Taxes for the year 1871.- it appearing to the Court the error was not caused by any fault of said Ringold, or any failure on his part to furnish correct lists of his property for assessment.

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Wm. Minnick, Pltff.,
vs
M. N. Lee, Deft. } In Debt &

Wm. Minnick, Pltff.,
vs
M. N. Lee, Deft. } In Case.

This day came again the parties by their Attorneys, and thereupon came by consent, a Jury of Seven, to-wit:- Saml Shrum, Wm. N. Moorman, W. S. Cordel, S. N. Wise, A. F. Weaver, John Linaweaver and James Steele, who being elected, tried and sworn the truth to speak upon the issues joined in the two above-named causes, 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 upon their oaths do say, "we the Jury find for Plaintiff Ten Dollars, with interest from November 25, 1871," and the Court certifies that the amount in controversy exceeded the sum of $20.00 exclusive of interest. It is therefore considered by the Court that the Plaintiff recover of the Defendant the sum of Ten Dollars, with interest thereon from the 25th day of November 1871, till paid, without costs, and that the Defendant recover of the Plaintiff his costs about his suits in this behalf expended.

Herman Dreyfous, Pltff
vs
Wm. C. Harrison, Deft. } In Case.

On motion of the Defendant, a Rule is awarded against the Plaintiff for security for costs.

Ordered That Court be adjourned until Monday morning next at 9 o'clock.

James Kenney

At a County Court of Rockingham County, continued and held in and for the County of Rockingham, on Monday, November 27, 1871.

Present:- Hon. James Kenney presiding.

Henry C. Beery, for use of Wm. B Jones, Plff
vs
C. B. alias Christian R. Snell, &c, Defts } In Debt.

This day came the Defendants, by their Attorney, and waived the plea by them heretofore pleaded, thereupon It is considered by the Court that the Plaintiff recover against the Defendants, the sum of $100cc with interest thereon from the 25th day of December 1866, till paid, and his costs by him in this behalf expended.

On motion of Frederick Armentrout, the Commonwealths Attorney appearing and defending the same, and it having been proven to the satisfaction of the Court that said Armentrout has been erroneously charged with two tracts of Land in Stonewall Township, one containing 2 Acres and 2 Roods, the other containing 62 Acres. And it appearing to the Court that said erroneous assessment of Taxes has been paid over to the Treasurer, It is ordered that the Treasurer of the County refund to said Armentrout the sum of Seven Dollars & ninety-nine cents, that being the amount of State Tax paid by said Armentrout. And it is further ordered that the Treasurer of the County refund to said Armentrout the sum of Four Dollars and 45 cents, that being the amount of Tax for County purposes so paid by the said Armentrout. The Commissioner who made the Assessment, Saml. Lindamood, has departed this life and his successor has not been appointed; it appears however from the testimony of Wm. B. Yancey, who assessed said lands in 1870, for the purpose of taxation, that the tracts here mentioned are included in the tract of 224 A. 3 R. & 15 P. with which he stands charged. It is therefore ordered that these two tracts be omitted from future assessments.

It is ordered That it be certified to the Auditor of Public Accounts, that John Paul, Attorney for the Commonwealth for Rockingham County, is entitled to $15.00 for prosecuting to conviction in the following cases of misdemeanor:- Commonwealth vs Noah A. Royer - same vs Henry Royer and same vs Thomas Washington.

Ordered That the County Treasurer pay to John Paul, Attorney for the Commonwealth for Rockingham County, $25.00 for his services for the month of November 1871.

On the report of C. H. Harnsberger, S. P. H. Miller & Thomas K. Harnsberger, viewers appointed at a previous term of the Court, to view Road No. 1. Elk Run Township. It is ordered that the following changes be made:- 1st That said Road be made 18 feet wide between N. A. Kite and Forrer, from a hickory tree opposite the Forrer House to the mouth of the lane on Forrer's side, thence to the bend in said road on Kites side - 2nd Said road between the Harnsberger tract and Isaac Hammer to be established according to stakes fixed by said viewers; and it appearing to the Court that no damages are claimed by the land-owners, said change is without damages to any party.

Ordered That Franklin Lickey, land owner, be summoned to appear at the next term of this Court to shew cause if any he can, why the Road from Harrisonburg to Keezletown, shall not be established according to the report of Commissioners

Ordered That Abram Spitzer, Sam'l A. Long, David Leary's Heirs, Josephus Leary, Silas Leary and Benj. F. Bierly, land-owners along the lower route of the proposed road from Keltzels Mill to Whitmer's Blacksmith Shop, be summoned to appear at the next term of this Court, to shew cause against establishing said road, according to report of Commissioners of Roads.

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Ordered That Court be adjourned until to-morrow morning at 9 o'clock.

James Kenney

At a County Court continued and held in and for the County of Rockingham, on Tuesday, November 28, 1871.

Present:- Hon. James Kenney, presiding.

John Reubush, Pltff
Samuel Funkhouser's Admr. Deft. } In Case.

This day came again the parties by their Attorneys, and the Plaintiff moved the Court to set aside the judgment, which being done, he then moved the Court to set aside the verdict and grant a new trial, which motion the Court doth continue until next term.

L. S. Byrd this day presented in Court an Account against the County of Rockingham, amounting to $26.65 for hauling Dirt, &c, in Court-yard, wood, &c, furnished Court House, which being sworn to was examined and allowed by the Court, and ordered to be certified to the Treasurer of this County for payment.

c/ed.

C. A. Sprinkel &c. Pltff
James Steele, Deft. } In Case.

This day came the parties by their Attorneys, and the Defendant filed his account of payments and setoffs.

R. P. Fletcher Pltff
Daniel Stouffer, Deft. } Att.

James C. Keltzel, Pltff
Daniel Stouffer, Deft. } Att.

R. B. Jones, Pltff
Daniel Stouffer, Deft. } Att.

The Defendant having appeared and made defence according to law. It is ordered that the judgments and orders for sales in these cases be set aside, and they are continued until the next term.

Samuel Fitz Pltff,
Fitzsimons, Deft. } In Debt.

E. J. Sullivan, Pltff
J. N. Breffy, &c, Defts } Court.

Ordered, That the above-named causes be dismissed.

Tusing & wife, Pltff,
Silas Rinnion, &c, Defts } In Debt.

Ordered, That this cause be dismissed at the Defendants' costs.

Elizabeth Keyser, Pltff
vs
Henry Hale, Deft. } Trespass. & Peter Michael, Pltff. vs David Scott's Admr. deft } In Debt.

Ordered That the two above named causes be dismissed the former at the cost of the Defendant.

Robert Cox, for &c., Pltff
vs
Thomas Washington, &c., Defts. } In Debit.

This day came the parties by their Attorneys and the Defendants filed their plea of payment, to which the Plaintiff replied generally, whereupon, It is considered by the Court that the office judgment be set aside and the trial of the issue continued until the next term.

William Thomas, Pltff,
vs
Charles J. Brock, Deft. } Trespas. Eli Tutinlei's Admr. Pltff, vs Peter Hile, Deft. } Trover & Conversion.

This day came the parties by their Attorneys, and the Defendants filed their plea of "not guilty," to which the Plaintiffs replied generally, whereupon It is considered by the Court that the office judgments be set aside and the trial of the issues continued until the next term.

Thomas J. White, for &c. Pltff
vs
Jehilla A. Airey, Deft. } In Case. Norvell Cobb, Pltff vs J. P. Effinger, Deft. } In Case.

A. C. Rohr, Pltff
vs
John Lincoln, Deft. } In Case. Gordon & Williams, Pltff vs E. N. B. Huffman, Deft. } In Case.

This day came the parties by their Attorneys, and the Defendants filed their pleas of non-assumpsit, to which the Plaintiffs replied generally, whereupon It is considered by the Court that the office judgments be set aside, and the trial of the issues continued until the next term, and the Defendant, J. A. Airey, has leave to file other and special pleas.

John N. Hopkins' Exors., Pltffs.,
vs
James S. Morris, &c., Defts. } In Debit.

This day came the parties by their Attorneys, and one of the Defendants, John N. Ralston, filed his plea of nil debit, to which the Plaintiffs replied generally, whereupon It is considered by the Court that the office judgment as to Defendant Ralston be set aside, and the trial of the issue continued until the next term, and judgment as to Defendant Morris.

Williams & Ernest, Pltffs.,
vs
Benjamin Rickard, surv. &c., Defts. } In Case.

This day came the parties by their Attorneys, and the Defendant by his Attorney, filed his plea of non-assumpsit, to which the Plaintiff replied generally, whereupon It is considered by the Court that the office judgment be set aside, and the trial of the issues are continued until the next term, and the Defendant has leave to file additional pleas.

Merchants' & Mechanics' Bank of Wheeling, Pltff;
vs
George W. Berlin, Deft. } In Debt.

This day came the parties by their Attorneys, and the Defendant filed his plea of payment and nil debit, to which the Plaintiff replied generally, whereupon it is considered by the Court that the office judgment be set aside and the trial of the issues continued until the next term.

Abraham Wengers Admr. Pltff
vs
Calvin Wood, Deft. } In Debt.

This day came ~~the parties~~ by their Attorneys, and the Defendant filed his plea of payment and ~~of nitto~~ as to the sum of $40.cts, to which the Plaintiff replied generally, whereupon it is considered by the Court that the office judgment as to said $40cts be set aside and the trial of the issue continued until the next term, and judgment against the Defendant for the remainder of the debit in the declaration mentioned.

Ordered That it be certified to the Auditor of Public Accounts, that the following named Jurors are entitled to receive the amounts opposite their names, for services in the trial of misdemeanor cases, during the present term of the Court:—

Abraham Moyers,	$2.00	Samuel Shrum,	$2.00	Wm. H. Moonaw,	$2.00	W. S. Cordel,	$2.00
Saml. H. Wise,	2.00	John W. Bell,	1.00	Geo. W. Effinger,	1.00	M. E. Carrier,	2.00
Chas. O. Black,	2.00	S. H. Carrier,	1.00	D. M. Huffman,	1.00	James Steele,	2.00
R. F. Weaver,	1.00	Nelson Sprinkel,	1.00	L. V. Waitmann,	1.00	Alg. G. Sheffey,	1.00
John Linaweaver,	1.00						

Ordered, That it be certified to the Treasurer of the County that the following-named Jurors are entitled to receive the sums opposite their names for services as Petit Jurors during the present term of the Court:—

Abraham Moyers,	$4.00	Samuel Shrum,	$5.00	Wm. H. Moonaw,	$5.00	W. S. Cordel,	$5.00
Saml. H. Wise,	5.00	M. E. Carrier,	4.00	Chas. O. Black,	4.00	James Steele,	$5. 4.00
R. F. Weaver,	6.00	Nelson Sprinkel,	6.00	L. V. Waitmann,	1.00	Alg. G. Sheffey,	5.00
John Linaweaver,	4.00.						

I. G. Coffmans Extx. Pltff,
vs
Silent & Harper Defts } In Debt.

This day came the parties by their Attorneys, and the Defendants filed their plea of statute of limitations, to which the Plaintiff replied generally, whereupon it is considered by the Court that the office judgment be set aside and the trial of the issue continued until the next term.

Same, Pltff,
vs
Silent & Bowman, Deft. } In Debt.

This day came the parties by their Attorneys, and the Defendants filed their plea of nil debit and statute of limitations, to which the Plaintiff replied generally, whereupon it is considered by the Court that the office judgment be set aside, and the trial of the issues continued until the next term.

On an application to establish a public road leading from the Augusta County line, at a point near Sangersville, to the Attobine & Briery Branch Gap Road, intersecting said road at John Wine's - On the report and amended report of Wm. H. Kavicofe, Commissioner of Roads for Franklin Township, and the land-owners having been duly summoned to shew cause against the establishment of said proposed road, and it appearing to the Court that there is no objections to said road, or to the damages allowed by the Commissioner, It is ordered that said road be established according to the report and amended report of Wm. H. Kavicofe, which will begin at the Augusta County line, running North-east along the line of Henry Andrew & Henry Philips 16 poles, thence making a turn running round on Henry Philips' land 40 poles back to Andrew & Philips line 37 poles to the land of said Andrew & Kisey, thence in the same direction with their line 50 poles to Daniel Miller's land, thence East over said Miller's land 32 poles intersecting the route reported on by said Kavicofe in his original report, and surveyed by Wm. Beard, thence following said route as designated in the survey and diagram made by said Wm. Beard, to where said route intersects the Attobine & Briery Branch Road at John Wine's - said road to be located according to the survey and diagram of Wm. Beard, from where it is intersected by the route viewed and reported on by Wm. H. Kavicofe in his amended report, to John Wine's, which survey and diagram are part of this order, said road to be twenty feet wide. It is further ordered that John Wine be allowed to erect two gates on said road, where it passes through his land, that the Township Keep over the mill-race of Wm. Beard, a bridge sufficiently high to permit the water to pass through; that $34.00 be allowed to Henry Andrew, $5.00 to Henry Philips, $10.00 to — Kisey, and $15.00 to Daniel Miller, land-owners along the road to be paid by Franklin Township, for their damages.

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Frank. F. Horner, Pltff.
vs
W. Pinkes, Deft. } In Case.

This day came the parties by their Attorneys, and the defendant filed his plea of non-assumpsit, to which the Plaintiff replied generally, whereupon It is considered by the Court that the office judgment be set aside, and the trial of the issue continued until the next term.

Ordered that this Court be adjourned until to-morrow morning at 9 o'clock.

James Kenney

At a County Court continued and held in and for the County of Rockingham, on Wednesday, November 29, 1871.

Present:- Hon. James Kenney, presiding.

George W. Berlin, for &c., Plff
vs
James A. McNeily, &c., Defts. } In Debt.

G. W. Berlin Plff
vs
James A. McNeily, &c., Defts. } In Debt.

This day came the parties by their Attorneys, and the Defendants filed their pleas of payment, to which the Plaintiff replied generally, whereupon it is considered by the Court that the office judgments be set aside and the trial of the issues continued until the next term, and the Defendants have leave to file additional pleas.

On the application of Wm. B. Price to be relieved from an erroneous assessment upon 8½ Acres of Land in the County of Rockingham for the year 1870, the Attorney for the Commonwealth appearing and defending the motion, and the Assessor who made the assessment examined as a witness, It appearing to the Court that said Wm. B. Price was erroneously assessed with taxes for the year 1870 on a tract of 8½ Acres of Land lying in Rockingham County, It is ordered that he be exonerated from the payment of $1.19/100 the taxes so erroneously assessed against him upon said tract of Land.

Abraham Andes, &c., Trustees,
vs
Jacob Keagy. } Unlawful Entry & Detainer.

On the trial of this cause the Defendant by his Attorney, excepted to several opinions of the Court given upon the said trial, and in pursuance of leave reserved at said trial, tendered his first and second bills of exceptions, which were received and signed and sealed, and ordered to be made part of the record in said cause.

Same,
vs
Same. } M. E. & D.

At the instance of the Defendant, who desires to present a petition for a writ of supercedeas in this cause, It is ordered that the execution of the judgment rendered in this cause be suspended for sixty days from this date, upon his giving bond before the Clerk of this Court in the penalty of Fifty Dollars, conditioned according to law.

Washington Goins & Jacob Goins
vs
W. D. C. Covington, } Motion to quash Execution.

Ordered That this cause be placed upon the Court's Docket.

Ordered That Court be adjourned until to-morrow morning at 9 o'clock.

James Kenney

At a County Court continued and held in and for the County of Rockingham, on Thursday, November 30, 1871.

Present:- Hon. James Kenney, presiding.

J. D. Gilmore, Pltff,
Geo. W. Hedrick, &c, Defts. } Adv. Bond.

Jacob M. Rhodes, Pltff
Francis M. Kitley, &c, Defts. } Adv. Bond.

This day came the Plaintiffs by their Attorneys, in the two above motions on Forthcoming Bonds, and the Defendants being solemnly called and not appearing, the notices were proved, and it is considered by the Court that the Plaintiffs have judgments and Executions according to Bonds and for costs.

This day Samuel L. Slusser, Collector of Ashby Township, presented in Court a List of Delinquent Capitation and Property Tax for the year 1871, amounting to the sum of $121.36 and also a List of Delinquent Taxes for County Levy, $12.26 - Parish Levy, $24.42, Railroad Tax, $24.42 and School Tax $9.89, which are continued until next term.

J. Samuel Harnsberger who has been appointed by the Judge of this Court, Overseer of the Poor for Harrisonburg Township, (for the term of one year from July 1, 1871) in place of J. J. Miller, who failed to qualify, this day appeared in Court, and together with George W. Berlin, his surety, (who justified as to his sufficiency,) entered into and acknowledged a bond in the penalty of Five Hundred Dollars, conditioned according to law, and took the several oaths required by law.

C. Beery, Pltff
S. R. Allebaugh, S. R. C., Deft. } Motion.

Ordered, That this cause be dismissed at the Defendants costs.

The writing purporting to be the last will and testament of John Bowman, Sr. was this day presented in Court, and being proven by the oaths of Adam Lichliter and Nasson Bare, (two of the subscribing witnesses thereto) was admitted to probate, and on motion of David Bowman, he was permitted to qualify as Executor under said will, and thereupon he appeared in Court, and together with Martin Garber, his surety, (who justified as to his sufficiency,) entered into and acknowledged a bond in the penalty of Thirty thousand Dollars, conditioned according to law, and qualified accordingly. And upon motion of said Executor, Abraham Garber, Moses Busing, William A. Pence and Jacob Hinegardner, are appointed to appraise said Estate, (any three of whom may act,) after first being duly sworn.

Samuel R. Allebaugh, who has been appointed by the Judge of the County Court Collector of Taxes, &c for the year 1870, late in the hands of J. A. Hammen, under the 18th Section of Chapter 49 of the Code of 1860, this day appeared in Court and together with Samuel R. Sterling, his surety, (who justified as to his sufficiency,) entered into and acknowledged a bond in the penalty of $15.000 conditioned according to law, and took the several oaths prescribed by law.

The matter of settlement of J. A. Hammen, late Sheriff is continued until next term.

Ordered That Court be adjourned until the next term.

James Kenney

Virginia,— In Vacation

In the Clerk's office of the County Court of Rockingham County.— Dec. 1. 1871.

John B. Baldwin, Plff.,
N. L. Greiner, Deft. } In Debt.

This day, the Defendant, N. L. Greiner appeared in the Clerk's office aforesaid, and acknowledged the Plaintiff's action, and confessed a judgement for $1000.00 with interest thereon from the 10th day of December 1869. till paid and costs, subject to a credit of $100. day of June 1871. It is therefore considered that the Plaintiff recover against the Defendant the sum of $1000.00 with interest thereon from the 10th day of December 1869 till paid, and the costs in this behalf expended, subject to a credit of 100$ as of 16th day of June 1871.

At a County Court Held in and for the County of Rockingham, on Monday, December 18, 1871.

Present:- Hon. James Kenney, presiding.

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

Bargain & Sale,	Barnet Smith & wife	to	Thomas Burke,
" "	Noah Martz, Exor. of Dl. Bazzle,	"	Cyrus Rhodes,
" "	Albert Haynes,	"	Elicous Michael,
" "	J. M. Liggett & J. G. Winfield,	"	Nancy Sites,
" "	Noah Martz, Exor. of Dl. Bazzle,	"	Preston Rhodes,
" "	A. Keuton, Exor. of A. Bazzle,	"	Daniel Bazzle,
" "	James Haynes	"	Elicous Michael,
Trust Deed,	Wm. C. Harrison,	"	Charles Brock,
Deed of Loan,	Mathias M. Miller	"	J. Kinegardner & J. H. Moore,
Bargain & Sale,	Winfield & Liggett,	"	Williams & Pugh,
" "	Isaac Baker,	"	Conrad Long,
" "	Elijah S. Huffman,	"	Henry Flemings,
" "	B. A. Hawkins,	"	Henry Flemings,
" "	Geo. F. Funkhouser	"	Mary Reid & S. Funkhouser,
" "	Jacob Monger,	"	John H. Monger,
" "	J. R. Grove,	"	John R. Kite,
Trust Deed,	Joseph Moore,	"	John M. Bowman, Trustee,
Agreement,	Laymans Heirs,		
Bargain & Sale,	Geo. H. Philips	"	Jacob Lee,
Trust Deed,	Smith Roach,	"	John C. Walker, Trustee,
Bargain & Sale,	Jonas Bowman,	"	Isaac S. Kibler,
Trust Deed,	D. A. Pleaker,	"	Wm. B. Compton, Trustee,
Bargain & Sale,	James P. Paxton, Trustee,	"	Philip Hollar,
Homestead,	Theophilus Shiflett,		
Bargain & Sale,	Philip Holler,	"	Melvina Dove,
Homestead,	John C. Williams,		
Bargain & Sale,	David Looker,	"	Abraham C. Long,
" "	Daniel Shickel & wife	"	Jacob Shickel,
" "	John Wammer & wife	"	Jacob Shickel
" "	James Fitzwaters & wife	"	Anthony Showalter,
" "	Dl. Hilbert & wife	"	Catharine Hilbert & children,
" "	James C. Heltzel & wife	"	Jacob Yeager,
" "	John R. Koogler & wife,	"	Wm. Messersmith,
Trust Deed,	Peter Strine,	"	John Showalter, Trustee,
Bargain & Sale,	J. P. Effinger & wife & Geo. Messersmith	"	Abraham Paul,
" "	Philip Hollar & wife,	"	Robert Hollar,
" "	John Baldwin & wife	"	Joshua Ritchie,
" "	A. E. Henneberger, Exor. &c,	"	A. M. E. Strayer & others,
" "	Reuben Coffman & wife,	"	John Brunner,
Trust Deed,	Emanuel Grove,	"	Richard Bromback,
Bargain & Sale,	John C. Woodson, Trustee,	"	Harvey Kyle,
" "	Giles Devier & wife	"	Winfield S. Kennon, Trustee,

Bargain & Sale,	Lewis Driver & wife,	to	David Driver,
" "	David Driver & wife,	"	Lewis Driver,
" "	Frances R. Raleton,	"	Jacob VanPelt,
Trust Deed,	Thomas B. Offutt,	"	James N. Dwyer, Trustee,
Bargain & Sale,	N. J. Gray & wife,	"	J. Jackson Miller,
" "	same,	"	same,
" "	Martin Brenneman,	"	Henry Hoyer,
" "	P. J. Miller & wife	"	J. N. Gordon,
Bill of Sale,	Isaac Hirsch,	"	Meyer Hirsch, Trustee &c,

The following settlements having been filed and lain in the office the time prescribed by law, and no exceptions being taken thereto, It is ordered that they be recorded:-

Settlement of Estate A/c of John Pence, with Henry Carpenter, his Admr.

Do.	"	"	Do.	same,	"
Do.	"	"	"	Wm. Earmon,	" Shem Bowman, "
Do.	"	"	"	Jacob Burkholder,	" Anthony Burkholder, "
Do.	"	Guardian	"	Salina R. Hoff	" Adam L. Bear, her guardian,
Do.	"	Trustee	"	E. S. Yancey	" C. A. Yancey, his Trustee.

D. V. Ruchman, Plff
vs
I. A. McCall, Deft } Att.

S. P. & W. Miller, Exrs. for &c, Plffs,
vs
John Cover, garnishee of S. McDaniel, Deft. } Sugt.

Commonwealth of Virginia Plff
vs
J. B. Eastham, Collr. of Elk Run Township, &
Wm. Sigler, B. S. Looker and P. P. Shiflett, Defts } Notice.

John S. King, use of &c, Plff
vs
N. H. Jones, Deft. } Sugt. vs Julius H. Smith.

same, for &c Plff
vs
same, Defts. } Notice.

Ordered that the above causes be placed on the Clerks Docket.

On motion of William Funk, Madison Moore, Commissioner present as a witness, and the Attorney for the Commonwealth defending, It is ordered that the Treasurer of this County refund to said Wm. Funk the amount improperly paid on the 100 Acres erroneously assessed of $10.00 instead of 10 cents per acre, as appears by order entered on said Funk's motion October Term of this Court, 1871.
copied.

On motion of John W. Melhorn, Executor of George Harner, dec'd. It is ordered that G. T. Hopkins, G. W. Manzy, A. P. Nicholas & J. M. Weaver be appointed to appraise the Real Estate of said Harner, dec'd any three of whom may act, after first being duly sworn.

Ordered That Lewis Driver, Commissioner of Roads for Central Township view the Swoope's Mill & Dayton Road, between Swoope's Mill and Frederick Rhodes, near Mole Hill, and report what changes if any, is necessary in the present location of that part of said road.
Said

On motion of Rebecca Whitmer, It is ordered that Simon Harman, Abraham Andes and John Long, be appointed Commissioners to assign and lay off the Dower of Cynthia Whitmer, in the Real Estate of her late husband, Peter Whitmer, deceased.
copied

Copied. Pendleton Bryan, Registrar for Harrisonburg Township this day presented in Court an Account against the County of Rockingham, amounting to $9.00 for 2 day's services &c in month of October 1871, which being sworn to in Court, was examined and allowed by the Court, and ordered to be certified to the Treasurer of the County for payment.

Paid. S. H. Moffett, Registrar for Harrisonburg Township, this day presented in Court an Account against the County of Rockingham, amounting to $37.00 for 2 days' service, &c, in November 1870, and 5 day's service, &c, in April 1871, which being sworn to in Court, was examined and allowed by the Court, and ordered to be certified to the Treasurer of the County for payment.

John E. Hopkins is hereby appointed by the Judge of the County Court of Rockingham County Assessor for Stonewall Township, to fill the vacancy occasioned by the death of Samuel Lindamood, late the Assessor of said Township.

Upon the motion of Z. D. Gilmore & others, the Court doth appoint C. R. Rush, Trustee in a Deed of Trust heretofore executed by A. J. D. Bader, in the place of J. C. Sumnon, who has departed this life

On the motion of Pendleton Bryan, who has been duly appointed and commissioned a Notary Public in and for the County of Rockingham, he appeared in Court, and together with Charles C. Haas, his surety, (who justified as to his sufficiency) entered into and acknowledged a bond in the penalty of Five Hundred Dollars, conditioned according to law; and took the several oaths required by law.

John R. Jones, use of A. P. Skinner Plff,
John D. Pennybacker, &c, Defts. } D. Bond.

J. L. Silbert & Jacob Dundore, Admrs. of John R. Koogler, dec'd. Plff
A. D. Pennybacker, &c, Defts. } upon a Bond executed for the purchase of property at Sheriff's sale, under act of Assembly, May 28, 1870.

This day came the Plaintiffs by their attorneys, in the above motions, and the Defendants being solemnly called and not appearing, the notices were proved, and it is considered by the Court that the Plaintiffs have judgment and executions according to Bonds and for costs.

The writing purporting to be the last will and testament of John Fultz, dec'd, was this day presented in Court, and being proven by the oaths of Fred K. Speck and Wm E. Bleeker, the subscribing witnesses thereto, was admitted to probate.

Edward S. Kemper, ~~Joseph Casey~~ Wm W. Hooke and L. F. Moyerhoffer, Commissioners appointed at the July Term last of this Court, to lay off and assign Dower to Elizabeth G. Van Lear, widow of Wm. Van Lear, dec'd, this day presented their report, which is ordered to be confirmed and recorded.

Ordered That Rudolph Moyers, David Blosser, Henry Miller, Jacob Byrd, Wm N. Kinsoff, James Koogler, Peter Keline and Eli Hollen, land owners, be summoned to appear on the first day of the next term of this Court, to shew cause, if any they can, why the road leading from Shickel's School House to Ottobine Mills, shall not be established according to the report of Wm Beard & Thomas A. Jackson, Commrs to view, presented at this Term of the Court.

Spirit — Ordered That the County Treasurer pay to John Paul, Attorney for the Commonwealth for Rockingham County, Twenty-five Dollars for his services in this Court for the months of December 1871.

The matter of the Settlement with J. N. Hammen, late Sheriff of this County, is continued until the next term of this Court.

Boyte W. Funk, infant son of Benjamin Funk, over the age of 16 years, this day appeared in Court and chose his father Benjamin Funk as his guardian; thereupon said Benjamin Funk appeared in Court, and together with Solomon Funk, his surety, (who justified as to his sufficiency,) entered into and acknowledged a bond in the penalty of Fifty Dollars, conditioned according to law, and qualified accordingly.

George W. Hedrick, surety upon the official bond of Emanuel Sellers, Constable of Stonewall Township, this day filed his petition to this Court, praying to be relieved of said suretyship; whereupon the said Emanuel Sellers, Constable aforesaid, acknowledged service of notice of said petition, and declined to give a new bond; It is therefore considered by the Court that the powers of said Emanuel Sellers, as Constable of Stonewall Township be and the same are hereby revoked.

Adam Good, surety upon the official bond of W. F. Bowers, Constable of Plains Township having notified said Bowers that he would move the County Court at this Term to be relieved as said surety, and said Bowers having acknowledged service of said notice and declining to give a new bond, It is therefore considered by the Court that the powers of said W. F. Bowers as Constable of Plains Township be, and the same are hereby revoked.

Giles Devier, Admr. of P. Paulsel, dec'd. Plff.,
vs
John Blain & Wm. Robinson, securities of Wm. K. Bailey, late Constable, &c. Defts. } Upon a Notice.

This day came again the parties by their Attorneys, and the cause being submitted to the decision of the Court, It is considered by the Court that the Plaintiffs recover from the defendants the sum of $33.24 with interest thereon from the 21st. day of February 1854, till paid, subject to a credit of $3.00 as of Dec. 23, 1856, and his costs by him in this behalf expended.

It appearing to the Court from the certificate of N. R. Higgins, a Justice of the Peace, that Ida K. Niswander, infant daughter of Abraham Niswander, dec'd, over the age of 14 years, has chosen Wm. H. Hamrick as her guardian, on her motion said Hamrick is appointed as said guardian, and thereupon he appeared in Court, and together with Abraham Sager, his surety, (who justified as to his sufficiency,) entered into and acknowledged a bond in the penalty of Eight Hundred dollars, conditioned according to law, and qualified accordingly.

It appearing to the Court from the certificate of N. R. Higgins, a Justice of the Peace, that Mary E. Niswander, infant daughter of Abraham Niswander, dec'd, over the age of 14 years, has chosen Abraham Sager as her guardian; on her motion the Court doth appoint said Sager as her guardian; and thereupon he appeared in

Court, and together with Wm. H. Hamrick, his surety, (who justified as to his sufficiency) entered into and acknowledged a bond in the penalty of Eight Hundred dollars, conditioned according to law, and qualified accordingly.

On the motion of Rebecca Lawson, who made oath thereto according to law, and together with George W. Baugher, her surety, (who justified as to his sufficiency) entered into and acknowledged a bond in the penalty of $400 cc conditioned according to law, a certificate is granted her for obtaining letters of administration upon the Estate of Moses Lawson, decd; and upon the further motion of said Rebecca Lawson, the Court doth appoint S.C. Naylor, Allen Baugher and Robert D. Wynant to appraise the Estate of said Moses Lawson, after first being duly sworn.

On the motion of Samuel D. Painter, who made oath thereto according to law, and together with Shem Bowman and David Pultz, his sureties, (the latter by A.H. Pultz, his Attorney in fact,) (who justified as to their sufficiency,) entered into and acknowledged a bond in the penalty of $6000 cc conditioned according to law, a certificate is granted him for obtaining letters of administration de bonis non, upon the Estate of George Miller, decd, and upon the further motion of said Samuel D. Painter, the Court doth appoint C.A. Yancey, A.M. Newman, S.J. Harnsberger and Granville Eastham, to appraise the Estate of said George Miller, decd, any three of whom may act, after first being duly sworn.

On the motion of James M. Chapman, the Court doth appoint him guardian for John Wm. Chapman and Virginia C. Chapman infant children of William Chapman, decd, under the age of 14 years, and thereupon he appeared in Court, and together with Thomas Moore, his surety, (who justified as to his sufficiency,) entered into and acknowledged a bond in the penalty of $1000 cc, conditioned according to law, and qualified accordingly.

On the motion of James N. Moore, the Court doth appoint him guardian for William Whisler, infant son of Uriah Whisler, decd, under the age of 14 years, and thereupon he appeared in Court (no security being required of him, as no Estate will come into his hands,) and entered into and acknowledged a bond in the penalty of $100 cc, conditioned according to law, and qualified accordingly.

On the motion of the Rev. James A. Harding, who presented in Court his certificate of Ordination as an Elder in the Valley Virginia Christian Conference," with the privilege of solemnizing the Rites of Matrimony. He is duly commissioned by the County Court of Rockingham to perform and celebrate the Rites of Matrimony, and thereupon he appeared in Court, and together with D.F. Sisrawaver, his surety, (who justified as to his sufficiency,) entered into and acknowledged a bond in the penalty of $1500 cc conditioned according to law, and qualified accordingly.

On the motion of Woodson Compton, a Rule is awarded against Mrs. — Kearney returnable to the 1st day of the January Term next of this Court, to shew cause, if any she can, why she shall not be fined and attached for her contempt in failing to answer a suggestion sued out against her to a former Term of this Court, by the said Woodson Compton.

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On the motion of M. J. Moyerhoffer, and it appearing to the Court that he is a man of good character, not addicted to drunkenness, and will probably keep such an house as the law requires, a certificate is granted him for obtaining License as a Retail Liquor Merchant, at his place of business in this County.

This day came John Fultz and Wm. Fultz, in discharge of their Recognizance entered into at a former term of this Court, for their appearance before this Court, to answer an Indictment for felony found against them, and on their motion they are permitted to renew their bail; whereupon John Fultz and William Fultz together with Henry Miller, F. Rucker and Sebastian Fultz, their sureties, (who justified as to their sufficiency,) entered into a Recognizance of $100.00 each, conditioned for the appearance of the said John Fultz and William Fultz, on the first day of the next term of this Court, to answer said Indictment.

Moses Herndon, late of the County of Rockingham, who stands indicted for a felony by him committed on the 9th day of October 1871, was this day led to the bar in custody of the Jailor of this County, and being thereof arraigned, pleaded "not guilty," and the Veniremen summoned for his trial being called, twenty of whom appeared, and were found to be duly qualified and free from exceptions, viz:- D. H. Andrew, Benjamin Miller, Silas Leary, M. H. Spitzer, David Seciest, A. W. Black, P. N. Dice, J. S. Dice, Wm. L. Anderson, John Lerouxhorn, George Lerouxhorn, Jacob Whitmore, Jacob Driver, J. J. Swanson, Peter Bonds, A. C. Rohr, W. H. Whittaker, John Huddleson, M. E. Carrier & C. A. Black, and thereupon it was ordered that the Sheriff summon four additional Veniremen to appear here forthwith, and the Veniremen so summoned being called, appeared, and were found to be duly qualified and free from exceptions, viz:- Solomon Beery, Strothen Sheets, Wm. H. Moomaw and Smith Sampson;- the panel of twenty-four being completed, the prisoner was furnished a copy thereof, and having stricken therefrom the names of eight of the persons of said panel, viz:- P. N. Dice, J. S. Dice, Peter Bonds, A. C. Rohr, John Huddleson, M. E. Carrier, Strothen Sheets and Smith Sampson, and thereupon the following Jury was selected from the remaining sixteen, by lot, viz:- Silas Leary, Solomon Beery, D. H. Andrew, M. H. Spitzer, Wm. H. Moomaw, Wm. L. Anderson, Wm. H. Whittaker, Jacob Driver, Jacob Whitmore, Benjamin Miller, A. W. Black and John Lerouxhorn, who being so elected, tried and sworn the truth of and upon the premises to speak, and having heard the evidence retired from the bar to consider of their verdict, and after sometime returned into Court, and not having agreed upon a verdict, thereupon they were given in charge of J. P. Ralston Sheriff of this County and Granville Eastham, his deputy, to whom was administered an oath that they would keep them together, without communication with any person, that they would neither converse with them themselves touching this trial, nor permit any other person to do so, and would cause them to appear in Court to-morrow morning at 9 o'clock. And the prisoner is remanded to jail.

Madison Moore, Thomas Moore and Reuben Walton, Commrs. appointed at a former term of this Court, to lay off and assign Dower to the widow of John Moore, dec'd, in the lands of her deceased husband, &c, this day presented their report in Court, which is confirmed and ordered to be recorded.

Ordered That this Court be adjourned until to-morrow morning at 9 o'clock. James Kenney

At a County Court continued and held in and for the County of Rockingham, on Tuesday, December 19, 1871.

Present:- Hon. James Kenney, presiding.

On the motion of Rev. William Kiel, who presented in Court his certificate of Ordination as an Elder in the Shiloh Baptist Church, with the privilege of solemnizing the Rites of Matrimony, he is duly authorized to celebrate the Rites of Matrimony, by the County Court of Rockingham County, and thereupon he appeared in Court and together with Wm McK. Mastmann, his surety, (who justified as to his sufficiency,) entered into and acknowledged a bond in the penalty of Fifteen Hundred Dollars, conditioned according to law, and qualified accordingly.

Town of Harrisonburg, Pltff
Jacob L. Silliet, Defdt. } Trespass.

By consent of parties, the Rules taken in this cause in the office are set aside, and the cause is remanded to Rules, there to be further proceeded with.

Ordered, That the Road leading from the top of the Hill west of Shaver's mill, near Emanuel Armentrouts to the public road leading by Cyrus Pence's farm, in this County, be established as a public road, according to the report of Jacob A. Armentrout, Comm'r. of Roads for Stonewall Township, this day returned in Court.

George A. Savage, Pltff
J. G. Sprinkel, Defdt. } In Detinue.

This day came the parties by their Attorneys, and the Defendant filed his plea of "not guilty" to which the Plaintiff replied generally, whereupon it is considered by the Court that the office judgment be set aside, and the trial of the issue continued until the next term.

J. R. Roogler's Adm'r. Pltff,
J. N. Conrey, &c, Defts } Notice No. 1.

J. R. Roogler's Adm'r. Pltff
J. N. Conrey, &c, Defts. } Notice, No. 2.

Ordered That these causes be continued until the next term at the Defendants' costs.

S. H. Cummins, Pltff
Peter Paul, jr. &c, Defts. } In Debt.

Henry S. Chernyphomes for &c, Pltff
Elizabeth Spitzer, Defts. } In Debt.

This day came the parties by their Attorneys, and the Defendants filed their pleas of payment, to which the Plaintiffs replied generally, whereupon it is considered by the Court that the office judgments be set aside, and the trial of the issues continued until the next term, and leave is granted the Defendants to file additional pleas.

John M. Kell's Adm'r. Pltff,
Reuben Bonds, Defdt. } In Case.

James Williams, Pltff
E. J. Sullivan, Defdt. } In Case.

This day came the parties by their Attorneys, and

filed their pleas of Non-assumpsit, to which the Plaintiffs replied generally, whereupon it is considered by the Court that the office judgments be set aside, and the trial of the issues continued until the next term.

Caroline M. Peale, for &c. Pltff
vs
A. B. Irick, Deft. } In Debt.

Peter Paul, jr. for &c. Pltff
vs
Wm. H. Seawell & Wm. H. Garland, Defts. } In Debt.

George W Berlin, Trustee, &c. Pltff
vs
James A. Mekely, &c, Deft. } In Debt.

This day came the parties by their Attorneys, and the Defendants filed their pleas of payment, to which the Plaintiffs replied generally, whereupon, it is considered by the Court that the office judgments be set aside, and the trial of the issues continued until the next term.

Joel Glick, Pltff
vs
Peter Paul, jr. & C., defts. } In Debt.

This day came the parties by their Attorneys, and by consent of parties, it is considered by the Court that the Plaintiff have judgment against Peter Paul, jr, for the debt in the declaration demanded, and for costs, and that as to Abraham Paul and Wm H. Earhart, the other Defendants, the cause be remanded to Rules.

Commonwealth
vs
Moses Herndon, } Felony. – No. 2.

This day came ~~the~~ as well the Attorney for the Commonwealth, as the prisoner by his Attorneys, and the Attorney for the Commonwealth entered a Nolle Prosequi in this cause.

Commonwealth
vs
Moses Herndon, } Felony – No. 1.

This day the prisoner was again led to the bar in custody of the Jailor of this Court, and thereupon came the jury sworn and empaneled on yesterday for his trial, pursuant to their adjournment, and again retired to their room to consider of their verdict, and after some time returned into Court, and upon their oaths do say, "We the Jury find the prisoner guilty in manner and form as charged in the Indictment, and ascertain the term of his imprisonment in the Penitentiary at three years and seven months. And the prisoner is remanded to jail.

Ordered That it be certified to the Auditor of Public Accounts, that the following named Veniremen are entitled to receive the sum of Two Dollars each, for two days services in the trial of Moses Herndon, charged with Felony, and convicted at this term of the Court, viz:– Silas Leary, Solomon Beery, D. N. Snyder, M. N. Spitzer, Jacob Whitmore, Wm N. Moomaw, Wm L. Anderson, Wm A. Whittaker, Jacob Driver, Benjamin Miller, A. N. Black and John Crousehorn.

issued & certified to Auditor.

Ordered, That this Court be adjourned until to-morrow morning at 9 o'clock.

James Kenney

It a County Court continued and held in and for the County of Rockingham, on Wednesday, December 20, 1871.

Present:- Hon. James Kenney, presiding.

Ordered, That it be certified to the Auditor of Public Accounts that John Paul, Attorney for the Commonwealth for Rockingham County, is entitled to the sum of $10.00 for prosecuting to conviction in one case of Felony at the present term of this Court, the case of the Commonwealth vs Moses Herndon.

apvd.

L. S. Byrd, Jailor of Rockingham County, this day presented in Court an Account against the Commonwealth of Virginia, amounting to the sum of $40.25, which being sworn to in Court, was examined and allowed by the Court, and ordered to be certified to the Auditor of Public Accounts.

apvd

On motion, it appearing to the Court that George Eastham has been dead more than three months. It is ordered that his Estate be committed to the Sheriff of Rockingham County, James P. Raleton, for administration

Commonwealth
vs
Noah A. Royer, } Indictment for Larceny.

It is considered by the Court that the Defendant Noah A. Royer, be imprisoned in the County Jail for the term of twenty-four hours the time by the Jury in their verdict ascertained, and that the Commonwealth recover against the Defendant her costs by her in this behalf expended.

Motion of P. Liggett for correction of erroneous Assessment for the years 1870 & 1871 on Land, &c, ordered that this motion be docketed and continued.

Franklin Whitmore, for &c, Pltff
vs
John Harmon, jr. &c, Defts } In Debt.

This day came the Plaintiff, and Defendants by their Attorneys, and the Defendants filed their plea of payment, to which the Plaintiff replied generally, whereupon it is considered by the Court that the office judgment be set aside, and the trial of the issues continued until the next term, and the Defendants have leave to file additional pleas.

P. Paul, jr, for &c, Pltff
vs
George K. Brigham, Deft } Attachment

Ordered that this cause be dismissed at Defendants costs.

Commonwealth
vs
Moses Herndon. } Felony.

Mems:- Upon the trial of this cause, after the evidence had been given in and before the jury had retired from the bar to consider of their verdict, the prisoner by his counsel, moved to instruct the jury as follows: The jury are instructed 1. "That before they can find the prisoner guilty under this indictment" 2d- They are further instructed, &c" but the Court refused to give the instructions as asked for, to which action of the Court in so refusing, the prisoner by his counsel excepted, and tendered this his first Bill of Exceptions, (in words and figures following, to-wit.- "Be it remembered, &c" which he prayed might be signed, sealed, and enrolled, and make a part of the record, which is accordingly done.

Commonwealth
vs
Moses Herndon } Felony.

This day the prisoner was again led to the bar in custody of the Jailor of this county, and by his counsel, moved the Court to set aside the verdict and grant him a new trial, on the ground that the said verdict was contrary to the law and evidence, which motion the Court overruled - to which action of the Court in refusing to set aside the verdict and award a new trial, the prisoner, by his counsel, excepted and tendered his second Bill of Exceptions, and along therewith a certificate of all the facts proven on the trial, in words & figures following to-wit:- "Be it remembered, &c." which he prayed might be ~~sealed~~ signed, sealed, enrolled and made a part of this record, as his second bill of Exceptions and certificate of facts aforesaid, which is accordingly done.

And it being asked of the prisoner if anything for himself he had or knew to say, why this Court should not now proceed to pronounce judgment against him according to law, and nothing being offered or alleged in delay of judgment, It is considered by the Court, that the said Moses Herndon be imprisoned in the public jail and penitentiary house of this Commonwealth for the term of three years and seven months, (the period by the jurors in their verdict ascertained,) to hard labor. And the Sheriff of this County is ordered, as soon as possible after the adjournment of this Court, to remove and convey the said Moses Herndon from the jail of this Court to the public jail and penitentiary house of this Commonwealth, therein to be kept imprisoned, and treated in the manner directed by law, for the term aforesaid. And the prisoner is remanded to jail.

Commonwealth
vs
Moses Herndon. } Felony.

The prisoner by his counsel, moved the Court for a suspension of execution of the judgment for sixty days, which motion the Court doth sustain.

Overseers of the Poor, Pltff
vs
D. W. C. Koogler, deft. } In Bastardy.

After hearing the evidence the Court doth adjudge the said

D. W. C. Koogler, to be the father of a bastard child of one Lucy Dever, and that said child is likely to become chargeable to this County Therefore it is ordered, that said D. W. C. Koogler be charged with the annual payment of $20 cts to the Overseers of Rockingham County for seven years from the birth of said child, to-wit: For seven years from the 29th day of September, 1870, provided said child live so long.

And thereupon the said D. W. C Koogler, filed his bond in this Court, with Jacob Dundore and J. L. Sibert as his sureties, executed to the Overseers of this County, in the penalty of $280 cts, conditioned for the performance of the requirements of this order of the Court. And it is further considered by the Court that the Overseers of the Poor of Rockingham County, recover against the Defendant their costs by them in this behalf expended.

Cornelia M. Duff. a pauper, &c, Plff
vs
John N Wills Admr. Deft. } In Debt

By consent of parties, It is considered by the Court that the Plaintiff have judgment against the Defendants for the sum of $174 25/ part of the debt in the declaration demanded, with interest thereon from the 29th. day of March 1870, till paid; subject to a credit of $20 cts July 18, 1870 and also for $20 cts July 29, 1870, and his costs by him in this behalf expended; and as to the residue of said demand, a plea of payment and set-off is filed by the Defendant, to which the Plaintiff replied generally, and the trial of the issue as to said residue is continued until next term.

Pennybacker, Perry Bro & for &c, Plffs,
vs
D. Pennybacker, Deft. } In Case,

Richard Robinson
vs
Israel Minnick. } In Case,

This day came the parties by their Attorneys, and the defendants filed their pleas of non-assumpsit, to which the Plaintiffs replied generally, whereupon it is considered by the Court that the office judgments be set aside and the trial of the issues continued until the next term.

Ordered, That Wm. McK. Wartmann, Clerk of this Court, be allowed the sum of Four Hundred Dollars, for public services for the year ending December 31, 1871, and the same be certified to the Treasurer of this County, for payment.

copies

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

James Kenney

In Vacation:

I, James Kenney, Judge of the County Court of Rockingham County, do hereby certify that L. H. Sandidge, who has been duly elected Clerk of the Circuit Court of Rockingham for the unexpired term beginning Janry. 1, 1872, has taken & subscribed the several oaths required by Law and has executed his bond as required by Law in the penalty of Three Thousand Dollars, with qualified surety, conditioned according to Law. Given under my hand this 28th. day of December 1871.

Sureties in above bond - John C. Woodson, H. H. Daingerfield, John N. Wartmann, Gile Devier & James Steele. } James Kenney

Virginia.

In the Clerks Office of the County Court of Rockingham County, Dec.r 28. 1871.

J. E. Carson & Lucy A. Carson, Pffs.
v. } In Debt.
Giles Devier, Defd.

This day, the Defendant, Giles Devier, personally appeared in the Clerks Office aforesaid, and acknowledged the Plaintiffs action, and confessed a judgment for $547.00 and the costs. It is therefore considered that the Plaintiffs recover against the Defendant, Giles Devier, the sum of $547.00, with interest thereon at the rate of six per cent per annum from the 17th day of January 1870, till paid, and the costs in this behalf expended.

Virginia,

In the Clerk's Office of the County Court of Rockingham County, Dec.r 30, 1871.

Benno Landauer and Albert Landauer, partners
trading and doing business under the firm name
and style of Landauer Bros —— —— Pffs. } In Debt.
v.
J. P. Effinger, —— —— —— Defd.

This day, the Defendant, J. P. Effinger, personally appeared in the Clerk's Office aforesaid, and acknowledged the Plaintiffs action, and confessed a Judgment for $390.53 and the costs. It is therefore considered that the Plaintiffs recover against the Defendant, J. P. Effinger, the sum of $390.53 with interest thereon at the rate of six per cent per annum, from the 30th day of December, 1871, till paid, and the costs in this behalf expended.

Virginia,

In the Clerk's office of the County Court of Rockingham County, January 2nd 1872.

J. G. Stewart, B. F. Sperry, D. A. Brown & H. A. Stewart,
merchants trading under the name of Stewart &co. Pltffs } In Debt.
v.
L. R. Lupton, Defd.

This day, the Defendant, L. R. Lupton, personally appeared in the Clerk's office aforesaid, and acknowledged the Plaintiffs action, and confessed a judgment for $62.48 and the costs. It is therefore considered that the Plaintiffs recover against the Defendant, L. R. Lupton, the sum of $62.48 with interest thereon at the rate of six per cent. per annum, from the 14th day of July 1871, till paid, and the costs in this behalf expended.

Virginia, In the Clerk's Office of the County Court of Rockingham County, January 13, 1872.

J. C. Hill & Wm. O. Hill, Admrs. C. T. A. of John N. Hill, dec'd, Pffs.
v. } In Debt.
J. W. Zirkle, Defd.

This day the Defendant, J. W. Zirkle, personally appeared in the Clerk's Office, aforesaid, and acknowledged the Plaintiffs action, and confessed a Judgment for $114.13 and the costs. It is therefore considered that the Plaintiffs recover against the Defendant, J. W. Zirkle, the sum of $114.13 with interest thereon at the rate of 6 per cent. per annum from the 5th day of February, 1871, till paid, & the costs in this behalf expended.

At a County Court held for the County of Rockingham on Monday, January 15, 1872

Present:- Hon. James Kenney, presiding.

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

Bargain & Sale.	Saml. Shank, Trustee for C. Bowman	to Joshua Fuck,
" "	Christian Simmers	" Jacob Simmers,
" "	William Poppin	" Adam Miller,
" "	Jacob B. Hill & wife	" Robert Harrison,
" "	Abraham Lahman & wife	" Sem. S. Weaver,
" "	J. P. Effinger & wife,	" Peter Guyer,
" "	Thompson C. Brubaker,	" Phoebe Brubaker,
Trust Deed.	George S. Christie,	" W. S. Lusty, Trustee,
Bargain & Sale.	John A. Palston, of D. & wife,	" Abraham D. Brunk,
" "	Jacob N. York & others,	" Harrison Bateman,
" "	A. B. Irick, Comm'r.	" Harrison Bateman,
" "	Peter & John Eversole,	" Benjamin E. Long,
" "	Wm. Ritchie & wife, by Atty.	" Abraham Ritchie, of Philip,
" "	John Brunk & wife,	" Benjamin E. Long,
" "	Benjamin E. Long & wife,	" John & Peter Eversole,
" "	A. M. Newman	" W. S. Lusty,
" "	A. M. Newman, Sr.	" A. M. Newman, jr.,
" "	Gideon Rosenberger & wife	" A. S. Rosenberger,
" "	Jacob N. Swank & wife,	" John P. Swank,
" "	John P. Swank & wife,	" Isaac N. Beery,
" "	Ann E. Saufley & others,	" David Dunavan,
" "	Emanuel Rhodes & others,	" Abram Rosenberger,
" "	Mary Swank & others,	" John P. Swank,
" "	Levi Wise & wife,	" P. Herring,
" "	R. W. Pool & wife,	" P. Herring,
" "	John P. Swank & wife,	" David Dunavan,
" "	Abraham Paul, Comr.	" James B. Campbell,
" "	Robert Johnson, Comr.	" Henry Armentrout,
" "	Zachariah Johnson & wife,	" Jacob B. Nicholas,
" "	John N. McLeod & wife	" Philip Barnhart,
" "	James Johnston,	" Jacob Nicholas,
" "	Jacob & John Harshberger	" Henry E. Harshberger,
" "	Ann Gaines	" John & Peter Eversole,
" "	Nancy Ewing & others,	" Same,
" "	D. Morgan Switzer & wife,	" George G. Grattan,
" "	Samuel Gradwohl & wife	" Charles Eshman,
" "	Wm. B. Compton, Comr.	" Mathias Showalter & P. Bile,
" "	Alexander Logan & wife,	" Samuel Hartman,
" "	Martin Wampler & wife,	" Lewis Driver & others, Trustees,
" " & Exchange	Wm. L. Miller & wife,	" Henry Harnsberger & wife,

The following settlements having been filed and lain in the office the time prescribed by law, and no exceptions taken thereto, It is ordered that they be recorded.—

Settlement of Estate Ac of George Saufley, with J. P. Swank & Wm H. Saufley, Admrs.
" " " " " Christian Benkholder with John Funk, Admr.
" " " " " J. W. Kaylor, with L. H. Kaylor, his Admr.
" " " " " same " " same, "
" " Guardian " " David Wampler with Martin Wampler his guardian.

Jacob Flook's Admr. } Sugt.
vs
Cyrus Rhodes, &c,

J. A. Loewenbach, } Appeal.
vs
Board of Supervisors of Rockingham Co.

Benjamin Trumbo } Motion to quash an Ex.
vs
Noah F. Turner,

A. St. C. Sprinkel, } Notice.
vs
Y. C. Ammon's securities

Ordered That the foregoing causes lee placed upon the Courts Docket, and continued until to-morrow.

On motion of the Board of Supervisors for Rockingham County, It is ordered that Lewis Driver, Comm'r. of Roads for Central Township view the route for a proposed new road from the gate out the west side of the Poor-House, where you enter the farm, direct to the Valley Pike, and report to this Court at its next term, according to the provisions of Sections 24 and 25 of Chap. 441 Acts of Assembly 1869-70.

On the motion of John N. Moore, Assessor for Franklin Township, the Court doth appoint A. W. Black, as his Deputy, whereupon the said A. W. Black appeared in Court and took the several oaths prescribed by law.

Michael Whitmore, Pltff } Motion on D. Bond.
vs
Peter Paul, jr &c, Defts.

This day came the Plaintiff by his attorney, and the defendants being solemnly called and not appearing, the notices were proved, and It is considered by the Court that the Plaintiff have judgment and Execution against the Defendants, according to Bond and for costs.

It is ordered that Rules be awarded against D. D. Pennybacker, N. Wine, Patterson Steiner, J. Richards & P. M. Whitlock, returnable to-morrow, to shew cause if any they can, why they should not be attached & fined for their contempt to us offered, in failing to appear at this term of the Court, as Witnesses in the case of the Commonwealth vs John Fultz.

On motion of John & Wm Fultz a rule is awarded against Franklin Bucknor & Polly Donovan, and an Attachment against John Thomas returnable to the 1st day of the next term of this Court, for their failure to appear at this term of the Court as witnesses for said Fultz & the Commonwealth.

Wm A. Burke Pltff
Samuel Wise, Defts. } Sug.

M. N. Nair Pltff
Robinson, Richard &c, Defts. } Sug.

Jonathan Peale, Pltff
O. F. A. Pirkey, &c, Defts. } notice.

I. & B. F. Walker, Pltffs
O. F. A. Pirkey, &c Defts. } notice.

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

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On motion. It is ordered that Isaac Long, Samuel Coiner and Alexander Kiger be appointed to view the route for a public road from Port-Republic to the Lawyer road, at a point at or near Erasmus Mays - and report to the next term of this Court, according to the provisions of Chap. 441, Acts of Assembly 1869-70, and said viewers are also directed to report as to the propriety of converting into a public road the present road leading from the above proposed road to Weaver's mill, and report at the next term of the Court.

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On motion of John C. Fuls, (who made oath thereto according to law,) the Executor named in the last Will and testament of John Fuls, dec'd. which was proven and ordered to be recorded at the last term of this Court, and together with Jacob Dinkel and Peter McD. Hatfield, his sureties, (who notified as to their sufficiency,) entered into and acknowledged a bond in the penalty of $400 &c conditioned according to law, a certificate is granted said John C. Fuls for obtaining a probate of said will in due form; and upon his further motion, F. K. Speck, John Williamson & St. C. Kyle, are appointed to appraise the Estate of said John Fuls, after first being duly sworn.

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The writing purporting to be the last Will and Testament of George Wisey, dec'd. was this day presented in Court, and being proven by the oaths of James D. Clarke and George Messersmith, the subscribing witnesses thereto, was ordered to be recorded, and on the motion of James D. Clarke, the Executor therein named, who made oath thereto according to law, entered into and acknowledged a bond in the penalty of $1000 &c conditioned according to law, (no security being required by the terms of said will,) a certificate is granted said James D. Clarke for obtaining a probate of said will in due form; and upon his further motion George Messersmith, Henry Phillips and Wm Beard are appointed to appraise said Estate, after first being duly sworn.

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It appearing to the Court that John Rodes, an infant over the age of 14 years, has chosen James O'Roark as his guardian, the Court doth appoint him as such guardian, and thereupon the said James O'Roark, and together with Wilson Bazzel, his surety, (who justified as to his sufficiency,) entered into and acknowledged a bond in the penalty of $200 &c conditioned according to law, and qualified accordingly.

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John E. Hopkins who has been appointed Assessor for Stonewall Township, to fill the unexpired term of Samuel Lindamood, dec'd, this day appeared in Court, and together with G. W. Mauzy, his surety, (who justified as to his sufficiency,) entered into and acknowledged a bond in the penalty of Two Thousand Dollars, conditioned according to law, and took the several oaths prescribed by law.

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On the motion of Samuel T. Kellbaugh, Collector of Taxes for the year 1870, M. J Zirkel, Benjamin Trumbo, A.M. Effinger and J. B. Eastham are permitted to qualify as Deputy Collectors, and took the several oaths prescribed by law, it appearing to the Court that they are men of honesty and good demeanor,

Franklin Rucker, a witness in behalf of Wm & John Fultz at the suit of the Commonwealth, this day appeared in Court and acknowledged himself indebted to the Commonwealth in the sum of One Hundred Dollars, to be levied of his respective goods and chattels, lands and tenements, yet upon this condition that he shall make his personal appearance on the 1st day of the next term of this Court, as a witness in behalf of said John & Wm Fultz.

A. St. C. Sprinkel, Pltff

vs

Z. D. Gilmore & c. sureties of M. C. Ammon, late Shff. Rockingham County, Defts. } Upon a motion.

This day came again the Plaintiff, by his Attorney, and the motion being fully heard by the Court, It is considered by the Court that the Plaintiff recover from Z. D. Gilmore, J. M. Weaver, N. A. Kite, A. L. Yancey, C. R. Rush and George W. Hedrick, sureties of M. C. Ammon, late Sheriff of Rockingham County, the sum of $143.36, with damages in lieu of interest from the 15th day of December 1861, at the rate of 10 per centum per annum until paid, and his costs by him in this behalf expended, subject to credit of $25.25 Octo. 23, 1868, by $10.00 Feby. 7, 1870, and by $8.00 August 7, 1870.

Benjamin Trumbo, Pltff.

vs

Noah F. Turner, Deft. } Upon a motion to quash an Execution.

This day came again the parties by their Attorneys, and the Court having fully heard the cause, is of opinion that said Execution should be quashed, It is therefore considered by the Court that the Execution for $3.00 and costs obtained upon a judgment rendered on the 11th day of November 1871 by John Hess, a Justice of the Peace for Brocks Gap Township, against the Plaintiff in favor of the Defendant be quashed, without costs.

This day came again John Fultz and William Fultz in discharge of their Recognizance entered into at the last term of this Court, for their appearance at this term of the Court to answer an Indictment found against them for felony, and on their motion are permitted to renew their bail, whereupon the said John Fultz and William Fultz, together with George W. Powell and Sebastian Fultz, their sureties, acknowledged themselves to be indebted to the Commonwealth of Virginia in the sum of $100.00 each, to be levied of their respective goods and chattels, lands and tenements, yet upon this condition, that the said John Fultz and William Fultz, shall make their appearance on the 1st day of the next term of this Court to answer said Indictment, and not depart thence without leave of the Court.

On their motion, Anna Snyder and Rebecca Nively are released from payment of County and Township Taxes, on account of indigent circumstances.

The Court doth hereby certify that the order made by this Court on the 6th. day of September 1871, ordering the Auditor to refund to George Caracofe $2.52 and the Treasurer of this County to refund $4.12 of certain taxes, paid by him to the Sheriff of this County for the year 1868, was made upon a motion made and proceedings instituted by him within a year after he had so paid said taxes, but the motion having been continued from time to time, the said motion was not finally heard, and the said order made until after the year had expired.

On application of P. Liggett to correct an erroneous Assessment for the year 1870&1871, the Commonwealths Attorney appeared in defence, and A. H. Brewer was examined as a witness - And it was proven that $4236 of real estate or one half the whole land in value as assessed with levies in Harrisonburg Township for the year 1870. 1871 was within the corporate limits of the Town of Harrisonburg, and improperly assessed with County Levies to amount of $10.75 for the year of 1871, and 50 cents for non-payment ($11.25) at date, and paid by said Liggett. And for the year of 1870, $20.11/100 also paid by said Liggett on same amount; and the Court being of opinion that the said Liggett is erroneously charged on the books of 1870-71, and that it was through no default or refusal of said Liggett to furnish a schedule of his property to Assessor or Commissioner, It is ordered that the Assessment be corrected, and it is ordered that these amounts be refunded to him by the County Treasurer; the last amount of $20.11 to be diminished by any Rail-road Tax assessed against said Liggett on this amount of $4236 for the year 1870.

Elizabeth Frank, Admx. of Daniel Frank having notified Henry Frank, guardian for Timothy F. Frank, to give new security as guardian aforesaid, and said Henry Frank having acknowledged service of said notice, and declining to give a new bond, It is therefore considered that the powers of said Henry Frank as guardian aforesaid, be and the same are hereby revoked.

It having been proven to the satisfaction of the Court that a notice has been regularly served upon Dewitt Rinehart Admr. of Isaac Rinehart, dec'd, by Algernon Rinehart, one of his securities on his official bond, requiring him to execute a new bond as said Administrator, and he failing to do so, It is considered by the Court that his powers as such Administrator be and the same are hereby revoked.

The writing purporting to be the last will and testament of Nancy Reseker was this day presented in Court, and the signature of Thos. P. Wilson, one of the subscribing witnesses thereto, who has departed this life, was proven by the oath of W. H. Trout, and said will was continued for further proof.

The vacation orders were seen and inspected by the Court and approved.

By consent all causes on the office judgment Docket are set aside, and continued until the next term.

Ordered That Court be adjourned until to-morrow morning at 9 o'clock.

James Kenney

At a County Court continued and held in and for the County of Rockingham, on Tuesday January 16, 1872.

Hon. James Kenney, presiding.

The Court doth make the following appointments as Registrars for the voting places in each several Townships in the County of Rockingham, for the term of two years:-

Plains Township:-

Timberville - Samuel L. Cootes South Legion - Jackson Martz.

Linville Township.

Linville - Gideon Kratzer - Mitchells School House - J. N. Mitchell - Carpenters Sch. H. - Wm. Jennings.

Brocks Gap Township.

Fulks Mill - A. W. Fulk Wittigs Store - Ulrich Witting.

Central Township.

Mt. Clinton - Samuel Firebaugh Dayton - Stephen J. Kew. Rawley Springs - Joseph Miller,

Franklin Township.

Bridgewater, John W. Jacobs, Mt. Crawford - Michael Linder Ottobine - Shem S. Heatwole,

Harrisonburg Township.

Harrisonburg - Pendleton Bryan, Keezletown - George P. Bantner,

Ashby Township.

Peales Corp Roads - Jonathan Peale - Corp Keep - Jo. B. Webb,

Fair Mill - Isaac Long, Dawters Shop - L. C. Whitescarver, Wm. Huffman

Stonewall Township.

Port Republic - John W. Palmer McGaheysville - Hugh O'Brien,

Elk Run Township:

Conrads Store:- Joseph H. Kite,

Corporation of Harrisonburg:- Pendleton Bryan

" " Bridgewater:- Henry Smals.

I B. Lupton Sen. this day presented in Court an A/c against the Commonwealth of Virginia, amounting to $24.00 for board of 12 Veniremen in case of the Commonwealth vs Moses Herndon, charged with felony, for two days, which being sworn to in Court, was examined and allowed by the Court, and ordered to be certified to the Auditor of Public Accounts for payment.

Rejd.

Noah W. Beery, Pltff.,

vs

Peter Brenneman, for &c Deft.

Upon a motion to quash an Execution sued out of the Clerks office of this Court against Geo. E. Deneales & N. W. Beery.

This day came the parties by their Attorneys, and the Court having fully heard the cause, is of opinion that the Execution as against Noah W. Beery should be quashed. It is therefore considered by the Court that said Execution as against Noah W. Beery be quashed, and that he recover against the Defendant Peter Brenneman, for &c, his costs in this behalf expended.

On motion and for reasons appearing to the Court, the powers of A. C. Sterling, late Sheriff of Rockingham County, as Administrator of the Estate of Maria Londeberry, dec'd. are hereby revoked.

On the motion of William A. Hill, who made oath thereto according to law, and together with Irwin C. Bell, his surety, who justified as to his sufficiency, entered

into and acknowledged a bond in the penalty of Two Hundred Dollars, conditioned according to law, a certificate is granted him for obtaining letters of administration upon the Estate of Maria Londeberry, dec'd, in due form; and upon his further motion, George Lehrman, James Steele and James P. Ralston are appointed to appraise said Estate, after first being duly sworn.

On motion of Burke Lehrman and Samuel Shank, the Commissioner of Roads for Plains Township is directed to inspect and report upon the proposed change to be made in the middle road, leading from Harrisonburg to Woodstock, over the lands of Burke Lehrman and Samuel Shank, and report to the next term of this Court.

Ordered that the Commissioner of Roads for Linville Township, view the road leading from Melrose to Linville, and report at the next term of this Court, what changes, if any, are necessary in the location of said road, said Commissioner to make his report according to the provisions of Chapter 441 Acts of Assembly, 1869-70.

Ordered, that the County Treasurer of Rockingham County, pay to John Paul, Attorney for the Commonwealth for said County, the sum of $41.$\frac{66\frac{2}{3}}{100}$ for his services in this Court for the month of January 1872, which was allowed him by the Board of Supervisors of the County.

Samuel Lootes, Pltff,
vs
Abraham Funk, Deft. } Upon an appeal from a Justice of the Peace.

This day came again the parties by their Attorneys, and the Court having fully heard the cause, doth reverse the judgment of the Justice of the Peace, rendered in this cause, with costs to the Appellant Samuel Lootes, and proceeding to enter the judgment that the Justice of the Peace, ought to have entered, doth adjudge that the Appellee recover from the Appellant the sum of $5.$\frac{85}{100}$ in gold coin of the United States, with interest from December 18, 1863, till paid, and that the Appellant Lootes recover from the Appellee Funk, his costs by him in this behalf expended, also his costs of the former trial before said Justice of the Peace.

Henry B. Harnsberger, surv. &c, Pltff
vs
James Steele, Deft. } Upon a Notice.

On motion of the defendant, and for reasons appearing to the Court, this cause is continued until the next term of the Court, at the costs of the defendant. (Charles E. Hais, a practicing Attorney, presiding in place of Hon. James Kenney, who had been engaged in said cause.)

Ordered that the Rules awarded, on yesterday, against Joshua Ritchie and Patterson Greiner be discharged.

The Commonwealth of Va.
vs
D. D. Pennybacker. } Upon a rule for failing to appear as a Venireman in case of the Commonwealth vs John Fultz.

This day came the Defendant in obedience to the rule awarded against him on yesterday, and it is considered by the Court that the Commonwealth recover against the Defendant the sum of Two Dollars fine & her costs by her in this behalf expended.

The Court doth order that the Commonwealth of Virginia recover from J. P. Ralston, Sheriff of this County, the sum of Two Dollars Fine, for his failure to summon the Veniremen to appear at the proper time, for the trial of the cause of the Commonwealth vs John Fultz.

L. F. Loux, for &c, Plff.
G. M. Armentrout (vs) deft. } Upon a Suggestion.

Ordered that this cause be dismissed at Plaintiffs cost.

R. O. Fletcher, Plff.
Dl. Stouffer (vs) Deft. } Attachment.

John K. Rogers & Adams, Plffs.
James H. Coursey, &c, (vs) Defts. } Notices No. 1 & 2.

Ordered that these causes be continued generally until the next term of this Court.

Ordered That all causes on the Docket, not otherwise disposed of be continued until next term of this Court.

Motion of N. B. Trick to correct an Erroneous Assessment,

Ordered that this motion be placed upon the Court's Docket and continued until next term.

Commonwealth
(vs)
Eli Armentrout } Bastardy.

This day came the Attorney for the Commonwealth, the defendant not appearing, and the Court having heard the cause doth adjudge the said Eli Armentrout to be the father of the bastard child of Sallie Boyers, and that said child is likely to become chargeable to this County. It is therefore considered by the Court that said Eli Armentrout be charged with the annual payment of $20.00 per annum for the term of seven years, from the birth of said child, ~~day of July 1871~~, to the Overseers of the Poor of said County, to-wit:- for seven years from July 21, 1871, provided said child live as long, and also recover the costs by them in this behalf expended.

On motion of the Attorney for the Commonwealth, a Capias is awarded against Eli Armentrout, who was this day adjudged to be the father of a bastard child of Sallie Boyers, returnable to the first day of the next term of this Court.

David Bloser having by his atty. John Paul, acknowledged service of a notice to this term of the Court, from Peter Paul, his surety on his official bond as Administrator of Anna Bloser, dec'd, requiring him to give a new bond as said Admr. and to be relieved of his suretyship, It is ordered by the Court that unless said Blosser shall execute a new bond as such Administrator by the next term of this Court, that his powers as such shall be revoked.

On motion of E. D. Sullivan to be relieved of an Erroneous Assessment as a Coachaker. - The Commonwealth's Attorney, John Paul, defending the motion and George F. Mayhew, the Assessor examined as a witness. It is ordered by the Court that said E. D. Sullivan be relieved from the payment of an Assessment of $60.00 as a Coachaker, made against him on the 12th day of December 1871, by George F. Mayhew, Assessor for Harrisonburg Township, in this County.

On the motion of Anthony Burkholder, Admr. of Jacob Burkholder, dec'd, the Court doth direct him to pay into the hands of the General Receiver of this Court, any money coming to Mary Elizabeth Burkholder, infant, and take his receipt for the same.

The matter of the settlement with J. A. Hammen, late Sheriff of this County, is continued until the next term.

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

James Kenney

Virginia

In the Clerk's Office of the County Court of Rockingham County. Jan. 24, 1872

In Vacation-

John W. Garver and Wm. E. Flannagan, partners, doing business under the name and style of Garver & Flannagan, Pltff

vs. In Assumpsit

George W. Roller, Deft

This day, the Defendant, George W. Roller, personally appeared in the Clerk's Office aforesaid and acknowledged the Plaintiffs' action, and confessed a judgment for $375.00 and the costs, subject to a credit of $100, Nov. 20, 1871 and $10, Jan. 26, 1872. It is therefore considered, that the Plaintiffs recover against the Defendant, George W. Roller, the sum of $375.00, with interest thereon at the rate of six per centum per annum, from the 19th day of July, 1870, and the costs in this behalf expended, subject to a credit of $100, as of date Nov. 20, 1871, and a further credit of $10, as of date Jan. 26, 1872.

Virginia,-

In the Clerk's Office of the County Court of Rockingham County, Feb. 17, 1872 - In Vacation.

George H. Reese and ___ Reese, merchants & partners doing business in the firm name of G. H. Reese & Brs. . . . . Pltffs. In Debt.

vs.

I. B. Lupton, Deft.

This day, the Defendant, I. B. Lupton, personally appeared in the Clerks Office aforesaid, and acknowledged the Plaintiffs action, and confessed a judgment for $76.57 and the costs. It is therefore considered, that the Plaintiffs recover against the Defendant I. B. Lupton, the sum of $76.57, with interest thereon at the rate of six per centum per annum, from the 28th day of August, 1871, till paid, and the costs in this behalf expended.

Monday, February 19, 1872.

At a County Court held in and for the County of ~~Rockingham~~ County. on Monday February 19, 1872.

Present:- Hon. Judge Kenney, presiding.

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

Bargain & Sale,	Isaac T. Kibler & wife	to Chas. P. O. Ferrall, Trustee for L. Carrier,
" "	Wm. G. Thompson,	" David Neff & Noah Higgs,
" "	David Neff & Noah Higgs & wife	" Alexander Holsinger,
" "	Jonathan Shaver & wife,	" John T. & Benj. F. Sanger,
" "	John C. & Joseph N. Driver & wives,	" Robert Stark,
" "	Daniel Brunk & wife,	" Noah Spitzer,
" "	Benjamin E. Long & wife	" George W. & Jane E. Rebard,
" "	George H. Dinges & wife	" Peter Wilhite,
" "	Branson M. Armentrout & wife,	" Elijah Earman,
" "	Harriet N. Austin & others,	" Jacob Keagy,
" "	Frances Blain	" William Hoover,
" "	John W. Palmer & wife & C.,	" Jacob B. Nicholas,
" "	Wm. G. Thompson, Exor. of J. Shoemaker,	" Henry Alger,
Agreement.	The widow and Heirs of John Rhodes, dec'd,	
Bill of Sale.	R. A. Scott,	" Jacob Grim,
Trust Deed.	St. Clair Poindexter	" Andrew Lewis,
" "	J. W. Gordon,	" L. H. Ott & C., Trustees &c,
" "	Gideon Sheiry,	" George G. Grattan, Trustee,
Bargain & Sale.	Erasmus L. Paulsel & wife	" J. B. Longwer,
Trust Deed.	David Garber & wife,	" George G. Grattan, Trustee,
Bargain & Sale.	Jonas A. Loewenbach & wife,	" R. H. Gilmer,
Trust Deed.	Benjamin Shrunk,	" Chas. E. Haas,
Bargain & Sale.	Saml. A. Firebaugh & wife,	" Archd. Hopkins, jr & others, Trustees,
" "	John M. Bolton & wife,	" Catharine Landes.
Assignment of Claims.	Jno. W. Mauzy,	" Chas. E. Haas, in Trust,
Homestead.	James A. Pankey,	
Bargain & Sale.	Jacob R. Hildebrand & wife,	" Andrew Andes,
" "	Jacob Brunk & wife,	" Peter S. Hartman,
" "	John N. Hopkins's Extr. & Exor.	" John H. Gaines,
" "	R. B. Thompson,	" E. B. Brown
" "	Benjamin Raleton,	" David H. Raleton,
" "	Joshua M. Harlow	" George E. Warble,
" "	Abram Smith,	" George W. Airey,
Trust Deed,	James H. VanPelt,	" Wm. McK. Hartman, Trustee,
Receipt.	George Bruffy, General Receiver,	" Wm. Rebard, Admr. of P. Keller, dec'd,
Bargain & Sale,	Joseph S. Effinger,	" John Kelly,
Bargain & Sale,	Jacob H. Zirkle & wife,	" John Kelly,
Revoking Power of Attorney,	John G. Snoddy & others,	" Wm. H. Effinger,
Bargain & Sale,	Geo W. Kratzer & wife,	" Erasmus Fletcher,
Deed of Trust,	S. B. Lupton,	" Chas. E. Haas, Trustee,

On motion of William P. Sites, the order made at a former term of this Court, establishing a road from the Augusta County line near Sangersville to Attsbrine, &c, be so amended, as to allow to the said Wm. P. Sites Twelve dollars and fifty cents, land damages, accidentally omitted to be allowed, and that Franklin Township do pay the same.

cs'ied for Wm. P. Sites.

R. G. Douglass	Pltffs.	Att.	P. J. Mellans,	Pltff	notice.
vs			vs		
C. F. Dutrow,	Defts.		O. C. Sterling's executies,	Defts.	
C. E. Haas, Agt. for &c	Pltff	Att.	John Pence,	Pltff.	notice.
vs			vs		
same,	Defts.		Y. C. Ammon's executies,	Defts.	
Wm. L. Paul,	Pltff	Att.	J. P. Effinger,	Pltff	Att.
vs			vs		
Robinson Davis,	Defts.		Jacob Acker,	Defts.	
A. Pennybacker,	Pltff.	Att.	Henry Niswander's Admr.	Pltff	Att.
vs			vs		
Nelson Andrew,	Defts		Lydia Niswander,	Defts.	
David Rose, for &c,	Pltff.	Notice.	Byrd, Silbert & Neff, use of &c,	Pltffs.,	Sugt.
vs			vs		
Peter S. Roller,	Defts.		Jacob Miller, garnishee, &c.	Defts.	
Peter Paul, jr, use of &c,	Pltff.,	Sugt.	Wm. Devries & Bro.,	Pltff	Att.
vs			vs		
1st Nat. Bank of Harrisonburg, gar. &c,	Defts.		Geo. W. Johnson, &c.,	Defts.	
Daniel Miller & Bro.,	Pltff	Att.	Joseph Byrd,	Pltff	Att.
vs			vs		
Geo. W. Johnson, &c,	Defts.		same,	Defts.	
same,	Pltff	Att.	Anthony Hockman,	Pltff.	Att.
vs			vs		
same,	Defts.		C. F. Dutrow,	Defts.	
~~Alexander~~ Samuel Early,	Pltff	Capias.	J. A. Loewenbach, for &c,	Pltff	Sugt.
vs			vs		
R. M. Baker,	Defts.		John E. Massey, gar. &c,	Defts.	
J. G. Long, for &c,	Pltff.	Sugt.	Joseph Beery,	Pltff.	Sugt.
vs			vs		
John E. Massey, gar. &c,	Defts.		same,	Defts.	
same	Pltff	Sugt.	J. Hirsch, &c,	Pltff	Att.
vs			vs		
same, John Dilgen	Defts.		Herman Dreyfous,	Defts.	

Pltff. vs G. W. Stanley, Deft. - To set aside ap guard.
Ordered That the foregoing causes be placed upon the Court's Docket.

On motion of Nathan Wimer, It is ordered that the Estate of George Hefner, dec'd be committed to James P. Ralston, Sheriff of this county, for administration.

On motion of the Heirs thereof, It is ordered That the Estate of Henry Bloker, dec'd, be committed to James P. Ralston, Sheriff of this County, for administration.

On motion of Abram Early, It is ordered That the Estate of John Robinson, dec'd be committed to James P. Ralston, Sheriff of this County, for administration.

On motion of Ellen Scanlon, It is ordered That the Estate of Daniel Scanlon be committed to the Sheriff of this County, James P. Ralston, for administration.

On his motion, George F. Compton, who has been regularly licensed to practice Law, appeared in Court, and qualified to practice in this Court, and took the several oaths required by Law.

Commonwealth
vs
John L. Kerlin. } Upon a Rule,

The defendant this day appeared in Court, in obedience to a Rule awarded against him for his failure to attend as a Grand Juror at the November Term last, and the Court having heard the cause, is of opinion that he be fined the sum of One Dollar for said contempt, It is therefore considered by the Court that the Commonwealth recover against him the sum of One Dollar and her costs in this behalf expended.

Judg. & Ca.

On the motion of Amanda Keezel, the Court doth appoint George P. Bentner, Trustee for Amanda Jane Long, under the will of Henry Keezle, in place of George Keezle, dec'd, and thereupon George P. Bentner appeared in Court, and together with Hiram Coffman, his surety, (who justified as to his sufficiency,) entered into and acknowledged a bond in the penalty of $600 conditioned as the law directs, and qualified as Trustee of said Amanda Jane Long, under the will of said Henry Keezel, dec'd.

C

On motion of D. Rodeffer, Esq, a Rule is awarded against Wm. McK. Bartmann, Commr. in Eq. for this Court, for his failure to return a report of the Settlement of the Estate of Alexander Bowman, dec'd, and made returnable to Friday next, 5th day of this Term.

Erasmus R. Neff, who has been appointed by the Judge of this Court, Constable of Plains Township, in the place of Wm. F. Bowers, (whose powers at a former term of this Court, were revoked,) for the unexpired term of said Bowers, this day appeared in Court, and together with Henry Neff and John G. Leesten, his sureties, (who justified as to their sufficiency) entered into and acknowledged a bond in the penalty of Two Thousand Dollars, conditioned according to Law; and took the several oaths prescribed by Law.

Adam W. May, who has been appointed by the Judge of this Court, Constable of Franklin Township, in the place of James W. Burgess, who failed to qualify, for the term of one year, commencing July 1. 1871, this day appeared in Court, and together with Abraham Early, Jr. and B. F. Spicer, his sureties, (who justified as to their suffi-

-ciency,) entered into and acknowledged a bond in the penalty of Two Thousand Dollars, conditioned according to law, and took the several oaths prescribed by law.

Commonwealth
vs.
Eli Armentrout. } Upon a Capias.

This day, the defendant, Eli Armentrout, appeared in Court, under a Capias awarded at the January Term last, and together with George Fawcett, Henry J. Derror, Nathaniel Flook and Philip Shultz, his sureties, who justified as to their sufficiency,) jointly and severally acknowledged themselves to be indebted to the Commonwealth of Virginia, in the sum of $300.00 to be levied of their respective goods and chattels, lands and tenements, yet upon this condition that the said Eli Armentrout shall promptly observe and perform the requirements of an order of this Court made at the January term last, whereby he is charged with the annual payment of $20.00 to the Board of Overseers of the Poor of this County, for the term of seven years from the 21st day of July 1871, for the support of the bastard child of one Sallie Rogers, provided said child should live so long, he having been adjudged by the Court at said January term, to be the father thereof.

A notice being produced in Court, duly acknowledged by Wm. A. Hosler, committee for Delila Armentrout, from Nathaniel Flook, his surety, requiring him to give additional security as such committee, and said Hosler declining to give additional security, It is considered by the Court that his powers as the committee of said Delila Armentrout, be and the same are hereby revoked.

Jonas A. Loewenbach, for &c., Pltff.
vs.
Robert E. Paul, Agt, Deft. } Upon a sugt. that the defendant is indebted to Wm. Golladay.

& Dst.

This day R. E. Paul, in writing, acknowledged himself to be indebted to William Golladay, in the sum of $45.00 and agreeing a judgment should be entered up against him for that amount, It is therefore considered by the Court that the Plaintiff recover against the defendant R. E. Paul, the sum of $45.00 with interest thereon from the 19th day of February 1872, without costs.

On motion of Samuel R. Allebaugh, Collector of Taxes for the year 1870, A. A. Heft qualified as his deputy to collect said taxes, it appearing to the Court that he is a man of honesty and good demeanor

On application, It is ordered that Charles A. Van Lear, Commissioner of Roads for Ashby Township, view the road leading from Crop Keys to Mt. Crawford, and report to the next term of this Court, what change, if any, is necessary, in the present location of said road, specially near or a short distance above Friedens Church.

cop.

Petition of Peter F. Earnon & others for change of Road from Crop Keys to Mt. Crawford in Ashby Township. — Ordered that this petition be docketed.

C. Sites, use of J. Shirley, Plff.

vs

Et al's A. A. Brewer, Giles Devier, John A. Wartmann, D. Pennybacker & P. Paul, Defts. } Upon a motion upon a Bond executed under the provisions of an Act of the General Assembly, passed May 28, 1870, to prevent the sacrifice of Personal Property at forced Sales.

This day came the Plaintiff, by his Attorney, and the defendants being solemnly called and not appearing, the Notice was proved, and it is considered by the Court that the Plaintiff have judgment and Execution according to Bond, and for costs.

On his motion, the Court doth appoint John W. Dunnavan guardian of his grand-child Marietta J Dunnavan, an infant, child of John M. Dunnavan, under the age of 14 years, and thereupon the said John W. Dunnavan appeared in Court, and together with Joshua Pence, his surety, (who justified as to his sufficiency,) entered into and acknowledged a bond in the penalty of Two Hundred Dollars, conditioned according to law, and qualified accordingly.

Julia A. Kyger, widow of Alexander Kyger, dec'd, having renounced her right to qualify as Admx. of her deceased husbands' Estate, and acknowledged the same before Wm Saufley, a Justice of the Peace, on the motion of Wm F. Kyger, who made oath thereto according to law, and together with Jacob Kyger and Isaac N. Miller, his sureties, (who justified as to their sufficiency,) entered into and acknowledged a bond in the penalty of $1000, conditioned according to law, a certificate is granted him for obtaining letters of administration upon the said Estate of Alexander Kyger, in due form.

And upon the further motion of Wm F. Kyger, Administrator as aforesaid c. N. the Court doth appoint Samuel Good, Isaac Long, Peter Pence and John S. Long, to appraise said Estate, any three of whom may act, after first being duly sworn.

On his motion, the Court doth appoint John Crum, guardian of his infant children, Jacob, Luther and Mary Ella, under the age of 14 years, and thereupon the said John Crum appeared in Court and together with John Spader, his surety, (who justified as to his sufficiency,) entered into and acknowledged a bond in the penalty of Three Hundred Dollars, conditioned according to law, and qualified accordingly.

The writing purporting to be the last Will and Testament of Nancy Reseckey, together with the Codicil thereto attached, was this day again presented in Court, (having been partially proved at the January Term last,) and was fully proved by the oaths of David Alexander, Henry Magow & John Mason, the other subscribing witnesses thereto, and ordered to be admitted to probate, and thereupon, upon his motion, Emanuel Beam, the Executor nominated in said will, appeared in Court and together with David Alexander, his surety, (who justified as to his sufficiency,) entered into and acknowledged a bond in the penalty of $800 conditioned according to law, and qualified as said Executor.

The writing purporting to be the last Will and Testament of Mary Lora, was this day presented in Court, and being proven by the oaths of Elijah Argabright & Elijah Huffman, two of the subscribing witnesses thereto, was admitted to probate, and leave is given Robert E. Painter, named as Co-Executor in said will to come in during term and qualify.

The writing purporting to be the last will and Testament of Ann Kemper, dec.d was this day prekented in Court, and being proven by the oaths of B. J. Craig and Joseph B. Webb, two of the subscribing witnesses thereto, was admitted to probate, and on the motion of Edward S. Kemper, the Executor named therein, he appeared in Court and together with Abraham Mohler and Joseph B Webb, his sureties, (who justified as to their sufficiency,) entered into and acknowledged a bond in the penalty of $200.00 conditioned according to law, and qualified as said Executor

And on the further motion of Edward S. Kemper, Executor of Ann Kemper, dec.d, the Court doth appoint Charles A. Van Lear Jr. B. Webb, Wm. W. Rooke and A. Van Lear to appraise said Estate, (any three of whom may act,) after first being duly sworn.

On the motion of Sarah E. Moffett & Henry Moffett, who made oath thereto according to law, and together with Thornton Thomas, I. F. Brenner and David R. Hopkins, their sureties, (who justified as to their sufficiency,) entered into and acknowledged a bond in the penalty of $1400.00 conditioned according to law, certificates are granted them for obtaining letters of administration in due form, upon the Estate of George Moffett, deceased, and they further verifying upon their oaths that no will of said George Moffett had been found,

And upon the further motion of Sarah E. Moffett, Admx. and Henry Moffett, Admr., the Court doth appoint Emanuel Hoover, Benjamin Hoover, Samuel Myers and John Driver, to appraise the Estate of said George Moffett, dec.d, any three of whom may act, after first being duly sworn.

On the motion of Henry Moffett, the Court doth appoint Thomas Moore, Wm. G. Thompson, David Bowman and Samuel Myers to assign Dower in the Real Estate of George Moffett, dec.d.

Edwin Mason, Supt. of Poor of Rockingham County, Pltff } Upon a motion upon a Recognizance entered into for the support of a Bastard child of Mary Elizabeth Sanders.
vs.
Joseph Winegord & A. J. Longacre, Defts.

This day came the Plaintiff, by his Attorney, and the Defendants being solemnly called and not appearing, the notice was proved, and It is considered by the Court that the Plaintiff have judgment and Execution against the Defendants for the sum of $35.00 with interest thereon from the 9th day of August 1869, till paid, and his costs, by him in this behalf expended.

Same Pltff, } Upon a motion upon a Recognizance entered into for the support of a Bastard child of Mary Elizabeth Sanders.
vs.
Same, Defts.

This day came the Plaintiff, by his Attorney, and the Defendants being solemnly called and not appearing, the notice was proved, and It is considered by the Court that the Plaintiff have judgment and Execution against the Defendants for the sum of $35.00, with interest thereon from the 9th day of August 1870, till paid, and his costs, by him in this behalf expended.

Edwin Mason, Supt. of Poor of Rockingham County, Plff. } Upon a motion upon a Recognizance
vs } entered into for the support of a
E & Ra Joseph Winegord & A. J. Longacre, Defts. } Bastard child of Mary Elizabeth Landes.

This day came the Plaintiff, by his Attorney, and the defendants being solemnly called and not appearing, the notice was proved, and it is considered by the Court that the Plaintiff have judgment and Execution against the Defendants for the sum of $25.00 with interest thereon from the 9th day of August 1871, till paid, and his costs, by him in this behalf expended.

A. P. Nicholas, Foreman, D. B. Sites, John W. Sterne, Thomas G. Hopkins, Henry Hale, Isaac Fink, Berryman Custer, Wm. A. Leap, Geo. W. Gasman, Thomas W. Basford, H. M. Wilkins, Aaron Shutters, Elijah Huffman, John Dodson, Michael Brown, Wm. W. Peterson and Asher McKick, were sworn a Grand Jury in and for the body of the County of Rockingham, and having received their charge from the Court, retired to their room to consider of their presentments, and after some time returned into Court and made the following presentments, to-wit:- An Indictment against Thomas Johnson for Housebreaking "a true bill."- An Indictment against Honchin- alias Taylor, for carrying away personal property, "a true bill."- An Indictment against Fletcher Walker, for Larceny, "a true bill."- An Indictment against Beverly Ray, for Bigamy, "a true bill."- An Indictment against Cyrus Rice, for assault and battery, "a true bill," and An Indictment against Eliphalet Johnson, for assault and battery, "a true bill," and having completed the business before them, they were discharged from further attendance upon this Court.

John Fultz, late of the County of Rockingham, who stands indicted for a felony by him committed on the day of June 1871, this day appeared at the bar of the Court, in discharge of his recognizance, and being thereof arraigned, pleaded "not guilty," and the Veniremen summoned for his trial being called, seventeen of whom appeared and were found to be duly qualified and free from exceptions, viz:- Isaac Devers, Thomas Messick, John Linaweaver, James Linaweaver, H. L. Hedrick, ~~[illegible]~~, Daniel Hurley, John Niswander, B. F. Showalter, James Kavanaugh, Jacob Rimel, S. H. Carrier, Augustine Armentrout, Daniel Harrison, Philip Eastham, Chas. A. Black, M. E. Carrier, Benj. Berry, and thereupon it was ordered that the Sheriff summon seven additional Veniremen to appear here forthwith, and the Veniremen so summoned being called, appeared, and were found to be duly qualified and free from exceptions, viz:- Thomas Swanson, Jacob Meserole, Lewis Powell, Peter Guyer, Samuel Showalter, B. M. Parrott & James Denton,- 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:- John Linaweaver, John Niswander, S. H. Carrier, Augustine Armentrout, Chas. A. Black, Benj. Berry, Peter Guyer and James Denton, and thereupon the following Jury was selected from the remaining sixteen, by lot, viz:- James Linaweaver, Jacob Meserole, H. L. Hedrick, Lewis Powell, Samuel Showalter, Daniel Hurley, Jacob Rimel, M. E. Carrier, Isaac Devers, Thomas Swanson, Thomas Messick & Daniel Harrison, who being so elected, were, with the consent of the prisoner, (not being sworn,) adjourned over until to-morrow morning at 9 o'clock, whereupon, on his motion, the prisoner was permitted to renew his bail, and together with Sebastian Fultz, his surety, (who justified as to their sufficiency,) acknowledged themselves to be indebted to the Commonwealth of Virginia in the sum of $100 each, to be levied of their respective

goods and chattels, lands and tenements, yet upon this condition, that John Fultz shall make his personal appearance in Court on to-morrow morning at 9 o'clock, to further answer said indictment, and not depart thence, without leave of the Court.

This day came again Wm. Fultz in discharge of his recognizance entered into at the last term, and on his motion was permitted to renew his bail, whereupon Wm. Fultz, together with Sebastian Fultz, his surety, (who justified as to his sufficiency) acknowledged themselves to be indebted to the Commonwealth of Virginia in the sum of $100.00 each, to be levied of their respective goods and chattels, lands and tenements, yet upon this condition, that the said Wm. Fultz shall make his personal appearance in Court on to-morrow morning at 9 o'clock, to answer an indictment found against him in this Court for a felony.

Reuben Bonds, Constable of Stonewall Township this day presented in Court an Af against the Commonwealth of Virginia, in the case of the Commonwealth vs B. H. Vandohaw, charged with trespass, amounting to $3.50 which being sworn to in Court, was examined and allowed by the Court, and ordered to be certified to the Auditor of Public Accounts, for payment.

ord'd & certified &c

Reuben Bonds, Constable of Stonewall Township, this day presented in Court, an Af against the Commonwealth of Virginia, in the case of the Commonwealth vs Moses Herndon, charged with Housebreaking & Larceny, amounting to $17.45 which being sworn to in Court, was examined and allowed by the Court, and ordered to be certified to the Auditor of Public Accounts, for payment.

same.

The Vacation orders were examined and approved by the Court.

Ordered That Court be adjourned until to-morrow morning at 9 o'clock.

James Kenney

At a County Court continued and held in and for the County of Rockingham, on Tuesday, February 20, 1872.

Present:- Hon. James Kenney, presiding.

Henry Niswander's Adm. Pltff
vs
Lydia Niswander, Deft. } Upon an Attachment

Abraham Sager who was garnisheed in this case, this day appeared in Court and answered upon oath that there are claims amounting to $232.88 in his hands due to the Defendant, of which he has collected $165.00 and is proceeding to collect the balance of said claims, but the Court not being advised as yet what disposition to make of said funds, this cause is continued until the next term.

Byrd, Silbert & Neff, use of D.F. Silbert Pltff
vs
Jacob Miller, Deft. } Upon a sug. that he is indebted to T.H.B. Brown, the judgment debtor.

In obedience to a garnishee summons returned executed upon the Defendant Jacob Miller. He appeared and acknowledged his indebtedness to Thomas H. B. Brown, and it is coneidered by the Court that the Plaintiff recover against the Defendant Jacob Miller the sum of $236.85 with interest from the 2nd. day of January 1871, till paid, without costs, and as to the residue, the cause is continued.

Ex Ded

A J VanPelt, special Constable, this day presented in Court an Af against the Commonwealth of Virginia, amounting to $7.00 for making 6 arrests, and summoning 9 witnesses for the Commonwealth, which being sworn to, was examined and allowed by the Court, and ordered to be certified to the Auditor of Public Accounts for payment.

Ajd.

On the motion of Samuel Shank to correct an Erroneous afeasment of Taxes upon 71 Acres, 1 rood & 9 poles of Land in and for the year 1871 - It appearing to the Court on the testimony of J. H. Thomas, present Assessor of Plains Township, that the said 71 Acres, 1 Rood & 9 poles were assessed at $35.00 per acre, without the buildings - that the correct assessment is $12.00 per acre; and it further appearing to the Court that the said Shank has paid to the County Treasurer, S. R. Allebaugh, the sum of $13.43 said erroneous assessment, and that the taxes on said 71 Acres, 1 rood & 9 poles is really $4.26 It is ordered that the said Allebaugh, Treasurer of Rockingham County, refund to said Shank the sum of $8.17 the amount of such erroneous Assessment, the Attorney for the Commonwealth appeared and defended the application, and Afeasor for said Township being present and examined as a witness.

A.S.

On the motion of Abraham Shank to correct an erroneous assessment of Taxes, upon 187 Acres, 2 R & 34 P. of Land in and for the year 1871. It appearing to the Court on the testimony of J. H. Thomas, present Assessor of Plains Township, that the said 187 A. 2 R. & 34 P. were afeased at $35.00 per acre without the buildings, - that the correct Assessment is $20- per acre; and it further appearing to the Court that Abraham Shank has paid to the County Treasurer, S.R. Allebaugh, the sum of $32.72 as said erroneous assessment, and that the taxes on said 187 A. 2 R.

A.S.

and 34 p. is, really, without the buildings, $14.63 It is ordered that the said County Treasurer, S. R. Allebaugh, refund to the said Abraham Shank the sum of $18.72, the amount of such erroneous assessment; the Attorney for the Commonwealth appeared and defended the application, and the Assessor for said Township being present and examined as a witness.

=

On the motion of Mrs. John Celine to correct an erroneous assessment of Taxes, upon 203 Acres of Land in and for the year 1871.- It appearing to the Court, on the testimony of J.W. Thomas, present Assessor of Plains Township, that the said 203 Acres of Land were assessed at $35.00 per acre without the buildings,- that the correct Assessment is $20.87 per acre; and it further appearing to the Court that Mrs. John Celine has paid to the County Treasurer, S. R. Allebaugh, the sum of $35.52 as said erroneous assessment, and that the taxes on said 203 Acres is, really, without the buildings, $21.18, It is ordered that the said County Treasurer, S.R. Allebaugh, refund to the said Mrs. John Celine the sum of $14.34 the amount of such erroneous assessment; the Attorney for the Commonwealth appeared and defended the application, and the Assessor for said Township being present and examined as a witness.

cop's.

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Commonwealth
vs
Henry Raines. } Felony.

Commonwealth
vs
Jacob Acker, } Felony.

Ordered that the above cases be continued and Alias Capiacs awarded, and made returnable to the first day of the next term.

=

Commonwealth
vs
James B. Garrison, } I. A. B.

Ordered That this cause be continued until the next term.

=

Commonwealth
vs
John H. Melhorn, } I. A. B.

Commonwealth
vs
Jacob Lewin, } I. A. B.

On motion of the Defendants, these causes are continued, and a Rule awarded against John I. Wood, one of the Defendants witnesses, for his failure to attend at this term of the Court, made returnable to the next term.

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John C. Fleming Pltff.
vs
N. D. Armentrout, Deft. } In case.

Strayer, Nagey & Co, Pltff
vs
James H. Bell, Deft. } In case.

Peel & Stevens, Pltff
vs
M. J. Carrier, Deft. } In case.

W. H. Cropp, Pltff
vs
John H. Burke, Deft. } In case.

Anthony Rhodes, Pltff.
vs
O. A. & M. Railroad Co, Deft. } In case.

Lucie E. Eastham, Pltff.
vs
James Steele, Deft. } In case.

Ordered That the foregoing causes be continued generally, until the next term

William Thomas, Pltff
vs
Charles J. Boock, deft. } Trespass. George B. Gilmer, for &c, Pltff
vs
R. B Hedrick, &c, defts. } In Debt.

On motion, these causes are dismissed agreed.

Aultman & Co., Pltffs.
vs
Wm G. Shaver, &c, defts } In Debt.

This day came the parties by their Attorneys, and the defendants filed their plea of nil debit, to which the Plaintiff replied generally, and thereupon It is considered by the Court that the office judgment be set aside, and the trial of the issue continued until the next term, and leave is given the Defendants to file additional pleas.

Peter Mile, Pltff.
vs
Eli Tutwiler's Admr. deft } In Case.

This day came the parties by their Attorneys, and the defendants filed his plea of non-assumpsit, to which the Plaintiff replied generally, and thereupon It is considered by the Court that the office judgment be set aside, and the trial of the issue continued until the next term, and leave is given the defendant to file additional pleas.

Wm. Saufley, a Justice of the Peace having certified to the Court that Franklin E. Pence, (over the age of 14 years,) an infant child of Peter Pence, dec'd, hath chosen Jeremiah Pence as his guardian, the Court doth appoint him such guardian, and the Court doth appoint said Jeremiah Pence guardian for Martha Ann Pence, an infant child of said Peter Pence, dec'd, under 14 years of age; whereupon the said Jeremiah Pence, appeared in Court, and together with Reynolds Pence, his surety, who justified as to his sufficiency, entered into and acknowledged a bond in the penalty of One Hundred Dollars, conditioned according to law, and qualified as guardian aforesaid.

Upon the Report of the Commissioners appointed at a former term of this Court to lay off and assign Dower to the widow of Isaac Rineheart, dec'd, and to partition the lands of said Isaac Rineheart amongst the Heirs of said decedent, being this day presented in Court, It is ordered that the same be confirmed, and it is further ordered that the Report and the Plat accompanying the same be admitted to record; and that W. S. Unty be and is hereby appointed a Special Commissioner for the purpose of executing Deeds to the said parties with special warranty; or, the said parties may elect to execute mutual deeds.

N. B. Hamtramck, surv. &c, Pltff
vs
James Steele, deft. } Upon a Notice.

On motion of the defendant a Rule is awarded against John Strine, one of his witnesses, for his failure to appear at this term of the Court, directed to the Sheriff of this County, and made returnable to Thursday next, the 4th day of this Court.

issued

Ordered, That a Venire Facias be issued directing the Sheriff to summon 24 qualified Jurors to appear on Thursday next, in case of Commonwealth vs Thomas Johnson, for Felony.

issued.

John Fultz late of the County of Rockingham, again appeared at the bar of the Court, in ~~discharge~~ purveyance of his Recognizance entered into on yesterday, and thereupon again came the Jury elected on yesterday for his trial, pursuant to their adjournment, viz:- James Linaweaver, Jacob Meserole, A. C. Hedrick, Lewis Powell, Samuel Showalter, Dl. Hanley, Jacob Rinel, M. E. Carrier, Isaac Devers, Thomas Swanson, Thomas Mefick and Dl. Harrison, who being so elected, tried and sworn the truth of and upon the premises to speak, and having heard the evidence retired from the bar to consider of their verdict, and after some time returned into Court, and not having agreed upon a verdict, thereupon they were given in charge of Granville Eastham and Levi S. Byrd, Deputies for J. P. Ralston, Sheriff of Rockingham County, to whom was administered an oath that they would keep them together, without communication with any person, that they would neither converse with them themselves touching this trial, nor permit any other person to do so, and would cause them to appear in Court to morrow morning at 9 o'clock.

Ordered, That the Court be adjourned until to-morrow morning at 9 o'clock

James Kenney

At a County Court continued and held in and for the County of Rockingham, on Wednesday, February 21, 1872.

Present:- Hon. James Kenney, presiding.

Simon S. Harman, Abraham Andes and John Long, Gent., Commrs. to assign Dower to Cynthia Whitmer in the Real Estate of her deceased Husband, Peter Whitmer, this day presented their Report, which is confirmed by the Court, and together with the accompanying Plat, is ordered to be recorded.

Commonwealth
vs
Daniel Good. } Upon an Indictment for Misdemeanor.

This day came again the Attorney for the Commonwealth, and the Defendant, Daniel Good in his proper person, by leave of the Court, confessed judgment for one cent and costs. It is therefore considered by the Court that the Commonwealth recover against the Defendant the sum of one cent, and the costs by her, in this behalf expended.

This day, John Fultz, late of the County of Rockingham again appeared at the bar of the Court in pursuance of his recognizance, and thereupon came again the Jury sworn and empannuled on yesterday for his trial, pursuant to their adjournment, and retired from the bar to consider further of their verdict, and after sometime returned into Court, and upon their oaths do say, "we the Jury find the Defendant guilty in manner and form as charged in the second count of the Indictment, and not guilty as to the first count, and fix the term of his imprisonment in the County Jail at Sixty days, and affix his amercement at Fifty Dollars." And thereupon the Jury was discharged, and the prisoner remanded to Jail.

Ordered, That the following-named Veniremen, be allowed the sum of Two Dollars each, for two days services upon the trial of John Fultz, (charged with felony,) at this term of the Court, and that the same be certified to the Auditor of Public Accounts for payment, viz:-

James Linaweaver,	Lewis Powell,	Jacob Rimel,	Thomas Swanson,
Jacob Meserole,	Saml. Showalter,	M. E. Garrier,	Thomas Messick,
A. C. Hedrick,	Daniel Hurley,	Isaac Devers,	Daniel Harrison,

copies delivered Feby. 21, 1872.
certified to Aud.

Ordered That the following-named Grand Jurors be allowed the sum of One Dollar each, for their services at this term of the Court, and that the same be certified to the Treasurer of the County, for payment, viz:-

A. P. Nicholas,	Henry Hale,	Geo. W. Gasman,	Elijah Huffman,
D. B. Sites,	Isaac Funk,	Thos. H. Basford,	John Dodson,
John W. Sterne	Benjman Custer,	A. M. Wilkins,	Michael Brown,
Thomas G. Hopkins,	Wm. A. Leap,	Aaron Shutters,	Wm. D. Peterson - cop'd.
	Asher Mefick,		

William Fultz, late of the County of Rockingham, who stands indicted for a Felony by him committed on the 2 day of June 1871, this day appeared at the bar of the Court, in discharge of his Recognizance, and being thereof arraigned, and demurred to the Indictment, which Demurrer was overruled, "pleaded not guilty," and the Veniremen summoned for the trial, being called,

eighteen of whom appeared and were found to be duly qualified and free from exceptions, viz:- Wm. H. Baker, Thomas Wilkins, Chas. W. Showalter, R. E. Carroll, John M. Kiser, Wm. H. Peterson, W. E. Kiser, Samuel Chandler, B. F. Rehard, James Richards, N. K. Devier, Hiram Coffman, Abraham Niswander, Manassas Heatwole, Joseph Heatwole, Henry Rhodes, John Coffman, & James Wheelbarger, and thereupon it was ordered that the Sheriff summon six additional Veniremen to appear here forthwith, and the Veniremen so summoned being called, appeared and were found to be duly qualified and free from exceptions, viz:- E. H. Jones, James Rehard, F. G. Way, Jo. H. Sheets, George W. Effinger & A. M. Newman, jr., - the panel being 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:- John M. Kiser, B. F. Rehard, Hiram Coffman, Manasas Heatwole, Joseph Heatwole, F. G. Way, George W. Effinger and A. M. Newman, jr., and thereupon the following jury was selected from the remaining sixteen, by lot, viz:- James Rehard, Henry Rhodes, Samuel Chandler, Thomas Wilkins, Wm. H. Peterson, Wm. H. Baker, Abraham Niswander, Jo. H. Sheets, Chas. W. Showalter, James Richards, R. E. Carroll and John Coffman, who being so elected, tried and sworn the truth is of and upon the premises to speak, and not having time fully to hear the evidence, thereupon they were given in charge of Granville Eastham and Levi L. Byrd, Deputies for James P. Paleton, Sheriff of Rockingham County, to whom was administered an oath "that they would keep them together without communication with any person, that they would neither converse with them themselves touching this trial, nor permit any other person to do so, and would cause them to appear in Court to-morrow morning at 9 o'clock.

And upon the motion of the Defendant he was permitted to renew his bail, and together with Sebastian Fultz, his surety, (who justified as to his sufficiency,) acknowledged themselves to be indebted to the Commonwealth of Virginia, in the sum of $100 each, to be levied of their respective goods and chattels, lands and tenements, yet upon this condition that William Fultz shall make his personal appearance in Court on to-morrow morning at 9 o'clock, to further answer said Indictment, and not depart thence without leave of the Court.

Ordered That Court be adjourned until to-morrow morning at 9 o'clock.

James Kenney

At a County Court continued and held in and for the County of Rockingham, on Thursday, February 22, 1872.

Present:- Hon. James Kenney, presiding.

David Bloker having failed and declined to give additional security as the Administrator of Anna Bloker, dec'd. in obedience to an order of this Court entered at the last term thereof, his powers as such Administrator are and they are hereby revoked by the Court.

On motion of Abraham Bloker, jr, who made oath thereto according to law, and together with Jacob Triplet, his surety, (who justified as to his sufficiency,) entered into and acknowledged a bond in the penalty of Six Hundred Dollars, conditioned according to law, a certificate is granted him for obtaining letters of administration (de bonis non,) upon the Estate of Anna Blosser, dec'd, in due form.

On his motion, Robert E. Painter, named as one of the Executors of the last will and Testament of Mary Lora, dec'd. which was admitted to probate on the first day of this Term of the Court, (his co-executor, Noah Arpabright having appeared and declined to qualify,) appeared in Court and together with Abraham Painter and Uriah C. Bender, his sureties, (who justified as to their sufficiency,) entered into and acknowledged a bond in the penalty of $3000 & conditioned according to law, and qualified as Executor under the will of Mary Lora, dec'd.

And upon his further motion, the Court doth appoint Samuel Chandler, George Bowman, Elijah Huffman, John Hedrick and John Roubsoff to appraise the Estate of said Mary Lora, dec'd, any three of whom may act, after first being duly sworn.

B. W. Rice, a Justice of the Peace, having certified to the Court that John H. Keller and Emma V. Keller, infant children over the age of 14 years, had chosen their father Philip Keller, as their guardian, the Court doth appoint him guardian for said infant children and also for his two children Martha Alice Keller and Martin Luther Keller, infants under the age of 14 years; and thereupon the said Philip Keller appeared in Court and together with John Spader, his surety, (who justified as to his sufficiency,) entered into and acknowledged a bond in the penalty of Three Hundred Dollars, conditioned according to law, and qualified accordingly.

On the motion of Rev. Geo. W. Wine, jr., who presented in Court his certificate of Ordination as a minister in the German Baptist Church, he is duly authorized to celebrate the Rites of Matrimony, by the County Court of Rockingham County, and thereupon he appeared in Court, and together with Martin Miller, jr. his surety, (who justified as to his sufficiency,) entered into and acknowledged a bond in the penalty of Fifteen Hundred Dollars, conditioned according to law, and qualified accordingly.

On the motion of Rev. Martin Miller, jr., who presented in Court, his certificate of Ordination as a minister in the German Baptist Church, he is duly authorized to celebrate the Rites of Matrimony, by the County Court of Rockingham County, and thereupon he appeared in Court, and together with George W.

Wine, jr., his surety, (who justified as to his sufficiency,) entered into and acknowledged a bond in the penalty of Fifteen Hundred Dollars, conditioned according to law, and qualified accordingly.

Commonwealth,

vs

Reuben & Peter Riggleman & Jacob Yankey, } Larceny.

On motion of the Defendants, by counsel, and for reasons appearing to the Court, this cause is continued until the May Term next at the costs of the Defendants.

Oliver Dove, David Lester, Joshua Lester, Hugh Ratsford, Martha Jane Freed, David Freed and Washington May, personally appeared in Court and acknowledged themselves indebted to the Commonwealth of Virginia in the sum of $100^{cc} each, to be levied of their respective goods and chattels, lands and tenements, for the use of the Commonwealth, but to be void, if they shall personally appear in this Court on the first day of the May term next, to testify on behalf of the Commonwealth, in the case of the Commonwealth vs Rigglemans, &c, and not depart thence without leave of the Court.

This day came again William Fultz, late of the County of Rockingham, to the bar of the Court, in pursuance of his recognizance, and thereupon came again the Jury sworn and empanneled on yesterday for his trial, pursuant 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 not having agreed upon a verdict, thereupon they were given in charge of Granville Eastham and Levi S. Byrd, Deputies for James P. Ralston, Sheriff of Rockingham County, to whom was administered an oath that they would keep them together, without communication with any person, that they would neither converse with them themselves touching this trial, nor permit any other person to do so, and would cause them to appear in Court to-morrow morning at 9 o'clock.

And upon motion of the Defendant he was permitted to renew his bail, and together with Sebastian Fultz, his surety, (who justified as to his sufficiency,) acknowledged themselves to be indebted to the Commonwealth of Virginia in the sum of $100^{cc} each, to be levied of their respective goods and chattels, lands and tenements, yet, upon this condition, that William Fultz shall make his personal appearance in Court on to-morrow morning at 9 o'clock, and not depart thence without leave of the Court.

Thomas Johnson, late of the County of Rockingham, who stands indicted for a felony by him committed on the day of February 187[illegible], was this day led to the bar of the Court in custody of the Jailor of this County, and being thereof arraigned, pleaded "not guilty," and the Veniremen summoned for his trial being called, twenty-one of whom appeared, and were found to be duly qualified and free from exceptions, viz:- S. Burkholder, Levi Lesner, S. H. Garrier, E. M. Pollard, M. N. Jordan, A. F. Whitmore, Peter Guyer, D. A. Blecker, Wright Gatewood, G. D. Black, Benj. F. Berry, J. W. Ralston, of D., Michael Kennard, Mansfield Marshall, Thomas Swanson, C. F. Bickimer, Michael Ward, Peter Bonds, Samuel Showalter, N. K. Devier & A. M. Newman, jr., and thereupon it was ordered that the Sheriff summon three additional Veniremen to appear here forthwith

and the Veniremen so summoned being called, appeared and were found to be duly qualified and free from exceptions, viz:- John W. Keller, Daniel Hurley and Martin Beeny; 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:- S.H. Carrier, W.N. Jordan, D.A. Plecker, J.N. Ralston of D., Mansfield Marshall, B.F. Billimes, A.K. Devier & A.N. Newman jr., and thereupon the following Jury was selected from the remaining sixteen, by lot, viz:- Martin Beeny, Peter Bonds, Benj. F. Berry, S. Bunkholder, Michael Ward, John W. Keller, Daniel Hurley, Samuel Showalter, Wright Gatewood, Michael Howard, G.D. Black and Thomas Swanson, who being so elected, were, with the consent of the prisoner, (not being sworn,) adjourned over until to-morrow morning at 9 o'clock. And the prisoner was remanded to Jail.

Commonwealth
vs
Anderson & John Smith. } Larceny.

Ordered that this cause be continued generally until the next term.

Ordered That Court be adjourned until to-morrow morning at 9 o'clock.

James Kenney

At a County Court continued and held in and for the County of Rockingham, on Friday, February 23, 1872.

Present:- Hon. James Kenney, presiding.

William Fultz, late of the County of Rockingham, again appeared at the bar of the Court in discharge of his recognizance, and thereupon came the Jury sworn and empanneled on Wednesday last for his trial, pursuant to their adjournment, and again 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 not guilty," and thereupon the Jury was discharged. And the Commonwealths Attorney alleging nothing further against the prisoner, he was discharged.

Ordered, That the following-named Veniremen be allowed the sum of Three Dollars each, for three days services upon the trial of William Fultz, (charged with felony,) at this term of the Court, and that the same be certified to the Auditor of Public Accounts, for payment, viz:-

copied and delivered Feby 23/72. cert. to Aud.

James Rehard,	Thomas Wilkins,	Abm. Niswander,	James Richards,
Henry Rhodes,	Wm. H. Peterson,	Jo. H. Sheets,	B. E. Carroll,
Samuel Chandler,	Wm. H. Baker,	Charles W. Showalter,	John Coffman,

On motion of Derick Pennybacker, who made oath thereto according to law, and together with Charles E Haas, his surety, (who justified as to his sufficiency,) entered into and acknowledged a bond in the penalty of Three Hundred Dollars, conditioned according to law, a certificate is granted him for obtaining letters of administration in due form, upon the Estate Amanda M. Pennybacker, dec'd.

On motion of the Valley Railroad Company, ~~A. [illegible]~~ D. M. Switzer ~~[illegible]~~, W. J. Partlow, G. M. Effinger, J. L. Sibert, & G. W. Sable are hereby appointed Commissioners to faithfully and impartially ascertain what will be a just compensation for such of the land of the freehold of Emanuel Royer, Wm. A. Evans, Sarah A. Braithwaite, A. L. Greiner, G. A. Conrad, J. P. Logan, Mary Long, Wm. Rehard, Levi Cromer, G. W. Berlin, A. C. Rhea and H. J. Gray are tenants, as is proposed to be taken by the Valley Railroad Company for its purposes, and the Court designates Saturday the 24th day of February 1872, for the meeting of said Commissioners.

A. W. Brown's Admx. use of First Nat. Bk. of Harrisonburg, Pltff
vs.
Jacob Byrd, &c, Deft. } Iw Debt.

Copies & original note delivered to W. S. Lucky, atty for Pltff Feby 24th

On motion of the Plaintiff. It is ordered that the Plaintiff have leave to withdraw the bond in this cause, by leaving an attested copy thereof in the papers.

Commonwealth,
vs.
Fletcher Walker. } Indictment for a Misdemeanor.

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:- Peter Guyer, Walter Davis, Harrison Bateman, Jacob C. Rhodes, B. F. Billhimer, A. M. Newman jr., N. C. Kedrick, C. O. Black, Edward Koontz, Thomas Messick, M. E. Carrier & Simon R. Devier, who being elected, tried and sworn the truth to speak upon the

issue joined, and after having heard the evidence submitted, without retiring from the bar, upon their oaths do say, "We the jury find the prisoner not guilty." And thereupon the prisoner was discharged.

Thomas Johnson, late of the County of Rockingham, was again led to the bar of the Court, in custody of the Jailor of this County, and thereupon came the jury elected on yesterday for his trial, pursuant to their adjournment, viz:- Martin Beery, Peter Bonds, Benj. F. Berry, S. Burkholder, Michael Ward, John W. Keller, Daniel Hurley, Saml. Showalter, Wright Gatewood, Michael Howard, G. D. Black and Thomas Swanson, who being so elected, tried and sworn the truth of and upon the premises to speak, 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 in manner and form as charged in the Indictment, and fix the term of his imprisonment in the Penitentiary at one year and two months." And thereupon the jury was discharged and the prisoner remanded to Jail.

Ordered, That the following-named Veniremen be allowed the sum of One Dollar each for one day's services ~~as Veniremen~~ upon the trial of Thomas Johnson, (charged with felony,) at this term of the Court, and that the same be certified to the Auditor of Public Accounts, for payment, viz:-

Martin Beery,	S. Burkholder,	Daniel Hurley,	Michael Howard,
Peter Bonds,	Michael Ward,	Samuel Showalter,	G. D. Black,
Benj. F. Berry,	John W. Keller,	Wright Gatewood,	Thomas Swanson,

Copied & delivered Feby. 23, 1872. Cert. to Auditor

Wm. H. Waesche, Pltff,
Nelson Sprinkel, Deft. } In Case.

This day came the Defendant by his Attorney, and on his motion, leave is given him to file his Bill of offsets, which is accordingly done.

Petition of P. H. Dice and others for the establishment of a Public road from Peter Paul's Mill to a point near Fulton's Blacksmith Shop:-

Sp.

On motion of the Petitioners the Court doth appoint B. F. Conner, Commissioner of Roads for Franklin Township to view the route for the proposed public road from Paul's Mill, thence North to a public road near Fulton's Blacksmith Shop, and report to this Court the conveniences and inconveniences arising from its proposed establishment.

James P. Clarke, Pltff,
John D. Harper &c, Defts. } Upon an Attachment issued by a Justice and returnable to this Court.

Ev 1 Sd 5

This day came the Plaintiff by his Attorney, and it appearing to the Court that he the said Plaintiff having made complaint to a Justice of the Peace of this County that the said John D Harper & Rebecca his wife, formerly Rebecca Andrew, are justly indebted to him in the sum of $52.14, which became payable on the 29th Sept. 1868, and that the said John D. Harper intends removing his effects out of this State, so that there will probably not be therein sufficient effects to satisfy the said claim, when judgment is obtained, in the ordinary course of law, and the said Justice having issued an Attachment against the Estate of said J. D. Harper, returnable to this Court, and the Sheriff of this County, by his Deputy, Wm. H. Blakemore, having made return that he had summoned

James Anderson as garnishee, and had levied on a small lot of Corn of said J. D. Harper, the said John D. Harper was solemnly called but came not; Whereupon it was proven to the Court that the said James Anderson is indebted to the said J. D. Harper in the sum of $48.00 - and it being proven that the said John D. Harper & Rebecca, his wife, are justly indebted to the Plaintiff in the sum of $52.14, with legal interest from the 29th day of September 1868. It is considered by the Court that the Plaintiff recover against the said J. D Harper & Rebecca, his wife, $52.14, with legal interest thereon from the 29th day of September 1868, and his costs in this behalf expended - and that the said Plaintiff recover of the said James Anderson $48.00 towards satisfying this judgment, and that the officer who levied said Attachment make sale of the attached effects, and apply a sufficient amount to the payment of the balance due the Plaintiff, and pay any balance that may remain in his hands to the Defendant, J. D. Harper.

J. C. Effinger Pltff
vs
Jesse Ralston, &c, Defts. } Unlawful Detainer.

Ordered That this cause be dismissed at Plaintiffs costs.

Wm. Minnick, Pltff
vs
Wm Knupp, Deft. } M. D.

J. M. Weaver, Pltff
vs
D. F. Haynes, &c., Defts. } M. D.

Linton & Lamott, Pltffs.
vs
Isaac Paul & Sons, Defts. } In Case.

Jesse Moyers, Pltff
vs
Wm. Minnick, Deft. } S. A. B.

Lofland & Cowger, Pltffs.
vs
Jos. Kavenaugh, Deft } In Debt.

M. D. Richcreek, Pltff;
vs
S. B. Offutt, Deft. } In Case.

D. L. Miller & Co., Pltffs.
vs
R. P. Fletcher & Bro, Defts. } In Debt.

John C. Morrison Pltff
vs
J. N. Buffy, Deft. } In Case.

Hoffmans & Buffy, Pltffs,
vs
John C. Morrison, Defts. } In Case.

same, Pltff;
vs
S. A. Hoffman, Deft. } In Case,

A S Rutherford's Adm. Pltff;
vs
S. Carson Bowers, Deft. } In Debt.

same, Pltff
vs
Hoffmans & Buffy Defts. } In Case.

Aug. Clinedinst, Pltff;
vs
Plunket Morriss, Deft. } In Debt.

N. D. Lamm, Pltff
vs
James D. Hofflemoyer, Deft. } In Debt.

Jesse Carrier, Pltff
vs
Shelton D. Carrier Deft. } In Case.

M. S Mefeely, &c., Pltff
vs
J. B Painter, Deft. } In Case.

W. Loyd & Bro., Pltff
vs
Reuben Bonds. Deft } In Case

Ordered that the foregoing causes be continued generally until next term.

A. M. Long, Pltff
vs
John Dovel's Exor's. Defts. } Award.

Lewis G. Long, Pltff.
vs
Jacob Clinedinst, deft. } In Case.

A. S. Wright, Pltff.
vs
John Niswander, deft. } In Debt.

John O'Connor & wife Pltff.
vs
John Scanlon, deft. } In Case.

Ordered, That the foregoing causes be dismissed.

Margaret Pomroy Pltff
vs
John Kelly, deft } Slander.

The Plaintiff having failed to give security for costs, as required at the last term of this Court, It is ordered that this cause be dismissed.

Anthony Rhodes Pltff
vs
Peter Rader, deft. } In Case.

This day came the defendant by his Attorney, and the Plaintiff, though solemnly called, came not, nor is his suit further prosecuted, and on the prayer of the defendant, It is considered by the Court, that this cause be dismissed.

George W. Patterson, &c, Pltff.
vs
Maria Devier, deft. } In Debt.

On motion of the defendant, a Rule is awarded against D. B. Devier, made returnable to the next term of this Court, for his failure at this term to appear as a witness in behalf of said defendant, and this cause is continued until the next term at the cost of the defendant.

Ordered That Court be adjourned until to-morrow morning at 9 o'clock.

James Kenney

At a County Court continued and held in and for the County of Rockingham, on Saturday the 24th day of February 1872.

Present:- Hon. James Kenney, presiding.

Commonwealth
vs
Cambyses Houchin alias Cambyses Taylor. } Indictment for carrying away Personal Property.

This day came the attorney for the Commonwealth, and entered a Nolle Prosequi in this cause.

On the motion of Andrew Shuflett, and the Court having heard the evidence submitted, he is relieved from the payment of Capitation Tax for 1870, $1.00 and for 1871, $1.75 on account of indigent circumstances.

On the motion of Franklin Bateman, and the Court having heard the evidence, submitted, he is relieved from the payment of Capitation Tax for 1870 - 10 cents, and for 1871, $1.75, on account of indigent circumstances.

On application for change in the present location of the road, leading from Cross Keys to Mt. Crawford, at a point near Friedens Church, on the report of C. A. VanLear, Commissioner of Roads for Ashby Township, It is ordered that the present location of said road where it passes through Peter Wilhites farm, be so changed as to place the location fifteen feet East of the old road, and it appearing that Peter Wilhite is willing to accept the damage allowed him by the Commissioner $15.00 it is ordered that the same be paid to him by Ashby Township, and that said Wilhite be allowed to construct a bridge across said road, which he is to do and keep up at his own expense.

cost &

On the motion of Reuben Raines, the Estate of Zachariah Raines, dec'd, is committed to James P. Ralston, Sheriff of Rockingham County, for administration.

Zachariah Raines, for &c, Pltff
vs
Abbott Iron Company, Deft } In Case.

Ordered That this cause be revived in the name of James P. Ralston, Admr. of Zachariah Raines, dec'd, and the cause continued until next term.

Wm. Saufley, a Justice of the Peace, having certified to the Court that Jacob H. Royer, Caroline F. Royer, Mary E. Royer and Barbara E. Royer, infant children of Elias Royer, dec'd, over the age of 14 years, hath chosen George W. Entzler, jr as their guardian, the Court doth appoint him such guardian; whereupon the said George W. Entzler, jr, appeared in Court, and together with Henry A. Showalter, his surety, (who justified as to his sufficiency,) entered into and acknowledged a bond in the penalty of Two Hundred Dollars, conditioned according to law, and qualified as guardian aforesaid.

Jacob Ammons Admr. Pltff.
vs
Stephen Armentrout, Deft. } In Debt.

Ordered That this cause be dismissed agreed.

Henry A. Showalter, Pltff
vs
D. H. Andrew, &c, defts } In Debt.

A. L. Lindsay, for &c, Pltff
vs
A. J. Blakemore, deft. } In Debt.

The witnesses for the Defendants in the above two causes being called and not appearing, on motion of the Defendants, Rules are awarded against them, returnable to the next term of this Court, for their failure to appear at this term, and the trial of the causes continued until next term, at the costs of the Defendants.

Geo. W. Arney, Pltff
vs
Wm. G. Coakley, &c, Defts. } In Debt.

Ordered That this cause be dismissed.

Christian Pinkey, Pltff
vs
Peter Paul, jr., deft. } In Debt.

Ex This cause being submitted to the Court, It is considered by the Court that the Plaintiff recover against the Defendant his costs, by him, in this behalf expended.

Conrad Long for &c, Pltff,
vs
Henry Michael's Admr, deft. } Upon a warrant.

This day came the parties by their Attorneys, and the cause being
Ex & a submitted to the decision of the Court, the Court affirms the decision of the Justice of the Peace, It is therefore considered by the Court that the Plaintiff recover against the Defendant, the sum of Fifty Dollars, in specie, with interest from the 1st day of January 1864 till paid and $1.00 costs before the Justice of the Peace, and also his costs by him in this behalf expended.

John Koontz, Pltff
vs
Catharine Silent, deft. } In Debt.

On motion ~~of the Defendants~~ this cause is continued until the next term, ~~at the costs~~ generally.

D. H. Lee Marty, Pltff,
vs
Wm. N. Gay, deft. } In Case.

On motion of the Plaintiff, this cause is continued until the next term at his costs.

Gesner Mefferick's Admr. Pltff
vs
Wm. N Vanpelt, deft. } In Debt.

Monroe & Allen, Pltffs.
vs
Gabriel Hite's Admr. deft. } In Debt.

Ordered that the foregoing causes be continued generally, until next term.

Strayer & Boose,	Pltffs.	In Debt.	Henry Niswander,	Pltff	Mart.
vs.			vs.		
R. P. Fletcher, &c,	Defts.		E. M. Pollard, &c,	Defts.	
John Beam,	Pltff,	In Debt.	George Campbell,	Pltff	In Case.
vs.			vs.		
Jacob Barley,	Deft.		Roogler &c,	Defts.	
Mary Royer,	Pltff	In Case.	Gray, Miller &c,	Pltff	In Debt.
vs.			vs.		
George Gilmer,	Deft		Jesse Garrier,	Deft.	
Henrietta Royer,	Pltff	In Case.	D. D. Dovel's Exor.	Pltff	In Debt.
vs.			vs.		
same,	Deft.		C. S. Weaver,	Deft.	
John Applegate, Pltff		In Debt.	S. K. Newham, Pltff		In Debt.
vs.			vs.		
Moses Joseph, &c, Defts			J. W. Kinsgardner, Deft.		
Jacob Sipe's Adm. Pltff		Cont.			
vs.					
Anthony Rhoades, &c. Defts					

Ordered, That the foregoing causes be continued generally until the next term of the Court.

Upon the motion of Reuben Huffman to correct an Erroneous Assessment made against him of a Tract of Land lying in Ashby Township, in Rockingham County, which motion the Attorney for the Commonwealth defended, and on which motion the Assessor for said Township was examined as a witness, and it appearing to the Court that the said Reuben Huffman is erroneously charged with a Tract of 174 Acres of Land on the Land Books of the year 1870, which tract only contains 152 Acres, 2 roods and 16 poles, and which is assessed for said year at $30c per acre, and that he has paid the said Taxes for said year 1870 to the Sheriff of Rockingham County, J. A. Hammer, It is ordered that the sum of $5.35 the amount erroneously paid by said Reuben Huffman be refunded to him; And it appearing also that on the Land books for the year 1871, the said Tract of Land is erroneously charged to Elijah S. Huffman as 174 Acres at $30c per acre, and that said Reuben Huffman has paid the taxes on the same to S. B. Allebaugh, Treasurer of Rockingham County, It is ordered that the sum of $5.22 the amount erroneously charged to said Elijah S. Huffman and paid by said Reuben Huffman be refunded to said Reuben Huffman; and that the land hereafter be charged to Reuben Huffman as 152 Acres, 2 roods & 16 poles. It also appeared that the errors aforesaid were not caused by any failure of said applicant to furnish the Assessor with correct information as to his property.

copies fee P.Clk.

Ordered That Rules be awarded against R. L. Yancey, L. Lee, A. R. Wilson, James Funk, B. F. Strickler and John P. Brock, who were summoned to appear as Grand Jurors at this Term of the Court, returnable to the 1st day of this Court, (Monday, March 4th 1872,) to shew cause, (if any they can,) why they shall not be fined and attached for their contempt to us offered in failing to attend at this Term of the Court.

issued

Commonwealth
John Fulk. } Upon an Indictment for Felony.

This day the prisoner was again led to the bar in custody of the Jailor of this Court, and by his counsel, moved the Court to set aside the verdict and grant him a new trial, on the ground that said verdict was contrary to the law and evidence, which motion the Court overruled, and it being asked of the prisoner if anything for himself he had, or knew to say, why this Court should not now proceed to pronounce judgment against him according to law, and nothing being offered or alleged in delay of judgment, It is considered by the Court that the said John Fulk be imprisoned in the County Jail for the term of sixty days, (the period by the Jurors in their verdict ascertained,) and pay to the Commonwealth of Virginia the sum of Fifty Dollars, and the costs of this prosecution; and further to be confined in the County Jail until he pay to the Commonwealth the fine and costs of the prosecution, or is released therefrom by due course of law. And thereupon the prisoner was remanded to Jail.

Ordered, That Court be adjourned until Monday morning at 9 o'clock.

James Kenney

At a County Court continued and held in and for the County of Rockingham, on Monday, February 26, 1872.

Present:- Hon. James Kenney, presiding.

On the motion of John Ewart, who has been duly appointed and commissioned by the Governor of Virginia, Flour Inspector for the town of Harrisonburg, this day appeared in Court, and qualified as such, by taking the several oaths prescribed by law.

For reasons appearing to the Court, the Court doth discharge the Rule awarded against R. L. Yancey, for his failure to attend at this term as a Drawn Juror.

Ex de

E. J. Sullivan, Pltff
vs
J. K. Smith &c. Defts. } In Debt.

This day came the parties, by their Attorneys, and by consent of parties. It is considered by the Court that the Plaintiff recover against the Defendants the sum of $30.00 with interest thereon from the 1st day of October 1869, till paid, and his costs by him in this behalf expended.

B. B. Bryan, Pltff.
vs
N. W. Beery, Deft. } In Case.

On motion of the Plaintiff, It is ordered that this cause be dismissed.

A. N. Hess and James C. Koltzel, sureties for Wm. C. Whitmer, Constable of Central Township having notified said Whitmer to this day of the Court to give additional security or execute a new bond as said Constable, and said Whitmer having acknowledged legal service of said notice, and declining to give additional security or a new bond as required, It is ordered by the Court that his powers as Constable of said Central Township be and the same are hereby revoked.

John Taylor Pltff
vs
Peter Rader, Deft. } In Debt.

John F. Brown, Pltff
vs
Coffman & Ruffy Defts. } In Debt.

Commonwealth, Pltff
vs
Andrew Denton, Deft. } In Debt.

Saml. Shacklett, Pltff.
vs
D. VanPelt's Adm. Deft. } In Case.

Hugh Devier's Adm. Pltff
vs
Francis C. Devier, Defts. } In Debt.

James W. Bell, Pltff
vs
Henry Forrer, Deft. } In Case

Herman Dreyfous, Pltff,
vs
Wm. C. Harrison, Deft. } In Case.

Samuel Strick, Pltff
vs
E. L. Lambert, Deft. } In Case.

Wm. Peters, Pltff,
vs
Wm. Eidson, Deft. } In Case.

W. M. Pool, Pltff;
vs
Lincoln & Brewer, Defts. } In Debt.

A. Rinehart's Adm. Pltff;
vs
O. A. & M. R. R. Comp'y. Deft. } In Case.

Mathias Snyder's Adm. Pltff
vs
Wm. May, Deft. } In Case.

Ordered That the foregoing causes be continued generally until next term.

G. P. Garber, Pltff,
Jacob Shank, Deft. } In Debt.

Folson, Bro. & Co. Pltffs,
vs
Isaac Paul & Sons, Defts. } In Case.

Pennybacker, Perry Co. Pltff;
vs
Isaac Paul, Deft. } In Debt.

Joseph Sipe, Pltff;
vs
R. M. Mooney, Deft. } In Case.

Ordered That the foregoing causes be continued generally, until next term.

Dennis Pennybacker, Pltff
vs
John P. High, Deft } In Debt.

On motion of the Defendant, this cause is continued, at his cost.

D. Pennybacker, Trustee, Pltff;
vs
John P. Brock, Deft. } In Covenant

On motion of the Plaintiff, this cause is continued, at his costs.

R. L. Yancey, Pltff
vs
George W. Yancey, Deft } In Covenant.

This day came the parties by their Attorneys, and the cause being submitted to the decision of the Court, the Court is of opinion after fully hearing the evidence that the Defendant recover against the Plaintiff the sum of $200 cts with interest from April 15, 1859 till paid, subject to a credit of $205.59 as of date 18th March 1861. It is therefore considered by the Court that the Defendant recover against the Plaintiff the sum of $200 cts with interest thereon from April 15, 1859, till paid, subject to a credit of $205.59 as of date March 18, 1861, and his costs by him in this behalf expended.

Cy Ca & c

Henry Shaver, Pltff
vs
Levi Shaver, Deft. } In Debt.

Copy & original delivered to Henry Shaver, Feby. 26. 1872.

On motion of the Plaintiff, leave is given the Plaintiff to withdraw the bond in this cause, by filing an attested copy thereof with the papers.

Ordered That Court be adjourned until to-morrow morning at 9 o'clock.

James Kenney

At a County Court continued and held in and for the County of Rockingham, on Tuesday, February 27, 1872.

Present:- Hon. James Kenney, presiding

opd. L. S. Byrd, Jailor of this County, this day presented an Act against the Commonwealth of Virginia, amounting to $71.00 for receiving, dieting & releasing Moses Herndon, George Pence, Noah A. Royer, Gabriel Monroe, Camlupes Taylor and Fletcher Walker, which being sworn to in Court, was examined and allowed by the Court, and ordered to be certified to the Auditor of Public Accounts for payment.

opd. L. S. Byrd, Jailor of this County, this day presented an Act against the Commonwealth of Virginia, amounting to $9.50 for receiving, dieting and releasing Charles Whisman, a Lunatic, which being sworn to in Court, was examined and allowed by the Court, and ordered to be certified to the Auditor of Public Accounts for payment And the said Byrd proved to the Court that immediately after the commitment of said Lunatic, application was made to the Board of Directors of the Western Lunatic Asylum, and that as soon as a reply was received therefrom, said Lunatic was carried thereto.

John R. Koogler's Admr. Pltff
vs
James D. Conrad, &c., Defts. } Upon a Notice No. 1.

&

Same, Pltff
vs
Same, Defts. } Upon a Notice No. 2.

On motion of the Plaintiffs and for reasons appearing to the Court, It is ordered that these two causes be removed to the Circuit Court of this County.

Ordered that the following land owners, Alexander Armegardner George G. Wall, Alex. Logan, James White, Jonas Bloser & David Landes be summoned to appear on the first day of March Court next, to shew cause if any they can, why the public road shall not be established from the W. S. Turnpike to the Swift Run Gap road, according to the report of Lewis Driver, Commr. of Roads for Central Township, this day returned into Court.

David S. Rentch, Pltff
vs
Larkins & Harlow, Defts. } In Debt.

This day came again the parties by their Attorneys, and the Defendants, by their Attorney, waived their plea, by them heretofore pleaded, It is therefore considered by the Court, that the Plaintiff recover against the Defendants the sum of $179.12 with interest thereon from the 23d. day of October 1867, till paid, and his costs, by him in this behalf expended.

David Dorman, Pltff
vs
Michael Earmon, Deft. } In Case.

John R. Jones, for &c, Pltff
vs
John R. Eastham, Defts. } In Debt.

Betsy Mooney, Pltff
vs
Jesse Moyers, Deft } In Case.

John Koontz, Pltff
vs
John Sibert's Exor. Deft. } In Case.

Jasper Shriner, Pltff
vs
Benjamin Shrunk, Deft. } In Case.

Clotsworthy Hes, Pltff
vs
Miller Hes, Defts. } In Case.

Robert Cook, surv. &c Pltff
vs
John C. Walker, Deft } In Debt.

R. P. Fletcher Hes, Pltffs,
vs
Adam W. Brewer, Defts. } In Debt.

Florence Barker Pltff
vs
E. P. Ayres, Deft } In Debt.

M. H. Effinger, Pltff
vs
A. Pfeiffenstein Deft. } In Debt.

same, Pltff
vs
E. P. Ayres & wife, Defts. } In Case

Franklin Liskey, Pltff
vs
E. L. Lambert, Deft. } In Case.

same, Pltff
vs
Catlett M. Harlow, Deft. } In Case.

same, Pltff
vs
Partlow & Lambert, Defts. } In Case.

W. W. Maddox, Pltffs,
vs
Benjamin Horner, Deft. } In Case.

H. L. Thorpe, Pltff
vs
Lemmons, Deft. } In Case.

Ordered, That the foregoing causes be continued generally, until next term.

First National Bank of Wheeling Pltff
vs
David Link, &c, Deft. } In Debt.
&
same, Pltff
vs
same, Defts. } In Debt.

On motion of the Defendants, a Rule is awarded against David Link, returnable to the next term, to shew cause if any he can, why he should not be fined and attached for his failure to appear at this term of the Court as a witness for the Defendants, and the trial of the cause is continued until the next term.

L. F. Detrick, Pltff
vs
E. L. Lambert, Deft. } In Case.

On motion of the Defendant, this cause is continued until the next term, at his cost.

Henry Shacklett, for &c, Pltff,
S. B. Jennings, Deft. } In Debt.

On motion of the Plaintiff, this cause is removed to the Circuit Court of this County.

Andrew S. Heaton, Pltff,
Alcinda Bowman, Deft. } In Case.

Jesse L. Garth, Pltff
Peter Paul, jr, Deft. } In Debt

Ordered That this cause be dismissed.

William R. Devries & Co, Pltffs,
George W. Johnson & G. Miller Wolf, Defts. } Upon an attachment.

On motion of the Plaintiffs, and it appearing to the Court that proces has been duly executed upon the Defendant, George W. Johnson, and it further appearing to the Court that the Defendant George W. Johnson is individually the owner of (4) four Acres of Land and a Store-House and Lot in the town of Mt. Crawford, and the attachment in this case having been levied on the aforementioned Real Estate, and the said George W. Johnson appearing by counsel, It is therefore considered by the Court that the Plaintiffs recover a judgment against the Defendant George W. Johnson for the sum of $342.77 with interest from 3rd day of February 1872, till paid, and their costs, And it is further ordered that W. S. Suity, who is hereby appointed a Commissioner for that purpose, do advertise the said Real Estate, and sell the same on the following terms:- one-third cash and the balance in 6 and 12 months, (credit,) and it is further ordered that this cause be continued to the next term of this Court for further proceedings to be had against the said George W. Johnson & G. Miller Wolf as partners.

Daniel Miller Ses, Pltffs,
George W. Johnson & G. Miller Wolf, Defts } Upon an Attachment

On motion of the Plaintiffs, and it appearing to the Court that proces has been duly executed upon the Defendant, George W. Johnson, and it further appearing to the Court that the Defendant George W. Johnson is individually the owner of (4) four Acres of Land and a Store-House and Lot in the town of Mt. Crawford, and the Attachment in this case having been levied on the aforementioned Real Estate, and the said George W. Johnson appearing by counsel, It is therefore considered by the Court that the Plaintiffs recover a judgment against the Defendant, George W. Johnson, for the sum of $643.63 with interest from the 14th. day of February 1872 till paid, and their costs. And it is further ordered that W. S. Suity, who is hereby appointed a Commissioner for that purpose, do advertize the said Real Estate, and sell the same on the following terms:- one-third cash and the balance in 6 and 12 months, (credit,) and it is further ordered that this cause be continued to the next term of this Court for further proceedings to be had against the said George W. Johnson & G. Miller Wolf, as partners.

Daniel Miller & Co. Pltffs.
George W. Johnson & G. Miller Wolf, Defts. } Upon an attachment.

On motion of the Plaintiffs, and it appearing to the Court that proces has been duly executed upon the Defendant, George W. Johnson, and it appearing further to the Court that the Defendant George W. Johnson is individually the owner of (4) four acres of Land and a Store House and Lot in the town of Mt. Crawford, and the attachment in this case having been levied on the aforementioned Real Estate, and the said George W. Johnson appearing by counsel, It is therefore considered by the Court that the Plaintiffs recover a judgment against the Defendant George W. Johnson for the sum of $231.78 and $3.28 costs of Protest, with interest from the 7th. day of February 1872, till paid, and their costs, And it is further ordered that W. S. Lusty, who is hereby appointed a Commissioner for that purpose, do advertise the said Real Estate, and sell the same on the following terms - one third cash and the balance in 6 and 12 months, (credit) And it is further ordered that this cause be continued to the next term of this Court for further proceedings to be had against the said George W. Johnson & G. Miller Wolf, as partners.

Jesse Ralstons Admr. Pltff
A. S. Gray, Deft. } In Case.

Ex parte C

This day came again the Plaintiff by his Attorney, and the Court proceeded to execute the writ of Enquiry, and having heard the evidence, It is considered by the Court that the Plaintiff recover against the Defendant the sum of $732.44 with interest thereon from Oct. 14, 1863 till paid, subject to a credit of $110.00 paid Aug. 20, 1866, and his costs by him, in this behalf expended.

James Bolton, Pltff
George Fawcett, Deft. } In Debt.

This day came again the parties, by their Attorneys, and before the Jury was sworn to try the issue, the Defendant by counsel, proposed to file two special pleas, which was objected to by the counsel for the Plaintiff and moved the Court to exclude the same, which motion the Court overruled, and thereupon the said two special pleas were filed by the Defendant, and thereupon came the following Jury, to-wit:- Wm A. Evans, B. F. Bilhimer, Thomas Messick, A. L. Hedrick, John Linaweaver, C. O. Black, John Dodson, A. M. Newman, N. K. Devier, Walter Davis, Jacob C. Rhodes and Peter Bonds, who being elected, tried and sworn the truth to speak upon the issue joined, and having fully heard the evidence and argument of counsel, 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 the debt in the declaration demanded," It is therefore considered by the Court that the Plaintiff recover against the Defendant the sum of $120.00 with interest thereon from the 5th. day of June 1866, till paid, and his costs by him, in this behalf expended.

Ex parte

Ordered, That Court be adjourned until to-morrow morning at 9 o'clock.

James Kenney

At a County Court continued and held in and for the County of Rockingham, on Wednesday, February 28, 1872.

Present:- Hon. James Kenney, presiding.

Daniel Miller & Co, Pltffs, } In Debt.
vs
Coffmans, &c, Defts.

Charles Moore's Exor. Pltffs, } In Covt.
vs
Coffmans, &c, Defts.

On motion of the Plaintiffs. by their Attorneys, these two causes are removed to the Circuit Court of this County.

On motion of Wm. P. Kyger, one of the heirs of Alexander Kyger, dec'd, A. J. Baugher, Isaac Long and Peter K. Price are appointed Commissioners to lay off and assign to Julia Ann Kyger, widow of Alex. Kyger, dower in the lands of said Alex. Kyger, dec'd.

Appointed

S. B. Lupton & M. C. Lupton, Propr's of American Hotel, this day presented in Court an A/c against the Commonwealth, amounting to $60.00 for Board of Witnesses in cases of the Commonwealth against John Pultz and Wm. Pultz charged with felony, which being sworn to in Court, was examined and allowed by the Court, and ordered to be certified to the Auditor of Public Accounts.

cert'd. & d.

W. W. West, Road Commissioner for Plains Township, has this day returned his report, made in pursuance of an order made on the petition of Benj. Chrisman & Samuel Shank, at the January Term of this Court, 1872, and upon motion of said Chrisman & Shank, it appearing to the Court from said report that the proposed change of the road will be advantageous and will not affect the rights of other parties, It is ordered that said Chrisman & Shank be allowed to make the proposed change in said Road over their own lands at their own expense, under the supervision of the Township Commissioner.

B. E. Long, Pltff. } Upon an Award.
vs
H. C. Hedrick, Deft.

Whereas, Benjamin E. Long and H. C. Hedrick, did, on the 6th day of February 1872, mutually enter into a bond binding themselves to abide and stand by the award and settlement of divers matters of differences arising between them springing out of a contract of renting between them, and bonds, notes and accounts existing, and the sale of the interest of H. C. Hedrick in the growing wheat crop on the place of said Long, to the final arbitrament and award of W. S. Lenty and James H. Vanpelt, arbitrators indifferently chosen, with power to them to choose an umpire, and further that the said award when found, should be entered as the judgment of the County Court of Rockingham County, without notice to either party, Now, Know ye, That we, W. S. Lenty and James H. Vanpelt, arbitrators chosen as aforesaid, did select Philander Herring as umpire, and after fully hearing all the statements of both parties, the proofs introduced and the examination of all bonds, notes and accounts, introduced by both and each of the said parties, do publish and make this our award. We do find, after a full settlement of all the matters of accounts and demands of every description and kind made by the said parties against

each other, that A. C. Kedrick is indebted to Benjamin E. Long in the sum of $15.89, with interest from this date, and we also find and award to Benjamin E. Long the sole and exclusive ownership of the crop of wheat sown by the said A. C. Kedrick on the land of B. E. Long, now the property of — Rehrd.

And we do further find and award that the costs of this arbitration be mutually borne by the said B. E. Long & A. C. Kedrick, Cost of Arbitration $10. to each of the Arbitrators and $10 to the umpire. Given under our hands and seals this the 27th day of February 1872.

W. S. Lenty, (Seal)
Jas. H. Campbell, (Seal)
P. Herring, (Seal)

In consideration whereof, It is the judgment of this Court that Benjamin E. Long recover against A. C. Kedrick, the sum of $15.89 with interest from the 27th day of February 1872, till paid, and that the exclusive ownership of the crop of wheat sown by the said A. C. Kedrick on the land of B. E. Long, now the property of — Rehrd, is in the said B. E. Long, and that the costs of the Arbitration and this action be mutually borne by said Long & Kedrick.

Williams & Arnest, Pltff
vs
Wm. N. Gay, Deft. } In Case.

This day came the parties by their Attorneys, and the Judge of this Court having previously been engaged as counsel, by consent of parties, Robert Johnston, a practicing Attorney in this Court, was called to preside, and thereupon came a Jury to-wit:— Wm. A. Evans, B. F. Bilhimer, Thomas Messick, A. C. Kedrick, John Swarengen, C. A. Black, John Dodson, A. M. Newman, jr., A. K. Devier, Walter Davis, J. C. Rhodes and Peter Bondo, who being elected, tried and sworn the truth to speak upon the issue joined, 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 upon their oaths do say, "we the Jury find for the Defendant," It is therefore considered by the Court that the Defendant recover against the Plaintiff his costs, by him, in this behalf expended.

(On 19th day of April 1870,)
On motion of A. Clay Bright, who has heretofore been duly appointed and commissioned by the Governor of Virginia, Notary Public in and for the County of Rockingham, he appeared in Court, and together with F. N. Daingerfield, his surety, (who justified as to his sufficiency,) entered into and acknowledged a bond in the penalty of Two Hundred Fifty Dollars, conditioned according to law, and took the several oaths required by law.

A. L. Yancey, Pltff.
vs
George W. Yancey, Deft. } In ~~Debt~~ Covenant.

This day came again the parties by their Attorneys, and the Plaintiff, by his Attorney, moved the Court to set aside the judgment of the Court in this cause, and grant him a new trial, which motion the Court overruled; whereupon the Plaintiff excepted to the opinion of Court in overruling his motion for a new trial, and tendered his Bill of Exceptions therein, which is in words and figures following to-wit:— ("Be it

remembered that upon the trial of this cause, the parties waived a jury, &c.") which he prays may be signed, sealed ~~and~~ enrolled, and made a part of the record, which is accordingly done.

For reasons appearing to the Court, the Rules awarded against George P. Funkhouser and P. S. Roller, at the last term of this Court, for their failure to appear at said term as witnesses in behalf of John Reubush & Samuel Funkhouser's Admr. are discharged.

Henry A. Nickel, Pltff
&
J. N. Manzy, Deft. } In Debt.

Ordered, That this cause be dismissed agreed.

S. H. Carrier, for &c., Pltff
&
Wm. R. Carrier, Deft. } In Debt.

Ordered that this cause be dismissed.

David Ritenour, for &c, Pltff,
&
Samuel Gradwohl, Deft. } In Case.

On motion of the Plaintiff, a Rule is awarded against the Sheriff of Albemarle County, returnable to the next term of this Court, to shew cause if any he can, why he should not be fined and attached for his contempt to us offered, in failing to return the Subpoena directed to him by the Clerk of this Court, commanding him to summon A. B. Heller & M. B. Heller, as witnesses in behalf of the Plaintiff, to this day of this term of the Court, and the trial of this cause is continued until the next term at the Plaintiff's cost.

J. C. Ayres & Co., Pltff,
&
Wm. P. Byrd, Deft. } In Case.

No Jurisdiction of this Court

This day came again the parties, by their Attorneys, and all matters of controversy being submitted to the decision of the Court, after having fully heard the evidence, the Court is of opinion that there is no liability upon the Defendant, and it is considered by the Court that the Defendant recover against the Plaintiff, his costs, by him, in this behalf expended.

Davis, Roper & Co. Pltffs
&
Isaac Paul & Sons, Defts. } In Case.

J. V. McGahey, Pltff
&
Saml. R. Sterling Deft. } In Case.

J. C. Brock, Pltff.
&
J. N. Bruffy, Deft. } In Case.

J. A. Loewenbach, Pltff
&
P. Z. Offutt, Deft. } In Case.

Woodson & Compton, Pltffs.
&
William Rehend, Deft. } In Case.

John Moore, Pltff.
&
James Dinkle, Deft. } In Detinue.

Ordered, That the foregoing causes be continued generally, until the next term.

On the motion of Adam H. Brewer, the Court doth appoint A. G. Lincoln, Trustee to execute the provisions of a Deed of Trust, executed on the 18th day of September 1857, to Alfred Sprinkel, Trustee, said Sprinkel having departed this life.

William Loeb, Pltff.
John Scanlon, Deft } In Case.

This day came the parties by their Attorneys, and thereupon came a Jury to-wit:- Wm A Evans, B F Bilhimer, Thomas Messick, A G Hedrick, John Linaweaver, G. O. Black, John Dodson, A M. Newman, jr, H. K. Devier, Harrison Bateman, J. G. Rhodes and Peter Bonds, who being elected, tried and sworn the truth to speak upon the issue joined, and having fully heard the evidence and argument of counsel, without retiring from the bar, upon their oaths do say "we the Jury find for the Plaintiff, and assess his damages at $49.17 with interest from 18th day of Nov. 1869." It is therefore considered by the Court that the Plaintiff recover against the Defendant, the sum of $49.17 with interest thereon from the 18th day of November 1869, till paid, and his costs, by him, in this behalf expended. E & by

---

Emanuel Royer, Pltff
James Roadcap, Deft. } In Case.

This day came the parties by their Attorneys, and the Defendant filed his plea of Bankruptcy, whereupon it is considered by the Court that the trial of this cause be continued until next term.

R Glover's Admr. Pltff,
G M. Armentrout, Deft. } In Case.

Wm W. Gay, Pltff
Wm Peters, Deft. } In Case

Joseph Byrd, surv. &c, Pltff
Samuel E. Long, Deft. } In Case.

Thomas Richards, Pltff.
Henry Hoover, Deft. } In Case.

Ordered, That the foregoing causes be continued until the next term.

John Moore, Pltff
James Dinkel, deft. } In Detinue.

This day came again the parties, by their Attorneys, (and this cause having been continued,) was, by consent of parties taken up, and thereupon came a Jury, to-wit:- Wm A. Evans, B. F. Bilhimer, Thomas Messick, A. G. Hedrick, John Linaweaver, G. O Black, John Dodson, A. M. Newman, jr., H. K. Devier, Harrison Bateman, J. G. Rhodes and Peter Bonds, who being elected, tried and sworn the truth to speak upon the issue joined, and not having time fully to hear the evidence, was adjourned until to-morrow morning at 9 o'clock.

Ordered, That Court be adjourned until to-morrow morning at 9 o'clock.

James Kenney

At a County Court continued and held in and for the County of Rockingham, on Thursday, Febniary 29, 1872.

Present:- Hon. James Kenney, presiding.

John R. Jones, for &c, Pltff;
@
J. C. Walker, Deft } In Debt.

This day came again the Plaintiff, by his attorney, (the Defendant not appearing,) and the cause being submitted to the Court, the Court is of opinion, that the Plaintiff recover against the Defendant the debt in the declaration demanded, It is therefore considered by the Court that the Plaintiff recover from the Defendant the sum of $125.00 with interest on $62.50 part thereof from the 1st day of January 1870, and on $62.50 the residue thereof from the 1st. day of July 1870, till paid, and his costs, by him, in this behalf expended. Ex for

C. H. McCormick & Bro. Pltffs.
@
E M. Hopkins Extx & W. D. Hopkins, Exr. of John N. Hopkins, decd. Defts. } In Debt.

This day came again the parties by their Attorneys, and the cause being submitted to the decision of the Court, the Court is of opinion that the Plaintiff recover against the Defendants the debt in the declaration demanded; It is therefore considered by the Court that the Plaintiff recover against the Defendants the sum of $140.00 with interest thereon from the 1st day of July 1866, till paid, and his costs by him in this behalf expended, to be levied of the goods and chattels of the said intestate, when assets sufficient shall come to the hands of the said Defendants to be administered. Ex for

Shortridge, Bro. & Co., Pltff;
@
C. A Sprinkel & Co., Defts. } In Case.

Ordered, That this cause be dismissed at the cost of the Defendants. It is therefore considered by the Court that the Plaintiffs recover against the Defendants their costs, by them, in this behalf expended. Ex for

Britton & Co., Pltff
@
J. N. Hill, Deft. } In Case.

On motion of the Plaintiff, by his counsel, It is ordered that this cause be revived against I. C. Hill and Wm. A. Hill, Administrators of J. N. Hill, decd.

G. W Rogers, Pltff
@
A N Wilson, &c, Deft } In Case.

same Pltff
@
same, Defts } In Case.

Giles Devier, Pltff,
@
S. M. Yost, Deft } In Case

Wm Pankesly, Pltff.
@
Wm H. Hudlowe Deft. } In Debt.

&

M. B. Smart, Pltff,
@
Thos Shumate, Deft. } In Case.

W. H. Lam, Pltff,
@
G. P. Hopkins, Deft. } In Case.

&

E. N. Warren's Admr. Pltff
@
Gideon Reed, Deft. } In Case

Ordered, That the foregoing causes be continued generally until the next term.

William Simms, Assignee of Thos. Collins, Pltff
vs
Francis W. Kittley, Admr of Lt. E. Kittley, decd. Pltff
} In Debt.

This day came again the parties by their Attorneys, and the cause being submitted to the Court, the Court is of opinion that the Plaintiff recover against the Defendant, the debt in the declaration demanded, It is therefore considered by the Court that the Plaintiff recover from the Defendant, the sum of $400cts with interest thereon from the 1st. day of January 1859, till paid, subject to the following credits— $32.17 Octo 20, 1860; $35.cts Sept 11, 1867; $33cts Sept. 22, 1868, and $24.cts March 30, 1869, and his costs, by him, in this behalf expended, to be levied of the goods and chattels of the said intestate, when assets sufficient shall come to the hands of the said Defendant to be administered.

Abner J. Nicholas, Pltff
vs
J. G. Effinger, &c, Defts.
} In Debt.

This day came again the parties, by their Attorneys, and the Defendants, by counsel, filed a plea of Bankruptcy as to J. G Effinger, and thereupon came a jury, to-wit:— M. W Jordan, Peter Guyer, Walter Davis, James Steele, D. J. Butler, John Snyder, Abm. Click, Jacob Hinegardner, J. D Price, John Kelly, H. W. Liskey and A. C Long, who being elected, tried and sworn the truth to speak upon the issue joined, 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 upon their oaths do say, "we the jury upon the plea of Bankruptcy put in by Defendant Effinger, find that he is a bankrupt, and further find, that the Plaintiff, A J Nicholas, recover of the Defendant, Anthony Hockman, the sum of $205cts, the amount in the declaration mentioned, with interest from the 14th. day March 1859 till paid, It is therefore considered by the Court that the Plaintiff recover from Anthony Hockman, the sum of $205cts, with interest thereon from the 14th day of March 1859, till paid, and his costs, by him, in this behalf expended.

John Moore, Pltff;
vs
James Dinkel, Deft.
} In Detinue.

This day came again the parties, by their Attorneys, and thereupon came the Jury sworn and impannelled on yesterday for the trial of this cause, pursuant to their adjournment, and having fully heard the evidence and the argument of counsel, retired from the bar to consider of their verdict, and after some time returned into Court, and declared that they could not agree upon a verdict; whereupon, by consent of the parties, and with the assent of the Court, John Linaweaver, one of the jurors aforesaid, was withdrawn, and the rest of the Jury from rendering their verdict, discharged, and the trial of the cause continued until next term.

George Fawcett, Pltff
vs
Abram C. Long, &c, Defts.
} In Detinue

On motion of the Plaintiff, Rules are awarded against the witnesses for their failure to appear at this term of the Court, returnable to the next term of this Court, and the trial of the cause is continued until next term at the Plaintiff's cost.

John Kiser, Pltff
vs
J. S. Speck, &c, defts. } In Debt.

The Defendant, by his attorney, suggested the non-residence of the Plaintiff, and on his motion a Rule for security for costs is awarded against the Plaintiff.

Reuben Bonds, Pltff
vs
Hopkins & Kisling, defts. } In Case.

Ordered, That this cause be dismissed agreed.

James A Campbell, Pltff
vs
Koogler & Reagan, deft. } In Case.

Upon the calling of this cause, the death of J. R. Koogler, one of the defendants, was suggested, and on motion of the defendant, by his Attorney, Rules are awarded against Luther Kelley and John Andrew for their failure to appear at this term as witnesses in behalf of the defendants, returnable to the next term of this Court, and the trial of the cause continued until next term.

Jacob Bomberger, Pltff,
vs
J. D. Price. deft } In Case.

The Defendant, by his attorney, suggested the non-residence of the Plaintiff, and on his motion a Rule for security for costs is awarded against the Plaintiff.

Noah Shiflett, Pltff
vs
George S. Hewlett, &c, deft. } In Debt.

On motion of the defendants, by counsel, a Rule is awarded against Joseph B. Moyers, one of the defendants witnesses, for his failure to appear at this term, returnable to the next term of this Court, and the cause is continued at the cost of the Defendants until next term.

And on motion of the Plaintiff, by his Attorney, a Rule is awarded against Samuel Bowman, one of his witnesses for his failure to appear at this term, returnable to the next term of this Court.

Thomas J Butler, Pltff,
vs
Thomas Washington, deft. } In Debt.

On motion of the defendant, and for reasons appearing to the Court, this cause is continued until next term, at the cost of the defendant.

And upon the motion of the Plaintiff, Rules are awarded against J. J. & H. B. Wright, two of the defendants witnesses, for their failure to appear at this term, on behalf of the defendant, to be directed to the Sheriff of Augusta county, and made returnable to the first day of the next term.

Archibald Alden, Pltff.
vs
Jacob Meierole, Deft. } In Case.

On motion of the Plaintiff, this cause is continued until the next term at the cost of the Plaintiff.

Robert Kyger Pltff
vs
J. N. Mauzy, Deft } In Debt.

Ordered That this cause be dismissed, and that the defendant recover against the Plaintiff his costs by him in his defence expended, since the date of the last judgment rendered in this cause.

Jonathan Peale Pltff
vs
Wm. P. McLeall, Deft. } In Debt

&

Same, Pltff
vs
Same, Deft. } In Debt.

On motion of the Defendant these two causes are continued until the next term at his costs.

Jane Harmon Pltff. } In Debt.
vs
J. H. Berry. Deft. }

Samuel Bailey, Jr & c, Pltff. } In Debt.
vs
David Bloser, Deft. }

Hailston Morris, Pltff, } In Debt.
vs
Same, Deft. }

Jos N Stover, Pltff } In Case
vs
C L. Lambert, Deft. }

Same, Pltff, } In Debt.
vs
Same, Deft. }

J. P Brock, Pltff } In Case.
vs
Nelson Sprinkel Deft }

Ordered, That the foregoing causes be continued generally until next term.

C. B. Janceyo Admr. Pltff,
vs
G H Millers Admr. Deft. } In Debt.

On motion, this cause is continued until the next term at the costs of the defendant.

Joseph Denton, Pltff
vs
John Diller. Deft } In Case.

This day came again the parties, by their Attorneys, and thereupon by consent, came a Jury of Seven, to-wit:- Wm A. Evans, B. F. Billmeier, Thomas Mefick, H. C Hedrick, John Linaweaver, C. A. Black and John Dodson, who being elected, tried and sworn the truth to speak upon the issue joined, and not having time fully to hear the evidence, were adjourned until to-morrow morning at 9 o'clock.

Ordered, That Court be adjourned until to-morrow morning at 9 o'clock.

James Kenney

At a County Court continued and held in and for the County of Rockingham, on Friday, March 1. 1872.

Present:- Hon. James Kenney, presiding.

Joseph Heaton, Pltff
John Diller, Deft. } In Case.

& Ld

This day came again the parties, by their Attorneys, and thereupon came the Jury sworn and empannelled on yesterday for the trial of this cause, pursuant 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 upon their oaths do say, "we the Jury find for the Plaintiff, and assess his damages at $41.34" It is therefore considered by the Court that the Plaintiff recover of the Defendant the sum of $41.34 with interest thereon from the first day of March 1872, till paid, and his costs, by him in this behalf expended.

Loewenbach, Heller & Bro, Pltffs.
Peter S. Roller, Deft. } In Debt,

& Ld

This day came again the parties by their Attorneys, and by consent of parties, It is considered by the Court that the Plaintiffs recover against the Defendant the sum of $80cs with interest thereon from the 28th day of January 1862, till paid, subject to a credit of $16cs as of August 31, 1867, and their costs, by them, in their behalf expended.

W. Scott Baugher, Admr. of Mary Baugher, dec'd. Pltff,
Agatha Marshall & Allen W. Baugher, Defts. } In Debt.

& Ld

This day came again the parties by their Attorneys, and the cause being submitted to the decision of the Court, after having fully heard the evidence, the Court is of opinion that the Plaintiff recover of the Defendant the sum of $50cs with interest thereon from the 25th day of December 1865. It is therefore considered by the Court that the Plaintiff recover against the Defendants the sum of $50cs with interest thereon from the 25th day of December 1865, till paid, and his ~~costs~~ costs by him, in this behalf expended.

W. S. Baugher, Admr. of S. G. Baugher, dec'd. Pltff.
William D. Marden, &c, Defts. } In Debt.
(and the deft Wm. D. Marden filed his plea of Bankruptcy.)

Ld

This day came again the parties by their Attorneys, and the cause being submitted to the Court, after having fully heard the evidence, the Court is of opinion that there is no liability upon the

Defendants. It is therefore considered by the Court that the Defendants recover against the Plaintiff. Their costs, by them, in this behalf expended.

A. S. Newton, Pltff. } In Case.
S Bright, Deft }

The death of the defendant being suggested, this cause is continued until the next term.

R. P. Fletcher & Co.	Pltffs.	In Debt	J. H. Wartmann,	Pltff.	In Case.
Martin Liskey,	Deft		C K. Davis' Exor.	Deft.	
South. Fertilizing Co.	Pltff,	In Case.	Jackson Martz,	Pltff	In Case.
P. S Rollen,	Deft.		Madison West,	Deft	
Keller, Bro & Co.	Pltff,	In Case.	John W Stewart,	Pltff	In Case.
G. W. Garrett,	Deft		D. Pennybacker,	Deft.	
Wittig & Son,	Pltffs.	In Case.	Hoffmans & Bauffyfor &	Pltffs	In Debt.
Addison Harper,	Deft.		Pet. Carpenter,	Deft.	
J. R. Crawford's Admr for &	Pltff	In Debt.	John D. Wood,	Pltff.	In Case.
Wm. P. Sites,	Deft.		Gabriel Wood's Adm.	Deft	
Wm. A. Harris,	Pltff	In Debt.	Richard Ashby,	Pltff	In Case.
Pet. Carpenter,	Deft.		Wm Smith,	Deft.	
Mary J. Johnston,	Pltff	In Debt.	J. A Hammen, S. R. C, for &	Pltff	Debt.
Jacob Gutshall,	Deft.		J. N. Cowen, & a,	Defts.	
same,	Pltff	In Debt.	Richard Thompson,	Pltff;	In Case
same,	Deft.		John C. Minnear,	Deft.	
Abraham Ludwig,	Pltff;	In Case.	Wm A. Dean & Co,	Pltff	In Debt.
Isaac Fulk,	Deft.		Ro. R. Donthat,	Deft.	

Ordered that the foregoing causes be continued generally, until the next term.

Ordered That Court be adjourned until to-morrow morning at 9 o'clock.

James Kenney

At a County Court continued and Held in and for the County of Rockingham, on Saturday, March 2, 1872.

Present:- Hon. James Kenney, presiding.

Samuel Reubush, Pltff

Abraham Painter, R E. Painter & Jacob Byerly, Defts. } Upon a motion on Forthcoming Bond for the delivery of Property on day of Sale.

This day came the Plaintiff, by his Attorney, and the Defendants being solemnly called came not, It is considered by the Court that the Plaintiffs have judgment and Execution against the Defendants, according to bond and for costs.

Samuel E. Long, for &c, Pltff, } In Debt.
James A. Lowman, Deft.

Zeph English, Pltff } In Case.
Jonathan Peale, Deft.

John J. Wood, Pltff, } In Case
C H Sowers, Deft.

Annie P Maggard, for &c, Pltff } In Case.
C H Sowers, Deft

Elizabeth Sellers, for &c, Pltff } In Case.
same, Deft

On motion of the Plaintiffs, by their Attorneys, the above causes are ordered to be dismissed.

Israel B Burner, Pltff, } In Debt.
J Bird Eastham, Deft.

Jacob Hamsbergers Exrs. Pltff, } In Debt.
John R Koogler, Deft.

John W. Stewart, Pltff, } In Case
Jefferson J. Carrier, Deft.

J. A. & J. C Hanger, Pltff, } In Debt.
James C. Keetzel, Deft.

John Casler, Pltff. } Slander.
William Minnick, Deft.

Milly Rice's Admrs. Pltff. } In Debt.
A. W. Brown's Admrs. Deft.

Jonas A Heller, & wife Pltff. } In Case.
John W. Carpenter, Deft.

Ordered, That the foregoing causes be continued generally until next term.

Y. C. Ammon's Admrs. for &c, Pltff } In Debt
John B. Ammon, Deft.

This day came the parties, by their Attorneys, and the Defendant filed his plea of payment and set-offs, to which the Plaintiff replied generally, whereupon It is considered by the Court that the office judgment be set aside, and the trial of the issue continued until the next term.

John Cunningham, Pltff
Spinkel & Bowman, Defts } In Case.

Britton & Co, Pltff,
Saml. A. Coffman, Deft. } In Case.

Samuel W Pollock, Pltff,
J N. Hill's Admr. Deft. } In Case.

J. N. Hill's Admr. Pltff,
Peter Paul, Deft. } In Case.

Sarah E. Grove, Pltff
J. S. Rohr's Exor's Defts. } In Case.

S. M. Jones & Bro, Pltff,
John F. Soule, Deft. } In Case.

This day came the parties, in the foregoing causes, by their Attorneys, and the Defendants filed their pleas of non-assumpsit, to which the Plaintiffs replied generally; whereupon it is considered by the Court that the office judgments be set aside, and the trial of the issues continued until the next term.

John P. Brock Pltff
W. J. McGahey, &c, defts. } In Covt.
&
Solomon Harmon, Pltff,
George W. Berlin, Deft. } In Covt.

This day came the parties, by their Attorneys, and the Defendants filed their pleas of covenants performed, to which the Defendants replied generally; whereupon it is considered by the Court that the office judgments be set aside, and the trial of the issues continued until next term; and in the latter-named cause, on motion of the Defendant, a Rule for security for costs is awarded against the Plaintiff.

It is ordered That it be certified to the Auditor of Public Accounts, that John Paul, Attorney for the Commonwealth is entitled to the sum of Twenty Dollars, for prosecuting to conviction, at this term of the Court, in two cases of felony, the cases of the Commonwealth against John Fulty and Commonwealth against Thomas Johnson.

Cert'd

It is ordered That the Treasurer of Rockingham County, pay to John Paul, Attorney for the Commonwealth, the sum of $41. 66 2/3 for his services in this Court, for the month of February, 1872.

Cert'd

G. P Garber, Pltff.
Jacob Shaut, Deft } In Debt.

This cause, which at a former day of this term was continued, is now ordered to be dismissed agreed.

Frederick Schaeffer, Pltff,
John N. Wartmann, &c Defts } In Debt.

Ordered, That this cause be dismissed.

Morgan Hogshead, for &c Pltff
vs
Wm P McCall, Deft. } In Debt.

James M. Armentrout, Pltff.
vs
B. F. Armentrout, Deft. } In Debt.

John P. Hogshead, for &c. Pltff
vs
same, Deft. } In Debt.

S. M. Yost, Pltff
vs
J H. Wartmann &c, Defts. } In Lease.

M. A. Leap, Pltff
vs
Z. D. Gilmore, Deft. } Trespas.

A. B. & A. L. O'Brien, Pltff.
vs
J H Winsborough, Deft. } Trespas.

John N. Rhodes, Pltff,
vs
Jacob P. Rhodes, Deft. } In Case.

Wm P. McCall, surv. &c. Pltff
vs
Benjamin Switzer, Deft. } In Case.

Ordered, That these causes be continued generally until next term.

E. J. Sullivan, Pltff.
vs
Thomas Harrison's Exr. Deft. } In Debt.

This day came again the parties by their Attorneys, and thereupon, by consent, came a Jury of seven, to-wit: Peter Guyer, B F. Bikimer, A. C. Hedrick, Thomas Messick, J. D. Price, A M. Newman, jr, and Peter Bondy, who being elected, tried and sworn the truth to speak upon the issue joined, and having fully heard the evidence and the argument of counsel, retired from the bar to consider their verdict, and after some time returned into Court, and not having agreed upon a verdict, were adjourned until Monday morning next at 9 o'clock.

J. Barrett & Higgins, Pltff.
vs
Wm. F. Lewin, Deft. } In Debt.

This day came again the parties, by their Attorneys, and the Bankruptcy of the Defendant suggested by his counsel, and the Court is of opinion that the Plaintiffs recover of the Defendant, the debt in the declaration demanded, It is therefore considered by the Court that the Plaintiff recover against the Defendant the sum of $70.53 with interest thereon from the 18th day of November 1870, till paid, and their costs by them in this behalf expended.

Exr to lie

Solomon Harman, Pltff
vs
George W. Berlin, Deft. } In Debt.

This day came the parties by their Attorneys, and the Defendant filed his plea of payment, to which the Plaintiff replied generally, and thereupon it is considered by the Court that the office judgment be set aside, and the trial of the issue continued until the next term, and leave is given the Defendant to file additional pleas; and on motion of the Defendant, a Rule for security for costs, is awarded against the Plaintiffs.

I. G. Hoffman's Exta. Pltff. } In Debt.
Martin Liskey, Defts.

A. S. Kenton, for &c, Pltff. } In Debt.
Joseph Steine, &c, Defts.

L. Caplinger's Exor. Pltff } In Debt.
Noah F. Turner, Defts.

J W Hill's Admr. Pltff } In Debt.
Peter Paul, Defts.

This day came the parties, by their Attorneys, and the Defendants filed their plea of payment, to which the Plaintiffs replied generally, whereupon it is coneidered by the Court that the office judgments be set aside and the trial of the issues continued until the next term, and leave is given the Defendants to file additional pleas.

Elizabeth Keyeaer, Pltff. } In Case.
Henry Hale, Deft.

This day came the parties by their Attorneys, and the Defendant filed his plea of "not guilty" to which the Plaintiff replied generally, whereupon, it is coneidered by the Court, that the office judgment be set aside, and the trial of the issue continued until the next term, and the Defendant has leave to file additional pleas.

Ordered, That Court be adjourned until Monday morning next, at 9 o'clock

James Kenney

At a County Court continued and held in and for the County of Rockingham, on Monday, March 4, 1872.

Present:- Hon. James Kenney, presiding.

James Bolton, Pltff
Nathaniel Flook & Wm F. Hosler, Defts. } In Debt.

This day came the parties, by their Attorneys, and the defendant Wm F. Hosler, filed his plea of Bankruptcy, to which the Plaintiff replied generally, whereupon it is considered by the Court that the office judgment as to Wm F. Hosler be set aside, and the trial of the issue continued generally, and the defendant Nathaniel Flook not appearing, it is further considered by the Court that the Plaintiff recover against the defendant Nathaniel Flook, the sum of $90.00 with interest thereon from the 28th day of September 1871, till paid, and his costs, by him, in this behalf expended.

John W. Stewart, Pltff
Wm N. Gay, Deft. } In Case.

This day came again the parties, by their Attorneys, and thereupon came a Jury of seven, by consent, to-wit:- John Dodson, John Linaweaver, H. K. Devier, Wm N. Jordan, Chas. O. Black, Wm A. Evans and James Steele, who being elected, tried and sworn the truth to speak upon the issue joined, and having fully heard the evidence and argument of counsel, 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 it is considered by the Court that the defendant recover against the Plaintiff his costs, by him in this behalf expended.

John W. Taylor, Pltff.
Charles N. Taylor, Deft. } In Case.

This day came the Plaintiff, by his Attorney, and the order of Publication against the Defendant having been duly executed and he not appearing, the cause was submitted to the decision of the Court, and having fully heard the evidence, it is considered by the Court that the Plaintiff recover against the Defendant the sum of $53.63 with interest thereon from the 1st day of January 1862, till paid, and his costs, by him in this behalf expended.

John W. Taylor, Pltff.
Fayette Teole, Deft. } In Debt.

This day came again the parties, by their Attorneys, and the defendant waived his plea, by him, heretofore pleaded, and thereupon it is considered by the Court that the Plaintiff recover against the Defendant the sum of $150.80 with interest on $111.50 part thereof, from the 1st day of July 1869, and on $39.30 the residue thereof from the 2nd day of July 1870 till paid, subject to a credit of $5.00 dated 20, 1869, and his costs, by him, in this behalf expended.

J. N. Hills Admr Pltff
D. M. Huffman Deft. } In Case.

This day came the parties by their Attorneys, and the Defendant is given leave to amend his declaration, and the trial of the cause continued until next term.

Larkins & Harlow, Pltff.
E. S Yancey Deft. } In Case.

Ld & f

This day came again the parties by their Attorneys, and the cause being submitted to the Court, and having heard the cause, It is considered by the Court that the Plaintiffs recover against the Defendant the sum of $100 Cts with interest thereon from the 1st day of Jany 1867, till paid and his costs, by him in this behalf expended.

B. F. Strickler this day appeared in Court in obedience to a Rule awarded against him at a former day of this term, for his failure to attend at this term as a Drawn Juror, and having been examined by the Court, It is considered by the Court that the Commonwealth recover against him a Fine of $1 Cts and the costs of said Rule, for his contempt thus offered.

Ld

Ordered, That the Rule awarded against James Funk, for his failure to appear at this term as a Drawn Juror, be discharged.

Andrew Stenton, Pltff
B. F. Lincoln's Exrs Defts. } In Debt.

This day came again the parties by their Attorneys, and thereupon came a Jury of seven, by consent, to-wit:- John Dodson, John Linaweaver, H. K. Devier, Wm N. Jordan, C. C. Black, Wm A. Evans and James Steele, who were elected, tried and sworn the truth to speak upon the issue joined, and by consent of parties and with the assent of the Court, John Dodson, one of the Jurors was withdrawn, and the rest from rendering a verdict discharged, and the trial of the cause continued until next term. And the Defendant filed his account of offsets.

Margnis & Kelly, Pltff
P. Brady, deft. } In case.

On motion of the defendant, this cause is continued until the next term at his cost.

On the motion of Jacob Baxter, the Court doth appoint him guardian for David, Josephine & Emma Baxter, infant heirs of Levi Baxter, decd, under the age of 14 years, and thereupon said Jacob Baxter appeared in Court, and together with Albert R. Rhinehart, his surety (who justified as to his sufficiency,) entered into and acknowledged a bond in the penalty of $175.00 conditioned according to law, and qualified as guardian aforesaid.

Bradford & Coates,	Pltffs.	In Case.	Peter Paul,	Pltff	In Case.
vs			vs		
S. A Coffman,	Deft.		John Robinson,	Deft.	
Marquis & Kelly,	Pltff	In Case.	Jacob Rohrs Admr.	Pltff	In Case.
vs			vs		
John Robinson,	Deft.		Thomas Harrison's Exr.	Deft.	
Coffman & Ruffy, for &c,	Pltff	In Debt	A C. Rohrs, surv. patten, &c	Pltff	In Case.
vs			vs		
Franklin Lickey,	Deft.		same,	Deft.	
A S. Byrd, for &c,	Pltff	In Debt.	J. P & A. C. Rohr,	Pltffs	In Case.
vs			vs		
same,	Deft.		same,	Deft.	
Madison West,	Pltff	Trover.	same,	Pltff.	In Case.
vs			vs		
Jackson Martz,	Deft.		Julia N. Smith,	Deft.	
John Hedrick,	Pltff	In Case.	John F. Brown,	Pltff	In Debt.
vs			vs		
John Schmidtt,	Deft		J. N. Hopkins Exor. &c.	Defts	

Ordered, That the foregoing causes be continued generally, until next term.

Mary E. Sipe,	Pltff	In Debt.
vs		
Larkins & Harlow,	Defts.	

This day came the Defendants, James N. Larkins and Joshua M Harlow, and acknowledged the Plaintiffs action, and confessed judgment for the debt and interest in said writ mentioned, viz: the sum of $137.86 with interest thereon from the 16th day of August 1870, till paid, at the rate of 10 per centum per annum, and costs, waiving the benefit of their Homestead. It is therefore considered by the Court that the Plaintiff recover against the defendants the sum of $137.86 with interest thereon, at the rate of 10 per cent. per annum, from the 16th day of August 1870 till paid, and his costs by him in this behalf expended.

E J Sullivan,	Pltff.	In Debt.
vs		
Thomas Harrison's Exor	deft	

This day came again the Jury sworn and empanneled on Saturday last, for the trial of this cause, pursuant to their adjournment, and again retired to their room to consider their verdict, and after some time returned into Court, and upon their oaths do say, "we the Jury upon the issues joined in this cause, find for the Defendant, and assess his damages upon his plea of set-offs at $3.10 100."

Gray, Miller & Co, Pltff
vs
Wm N. Gay, Deft. } In Debt.

Ex Dag
4

This day came again the parties by their Attorneys, and the cause being submitted to the decision of the Court, and having fully heard the evidence, the Court is of opinion that the Plaintiffs recover of the Defendant interest at the rate of 6 per centum per annum from the 5th day of July 1864 to this day, It is therefore considered by the Court that the Plaintiffs recover against the Defendant interest on $148.00 from 5th day of July 1864 and his costs by him, in this behalf expended.

Israel Minnick Pltff
vs
Thomas Shumate, Deft. } In Debt.

Wm H. Waesche, Pltff,
vs
Nelson Sprinkel Defts } In Case.

H. L. A. Houston's Admr. Pltff
vs
J. W. C. Houston's Admr Deft. } In Case.

Joseph N. Manzy, Pltff
vs
Jno. A. Hammen, Deft. } In Case.

David Link, Jr & Co, Pltff
vs
Pet. Carpenter, Deft. } In Debt.

Greenfellow & Son, Pltff
vs
F. R. Davis, Deft. } In Case.

J. H. Wartmann & Co., Pltff
vs
Herman Dreyfous, Deft } In Case.

Ordered, That the foregoing causes be continued generally, until next term.

Reutch, David S, Pltff;
vs
Larkins & Harlow, Defts. } In Debt.

Ex Dag
4

This day came again the parties, by their Attorneys, and on motion of the Defendants, the judgment rendered at a former day of this term is set aside, and the cause again submitted to the Court, and having fully heard the evidence, It is considered by the Court that the Plaintiff recover against the Defendants the sum of $79.13 with interest thereon from the 23d day of October 1867, till paid, subject to a credit of $28.00 as of April 1, 1870, and his costs, by him, in this behalf expended.

R. C. Douglas, Pltff
vs
C. F. Dutrow, Deft. } Upon an Attachment issued by a Justice of the Peace, and returnable to this Court.

W. W. Magruder's Exor. Pltff
vs
same, Deft. } Upon an Attachment issued by a Justice of the Peace, and returnable to this Court.
&
Anthony Hockman, Pltff
vs
same. Deft. } Upon an Attachment issued by a Justice of the Peace, and returnable to this Court.

This day came again the parties by their Attorneys, in the three

foregoing named Attachments, and the parties waiving a Jury, the decision of the causes is submitted to the Court, and the Court having fully heard the evidence and the argument of counsel, is of opinion that there was not sufficient grounds for suing out said attachments, and the same should be dismiss'd, It is therefore considered by the Court that said attachments be dismiss'd, and that the Defendants recover against the Plaintiffs, his costs, by him, in this behalf expended.

Wm. P. McCall, alias P. McCall, Pltff
David Stinespring, &c. Defts. } In Debt.

This day came the parties by their Attorneys, and the Defendants filed their plea of payment and offsets as to $39.00 of the Debt in the declaration demanded, to which the Plaintiff replied generally, whereupon it is considered by the Court that the office judgment as to said $39.00 be set aside, and the trial of the issue continued until next term, and that the Plaintiff recover against the Defendants the sum of $44.99 the residue of the debt in the Declaration demanded, with interest thereon from the 22nd. day of March 1871, till paid, and his costs, by him in this behalf expended.

Theodore Brashear, Pltff
George F. Funkhouser, surv. &c. Deft. } In Debt.

This day came the parties by their Attorneys, and the Defendant filed his plea of payment and offsets as to $130.00 of the Debt in the declaration demanded, to which the Plaintiff replied generally, whereupon it is considered by the Court that the office judgment as to said $130.00 be set aside, and the trial of the issue continued until next term, and that the Plaintiff recover against the Defendant the sum of $170.00 the residue of the debt in the Declaration demanded, with interest thereon from the 21st. day of June 1861, till paid, and his costs, by him, in this behalf expended.

Ordered, That Court be adjourned until to-morrow morning at 9 o'clock.

James Kenney

At a County Court continued and held in and for the County of Rockingham, on Tuesday, March 5. 1872.

Present:- Hon. James Kenney, presiding.

Isaac Burkis Admr. Pltff.,
vs
Joseph Mauzy's Admr. Deft } In Debt.

This day came the parties, by their Attorneys, and the Defendant filed his plea of fully administered, to which the Plaintiff replied generally, whereupon it is considered by the Court that the Plaintiff recover against the Defendant the sum of $200.00 with interest thereon from the 24th. day of June 1857, till paid, subject to credit of $12.00 June 24, 1858 - of $12.00 June 24, 1859 - of $115.00 Sept. 25, 1867, and of $12.00 July 24, 1869, and his costs by him in this behalf expended, to be levied of the goods and chattels of the said intestate, when assets sufficient shall come to the hands of the said Defendant, to be administered.

Jacob Lincoln & A. B. Lincoln, Exors. of B F. Lincoln, decd. Pltff.,
vs
Fayette Teole, Deft. } In Debt.

Exd

This day came the parties, by their Attorneys, and the Defendant waived his plea, by him, heretofore pleaded, and thereupon it is considered by the Court that the Plaintiff recover against the Defendant the sum of $30.00 with interest thereon from the 27th. day of December 1869, till paid, and their costs by them about this behalf expended.

Jacob & A. B Lincoln, surv. partners of B. F. Lincoln & Bro. Pltffs.,
vs
Fayette Teole. Deft } In Debt.

Exd

This day came again the parties, by their Attorneys, and the cause was submitted to the decision of the Court, and having fully heard the cause, it is considered by the Court that the Plaintiffs recover against the Defendant the sum of $62.65 with interest on $52.45 part thereof from the 13th. day of October 1860, on $6.25 another part thereof from the 22nd. day of February 1864, and on $3.95 the residue thereof from the 17th. day of August 1863, till paid, and their costs by them in this behalf expended.

Peter Michael's Admr. &c. Pltff
vs
David Scott's Admr. Defts } In Debt.

Upon the calling of this cause, it is considered by the Court that this suit as to J. D. Scott, who is improperly named in the writ as one of the Administrators of David Scott, decd. abate, and thereupon came the parties, by their Attorneys, and the Defendant filed his plea of fully administered, to which the Plaintiff replied generally, whereupon it is considered by the Court that the Plaintiff recover against the Defendant the sum of $700.00, with interest thereon from the 4th. day of January 1854 till paid, subject to credit of $37.28 as of October 4, 1859, and of $36.27 as of August 1, 1858, and his costs by him in this behalf expended, to be levied of the goods and chattels of the said intestate, when assets sufficient shall come to the hands of the said Defendant, to be administered.

W. Lowenbach & Bro., Pltff,
J.K. Smith & Les, & Joseph Andrew, Defts. } In Debt.

This day came the plaintiffs, by their Attorneys, and the Defendant Daniel Fisher, by his Attorney, who filed his plea of payment, to which the Plaintiffs replied generally, whereupon it is considered by the Court that the office judgment as to the Defendant Daniel Fisher, be set aside, and the trial of the issue continued until the next term, and that the Plaintiffs recover against the other Defendants J.K. Smith & Joseph Andrew, the sum of $91.00 Debt and $2.35 costs of Protest, with interest thereon from the 3d day of July 1871, till paid, and their costs, by them in this behalf expended, and the Defendant Daniel Fisher has leave to file special pleas.

O.J. 4

Same, Pltff,
J.K. Smith & Les, & D. Pennybacker, Defts. } In Debt.

This day came the Plaintiffs by their Attorneys, and the Defendant Daniel Fisher, by his Attorney, who filed his plea of payment, to which the Plaintiffs replied generally, whereupon it is considered by the Court that the office judgment as to the Defendant Daniel Fisher, be set aside, and the trial of the issue continued until the next term, and he has leave to file special pleas, and that the Plaintiffs recover against the other Defendants J.K. Smith & D. Pennybacker, the sum of $141.63 Debt and $1.28 costs of protest, with interest thereon from the 26th day of April 1871, till paid, subject to a credit of $118.18 as of May 5, 1871, and their costs, by them, in this behalf expended.

O.J. 4

Same, Pltff
J.K. Smith & Co, Defts. } In Debt.

This day came the plaintiffs, by their Attorneys, and the Defendant Daniel Fisher, by his Attorney, who filed his plea of payment, to which the Plaintiffs replied generally, whereupon it is considered by the Court that the office judgment as to the Defendant Daniel Fisher, be set aside, and the trial of the issue continued until the next term, and leave is given him to file special pleas, and on motion of the Plaintiffs counsel, the cause is also continued until next term as to the other Defendant J.K. Smith.

O.J. 6

George Fawcett, Pltff
James Layman, Deft. } In Case

Ordered, That this cause be dismissed, on Plaintiffs motion.

Wm H. Waesche, Pltff,
Alexander Logan, Deft. } In Case.

This day came again the parties, by their Attorneys, and thereupon came a Jury of seven, by consent, to-wit:- Wm N. Jordan, C.O. Black, John Dodson, John Linaweaver, B.F. Billhimer, Peter Geyer and Wm A. Evans, who being elected, tried and sworn the truth to speak upon the issue joined, and having fully heard the evidence and the 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

Extra 9

for the Plaintiff, and aſeſs his damages at fifty cents, It is therefore considered by the Court that the Plaintiff recover against the Defendant the sum of fifty Cents, with interest thereon from the 5th day of March 1872, till paid, and his costs by him, in this behalf expended, and the Court certifies that the amount in controversy exceeded the sum of Twenty Dollars.

William Williams, Pltff,
B. F. Lincoln's Admr. Defts. } In Debt.

This day came the parties, by their Attorneys, and the Defendant filed his plea of payment, to which the Plaintiff replied generally, whereupon, It is considered by the Court that the office judgment be set aside, and the trial of the issue continued until the next term, and leave given Defendants to file additional pleas.

A. R. Whissen this day appeared in Court in obedience to a Rule awarded against him for failure to attend as a Drawn Juror at this term, and being examined by the Court, It is ordered that the Rule be discharged.

George W. Shaver, for &c, Pltff,
Henry Shaver, Deft. } In Debt.

On motion of the Defendant, this cause is continued at his cost.

James M. Armentrout, Pltff,
A. D Armentrout, Deft. } In Debt.

George Bruffy's Admr. Pltff,
Richards & Moore, Deft. } In Debt

Peter W. Roller, Pltff,
Price, Willis. &c, Defts. } In Case.

Robert White, Commr. Pltff,
John C. Gordon, Deft. } In Case.

Morgan & Co, Pltff,
F. F. Offutt, Deft. } In Debt.

Franklin J. Morris, Pltff,
Elijah M. Looker, Deft. } Detinue.

A. J. Baugher. Ordered, That the foregoing causes be continued generally until the next term.

A. J. Baugher, Pltff,
Wm. H. Hudlowe, Deft. } In Debt.

This day came again the parties by their Attorneys, and by consent of parties, It is considered by the Court that the Plaintiff recover against the Defendant the sum of $115.28 with interest thereon from 5th day of January 1870 till paid, and his costs by him in this behalf expended, and it is further agreed by the parties that Execution shall lie 12 months, at the expiration of which time it may issue, the Defendant waiving the right to a twelve months sale.

Ltd

F. S. Duff, for P. J Butler, Trustee, Pltff;
vs
Jacob Dinkel, Deft. } In Case.

By consent of parties, this cause is removed to the Circuit Court of this County.

J. D. Price, Pltff,
vs
Benjamin Shunk, Deft. } In Case.

This day came the parties, by their Attorneys, and the defendant filed his plea of payment, to which the Plaintiff replied generally, and thereupon, by consent, came a Jury of Seven, to-wit:- James Steele, Thomas Messick, H. K. Devier, Harrison Bateman, A. M. Newman, jr., John S. Effinger and John H. Sheets, who, being elected, tried and sworn the truth to speak upon the issue joined, and not having time fully to hear the evidence, were adjourned until to-morrow morning at 9 o'clock.

Ordered That Court be adjourned until to-morrow morning at 9 o'clock.

James Kenney

At a County Court continued and held in and for the County of Rockingham, on Wednesday, March 6th. 1872.

Present:- Hon. James Kenney, presiding.

James R. Hutton, Pltff
Sprinkle & Bowman, Deft. } In Case.

Ex Doc

This day came again the parties, by their Attorneys, and the cause was submitted to the decision of the Court, and having fully heard the evidence, the Court is of opinion that the Plaintiff recover against the defendants the sum of $1.28 (with interest from December 24, 1866) without costs. It is therefore considered by the Court that the Plaintiffs recover against the defendants the sum of $1.28 with interest from the 24th day of December 1866. till paid, without costs.

S. W. Cummins, for &c, Pltffs;
Peter Paul, jr. &c, Defts. } In Debt.

This day came the parties by their Attorneys, and the Defendants filed their plea of payment and set-off, to which the Plaintiff replied generally, whereupon it is considered by the Court that the office judgment be set aside and the trial of the issue continued until the next term.

Allen Devier, for &c, Pltff;
Samuel E. Long, Deft. } In Debt.

Ex Doc

This day came again the parties, by their attorneys, and the decision of the cause submitted to the Court, and having fully heard the evidence, the Court is of opinion that the Defendant recover from the Plaintiff the sum of $2.96 with interest from Sept. 1, 1871. till paid, It is therefore considered by the Court that the Defendant recover against the Plaintiff & the sum of $2.96 with interest thereon from the 1st day of September 1871. till paid, and his costs, by him, in this behalf expended, since the date of the judgment rendered at the August Term 1870, of this Court.

And it appearing to the Court that the Defendant has been credited in his payment of an Execution for interest by the sum of $20.00 too much, the Court now correcting the mistake, It is considered that the Plaintiff recover of the Defendant said sum of $20.00, with interest from 1st day of September 1871, and no costs.

J. D. Price, Pltff,
Benjamin Shenk, Deft. } In Case.

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This day came again the parties by their Attorneys, and thereupon came the Jury sworn and empanneled on yesterday, for the trial of this cause, pursuant to their adjournment, and having fully heard the evidence and the argument of counsel, 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 One Hundred and sixty-eight Dollars & 50 cents, by reason of offsets filed by him."

L. A. Sprinkle & Co.	Pltff.	In Debt.	Henry B. Jones,	Pltff	In Debt.
J. Bird Eastham,	Deft.		Henry L. Beery,	Deft.	
Nichols & Shephard,	Pltff.	In Case.	Keen & Haggerty,	Pltff.	In Case.
John R. Jones & Co.	Defts.		A. L. Lincoln,	Deft.	
Jacob W. Zinkle,	Pltff.	In Case.	George Shunk,	Pltff.	In Debt.
Same,	Defts.		N. L. M. & M. Company,	Deft.	
Walter A. Wood,	Pltff	In Debt.	same,	Pltff	In Debt.
Noah W. Beery,	Deft.		same,	Deft.	
Zachariah Lee,	Pltff.	In Case.	John A. Fishback,	Pltff.	In Case.
Wm. Beard,	Deft.		Saml. E. Long,	Deft.	
Isaac Bunk's Exr.	Pltff	In Debt.	A. S. Gray, for &c,	Pltff	In Debt.
A. J. Johnson,	Deft.		John Messerly,	Deft.	
Dunham & Kearfott, for &c,	Pltff.	In Debt.	same,	Pltff.	In Case.
J. P. Effinger,	Deft.		same,	Deft.	
same,	Pltff	In Debt.	H. M. Jordan's Admr.	Pltff.	In Debt.
same,	Deft.		Peter Paul, Senr.	Deft.	
same,	Pltff	In Debt.	J. W. Zinkle,	Pltff.	In Debt.
same, &c,	Defts.		J. D. Price,	Deft.	
Gilleans M. Talley,	Pltff.	In Debt.	Magdalene McD. Coffman,	Pltff.	In Case.
Richard H. Austin, &c,	Defts.		Forrer & Effinger,	Defts.	
James M Armentrout,	Pltff.	In Debt.	C. B. Lupton & Co,	Pltff.	In Case
A. D. Armentrout,	Deft.		W. F. Rippetoe,	Deft.	
W. D. & Covington,	Pltff	In Case.	Mary J. Johnston,	Pltff.	In Debt.
Joseph Randol, &c,	Defts.		Peter K. Pence, &c,	Defts	
M. Harvey Effinger, for &c,	Pltff	In Debt.	John Hively,	Pltff	In Debt.	Thos J. White, for &c	Pltff	In Case.
John H. Hopkins Exor.	Defts.		Laban Propst,	Deft		Jehila Ann Airey,	Deft.	

Ordered, That the foregoing causes be continued generally, until the next term.

John D. Funk, Pltff
vs
C. F. Dutrow, Deft. } In Case.

The Defendant by counsel, suggested the non-residence of the Plaintiff, and on his motion a Rule is awarded against the Plaintiff for security for costs, and the trial of the cause is continued generally until the next term.

Peter S Rollen, . . Pltff.
vs
J. S. Rollen's Admr, Deft. } In Case.

On motion of the Plaintiff, this cause is continued until the next term, at this costs.

G. L. Barbee, Pltff;
vs
James A. Henderson, &c, Defts } In Debt.

On motion of Plaintiff, this cause is ordered to be dismissed.

Michael H. See, Pltff;
vs
Henry Neff, Deft } In Case.

This day came the parties, by their Attorneys, and the Defendant, by his Attorney, filed his plea of non-assumpsit, to which the Plaintiff replied generally, whereupon It is considered by the Court that the office judgment be set aside, and the trial of the issue continued until next term.

Amanda M. Lindsay, Pltff;
vs
Thomas M. White, Deft. } I. A. B.

This day came again the parties by their Attorneys, and the Defendant filed a general demurrer to the Plaintiff's declaration, to which the Plaintiff replied generally, and which the Court overruled, and thereupon came a Jury to-wit:- James Steele, Thomas Messick, N. K. Devier, Harrison Bateman, Peter Guyer, Wm. N. Jordan, Charles A. Black, John Dodson, John Linaweaver, Peter Bondo, Wm. A. Evans and B. F. Billmyer, who being elected, tried and sworn the truth to speak upon the issue joined, and not having time fully to hear the evidence, were adjourned until to-morrow morning at 9 o'clock.

Thomas Johnson, late of the County of Rockingham, who, at a former day of this term of the Court, was convicted of a Felony, was this day again led to the bar of the Court, in custody of the Jailor of this County, and it being asked of the Prisoner if anything for himself he had, or knew to say, why this Court should not now proceed to pronounce judgment against him according to law, and nothing being offered or alleged in delay of judgment, It is considered by the Court that the said Thomas Johnson be imprisoned in the public jail and Penitentiary House of this Commonwealth for the term of one year and two months, (the period by the jurors in their verdict ascertained,) to hard labor. And the Sheriff of this County is ordered, as soon as possible after the adjournment of this Court, to remove and convey the said Thomas Johnson from the Jail of this Court to the public jail and penitentiary House of this Commonwealth,

therein to be kept imprisoned, and treated in the manner directed by law, for the term aforesaid. And the prisoner is remanded to jail.

Ordered, That Court be adjourned until to-morrow morning at 9 o'clock,

James Kenney

At a County Court continued and held in and for the County of Rockingham, on Thursday, March 7, 1872.

Present:- Hon. James Kenney, presiding.

Joseph N. Hammon, Pltff.,
A. N. Kefs &c, Deft. } Upon a notice upon a forthcoming Bond

Ordered That this motion be placed upon the Court's Docket.

William Rehard, Pltff
S. M. Bowman, surv. partner &c, Deft. } In case.

This day came again the parties, by their Attorneys, and the cause was submitted to the decision of the Court, and after having fully heard the evidence, is of opinion that the Plaintiff recover of the Defendant the sum of $15.71, with interest thereon from the 1st. day of January 1863, till paid. It is therefore considered by the Court that the Plaintiff recover against the Defendant the sum of $15.71 with interest thereon from the 1st. day of January 1863, till paid, and his costs, by him, in this behalf expended.

The Merchants National Bank of Baltimore, Pltff,
S. A. Coffman, M. D. Coffman & Jason N. Bruffy, late merchants & trading under the style of Coffmans & Bruffy, David R. Hopkins & A. N. Brewer, Defts. } In Debt.

This day came again the parties, by their Attorneys, and the defendants, by their attorney, waived their plea, by them, heretofore pleaded, It is therefore considered by the Court that the Plaintiff recover against the Defendants, the sum of $1496.82 Debt and $2.13 costs of protest, with interest thereon from the 23d. day of August 1870, till paid, and their costs, by them, in this behalf expended.

C. M. Price's Admr. Pltff.,
Reuben Bonds, Deft. } In Case.

This day came again the parties by their Attorneys, and the cause was submitted to the decision of the Court, and the Court having fully heard the evidence, is of opinion that there is no liability on the Defendant, It is therefore considered by the Court that the Defendant recover against the Plaintiff, his costs, by him in this behalf expended.

A. M. Lindsay, Pltff } I. A. B.
vs
Thomas M. White, deft. }

This day came again the parties, by their Attorneys, and thereupon came the Jury sworn and empannuled on yesterday, for the trial of this cause, pursuant to their adjournment, and having fully heard the evidence and the argument of counsel, retired from the bar to consider of their verdict, and after sometime returned into Court, and not having agreed upon a verdict, were adjourned until to-morrow morning at 9 o'clock.

Lewis Rehard, Pltff; } In Case.
vs
John Sites, deft. }

Joseph McKey's Exor. Pltff; } In Debt.
vs
John J. Roller, deft. }

On motion of the Defendants, these two causes are continued until the next term, at their costs.

A. M. Jordan's Adm'r. Pltff } In Debt.
vs
Samuel E. Long, deft. }

W. F. Rippetoe, Pltff; } Detinue.
vs
I. B. Lupton, deft. }

Ordered That above causes be continued generally until the next term.

Daniel Stouffer, for &c, Pltff; } In Debt.
vs
D. Pennybacker, deft. }

This day came the parties, by their Attorneys, and the defendant filed his plea of payment, to which the Plaintiff replied generally, and leave is given the defendant to file special pleas; thereupon it is considered by the Court, that the office judgment be set aside, and the trial of the issues continued until the next term.

Ordered, That Court be adjourned until to-morrow morning at 9 o'clock.

James Kennedy

At a County Court continued and held in and for the County of Rockingham, on Friday, March 8, 1872.

Present:- Hon. James Kenney, presiding.

Baldwin & Engle, Pltffs.,
vs
M. Pinkes, Deft. } In Case.

This day came again the parties, by their Attorneys, and the cause was submitted to the Court, and having fully heard the evidence and argument of counsel, is of opinion that the Plaintiffs recover against the Defendant $61.20 damages, with interest from Oct. 27, 1870. It is therefore considered by the Court that the Plaintiffs recover against the Defendant, the sum of $61.20 with interest thereon from the 27th day of October 1870, till paid, and his costs, by him, in this behalf expended.

John Paul, Pltff.,
vs
D. M. Niswander, Deft. } Upon an Attachment.

In this case, it appearing to the Court that John Roudabush, garnishee in this action, owes the said D. M. Niswander the sum of $75.00, judgment is rendered against said John Roudabush in favor of the Plaintiff, for $44.19 the balance due him, with interest thereon from the 21st day of November 1870, till paid, and the costs of this suit.

P. A. Loewenbach, for &c, Pltff
vs
S. A. & M. D. Leffman, Defts. } In Debt.

This day came again the parties, by their Attorneys, and by consent of parties, It is considered by the Court that the Plaintiff recover against the Defendants the sum of $201.35 with interest thereon from the 2nd day of April 1869, till paid, subject to a credit of $93.86 as of the 1st day of June 1870, and his costs, by him, in this behalf expended.

Keim, Nicodemus & Co. Pltff
vs
Wm. H. Walsh, Deft } In Case.

It appearing to the Court that at the November Term 1870, of this Court, a judgment was rendered in favor of the Plaintiffs against the Defendant, in this action, the Defendant waiving his plea, by him pleaded, which judgment the Clerk neglected to enter up, It is ordered that judgment in this cause be entered up now for then, It is therefore considered by the Court that the Plaintiffs recover against the Defendant the sum of $76.15 damages, with interest thereon from the 18th day of March 1869, till paid, and his costs, by him, in this behalf expended.

W. J. McGahey, Pltff.
vs
Emanuel Sellers, Deft. } Trover & Conversion.

Ordered, That this cause be dismissed agreed.

Jacob Lincoln, Pltff, } V. B Hannoleyer, surv. &c, Pltff, }
A. C. Lincoln, &c, defts. } vs James Steele, deft. } Motion

On motion of the Defendants, this cause is continued until the next term, at their costs.

Walter A Wood, Pltff, } In Debt
Thomas Washington, deft. } vs
Walter A. Wood, Pltff, } In Debt.
J. A. Washington's Trustee, deft. } vs

Same, Pltff, } In Debt.
vs
Same, deft. }
James H. Harris, Pltff } In Debt.
vs
Thomas Washington, deft. }

This day came the parties, by their Attorneys, and the Defendants filed their pleas of payment, to which the Plaintiffs replied generally, and leave is given the Defendants to file special pleas, and thereupon it is considered by the Court that the offered judgments in the above named causes be set aside, and the trial of the issues continued until the next term.

On motion of Samuel R. Allebaugh, Collector of Taxes for the year 1870, Thomas R. Hollen appeared in Court, and qualified as his Deputy, it appearing to the Court that he is a man of honesty and good demeanor.

Joseph Kavanaugh, Pltff, } In Debt.
John Scanlon, deft. } vs

This day came again the parties, by their Attorneys, and thereupon, by consent, came a Jury of seven, to-wit:- Thomas Messick, Harrison Bateman, Peter Guyer, L. C. Black, John Dodson, John Swanwaner and Peter Bonds, who being elected, tried and sworn the truth to speak upon the issue joined, and having fully heard the evidence and argument of counsel, 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, the sum of $305.00 the debt in the declaration mentioned, with interest on $280.00 part thereof from December 5, 1860, and on $25.00 another part thereof from June 11, 1861 till paid, It is therefore considered by the Court that the Plaintiff recover against the Defendant the sum of $305.00, with interest on $280.00 part thereof from the 5th day of December 1860, and on $25.00 the residue thereof, from the 11th day of June 1861, till paid, and his costs, by him, in this behalf expended.

A. C. Rohr, Pltff, } In Case.
John Lincoln, deft. } vs

This day came again the parties, by their Attorneys, and the cause was submitted to the decision of the Court, and the Court having heard the evidence, is of opinion there is no liability upon the Defendant, It is therefore considered by the Court that the Defendant recover against the Plaintiff his costs, by him, in this behalf expended.

A. Brock, for &c., Pltff.,
@
Wm. W. Carpenter, Deft. } In Debt

This day came the parties, by their Attorneys, and the Defendant filed his plea of offsets as to $440.cts of the debt in the declaration mentioned, to which the plaintiff replied generally, whereupon it is considered by the Court that the office judgment as to said $440cts be set aside, and the trial of the issue continued until the next term; and the Plaintiff recover against the Defendant the sum of $685.25cts the balance of the debt in the declaration demanded, with interest thereon from the 28th. day of November 1857, till paid, and his costs, by him, in this behalf expended.

Joseph S. Bowman, Pltff.,
@
John Bowman, jr., Deft. } In Debt.

This day came again the parties, by their Attorneys, and leave given the Defendant to file his plea of nil debit, to which the Plaintiff replied generally, and thereupon came a Jury of seven, by consent, to-wit:- Harrison Bateman, C. O. Black, John Dodson, John Linaweaver, Peter Bonds, A. M. Newman and B. F. Bilhimer, who were elected, tried and sworn the truth to speak upon the issue joined, and having fully heard the evidence, without retiring from the bar, upon their oaths do say, "we the Jury find for the Plaintiff the sum of $1381.20cts with interest from 17th. day of January 1871, the debt in the declaration demanded, It is therefore considered by the Court that the Plaintiff recover against the Defendant the sum of $1381.20cts with interest thereon from the 17th. day of January 1871, till paid, and his costs, by him, in this behalf expended.

E. M. Conn, Pltff.
@
D. Pennybacker, } In Debt.

This day came again the parties, by their Attorneys, and the Defendant waived his plea, by him heretofore pleaded, and it is therefore considered by the Court that the Plaintiff recover against the Defendant the sum of $1339.5cts, with interest thereon from the 27th. day of April 1850, till paid, subject to credits of $56.25cts as of April 27, 1850 - of $356.11cts as of April 26, 1851, and of $621.cts as of October 1, 1851, and his costs, by him in this behalf expended.

James P. Paleton, Shff. of Rockingham County as such
Admr. de bonis non of George W. Miller dec'd. Pltff
@
Samuel M. Bowman, Deft. } In Debt.

This day came again the parties, by their Attorneys, and the Defendant waived his plea, by him, heretofore pleaded, and it is therefore considered by the Court that the Plaintiff recover against the Defendant the sum of $1116.6cts with legal interest thereon from the 16th. day of November 1860, till paid, and his costs, by him in this behalf expended.

H. M. Jordan's Admr. Pltff
Speck & Altaffer, Deft } In Debt.

David Bowman, Comm for &c Pltff
@
John Bowman, jr., Deft } In Debt.

On motion of the Defendants these two causes are continued until next term at their costs.

Peter Paul, jr, for use of Partlow & Lambert & Geo. W. Tabb, Pltffs. } Upon a garnishee executed
vs. } upon 1st National Bank of
George K. Brigham, deft } Harrisonburg.

On motion of the Plaintiffs this cause is dismissed,

A. C. Lincoln having acknowledged service of a Notice from John D. Wood, his surety upon his official bond as Administrator of the Estate of Gabriel Wood, dec'd, to be relieved as said surety, and the said A. C. Lincoln appearing by counsel, and declining to give new security as said Administrator, it is considered by the Court, that said John D. Wood be relieved as said surety, and that the powers of said A. C. Lincoln as Administrator of Gabriel Wood, dec'd be and the same are hereby revoked,

Daniel Flook, Pltff, } In Case.
vs.
Fowler & Clippinger, deft.

David Danner & wife, Pltffs. } T. A. B.
vs.
Thomas M. Kite, deft.

Robert Cox, for &c, Pltff } In Debt.
vs.
Thomas Washington, deft.

J. H. Hopkins Exor. Pltff, } In Debt.
vs.
James L. Morris, &c, Defts.

Norvell Cobb, Pltff, } In Case.
vs.
J. P. Effinger, deft.

Williams & Arnett, Pltffs, } In Case.
vs.
Benj. F. Rickard, surv. &c, Defts.

Geo. W. Berlin, for &c, Pltff } In Debt.
vs.
James A. Mefferly, &c, Defts.

Abm. Wenger's Adm'r. Pltff, } In Debt.
vs.
Calvin Wood, deft.

same, Pltff, } In Debt.
vs.
same, deft.

Gordon & Williams, Pltff } In Case.
vs.
E. H. B. Huffman, deft.

same, Pltff } In Debt.
vs.
same, deft

Eli Dutrieleis Adm'r. Pltff. } Issue & Com.
vs.
Peter Heile, Deft

Merchants & Mech. Bk. of Wheeling Pltff, } In Debt.
vs.
George W. Berlin, deft.

S. W. Cummins, Pltff } In Debt
vs.
Peter Paul, jr, &c, deft.

John N. Kelli's Adm'r. Pltff, } In Case.
vs.
Reuben Bonds, Defts.

Pennybacker, Penn & Bro. for &c Pltff. } In Case,
vs.
D. Pennybacker, deft.

Franklin Whitmore, for &c, Pltff. } In Debt.
vs.
John Harmon, jr. &c, Defts.

Richard Robinson, Pltff. } In Case,
vs.
Israel Minnick, Deft.

Ordered That the foregoing causes be continued generally, until the next term,

George A. Savage, Pltff.
J. G. Sprinkel, Deft. } In Detinue.

The Defendant by counsel, suggested the non-residence of the Plaintiff, and on his motion, a Rule is awarded against the Plaintiff for security for costs, and the cause is continued until next term.

C. W. Peale, for &c, Pltff,
vs
A. B. Irick, Deft. } In Debt.

Peter Paul, jr, for &c, Pltff
vs
Wm H. Seawell, &c, Defts. } In Debt.

James Williams, Pltff,
vs
E. J. Sullivan, Deft. } In Case.

Hy. S. Shenyshelmer, for &c, Pltff
vs
Elizabeth Spitzer, Deft. } In Debt.

Ordered, That the foregoing causes be continued generally, until next term.

A. M. Lindsay, Pltff
vs
Thomas M. Hite, deft. } I. A. B.

This day came again the Jury sworn and empanneled on Wednesday last, for the trial of this cause, (except two of said Jury, James Steele and Wm N. Jordan,) pursuant to their adjournment, and were, with the consent of the parties, adjourned until to-morrow morning at 9 o'clock.

Ordered That the following-named Jurors be allowed the sums opposite their names, for their services in the trial of misdemeanor causes at this Term of the Court, and that the same be certified to the Auditor of Public Accounts for payment:—

A. M. Newman, jr.,	$1.00 ✓	B. F. Billmire,	$1.00 ✓	Edward Koontz,	$1.00 ✓
Walter Davis,	1.00 cop. ✓	Harrison Bateman,	1.00 ✓	Thomas Merrick,	1.00 ✓
Jacob C. Rhodes,	1.00 cop ✓	A. C. Hedrick,	1.00 ✓	M. E. Carrier,	✓ 1.00 ✓
Peter Geyer,	1.00 ✓	C. O. Black,	1.00 ✓	A. K. Devier,	1.00

certified

S. P. N. Miller, for &c, Pltff,
vs
John Cover, garnishee, &c, Deft. } Upon a Suggestion.

On motion of the Plaintiff, this cause is dismissed.

Partlow & Lambert, Pltffs.
vs
John Bowman, jr, Deft. } In Debt.

On motion of Defendant, this cause is continued until next term, at his costs.

I. G. Coffman's Extx, Pltff.
vs
Sibert & Harper, Defts. } In Debt

I. G. Coffman's Extx, Pltff,
vs
Sibert & Bowman, Deft. } In Debt.

On motion of Plaintiff, these causes are dismissed, and on motion of the Defendants leave is given them to withdraw the bonds.

Ordered, That Court be adjourned until to-morrow morning at 9 o'clock.

James Kenney

At a County Court continued and held in and for the County of Rockingham, on Saturday, March 9, 1872.

Present:- Hon. James Kenney, presiding.

Ordered, That the following-named Jurors be allowed the sums opposite their names for their services in the trial of civil causes, during the present term, and that the same be certified to the Treasurer of this County for payment. viz:-

A. M. Newman, jr,	$17.00	Harrison Bateman,	$14.00	John Snyder,	$1.00
Walter Davis,	10.00	H. C. Hedrick,	8.00	Abm. Kelick	1.00
Jacob C. Rhodes,	10.00	C. A. Black,	12.00	Jacob Hindgardner,	1.00
W. W. Jordan,	15.00	Edward Koontz,	1.00	J. D. Price,	3.00
Peter Guyer,	15.00.	Thomas Messick,	13.00	John Kelly,	1.00
Wm. A. Evans,	16.00	H. K. Devier,	13.00	H. W. Liskey,	1.00
B. F. Bickinner,	15.00	John Linaweaver,	11.00	A. C. Long,	1.00
Peter Bonds,	15.00	James Steele,	6.00	Jno. S. Effinger,	2.00
John Dodson,	14.00	P. J. Butler,	1.00	John H. Sheets,	2.00

E. J. Sullivan, Plff,
vs
Thomas Harrison's Exrs Deft } In Debt.

This day came again the parties, by their attorneys, and the Plaintiff moved the Court to set aside the verdict and grant him a new trial, which motion the Court doth sustain; and thereupon the verdict of the jury is set aside a new trial granted, and the cause continued until the next term, upon condition that the Plaintiff pay the costs of the former trial.

J. D. Price, Plff
vs
Benj. Shenk, Deft. } In Case,

This day came again the parties by their attorneys, and the Plaintiff moved the Court to set aside the verdict, and grant a new trial, which motion the Court doth overrule, It is therefore considered by the Court that the Defendant recover against the Plaintiff the sum of $168.50, with interest thereon from the 1st day of March 1872, till paid, and his costs by him, in this behalf expended.

Wm. K. Abbott, who sues for the use of Evan Jones, Plff,
vs
Alpheus M. Bowman & Sarah V. Bowman, Defts. } In Debt.

This day came the parties by their attorneys, and neither party requiring a Jury the Court proceeded to hear the testimony and the argument of counsel, and whereupon the Court being of the opinion that the Defendants are entitled to relief against the obligation of their contract, by reason of the set-offs mentioned in their plea to the amount of the plaintiff's demand, therefore It is considered by the Court, that the demand which the Defendants have established against the plaintiff being greater in amount than the demand established by the plaintiff against them, It is considered by the Court that the plaintiff take nothing by his bill, and that the defendants recover against the plaintiff their costs, by them, in this behalf expended, and leave is given to the Defendants to withdraw their offsets in excess of plaintiff's de-

-mand, by leaving an attested copy filed in the papers of this cause.

James Bolton, Pltff, } In Debt. Joseph Kavenaugh, Pltff } In Debt
& George Fawcett, Deft } & John Scanlon, Deft. } In Debt

This day came again the parties by their Attorneys, in the two above named causes, and the Defendants moved the Court to set aside the verdicts and grant them new trials, which motions the Court overruled.

The Court designated and appointed A. M. Newman, one of the Commissioners of this Court, as Fiduciary Commissioner.

Wm. B. Compton Esq, announced to the Court the sudden and unexpected death of Wm. McK. Wartmann, Esq. Clerk of this Court, whereupon the Court appointed Messrs. Wm. B. Compton, A. M. Newman, Wm. H. Effinger & J. M. Leggett, Attorneys in this Court, to draft suitable resolutions upon the death of the late Wm. McK. Wartmann, Clerk as aforesaid, and make report to the next term of this Court.

The Court doth appoint Joseph P. Logan, Clerk of this Court, to fill the vacancy occasioned by the death of Wm. McK. Wartmann, Esq., whereupon he appeared in Court, and together with A. B. Arick and Jonas N. Loewenbach, his sureties, (who justified as to their sufficiency,) entered into and acknowledged a bond in the penalty of Five Thousand Dollars, conditioned according to law, and took the several oaths of office, prescribed by law.

Copy of Bond & Order mailed to Auditor, March 12, 1872.

Marshall A. Daingerfield Esq. having been appointed a Commissioner a Vacancy for this Court, to fill the vacancy occasioned by the death of Wm. McK. Wartmann, Esq. appeared in Court and qualified accordingly.

Samuel R. Allebaugh, Treasurer of this County this day presented in Court a list of Delinquents in the capitation and property taxes for 1871, in the various Townships of this County, to-wit:- (Franklin, Harrisonburg, Linville, Elk Run, Central, Stonewall, Ashby, Plains and Brocks Gap,) with the oath of the said Treasurer at the foot thereof thereto subscribed, and accompanied by the written opinion of the Assessors of the Townships aforesaid, touching the propriety of such list, and each case therein contained, verified by the oath thereto annexed, which list, after being examined and corrected by the Court, the Court doth order that a copy thereof be certified to the Auditor of Public Accounts, by the Clerk of this Court.

A. M. Lindsay, Pltff. } Ca. A. B.
& Thomas M. Kite, Deft. }

This day came again the jury sworn and impannelled on Wednesday last for the trial of this cause, pursuant to their adjournment, and retired to their room to consider of their verdict, and after some time returned into Court, and not having agreed upon a verdict, by the consent of parties, and the assent of the Court, John Dodson, one of the Jurors was withdrawn, and the rest from rendering a verdict discharged, and the trial of the cause continued until the next term.

On motion of S.R. Allebaugh, Administrator of John Leromer, dec'd, Daniel Good, Senr. & Catharine M. Dummel are directed to be summoned to March term to assert their claims, if any they have, to a certain cow now in possession of the estate of said Leromer.

J. G. Winfield, Pltff;
Wm. F. Landes, Deft. } In Case.

This day came the parties, by their Attorneys, and the Defendant filed his plea of non-assumpsit, to which the Plaintiff replied generally, whereupon it is considered by the Court that the office judgment be set aside, and the trial of the issue continued until the next term.

Hirsch, Pltff
&
N. Dreyfous, Deft } Upon an Attachment.

It appearing to the Court that the order of Publication has not been executed, the Defendant being a non-resident, It is ordered, that the Plaintiff take and execute an order of Publication.

It appearing to the Court that S. G. McDonaldson, a disabled soldier is in such indigent circumstances as to require assistance from the County for himself and his family, It is ordered that J. S. Hamsbarger as Overseer of Harrisonburg Township, do furnish to the said McDonaldson and his family the required assistance for their support, not exceeding five dollars per month for and during the next four months.

George W. Mauzy, Pltff
&
Joseph N. Mauzy, Deft. } In Debt,

This day came the Defendant, Joseph N. Mauzy, and acknowledged the Plaintiff's action, and confessed judgment for the sum of $1518.39 with interest on $150.00 part thereof from May 20, 1867; on $873.00 another part thereof from Sept. 3, 1870; on $65.00 another part thereof from Sept. 1, 1871; on $72.33 another part thereof from Sept. 5, 1871; on $44.06 another part thereof from Sept. 6, 1871, and on $315.00 the residue thereof from Sept. 13, 1871, till paid, and costs, It is therefore considered by the Court that the Plaintiff recover against the Defendant the sum of $1518.39 with interest on $150.00 part thereof from May 20, 1867; on $873.00 another part thereof from Sept. 3, 1870; on $65.00 another part thereof from Sept 1, 1871; on $72.33 another part thereof from Sept 5, 1871; on $44.06 another part thereof from Sept. 6, 1871, and on $315.00 the residue thereof from Sept. 13, 1871, till paid, and his costs, by him in this behalf expended.

J. Gasman & Gasman, merchants and partners
trading under the name & style of J. Gasman & Bro, Pltffs.
&
J. N. Mauzy, Deft. } In Debt,

This day came the Defendant, Joseph N. Mauzy, and acknowledged the Plaintiffs action, and confessed judgment for the sum of $106.20 with interest thereon from October 1, 1871, till paid, and costs, It is therefore considered by the Court that the Plaintiff recover against the Defendant the sum of $106.20

with interest thereon from the 1st. day of October 1871, till paid, and his costs, by him, in this behalf expended.

Samuel R. Allebaugh, late Sheriff of Rockingham County, Plff.
Joseph W. Manzy, G. W. Manzy, W. B. Yancey, P. N. Sellers, P. G. Manzy, and Charles A. Yancey, Defts. } Covenants

This day came again the parties, by their Attorneys, and by consent of parties, it is considered by the Court that the Plaintiff recover against the Defendants the sum of $3042.25/100 (part of the debt in the declaration demanded) with interest on $263.68/ part thereof, from March 1, 1868, and on $2778.57/100 the residue thereof, from March 1, 1869, till paid, and his costs, by him, in this behalf expended, and this cause as to the further demands thereon is continued to the next term, and leave is given the Plff. to file additional breaches.

Ordered, That all causes not otherwise disposed of be continued until the next term.

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

James Kenney

Monday, March 18, 1872.

At a County Court held in and for the County of Rockingham, on Monday, March 18, 1872.

Present:- Hon. Jamco Kenney, presiding.

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

Trust Deed.	George Null,	to N. K. Trout, Trustee,
Bargain & Sale,	John N. Roller & wife,	" John Saufley,
" "	J. A. Loewenbach & wife	" Harvey Site,
" "	John Kelly,	" Timothy Quinlan, Trustee,
" "	Jacob Keagy,	" Wm. A. R. Showalter,
" "	A. L. Greiner & wife	" Robert J. Dettor,
" "	Reuben Walker & wife	" Wm. A. Spitzer,
" "	George N. Miller & wife	" John Crouchorn, Trustee, &c,
" "	same,	" same, " "
" "	Thomas J. Butler & wife	" Curtis Hile,
" "	George Wine & wife	" Christian Shank,
" "	Jacob Silvus & wife	" John B. Kline,
Homestead,	John Scanlon,	
Bargain & Sale,	L. R. & W. D. Hopkins	" John F. Caricofe
" "	Lavina R. Hopkins	" Wm. D. Hopkins,
" "	Jno N. Hopkins Exta & Exr.	" John J. Strayer,
Trust Deed,	Stephen Chapman,	" Preston Layman,
Mechanic's Lien,	Arthur S. Bader,	" John E. Hopkins,
Bargain & Sale,	A. Showalter, Comm. &c,	" Dorotha Adams,
" "	J. W. Zirkel & wife,	" George Gevins,
Trust Deed,	George W. Johnson,	" R. P. N. Stanly, Trustee,
Lis Pendis,	Emilie S. Waterman,	(re) A. G. Waterman & G. W. Powell,
Bargain & Sale,	Isaiah R. Young & wife	to John Hammer,
" "	Jno. Armentrout & wife,	" George W. Yancey,
" "	Samuel Coates & E. Bailey,	" D. A. Plecker,
" "	B. F. Spicer & wife	" D. A. Plecker,
" "	Mary West,	" Joseph Armentrout,
" "	J. N. Hopkins Exr.	" Andrew J. Showalter.

On motion of J. J. Wood, the Estate of Gabriel Wood, dec'd. is committed to the Sheriff of Rockingham County, James P Caleton, for administration

The Court, on motion, doth appoint John Long, guardian for Annie Kyger, infant heir of Alex. Kyger, dec'd. under 14 years of age, and thereupon he appeared in Court, and together with Isaac Long, his surety, (who justified as to his sufficiency,) entered into and acknowledged a bond in the penalty of $800.00 conditioned according to law, and qualified as guardian aforesaid.

On the motion of Mary E. Wise, who made oath thereto according to law, and together with Jacob Lago and Hiram Huffman, her sureties, (who justified as to their sufficiency,) entered into and acknowledged a bond in the penalty of $2000.00, conditioned according to law, a certificate is granted her for obtaining letters of administration in due form, upon the Estate of her deceased husband Wm. H. Wise,

And upon her further motion, the Court doth appoint C. Miller, Jacob Keagy, John Miller & Pleasant A. Riser to appraise the Estate of said Wm. H. Wise, dec'd, any three of whom may act, after first being duly sworn.

David Bowman, Thomas Moore and Wm G. Thompson, Comms. appointed at a former term of this Court, to assign Dower to Sarah E. Moffett, widow of George Moffett, dec'd in the Estate of said Geo Moffett, this day presented their report in Court, which is confirmed and ordered to be recorded.

H. H. Heckel, Pltff.
vs
J. N. Manzy, &c., Deft } In Debt in Co. Ct.

It is ordered that the Plaintiff be allowed to withdraw the note filed with the declaration in above cause, by leaving an attested copy thereof with the papers,

The writing purporting to be the last will and Testament of John Sheets, dec'd. was this day presented in Court, and being proven by the oaths of Wm P. Rondabush and A M Rondabush, the two subscribing witnesses thereto, was admitted to probate.

Jonathan Peale, Pltff
vs
Kemper, Holbrook & Co., Defts } Upon a Notice to quash an Execution.

It is ordered that this ~~motion~~ motion be placed upon the Court's Docket.

Charles Markel, Pltff
vs
Johnson & Wolf, Defts. } Upon an Attachment

John M. Jenkins, Pltff
vs
L. C. Myers, Deft } Upon an Attachment.

It is ordered that these two causes be placed upon the Court's Docket.

B. G. Patterson, Pltff.
vs
Bazzel, &c., Defts } Upon a suggestion.

Ordered That this cause be placed on the Court's Docket.

Wm. J. Haney, Assignee of J. B Harlow, Pltff
vs
Ayres & Barker, Deft } In Debt.

original note delivered to B G Patterson March 20/72

On his motion, the Plaintiff has leave to withdraw the bond filed in this cause, by leaving an attested copy thereof in the papers.

L. Miller, Admr of John D. Myers, decd. Pltff
@ } In Debt.
J. L. Byerly, Deft.

This day came the defendant J. L. Byerly, and acknowledged the Plaintiff's action, and confessed judgment for the sum of Fifty Dollars, with interest thereon from the 14th. day of January 1863, till paid and costs. It is therefore considered by the Court that the Plaintiff recover against the defendant the sum of Fifty Dollars, with interest thereon from the 14th day of January, 1863, till paid, and his costs, by him in this behalf expended.

&

On an application to change the location of the present public road leading from Swope's Mill to Dayton,

Upon the view and report of Lewis Driver, Commissioner of Roads for Central Township, in pursuance of an order made by this Court at the December Term 1871. It appearing to the Court that the land-owners affected by the proposed change are willing that the same be made, It is ordered that the following change in the present location of said road be and is hereby made, commencing at a point on the present Road at Miletus Jones', near his Spring House, running thence through the lands of said Miletus Jones to the lands of Samuel Early and Peter P. Heatwole, thence on the line between said Early and said Heatwole to and through the land of J. R. Silling, terminating on the present road at a point at, or near the orchard on the estate of Jacob Heatwole, decd. And it is further ordered that Peter P. Heatwole, who has agreed to do so, build two culverts on said new road, one on the lands of Miletus Jones, and one on the lands of J. R. Silling, and also do the work necessary to establish said new road on the lands of Miletus Jones, but said new road including the two culverts is hereafter to be repaired and kept in order by the public. It is further order that the sum of $15.00 be paid to said Miletus Jones, by Central Township, for the damage done him by the change in said road, as allowed in the report of Commissioner Lewis Driver.

Mary Royer, Pltff
@
George Gilmer & Z. D. Gilmer Defts. } Upon an award made and returned to
& Court, by R. L. Yancey & Wm. D. Marden, Ar-
Henrietta Royer, Pltff } -bitrators
@
same, Defts.

This day came the parties by their Attorneys, and the Court having seen and inspected the award of the Arbitrators made and returned to this Court in the manner prescribed by law, in the following words and figures:- "we the undersigned Arbitrators, find for the Defendants, and ascertain and find the cost to be as follows:- cost for Arbitration $15.00 = Ed. Jordan, Elias Shiflett, Wm. Good, Ad. Royer, A. L. Wagner, Charley Morris, John Royer, S. P. Miller, Jacob Armentrout, Fred. Harris, A. B. Lilly, Isaac Crawford, Sandy Byrd, Henry Royer, Noah Royer, Rockingham Weekly - witnesses cost 50 cents each = $8.00. Given under our hands and seals this 16th. March 1872.

R. L. Yancey,
Wm. D. Marden,

And it appearing to the Court from the submission of the parties returned

and filed with said award, that the same is to be entered as the judgment of this Court, without any Rule to shew cause against the same. It is considered by the Court that the Defendants George Gilmer & Z. D. Gilmer recover of the
& said Mary Royer & Henrietta Royer the sum of $23.00 the costs of said award together with their costs by them in this behalf expended, and the Defendant hereby releases $3.00 of said costs to the said Plaintiff

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On the motion of Rev. Samuel Keline, who presented in Court his certificate of Ordination as a minister in the German Baptist Church, he is duly authorized to celebrate the Rites of Matrimony, by the County Court of Rockingham County,
sp. and thereupon he appeared in Court, and together with John Harshberger his surety, (who justified as to his sufficiency,) entered into and acknowledged a bond in the penalty of Fifteen Hundred Dollars, conditioned according to law, and qualified accordingly.

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On the motion of Rev. John Harshberger, who presented in Court his certificate of Ordination as a minister in the German Baptist Church, he is duly authorized to celebrate the Rites of Matrimony, by the County Court of Rockingham County,
sp. and thereupon he appeared in Court, and together with Samuel Keline, his surety, (who justified as to his sufficiency,) entered into and acknowledged a bond in the penalty of Fifteen Hundred Dollars, conditioned according to law, and qualified accordingly.

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County Court of Rockingham County, March Term, 1872.

The following memorial appertaining to the life and death of Wm. McK. Wartmann, was reported by Wm. B. Compton, A. M. Newman, Wm. H. Effinger and J. N. Liggett, Committee appointed by the Court at the February Term:-

"That Wm. McK. Wartmann, Clerk of the County Court of Rockingham County, and Commissioner in Chancery, was a capable, ~~[illegible]~~ efficient and courteous officer, and the Court and Bar recognize most sensibly, the great loss which they sustain, in the death of one so competent to fulfil the important duties connected with the various offices of which the deceased was an incumbent.

That in his death, Society has been deprived of a member who had expended much of his life in labor to advance the public weal. A valuable citizen and capable public servant, his death is mourned as an irreparable calamity.

In view of this Dispensation, the Court and the Bar of Rockingham County, express their deepest sympathy with the family of the deceased, and have entered the foregoing testimonial of the worth of Wm. McK. Wartmann, on the rolls of the Court.

Ordered further, that this memorial be published in the papers of the Town of Harrisonburg, and a copy be furnished the family of the deceased.

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H. B. Harnsberger, surv. &c. Plff.
vs. } On a Motion
James Steele, Deft.

=

Ordered That this cause be continued at the defendant's cost.
Ordered That Court be adjourned until to-morrow morning at 9 o'clock.

James Kenney

Dennick Pennybacker

At a County Court continued and held for and for the County of Rockingham, on Tuesday, March 19th. 1872.

Present:- Hon. James Kenney, presiding.

Dennick Pennybacker, } Upon a Distress warrant for Rent issued by a
vs. } Justice of the Peace, and returnable to the Feb-
Nelson Andrew } ruary 1872 term of this Court.

This day came the parties by their attorneys, and the defendant by his attorney, moved the Court to dismiss said warrant of distress, and said motion being maturely considered by the Court, It is ordered that the warrant of distress aforesaid be quashed, it appearing to the Court that the property on which said warrant was levied, to-wit, one horse, is exempt from distress or levy, the defendant being a householder and head of a family, and owning but one horse. And it is further ordered that said property be released, and that the defendant recover of the plaintiff his costs, by him expended.

Mem:- Upon the trial of this motion, the Plaintiff by counsel, excepted to the opinion of the Court in quashing the Distress warrant, and releasing the one horse from the levy of said warrant, and tendered his bill of Exceptions to said opinion of the Court, in words and figures following to-wit:- "D. Pennybacker vs Nelson Andrew, &c." which was received, signed and sealed by the Court, and ordered to be made a part of the record in said motion, which is accordingly done.

Henry B. Hamsberger, this day presented in Court an Acct against the County of Rockingham, amounting to $21.50 for locating Road from Port-Republic to Harrisonburg as per order of the Court, which being sworn to, was examined and allowed by the Court, and ordered to be certified to the Treasurer of this County for payment

copied

On the motion of James P. Ralston, Sheriff of this County, Wm. Shands is permitted to qualify as his deputy, it appearing to the Court that he is a man of honesty and good demeanor, and thereupon he appeared in Court, and took the several oaths required by Law.

On a petition of a majority of the Board of Supervisors of Rockingham County, asking for a re-assessment of the lands in Rockingham County, It is ordered that the Assessors appointed to assess the Lands of the County under an Act of the General Assembly, approved July 9th. 1870, be appointed to re-assess the lands of said County, as follows, to-wit:-

1st. District:- Wm. B. Yancey, and that Henry E. Sipe and Hy. B. Hamsberger, two freeholders be appointed associate Assessors,

2nd. District:- Peter Paul, and D. A Beatwole & J. R. Jones, two freeholders, associate Assessors,

3rd. District:- Madison Moore, and Henry Neff and Jeke Burkholder, two freeholders, associate Assessors,

And it is further ordered that said Assessors, Wm. B. Yancey, Peter Paul & Madison Moore, execute bonds each in the penalty of $500.00

before this Court, or the Judge thereof in vacation, conditioned according to law.

On the motion of J. P. Logan, Clerk of this County, George W. Compton appeared in Court and qualified as his Deputy, and took the oaths prescribed by law.

On application to establish a public road leading from Keltzels Mill to Wm. C. Whitmers Shop on the Harrisonburg and Rawley Springs Turnpike. The Commissioner of Roads for Central Township having surveyed and reported on two different routes, and the land-owners to be affected by said road having been duly summoned, and it appearing to the Court that all parties interested in said road, agree to its establishment on what is designated as the upper route, on the survey accompanying Commissioner Driver's report, It is ordered that said public road be established as follows, to-wit: Beginning in the road opposite James Kettzel's Mill, running thence along the present road one mile and twenty-two (22) poles to near Joseph Spitzer's Stable, thence S. 40 3/4 W. 26 poles through Joseph Spitzer's land, thence 28 poles through Abram Spitzer's land, to Deputy's line in the road, thence with said line S. 4 W. 24 poles to Dundore's land, thence S. 1 W 10 poles through Dundore's land to his and Long's line, thence with said line S 64 W. 102 poles to Dundore's corner, thence N 86 1/2 W. 38 poles with Dundore's line to near Josephus Long's corner, thence S 47 W 36 poles, running nearly as the road formerly ran, through Josephus Long's land, thence 44 poles through Wm. C. Whitmer's land, thence S 8 1/2 W 20 poles through said Whitmer's land to Harrisonburg & Rawley Springs Turnpike, a distance from the beginning to the termination of two miles and thirty poles.

On an application for changes in the present location of the road leading from Shickel's School House to Attobine, or Paul's Mill,

The order made at the October, 1871, term of this Court, appointing Thomas A. Jackson, William Beard and W. M. Ervine, Commissioners to view said road, and report what changes, if any, were necessary, being duly executed, and said Commissioners having reported certain changes necessary in the location of said road, and the land-owners affected by said proposed changes having been duly summoned, and all of said land owners agreeing to the proposed changes, except Rudolph Myers, Peter Keline, Elias Kollen and James Koogler, who appeared and objected to the same, the Court proceeded to hear evidence on behalf of the applicants as well as of the defendants. And the Commissioners aforesaid having presented an amended report in which they set forth that two important changes to be made were on the lands of Peter Keline, a hill of 9 degrees, and on Rudolph Myers land, a hill of 9 degrees, and further representing that Elias Kollen was willing to grade Keline's Hill to 5 and 5 1/2 degrees for the sum of $90 Cts and Rudolph Myers was willing to reduced the grade of the Hill on his land to 15 degrees for the sum of $75.00 and said Kollen and Myers having signed an agreement to this effect and presented the same to the Court, It is ordered that said reductions in the grades at the said points be made by said Kollen and Myers at the above prices, and that when said grades shall have been reduced as agreed upon, and the same duly surveyed and reported upon

by a competent surveyor, that Franklin Township pay to said Elias Hollen the sum of $90.00 and to said Rudolph Myers the sum of $75.00; and the Court approves of the other changes in said road recommended by said Commissioners as set forth in their report and the diagram accompanying the same, and orders the same to be made accordingly. And the Court further orders that Franklin Township pay to James Koogler the sum of $25.00 and to Wm. B. Riracofe the sum of $45.00 as damages done their lands by the changes above ordered.

On an application for a public road from Port Republic to the Lawyer Road near Erasmus Mays, and thence to Weaver's Mill.

The Commissioners, Samuel Koiner, J. B. Nicholas and Isaac Long, appointed to view said route, this day presented their report and the same being imperfect, It is ordered that it be recommitted to said Commissioners, with instructions to have a Diagram made of the proposed route, and to report whether any yard, garden, orchard or any part of either will be taken if the road be established as proposed; and further to report the propriety of permitting A. J. Baugher to close the present road from Weaver's Mill up the river as far as his land extends, and the road along the South West side of said Baugher's land, ordered to be opened in 1853, and running out to the proposed new road, and such other special matters as will give information to the Court.

Daniel Miller & Co. Pltffs. } Att.
vs
Johnson & Wolf Defts.

Wm. Davies & Co. Pltff } Att.
vs
Johnson & Wolf Deft.

same Pltff } Att.
vs
same, Deft

Ordered That these causes be dismissed.

Ordered, That the Treasurer of Rockingham County, pay to John Paul, Attorney for the Commonwealth, the sum of $41.66⅔ for his services in this Court for the March term 1872.

issued.

John Cromer's adm'r.
vs
Catharine Hummel & Daniel Good } Upon a N

This day came the parties by their Attorneys, and the Court having fully heard the evidence offered by the parties, It is considered by the Court that the defendant Catharine Hummel recover of the Plaintiff the Lot in controversy of the value of $25.00, together with her costs in this behalf expended, to be recovered of the Defendant Daniel Good, and the Clerk of this Court is directed to issue a writ of possession for the said Lot in favor of the said Catharine Hummell, against the said John Cromer's adm'r.

issd

J. E. Harnsberger, Jr & C,
vs
J. P. Ralston, S. R. C. } Pltff / deft. } upon a notice.

Ordered, That this cause be dismissed at the

costs of the Defendant, except the Attorney's fee.

Ordered That Samuel R. Allebaugh, Collector of Taxes for the year
1870, be allowed twenty per cent. commissions on the collection
of the County & Parish Levies and Railroad Tax for said year.

Ordered That Court be adjourned until to-morrow morning at 9 o'clock.

James Kenney

At a County Court continued and held in and for the County of Rockingham, on Wednesday, March 20, 1872.

Present:- Hon. James Kenney, presiding.

Ordered, That Court be adjourned until to-morrow morning at 9 o'clock.

James Kenney

At a County Court continued and held in and for the County of Rockingham, on Thursday, March 21, 1872.

Present:- Hon. James Kenney, presiding.

L. C. Whitescarver, Registrar at Vauters Shop, having resigned, the Court doth appoint Wm. D. Huffman, Registrar at said Vauters Shop, to fill the vacancy, thus occasioned.

On recommendation of the Board of Supervisors of Rockingham County, It is ordered that the sum of Fifteen Hundred Dollars, ($1500.00) be appropriated to rebuild the Bridge across the Shenandoah River, near Conrad's Store; that the sum of One Thousand Dollars, ($1000.00) be appropriated to rebuild the bridge across the Shenandoah River at Port-Republic, and the sum of One Thousand Dollars, ($1000.00) be appropriated to rebuild the bridge across the said river at River Bank - one-half of each of said appropriations to be paid out of the County levy of 1872 and the other half out of the levy of 1873. It is further ordered that these several appropriations are made for the purposes indicated, on the express conditions that the citizens of Rockingham County, in the several localities where said bridges are to be constructed, raise the balance of the money necessary to rebuild said bridges, before any one of said appropriations herein made, can be received.

Samuel Bailey, Pltff
Elias Kindig, Deft } upon a sug.

This cause having been accidentally omitted from the Docket
It is ordered that the same be re-placed on the Court's Docket.

Peter Paul who has been appointed by the Judge of this Court Assessor to re-assess the lands of the 2nd District in this County, under an Act approved July 9, 1870, this day appeared in Court, and together with Adam A. Brewer & Wm Beard his sureties, (who justified as to their sufficiency,) entered into and acknowledged a bond in the penalty of Five thousand Dollars, conditioned according to law, and took the oaths prescribed by law.

W. W. Cave,
vs
Daniel Kite
} Upon an appeal from a Justice of the Peace.

On motion of the Appellee, Daniel Kite, the Appeal granted in this case by the Justice of Peace who tried the cause below, the same is dismissed, and It is ordered that the Appellee recover of the Appellant his costs here expended. And it is further ordered that the Appellee be allowed to withdraw the original papers in this cause from the files of this Court.

Joseph A. Hammen, Plff
vs
A. A. Kepp, B. S. Bierly, Wm C. Whitmer, George Arey & Abraham Suder.
} Upon a forthcoming Bond.

By consent of parties, judgment and execution is awarded according to bond and for costs.

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

James Kenney

Virginia:-

In the Clerk's office of the County Court of Rockingham County:-
March 22, 1872.

In Vacation:-

Elvy Herrin Pltff
vs
Wm. Morton Shifflett, Deft. } In Debt.

This day the Defendant Wm. Morton Shiflett, personally appeared in the Clerk's office aforesaid, and acknowledged the Plaintiff's action and confessed a judgment for $235.00 with interest and costs. It is therefore considered that the Plaintiff recover against the Defendant the sum of $235.00 with interest on $25- part thereof from May 6, 1862- on $25.00 from May 6, 1863, on $25- from May 6, 1864, on $25- from May 6, 1865, on $25- from May 6, 1866, on $25 from May 6, 1867, on $25- from May 6, 1868, on $25 from May 6, 1869, on $25 from May 6, 1870 the residue thereof at the rate of 6 per cent. per annum till paid and her costs by her in this behalf expended.

Virginia:-

In the Clerk's office of the County Court of Rockingham County, March 29th. 1872. In Vacation:-

John Koontz, Pltff
vs
Abraham Koontz, Deft. } In Debt.

This day the Defendant, Abraham Koontz, personally appeared in the Clerk's office aforesaid, and acknowledged the Plaintiff's action, and confessed a judgment for $100.00 with interest from the 27th. day of March 1872, till paid and costs, It is therefore considered that the Plaintiff recover against the Defendant, the sum of $100.00 with interest thereon from the 27th day of March 1872, till paid, and his costs, by him in this behalf expended.

Malinda Koontz, Pltff
vs
Abraham Koontz, Deft. } In Debt.

This day the Defendant, Abraham Koontz, personally appeared in the Clerk's office aforesaid, and acknowledged the Plaintiff's action, and confessed a judgment for $930.00 with interest from the 27th. day of March 1872, till paid, and costs, It is therefore considered that the Plaintiff recover against the Defendant, the sum of $930.00 with interest thereon from the 27th. day of March 1872, till paid, and her costs, by her in this behalf expended.

In Vacation:-

In the Clerk's Office of the County Court of Rockingham, County, April 8, 1872.

Partlow & Lambert, Plffs.

vs

C. Douglas Gray & N. Jouette Gray, Defts.

This day the Defendants, C. Douglas Gray and N. Jouette Gray, personally appeared in the Clerk's office aforesaid, and acknowledged the Plaintiffs action, and confessed a judgment for the sum of $547.68 debt due by protested Negotiable Note, with interest thereon at the rate of 12 per centum per annum, from September 29, 1871, till paid, and $2.35 charges of protest, at the rate of 6 per cent. per annum, from same date till paid and costs. It is therefore considered that the Plaintiffs recover against the Defendants the sum of $547.68 with interest thereon from the 29th day of September 1871, at the rate of 12 per cent. per annum till paid, and $2.35 charges of protest, at the rate of 6 per cent. per annum from same date, till paid, and their costs by them in this behalf expended.

Teste,

J. S. Logan, Clerk.

Monday, April 15, 1872.

At a County Court held in and for the County of Rockingham, on Monday April 15, 1872.

Present:- Hon. James Kenney, presiding.

The Clerk of this Court ~~this~~ day presented in Court, a List of Deeds ~~received~~ and admitted to record in the Clerk's office of this Court, at and since the last March Term, which List being seen and inspected by the Court, is ordered to be spread upon the Minutes, and is as follows:-

Bargain & Sale.	Joseph D. Bowman & wife,	to	Jacob L. Rhodes,
" "	Jno. H. Hopkins Exor.,	"	John D. Showalter,
" "	Saml. Kline & wife,	"	Peter Kline,
" "	Mother Bright & wife,	"	Simon Spitzer,
" "	James L. Almon & wife,	"	Caroline T. Campbell,
" "	R. P. Hedrick & wife,	"	Theodore N. Sellers,
" "	David Frank & wife	"	Gabriel D. Keatinge,
" "	Moses Mason & others,	"	Rebecca Brown,
" "	Joseph D. Bowman & wife,	"	Eugene West,
" "	Daniel Good,	"	Ephraim Yeager,
" "	Wm. N. Effinger & wife,	"	Leytheria A. Jones,
" "	James McGuire & wife,	"	Robert McGuire,
Assignment.	Wm. N. Effinger,	"	B. G. Patterson,
Trust Deed.	Va. Telegraph Company,	"	Chas. R. Roof,
Bargain & Sale.	James M. Weaver, Trustee,	"	B. F. Thomas & others,
" "	Winfield & Liggett,	"	Mary Clarke, Trustee,
" "	Mary E. Clarke, Trustee,	"	P. D. Bell & others,
" "	Henry Singh & wife,	"	Richard C. Chandler,
" "	John B. Funk,	"	George Hoover,
" "	Christian Simmers,	"	J. F. Fitzsimmons,
" "	Francis M. Flick & wife,	"	W. D. Hopkins,
" "	Joshua N. Ruffner	"	Moses Joseph & others,
Deed of Release.	Jacob L. Silbert, Trustee,	"	Francis M. Flick,
Bargain & Sale.	Frederick Rhodes,	"	Frances V. Pence,
Trust Deed.	J. H. B. Brown,	"	J. H. F. Allemong, Trustee,
Homestead	Robert Chandler,		
Trust Deed.	Robert Black,	"	N. Newton Black, Trustee,
Bargain & Sale.	William M. Falls,	"	John A. Cameron,
" "	Benj. F. Hockman & wife,	"	George Miller,
" "	E. L. Lambert & wife,	"	Noah J. Heatel,
Trust Deed.	Samuel Sheets & wife	"	Wm. B. Compton, Trustee,
Release Deed.	John R. Eastham,	"	Samuel Sheets,
Bargain & Sale.	Henry W. Roller, & wife	"	William H. Monger,
" "	John Brunk & wife,	"	Frederick W. Brunk,
" "	John R. Keagy, Trustee,	"	James M. Foley,
" "	Robert B. Cook, surv. Adm. of John Brunk,	"	Jameson Doyel, Philip Shiflett & wife,
" "	Wm. H. Rodeffer & wife,	"	J. W. Irvine,
Deed of Trust.	L. C. Myers & wife,	"	Chas. A. Yancey Trustee,
Bargain & Sale.	J. W. Zirkle & wife,	"	Jacob L. Silbert,

On the motion of S. R. Allebaugh, Collector of Taxes for the year 1870, Thomas F. Moyerhoeffer, appeared in Court and qualified as his Deputy for the collection of said Taxes in Ashley & Stonewall Townships.

Upon the examination of Peachy Rice, a witness introduced, the Court
cop'd. is satisfied that William H. Stuempfing, lost leg in the late War between the United States and the Confederate States, that he was a citizen then, and is now a citizen of this State, and orders the same to be certified.

L. H. Ott, Coroner of this County, this day presented in Court an Account against
cop'd & certified the Commonwealth of Virginia, amounting to $19.30 in Inquisition held upon the body of Mrs. Cameron, which being sworn to in Court, was examined and allowed by the Court, and ordered to be certified to the Auditor of Public Accounts for payment.

Wm. Eiler, Registrar, presented in Court an account amounting to $16.00 against
cp'd. the County of Rockingham, for 2 days services as Registrar in November 1871, at Peale's Corp Roads, which being sworn to, was examined and allowed by the Court, and ordered to be certified to the Treasurer of this County for payment.

On motion of Mrs — Roadcap, widow, the Estate of Jacob Roadcap, dec'd. is
✓ committed to the Sheriff of this County, James P. Ralston, for administration

On the motion of Harvey Wise, who made oath thereto according to Law, and
together with Charles A. VanLear and Joseph B. Webb, his sureties, (who justified as to their sufficiency,) entered into and acknowledged a bond in the penalty of $3000.00 conditioned according to Law, a certificate is granted him for obtaining letter of administration in due form, upon the Estate of Peter Wise, dec'd, and qualified accordingly.
And upon the further motion of Harvey Wise, the Court doth appoint Emanuel
✓ Wise, Benjamin Kauffman, John C. Miller and Joseph Miller, to appraise the Estate of said Peter Wise, any three of whom may act, aforesaid being duly sworn.

The writing purporting to be the last will and testament of James Fitzwaters, dec'd,
was this day presented in Court, and being proven by the oaths of Wm. Bulkand Michael Brake, two of the subscribing witnesses thereto, was admitted to probate,
✓ and on the motion of Elizabeth Fitzwaters, the Estate of said James Fitzwaters is committed to Jas. P. Ralston, Sheriff of this County, for administration, it appearing to the Court that none of the heirs of said Fitzwaters desired to qualify under said will.

The writing purporting to be the last will and testament of John Berry, dec'd
✓ was this day presented in Court, and being proven by the oaths of Fountain Taylor and Wm. H. Vanpelt, two of the subscribing witnesses thereto, was admitted to probate.

Maggie L. Houston, for &c., Pl'ffs. vs. Thomas Washington, &c., Def'ts. } On D. Bond.

Samuel Flory's Adm'r, Pl'ff. vs. Jos. N. Mauzy, &c., Def'ts. } On D Bond

This day came the Plaintiffs, by their attorneys, in the two above motions on Forfeited Forthcoming Bonds, and the Defendants being solemnly called, and not appearing, it considered by the Court that the Plaintiffs have judgment and Executions according to the Bonds and for costs.

Andrew Kenton, Plff.,

N. B. Lincoln & B. F. Armentrout, Defts. } Upon summons to answer interrogatories

This day, N. B. Lincoln appeared in Court and answered, and it appearing that the bonds executed by B. F. Armentrout and E. G. F. Hughes, were really and are the property of Lincoln, It is considered by the Court that said summons be dismissed at the Plaintiff's cost.

The Court doth appoint Jacob Moyer, Assistant Assessor of Lands in the 3rd. District of this County, in place of Jesse Burkholder, appointed at the last term of this Court, and who declines to qualify.

It is ordered that the Treasurer of Rockingham County, pay to John Paul, Attorney for the Commonwealth, the sum of $41.66⅔ for his services in this Court, for the month of April, 1872.

Be it remembered, that heretofore, to-wit; on the 2nd. day of April 1872, Madison Moore, who was at the March Term last, appointed by the Judge of this Court Assessor of Lands for the 3rd. District of Rockingham County, appeared before the Hon. James Kenney, Judge of said Court, and together with Thomas Moore his surety, (who justified his sufficiency,) entered into and acknowledged a bond in the penalty of Five thousand dollars, conditioned according to law, and took the oaths prescribed by law.

The Court doth appoint Wm. S. Miller Assessor of Lands in the 1st. District of this County, in place of Wm. B. Yancey, appointed at the March Term, last, who declines to qualify, and thereupon he appeared in Court, and together with Henry E. Life, his surety, (who justified as to his sufficiency,) entered into and acknowledged a bond in the penalty of $5000.00, conditioned according to law, and took the oaths prescribed by law.

Henry E. Life, appointed at the March Term last of this Court, Assistant Assessor of Lands in the 1st. District of this County, this day appeared in Court, and together with Wm. S. Miller, his surety, (who justified as to his sufficiency,) entered into and acknowledged a bond in the penalty of $5000.00 conditioned according to law, and took the oaths prescribed by law.

On the motion of M. J. Moyerhoeffer, and it appearing to the Court that he is a man of good character, not addicted to drunkenness, and will probably keep such an house as the law requires, a certificate is granted him for obtaining License as a Retail Liquor Merchant, at his place of business in this County.

Superintendent of the Poor, } Bastardy.

Samuel M. Dickson.

This day, came the Attorney for the Commonwealth, the defendant not appearing, and the Court having heard the cause, doth adjudge the said Samuel M. Dickson to be the father of the bastard child of Rosa Ann Mullen, and that said child is likely to become chargeable to this county, It is therefore considered by the Court that the said Samuel M. Dickson be charged with the annual payment of $20 per annum, for the term of seven years

from the birth of said child to the Overseers of the Poor of said County, to-wit:- for seven years from the 3rd day of April 1870, provided said child ~~shall~~ live so long, and also recover the costs, by them, in this behalf expended.

Moses E. Carrier,
&
Charles E. Nicholas' Guardian. } Upon an award.

This day, John Huddleson & R.J. Dettor returned into Court the following award made by them, under a submission bond entered into on the 12th day of April, 1872.

"Whereas, there are several accounts depending and controversies existing between Moses E. Carrier of the one part and John E. Roller, guardian of Charles E. Nicholas, of the other part, and whereas the said parties have mutually agreed to submit to and perform the award of us John Huddleson and R.J. Dettor, arbitrators to whom said accounts and controversies have been referred, so as said award be made in writing on or before the 13th of April 1872.

2 Lic.

Therefore, we the said Arbitrators, after having fully examined and duly considered the proofs and allegations of both parties, do make this our award.

First- we have examined the accounts of M.E. Carrier against Charles E. Nicholas, for board, clothing, schooling and his share of taxes on Real Estate in occupancy of said Carrier, and for all other matters against said infant up to April 12, 1872, this date, and we have also examined the accounts of John E. Roller, guardian of said infant, for rents of said Real Estate, services of ward and all other matters against said M.E. Carrier, up to same date, and we do hereby award and order that the said John E. Roller, guardian of Charles E. Nicholas, pay to M.E. Carrier, as of this date, the sum of Fifty-five Dollars.

Second- We do award that upon payment of this sum, the said M.E. Carrier shall execute to the said John E. Roller, guardian as aforesaid, a receipt therefor, releasing him from all further controversies, demands and actions whatsoever, touching the premises aforesaid, or any matter or thing relating thereto, from the beginning of the world up to the date of the submission April 13th 1872.

Witness our hands this 12th of April 1872.

John Huddleson,
R.J. Dettor,

and the defendant waiving the service of a Rule, by consent of parties, the above award of John Huddleson & R.J. Dettor is entered up as the judgment of this Court, in the case of Carrier & Nicholas' Guardian.

Adam C. Bear, Adm. of Henry Harnsberger, dec'd, Pltff,
&
Benjamin F. Looker & Wm P. Looker, defts } Upon a D. Bond.

This day came the Plaintiff, by his Attorney, in the above motion on a Forfeited Forthcoming Bond, and the defendants being solemnly called, and not appearing, It is considered by the Court, that the Plaintiff have judgment according to Bond and for costs.

On motion of the following-named applicants, it appearing to the Court that they are men of good character, not addicted to drunkenness, and will probably keep such Houses as the law requires, certificates are granted them for obtaining Ordinary Licenses, with the privilege of retailing ardent spirits, at their respective places of business, viz:-

copy.

W. N. Lee, at Timberville, Wm. Minnick, at Broadway,
N. W. Lane, at Roadside, Reuben Bonds, at McGaheysville,
Jno. G. Cootes at Cootes Store, A. G. Sigler, at Port-Republic,

W. Y. Partlow, G. W. Tabb, D. M. Switzer, G. M. Effinger and J. L. Silent, Commissioners appointed at a former term of this Court, to assess damages to the land-owners upon the route of the Valley Railroad, through the town of Harrisonburg, returned into Court assessment of damages against said Company, to the following-named land-owners and tenants:-

James Magalis, Wm. S. Braithwaite, J. S. Logan, Geo. W. Berlin,
Nelson Sprinkel, Harriet Aiken, Geo. Conrad & C. A. Yancey, A. J. Campbell,
Levi Cromer, Wm. Rehard, M. H. Effinger, Mrs. J. W. Long.
Emanuel Royer, J. P. Rohr's Estate, Mrs Wm. A. Evans, R. J. Detter,
Wm. McK. Wartmann, Thomas Basford, Evelyn Jones,

which are ordered to be placed upon the Court's Docket.

David N. Heatwole having been appointed at the March Term last Assistant Assessor of Lands in the 2nd. District of this County, this day appeared in Court, and together with John Geil, David Suter and Emanuel Suter, his sureties, (who justified as to their sufficiency,) entered into and acknowledged a bond in the penalty of Five thousand dollars, conditioned according to law, and took the oaths prescribed by law.

Ordered That Court be adjourned until to-morrow morning at 9 o'clock.

James Kenney

At a County Court continued and held in and for the County of Rockingham, on Tuesday, April 16, 1872.

Present:- Hon. James Kenney, presiding.

John R. Jones, who was appointed at the March Term last, Assistant Assessor of Lands for the 2nd. District of this County, this day appeared in Court, and together with Dewitt C. Jones, his surety, (who justified as to his sufficiency, entered into and acknowledged a bond in the penalty of $5000.00, conditioned according to law, and took the oaths prescribed by law.

Margaret Saufley, widow of Wm. Saufley, dec'd, having presented in Court her relinquishment of right to administer upon the Estate of her husband, Wm. Saufley, dec'd, on motion of Reuben A. Scott, who made oath thereto according to law, and together with George W. Saufley, Newton B. Saufley and James M. Saufley, his sureties, (who justified as to their sufficiency) entered into and acknowledged a bond in the penalty of $6000.00, conditioned according to law, a certificate is granted him for obtaining letters of administration in due form, upon the Estate of William Saufley, dec'd; and qualified accordingly.

cp's.

And upon the further motion of Reuben A. Scott, Adm. &c, the Court doth appoint Isaac Long, Jacob Harshberger and Harvey Wise, to appraise the Estate of said Wm. Saufley, dec'd, after first being duly sworn.

On motion, it is ordered to be certified that John R. Hooks, an applicant for an artificial leg under the provisions of an act of the General Assembly passed March 22d. 1872, is a citizen of this State, that he lost his leg in the late war, and was a citizen of this State at the time of the loss of said leg, in a military corps of said State, that he has never received an artificial leg from any other State, the United States or from any other source.

cp's.

John M. Orebaugh, for &c, Pltff
George R. Bumkhouser, Deft. } Am'a D. Bond.

This day came the Plaintiff by his Attorney, in the above motion on a Forfeited Forthcoming Bond, and the Defendant being solemnly called, and not appearing, It is considered by the Court that the Plaintiff have judgment and execution according to bond and for costs.

It is ordered That the Jailor of this County do release from imprisonment John Fulty, now confined in Jail, upon the expiration of his term of imprisonment, to-wit, sixty days from the 25th. day of February, 1872.

Ordered That Court be adjourned until to-morrow morning at 9 o'clock.

James Kenney

At a County Court continued and held in and for the County of Rockingham on Wednesday, April 17, 1872.

Present:- Hon. James Kenney, presiding.

Wm. E. Roller, Constable, presented in Court an account against the Commonwealth of Virginia, amounting to $1.30 in case of Charles Whisman, a Lunatic, which being sworn to, was examined and allowed by the Court, and ordered to be certified to the Auditor of Public Accounts, for payment. cfd?

Wm. E. Roller, Constable, presented in Court, an account against the Commonwealth of Virginia, amounting to $19.35 in case of John Cameron, charged with Poisoning, which being sworn to, was examined and allowed by the Court, and ordered to be certified to the Auditor of Public Accounts, for payment. cfd.

On motion, It is ordered to be certified that E. A. Legg, lost his arm in the late war, and that at the time of the loss of said arm was a citizen of this State, and is now a citizen of this State. cfd

For reasons appearing to the Court, It is ordered that the bond entered into on yesterday, by John R. Jones, as Asst. Assessor of Lands in 2nd District of this County, with Dewitt C. Jones, as his surety, be vacated.

And thereupon John R. Jones appointed Assistant Assessor of Lands at the March Term last, for the 2nd District of this County, appeared in Court, and together with S. M. Jones, Trustee for Sarah L. Jones & Anthony Hockman, his sureties, (who justified as to their sufficiency,) entered into and acknowledged a bond in the penalty of Five thousand dollars, conditioned according to law, and took the oaths prescribed by law.

The Court doth appoint George F. Mayhew, Registrar for Harrisonburg Township, in place of Pendleton Bryan, resigned.

W. Harris, for use of C. Miller, Pltff.
vs
N. K. Trout & J. G. Fulton, Commrs. Defts. } Upon a summons as garnishees of John C. Beard.

In this matter, N. K. Trout appeared and answered that N. K. Trout and J. G. Fulton, as Commrs. in cause of Beard vs Davis Beard's heirs, may have a sufficient amount in their hands to pay the Plaintiff's claim, It is therefore considered by the Court that the Plaintiff recover against the Defendants, N. K. Trout & J. G. Fulton, Commrs. &c, the sum of $35.62, with interest thereon from the 14th day of February 1861, till paid and $3.32 Costs, and his costs by him in this behalf expended, and that the lien obtained by the Plaintiff, by this proceeding, be certified to the Circuit Court of this County, to be therein acted on. certified

J. G. Minor, Pltff.
vs
Wm. C. Jones, Deft. } Upon a summons as garnishee of John Koontz.

This day came the Defendant Wm. C. Jones and answered that he is indebted to John Koontz in a sum sufficient to pay the judgment of the Plaintiff. It is therefore considered by the Court that the Plaintiff

recover against the Defendant, Wm. L. Jones, as garnishee of John Koontz, the sum of $65.00 with interest thereon from 1st. day of April 1869, tee paid and $9.33 costs, and his costs by him, in this behalf expended.

Ordered that this Court be adjourned until tomorrow morning at 8 Oclock.

James Kenney

At a County Court continued and held in. and for the County of Rockingham, on Thursday, April 18, 1872.

Present.- Hon. James Kenney, presiding.

George F. Mayhew appointed Registrar for Harrisonburg Township, appeared in Court, and took the oaths prescribed by Laws.

Ordered, That the following persons are selected and appointed Judges of Election for one year from this date. (April 18, 1872.)

Plains Township.-

Martin Garber,
W. H. West,
John C. Herman,
} Timberville

J. W. Cowan,
Curtis Yates
D. G. Martz
} Tenth Legion.

Linville Township.-

Jackson Horn,
George W. Rebard,
James Funk.
} Mitchell's School House.

M. J. Carrier,
W. H. Carpenter,
Cyrus Rhodes,
} Carpenter's School House.

D. H. Coffman,
Peter Neff,
John P. Brock,
} Linville. Edom.

Brock's Gap Township.-

George W. Fawley,
James Funk,
Adam Funk,
} Funk's Mill.

Isaac Fink,
Reuben Dove,
William Fitzwaters,
} Wittig's Store.

Central Township.-

Michael Whitmore
Simon Harman,
Benj. D. Bowman,
} Mt. Clinton

Hiram Coffman,
David Suter,
J. J. Garber,
} Dayton.

× John Hess,
× John Meist,
× John Robinson,
} × Rawley Springs,

Franklin Township.-

John Williamson,
St. Clair Kyle,
John Actaffer,
} Bridgewater.

F. W. Irvine,
Rudolph Moyers,
William Berry,
} Attobine

Cyrus Turley,
George Riser,
Samuel Switzer,
} Mt. Crawford.

Ashby Township.-

J. Peale,
David Eiley,
Samuel Earman,
} × Cross Roads

C. H. Tyler,
W. W. Hooke,
E. L. Kemper.
} Cross Keys.

C. A. VanBear,
Henry Wise
Geo. Carpenter.
} Fair View

John J. Roller,
Abm. Painter,
Jacob P. Shuper,
} Painter's shop.

Stonewall Township.-

G. W. Kemper, jr
John Harper,
Jacob B. Nicholas,
} Port Republic

Chas. R. Rush,
N. J. O. Bader,
T. N. Sellers.
} McGaheysville

Elk Run Township.

J. C. Walker,
Wm. B. Yancey
× Thomas K. Miller
} Conrad's Store

Harrisonburg Township:-

Authony Hockman, O. P. Keiphenstein, Strother J. Jones, } Harrisonburg,

Strother Sheets, John M. Huffman, Philip Eastham, } Keezletown.

And Authony Hockman, O. P. Keiphenstein, S. J. Jones, Strother Sheets and Hiram Coffman, are appointed Commissioners of Election.

John J Rohr, presented in Court an account against the County of Rockingham, amounting to $2.50 for furnishing Brick and laying Hearth in Jail, cpd. which being sworn to in Court, was examined and allowed by the Court, and ordered to be certified to the Treasurer of this County, for payment.

Ordered That Court be adjourned until to-morrow morning at 9 o'clock.

James Kenney

At a County Court continued and held in and for the County of Rockingham, on Friday, April 19, 1872.

Present:- Hon. James Kenney, presiding.

The Court at the July Term last, having omitted to make an allowance to the Venire in the case of the Commonwealth vs Wm. Newman, charged with felony, orders that the following-named Veniremen be allowed the sum of $2.00 each, for two days services, now for them.-

John S. Bowman,	Albert Long,	Samuel Sheets,
Elic Long,	P. B. Shiflett,	Solomon Patterson,
Charles A. Black,	Wm. L. Whitmer, cpd	Michael Howard,
Augustine Armentrout	Jno R. Bowman,	Noah L. Simmers,

On motion, it appearing to the Court, that M. M. Gilbert is a man of good character, not addicted to drunkenness, and will probably keep such an House as the law cpd. requires, a certificate is granted him for obtaining License to keep an Ordinary at his place of business, at Broadway in this County, with the privilege of retailing ardent spirits.

It appearing to this Court that P. B. Offutt has paid the taxes upon a certain lot in the town of Harrisonburg, known as the "Silent Lot," through the hands of Miss Orra Gray, who is in fact the present owner of the land, It is ordered that the said Offutt be released from the re-payment of said tax, and that the amount already paid by him, viz: $5.23 be refunded to said Offutt. The Attorney for the Commonwealth appearing and defending this motion.

It is ordered that the Commissioner of Roads for Stonewall Township, cpd. view the road leading from Port Republic to Conrads Store, and report what changes are necessary, if any, in the present location of said road and report to the next term of this Court.

It is ordered That Lewis Driver, Commr. of Roads for Central Township view the route for a proposed public road, to commence on the Brocks Gap road in said Township, at or near what is Known as "Campbell's Iron Works Roads" and running nearly due South, so as to intersect with the road leading from Ottobine to Swoope's Mill at or near Fielding McGuire's, and report to the next term of this Court.

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On the report of S. C. Naylor, Commr. of Roads for Elk Run Township, made pursuant to an order made by this Court at the March Term 1871, directing him to view the road leading from the Rockingham Turnpike to the Elk Run road, and report the propriety of changing the same into a public road; said Commissioner of Roads having reported in favor of making said road a public road, It is ordered that the same be so established, commencing on the Elk Run Road and running due South to the Rockingham Turnpike, through the lands of Moses F. Powell, by his mill, thence through the lands of Thomas K. Miller, Daniel Baugher and Jeremy Shipp, and said Land-owners agreeing in writing to give the right of way- no damages is allowed them.

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A. H. Brenner, Pltff
vs
Aug. Armentrout, Deft. } Sugt.

James E. Campbell Pltff
vs
John Kelly, Deft. } notice.

Henry Guard, Pltff
vs
H. F. Landis, Deft. } notice.

Moore, Larahee & Co, Pltff
vs
N. D. Grace & Co, Deft. } Sugt.

Cyrus Rhodes, Pltff
vs
Michael Showalter, &c, Defts. } Sug.

Samuel Bailey, Pltff,
vs
John A. Herring, Deft. } sugt.

Ordered that the foregoing causes be dismissed.

Ordered, That Court be adjourned until to-morrow morning at 8 o'clock.

James F. Kenney

At a County Court continued and held in and for the County of Rockingham County, on Tuesday, April 23d 1872.

Present:- Hon. James Kenney, presiding.

The Court doth appoint Adam C. Bear, Assistant Assessor of Lands for the 1st District of this County, in the place of Henry B. Harnsberger, who declines to qualify. And thereupon said Adam C. Bear appeared in Court and together with Wm. S Miller, his surety, (who justified as to his sufficiency,) entered into and acknowledged a bond in the penalty of $5.000Cc, conditioned according to law, and took the oaths prescribed by law.

Settlement of Estate Ap of Adam Welch, decd, with Conrad Senger, Admr.
" " " " " John Long, exr. " " Saml. A. Long, Exr.
" " Guardian " " Thomas D. R. & Elizth Crawford, with Sabrina Coleman, Guardian,
" " " " " R. L., E. G, & J N. Wood, with Benjamin Weller, Guardian.

The foregoing settlements having been filed and lain in the office the time prescribed by law, and no exceptions being taken thereto, It is ordered that they be recorded.

Wm M. Dorraugh, Samuel Wright and P. S. Roller, Commrs. to assign Dower and lay off the Lands of Sandy Dovel, decd, presented their report in Court and no exceptions being taken thereto, It is ordered to be recorded.

J. C. Wilkerson Plff
C Davis, Defdt. } Upon a warrant removed from a Justice of the Peace.

On motion, It is ordered that this cause be placed upon the Courts Docket.

It is ordered That the order entered at the August Term 1871 of this Court, upon the application of George Chrisman, be amended, so as to read as follows:-

On application of George Chrisman, it appearing to the Court, after examination of the Commissioner making the assessment, as a witness, and defence made by the attorney for the Commonwealth, that George Chrisman is erroneously assessed with taxes upon a Tract of Land containing 53 Acres, for the year 1871, and that said tract of Land is not the property of the said Chrisman, but the property of Nannetta Chrisman, and has been included in the lands assessed against her, and that said erroneous assessment amounting to $5.86 has been paid to S. R. Allebaugh, Treasurer of Rockingham County, It is ordered that said Allebaugh, Treasurer aforesaid, refund to said George Chrisman the said sum of $5.87, of which sum $3.71 is State Tax, 37 cents County Levy, 74 cents, Parish Levy, 74 cents Railroad Tax and 30 cents, School Tax.

It is ordered That the order entered at the June Term 1871, of this Court, upon the application of J. S. Funkhouser, be amended so as to read as follows:-

It appearing to the Court that J. S Funkhouser has been erroneously assessed, (his father, George P. Funkhouser having been assessed upon the same property,) with State and County Taxes for the year 1869, amount

ing to the sum of $3.67 of which assessment $3.00 is for County and 67 cents for State purposes, the Assessor of the District being examined as a witness and the Commonwealth's Attorney appearing and defending this application, It is ordered, that the Treasurer of this County, refund to J.S. Funkhouser, the amount so erroneously assessed and collected.

On motion of J. P. Ralston, Sheriff, &c, and as such Admr. of the Estate of Jacob Roadcap, dec'd, the Court doth appoint Emanuel Hoover, Philip Ritchie, Philip Baker and H. C. Shickle, to appraise the Estate of said Roadcap, any three of whom may act,) after first being duly sworn.

On motion of J. P. Ralston, Sheriff, &c, and as such Admr. of the Estate of James Fitzwaters, dec'd, the Court doth appoint Michael Brake, Wm. Funk, Samuel Miller and Wilson Harper, to appraise the Estate of said Fitzwaters, (any three of whom may act,) after first being duly sworn.

The Valley Railroad Company
&
S. W. Berlin.

Upon a motion to confirm the Report of the Commissioners appointed to assess damages for lands of said Berlin taken by said Company,

The Report of Commissioners J. L. Silcott, M. J. Partlow, G. M. Effinger & G. W. Babb, with the exceptions of the Plaintiffs taken thereto, was this day returned to this Court, and it appearing from said Report that the said Commissioners have assessed the value of the lands of S. W. Berlin taken by said Company, for the use of their road, to-wit, a strip fifty feet wide as located, and for the damages to the residue of the tract, at Eleven Hundred and fifty Dollars, and the exceptions taken by the Plaintiffs, being unsustained by evidence, the same are overruled, and the said Report is hereby confirmed, and upon motion of Defendant S. W. Berlin, the Plaintiffs are hereby ordered to pay the said sum of Eleven Hundred and fifty dollars over to John A. Herring, guardian, &c, upon the vendor's lien held by him upon said land as set forth in a decree in his favor in the case of John A. Herring & J. N. Gordon, &c, in the Circuit Court of this County.

Dr. Wm. A. Hill this day presented in Court, an Account against the County of Rockingham, amounting to $25.00 for the examination of J. W. Lynn, John Aldridge, Phoebe Maphis, John Brown and Diana Layman, Lunatics, which being sworn to was examined by the Court, and upon consideration whereof, the Court doth allow the said Wm. A. Hill, the sum of $15.00 on said claim, and order the same to be certified to the Treasurer of this County, for payment.

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The Valley Railroad Company,
&
M. N. Effinger,

Upon a motion to confirm the Report of the Commissioners appointed to assess damages for lands of said Effinger, taken by said Company,

The Report of Commissioners J. L. Silcott, M. J. Partlow, G. M. Effinger & G. W. Babb, was this day returned to this Court, and it appearing from said Report that the said Commissioners have assessed the value of the lands of M. N. Effinger, taken by said Company, for the use of their road, to-wit, a strip of forty feet wide as located, and for the damages to the residue of the tract at $300.00, and there being no exceptions thereto, the same is confirmed.

The Valley Railroad Company, vs Thomas Basford, } Upon a motion to confirm the Report of the Commissioners appointed to assess damages for lands of said Basford, taken by said Company.

The Report of Commissioners J. L. Silbert, M. Y. Pattlow, G. W. Effinger & G. W. Tabb, was this day returned to this Court, and it appearing from said Report that the said Commissioners have assessed the value of the lands of Thomas Basford, taken by said Company, for the use of their road, to-wit; a strip of 40 feet wide as located (through Lots No. 1 & 2) and for the damages to the residue of the tract at $200.00; and there being no exceptions thereto, the same is confirmed.

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Same, vs Evelyn Jones, } Upon same motion.

The Report of Commissioners J. L. Silbert, M. Y. Pattlow, G. W. Effinger & G. W. Tabb, was this day returned to this Court, and it appearing from said Report that the said Commissioners have assessed the value of the lands of Evelyn Jones taken by said Company, for the use of their road, to wit:- a strip of 65 feet x 13 ft. 8 in. as located, and for the damages to the residue of the tract at $100.00, and there being no exceptions thereto, the same is confirmed.

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Same, vs Wm. McK. Wartmann, } Upon same motion.

The Report of Commissioners J. L. Silbert, M. Y. Pattlow, G. W. Effinger & G. W. Tabb, was this day returned to this Court, and it appearing from said Report that the said Commissioners have assessed the value of the lands of Wm. McK. Wartmann taken by said Company, for the use of their road, to-wit: a strip of 40 feet wide as located, and for the damages to the residue of the tract at $1100.00, and there being no exceptions thereto, the same is confirmed.

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Same vs R. J. Detton, } Upon same motion.

The Report of Commissioners J. L. Silbert, M. Y. Pattlow, G. W. Effinger & G. W. Tabb, was this day returned to this Court, and it appearing from said Report that the said Commissioners have assessed the value of the lands of R. J. Detton taken by said Company, for the use of their road, to-wit, a strip of 40 feet wide as located, and for the damages to the residue of the tract at $300.00, and there being no exceptions thereto, the same is confirmed.

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Same, vs Wm. J. W. Long, } Upon same motion.

The Report of Commissioners J. L. Silbert, M. Y. Pattlow, G. W. Effinger & G. W. Tabb, was this day returned to this Court, and it appearing from said Report that the said Commissioners have assessed the value of the lands of Wm. J. W. Long taken by said Company, for the use of their road, to-wit, a strip of 40 feet wide as located, and for the damages to the residue of the tract at $75.00, and there being no exceptions thereto, the same is confirmed.

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The Valley Railroad Company } Upon a motion to confirm the Report of the Commis-
vs. } -sioners appointed to assess damages for lands of said
Joseph T. Logan, } Logan, taken by said Company.

The Report of the Commissioners J.L. Silent, M.Y. Pattow, G.M. Effinger & G.W. Babb, was this day returned to this Court, and it appearing from said Report that the said Commissioners have assessed the value of the lands of J.T. Logan, taken by said Company, for the use of their road, to-wit, a strip of 40 feet wide, as located, and for the damages to the residue of the tract at $400 Cts, and there being no exceptions thereto, the same is confirmed.

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Same,
vs. } Upon same motion.
Mrs. Harriet Aikew

The Report of Commissioners J.L. Silent, M.Y. Pattow, G.M. Effinger & G.W. Babb, was this day returned to this Court, and it appearing from said Report that the said Commissioners have assessed the value of the lands of Mrs. Aikew, taken by said Company, for the use of their road, to-wit, - a strip of ~~196+40=10x97~~, as located, and for the damages to the residue of the tract at $175 Cts and there being no exceptions thereto, the same is confirmed.

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Same,
vs. } Upon same motion.
William Rehard.

The Report of Commissioners J.L. Silent, M.Y. Pattow, G.M. Effinger & G.W. Babb, was this day returned to this Court, and it appearing from said Report that the said Commissioners have assessed the value of the lands of William Rehard taken by said Company, for the use of their road, to-wit:- a strip of 40 feet wide as located, and for the damages to the residue of the tract at $500 Cts, and there being no exceptions thereto, the same is confirmed.

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Same,
vs. } Upon same motion.
Nelson Sprinkel,

The Report of Commissioners J.L. Silent, M.Y. Pattow, G.M. Effinger & G.W. Babb, was this day returned to this Court, and it appearing from said Report that the said Commissioners have assessed the value of the lands of Nelson Sprinkel taken by said Company, for the use of their road, to-wit, - a strip of 40 feet wide, as located, and for the damages to the residue of the tract at $225 Cts, and there being no exceptions thereto, the same is confirmed.

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Same,
vs. } Upon same motion,
A.J. VanPelt

The Report of Commissioners J.L. Silent, M.Y. Pattow, G.M. Effinger, & G.W. Babb, was this day returned to this Court, and it appearing from said Report that the said Commissioners have assessed the value of the lands of A.J. Vanpelt taken by said Company, for the use of their road, to-wit, - a strip of 40 feet wide, as located, and for the damages to the residue of the tract at $150 Cts, and there being no exceptions thereto, the same is confirmed.

The Valley Railroad Company, } Upon a motion to confirm the Report of the Commis-
vs. } -sioners appointed to assess damages for lands
Mrs. Wm. A. Evans, } of said Evans, taken by said Company.

The Report of the Commissioners J. L. Silent, W. J. Patton, G. M. Effinger and G. W. Tabb, was this day returned to this Court, and it appearing from said Report that the said Commissioners have assessed the value of the lands of Mrs. Wm. A. Evans, taken by said Company, for the use of their road, to-wit: a strip of 40 feet wide, as located, and for the damages to the residue of the tract at 150^{00}, and there being no exceptions thereto, the same is confirmed.

The Same, } Upon same motion
vs. }
W. S. Braithwaite.

The Report of Commissioners J. L. Silent, W. J. Patton, G. M. Effinger and G. W. Tabb, was this day returned to this Court, and it appearing from said Report that the said Commissioners have assessed the value of the lands of W. S. Braithwaite, taken by said Company, for the use of their road, to-wit, a strip of 40 feet wide, as located, and for the damages to the residue of the tract at 350^{00}, and there being no exceptions thereto, the same is confirmed, and on motion the Court doth order that said sum of 350^{00} be paid into the hands of the General Receiver of this Court.

Ordered, That the Court be adjourned until to-morrow morning at 8 o'clock.

James Kenney

At a County Court continued and held in and for the County of Rockingham, on Wednesday, April 24, 1872.

Present:- Hon. James Kenney, presiding.

L. S. Byrd, Jailor of this County, this day presented in Court, an Account against the Commonwealth of Virginia, amounting to the sum of $48.30 for receiving, dieting and releasing Thomas Johnson, charged with felony, Eli Armentrout, charged with bastardy and John Fultz, charged with felony, which being sworn to in Court, was examined and allowed by the Court, and ordered to be certified to the Auditor of Public Accounts, for payment.

Ap'd & certified

L. S. Byrd, Jailor of this County, this day presented in Court an Account against the Commonwealth of Virginia, amounting to the sum of $10.75 for receiving, dieting, nursing, raiment furnished and releasing Jude Williams, col'd. a Lunatic, which being sworn to in Court, was examined and allowed by the Court, and ordered to be certified to the Auditor of Public Accounts for payment. And the said Byrd proved to the Court, that immediately after the commitment, application was made to the Board of Directors of the Lunatic Asylum at Richmond, and as soon as said application was granted, said Lunatic was carried thereto.

ap'd & certified.

John Diller
G. W. Stanley, } Upon a motion to set aside an award.

By consent of parties, this motion is submitted to the Judge of this Court, for his final action thereon in vacation.

Superintendent of Poor
Saml. M. Dickson, } Upon Bastardy.

The Defendant having been adjudged by this Court as the father of the bastard child of Rosa Ann Mullen, and having failed to execute bond as required by the Court, on motion a Capias is awarded for his arrest, directed to the Sheriff of Augusta County, returnable to the 1st. day of the next term.

On motion, the settlement of the Estate &c of Alexander Bowman, dec'd. with his Admx. Barbra Bowman, is referred to A. M. Newman, Comm'r. for settlement and said Comm'r. is directed to withdraw the papers of said Estate, late in the hands of Wm. McK. Wartmann, dec'd. Comm'r.

This day came Derick Pennybacker, by his counsel, and applied to the Court for a certificate that he is a person of sobriety and good character, and that his place of business, the "American Hotel", in Harrisonburg, Va., is a convenient and suitable place for an Ordinary with the privilege of selling wine, ardent spirits, &c, to be drank at the place of sale. But the Court being of opinion that it had no right to grant said certificate until the applicant shall first produce to the Court a certificate of the Town Council of Harrisonburg giving their consent to the granting such certificate,

doth refuse to certify or to hear evidence of the character of the applicant or his place of business.

Upon the applications of Samuel W. Pollock, A. J. Wall, Jonas A. Heller, Agent and Irwin C. Hill, for same, at their respective places of business.

Same order.

William Eidson, Plff,
&
William Peles, Deft. } In Debt. In the Meetings Court for the Town of Harrisonburg.

Aug. Bond delivered to J. E. Roller, Apl. 25/72

On motion of the Plaintiff, leave is given him to withdraw the bond upon which said action was founded, from the papers in this cause, upon leaving an attested copy.

Ordered That Court be adjourned until to-morrow morning at 9 o'clock.

James Kenney

At a County Court continued and held in and for the County of Rockingham, on Thursday, April 25, 1872.

Present: — Hon. James Kenney, Presiding.

For reasons appearing to the Court, the order made on Tuesday last, admitting to record the settlement of the Estate Account of John Long, decd. with his Exor. Saml. A. Long, be set aside.

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

James Kenney

In Vacation.

To the Clerk of the County Court of Rockingham County

I hereby appoint Henry A. Rife, Registrar for Timberville voting place in Plains Township, in place of S. L. Coates, unable to act. Given under my hand this the 29th. day of April 1872.

James Kenney

In Vacation.

I hereby appoint Solomon Funk, Registrar for the voting place at Singer's Glen, in Linville Township. Given under my hand this 1st. day of May, 1872.

James Kenney.

In Vacation.

I hereby appoint Simeon Smith, Registrar for the voting place at Edom, in Linville Township. Given under my hand this 3rd. day of May, 1872.

James Kenney,

I hereby appoint Erasmus P. Myers Registrar at Melrose voting place, in Linville Township. Given under my hand this 3rd. day of May 1872.

James Kenney

In Vacation.

I Hereby appoint Paw. D. Leuchen, Registrar for Harmonburg Voting place in Central Township. Given under my hand this 4th day of May 1872.

James Kenney.

In Vacation.

I Hereby appoint John G. Cootes, Registrar for Cootes Store Voting place in Linville Township. Given under my hand this 8th day of May 1872.

James Kenney.

In Vacation.

I Hereby appoint Wm. C. Grandle, Registrar for Spartapolis voting place in the place of Donlas Maitz heretofore appointed to Register the voters at South Legion, in consequence of the prevalence of Small at and in the neighborhood of said South Legion voting place. Given under my hand this the 14th day of May, 1872.

James Kenney

Monday, May 20, 1872.

At a County Court held in and for the County of Rockingham, on Monday, May 20, 1872.

Present - Hon. James Keeney, presiding.

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

Bargain & Sale.	George N. Miller & wife,	to	David A. Heatwole,
" "	Samuel Wampler & wife	"	Jacob Crist,
" "	Jesse Bushong & wife,	"	Jacob Arehart,
" "	John Arehart & others,	"	Jacob Arehart, (old deed,)
" "	William Funk & wife,	"	John C. Good,
" "	Isaac Ritchie,	"	Jonathan Ritchie,
" "	Charles A. Van Lear & wife,	"	Conrad Long,
" "	Isaac Smith & wife,	"	Siram Pence,
Power of Attorney.	John W. & Wm. Eppard,	"	Andrew J. Eppard,
Trust Deed.	Stephen Hughes & wife,	"	Chas. D. O'Ferrall, Trustee,
Bargain & Sale	Jacob L. Sibert	"	Stephen Hughes,
" "	William A. Miller & wife,	"	John Wine, (old deed.)
" "	Daniel Garber & wife,	"	Martin W. Brunk,
" "	A. N. Brewer & wife & Lucinda Rhodes,	"	Strother Sheets,
Partition.	Frederick Armentrout & wife,	"	Wm. Britt & wife,
Bargain & Sale.	Harvey Alger & wife,	"	Eve Hulva,
" "	John C. Miller & wife,	"	John C. Spinkel,
" "	A. S. Gray,	"	Margaret Flinn,
" "	Peter Carickhoff & wife,	"	Anna & Christena Argabright,
" "	A. S. Rosenberger & wife,	"	Gideon Rosenberger
" "	Jacob Mauzy & wife,	"	Julia A. Windsorough,
" "	Simon P. Switzer & wife,	"	John Cherryholmes, Trustee,
" "	Samuel Kline & wife,	"	John Zigler,
" "	John Zigler & wife,	"	David B. Sites,
" "	J. S. Riley & wife,	"	Joseph Williams,
Trust Deed.	John Fulk,	"	John R. Smale,
Bargain & Sale,	George W. Kemper & wife,	"	Amos Scott,
" "	John B. Baldwin & wife,	"	A. L. Greiner,
" "	A. L. Greiner & wife,	"	Cytheria A. Jones,
" "	J. H. Windsorough & wife,	"	John P. Pence,
" "	John Zigler & wife,	"	David B. Sites,
" "	Peter Shaver & wife,	"	Henry J. Showalter,
" "	George N. Miller & wife	"	John Rhodes,
" "	Silas May & wife,	"	Benjamin Trumbo,
" "	Jacob Geil & wife	"	Ann McInturff,
" "	V. A. J. M. Wm. N. & A. F. Lam & wives,	"	Susan R. Offlemyer,
Homestead,	R. M. Sherfey,		
Partition.	The Heirs of Joseph Mauzy dec'd,		Mutual conveyances.
Bargain & Sale,	Pat. H. Geo. R. & wife & Christena J. Engubright	"	James F. Marshall,
Trust Deed.	Mary Ann Shepp,	"	John Huddleson, Trustee,
Gift	Catharine M. Miller,	"	Warren S. Lenty, Trustee,
Trust Deed.	William M. Lewis,	"	L. L. Lewis, Trustee
Bargain & Sale,	Lewis & John Wettrick,	"	Jonas N. Loewenbach,

(over)

Bargain & Sale,	Thomas Brew,	to	Solomon Funk,
" "	Mary Swank & others	"	Solomon Funk,
" "	Benjamin Funk,	"	Solomon Funk,
" "	Timothy Funk & wife & Mary Keffer,	"	Solomon Funk,
" "	David Dunnavan & wife,	"	Solomon Funk,

The Appraisement and Sale Bills of the following Estates, were this day returned into Court, and ordered to be recorded, no exceptions being taken thereto:-

Appraisement & Sale Bill of Estate of Barbara Wenger, dec'd.
" " " " " " Mathias Snyder, dec'd.
" " " " " " George Harner, dec'd.
" " " " " " John Fulk, dec'd.
" " " " " " Jacob Spader, dec'd.
" " " " " " Wm. Van Lear, dec'd.
" " " " " " John D. Myers, dec'd.
" " " " " " Adam Shank, dec'd.
" " " " " " Nancy Holsinger, dec'd.
" " " " " " Daniel Bazzle, dec'd.
" " " " " " George Moffett dec'd.
" " " " " " John Fultz, dec'd.
" " " " " " Henry Keezle, dec'd.
" " " " " " John R. Koogler, dec'd.
" " " " " " Samuel Lindamood, dec'd.
" " " " " " John Bowman, dec'd.
" " " " " " John Hinegardner, dec'd (Handy)

Also Inventory of Property of Jno. Mauzy's Estate, received by Chas. A. Yancey, Administrator de bonis non, from the former Administrator.

Be it remembered, That heretofore, to-wit:- on the 16th day of May 1872, Henry Neff, who was, at the March Term last, appointed by the Judge of this Court, Assistant Assessor of Lands, for the 3rd District of Rockingham County, appeared before the Hon. James Kenney, Judge of said Court, and together with Samuel R. Allebaugh, his surety, (who justified as to his sufficiency,) entered into and acknowledged a bond in the penalty of Five Thousand Dollars, conditioned according to law, and took the oaths prescribed by law.

Be it remembered, That heretofore, to-wit:- on the 16th day of May 1872, Jacob Troyer, who was, at the April Term last, appointed by the Judge of this Court, Assistant Assessor of Lands, for the 3rd District of Rockingham County, (in place of Jeff Burkholder, who declined to act,) appeared before the Hon. James Kenney, Judge of said Court, and together with Samuel R. Allebaugh, his surety, (who justified as to his sufficiency,) entered into and acknowledged a bond in the penalty of Five Thousand Dollars, conditioned according to law, and took the oaths prescribed by law.

The Court doth appoint Peter Neff, Madison Moore and R. A. Stephens Judges of Election at Melrose Voting-place, in Linville Township.

Saml R. Allebaugh, late Shff. &c. Plff
John E. Mafsey. Deft. } Upon a Sug.

J. P. Brock, Plff
A. Fentchenberger Deft. } Upon a sug.

S. S. Bowman, Plff
S. Garber, Deft. } Upon a notice.

J. H. Zirkle, &c, Plff,
J. W. Irvine, Deft. } Upon a notice.

S. Garber, Plff
John Bowman, jr, Deft. } Upon a notice.

J. L. Sibert Plff
Mason & Co. Deft } Upon an attachment.

Maloney & Sm, for &c, Plff
Fayette Coole, Deft. } Upon an Attachment.

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

On the motion of William Minnick, in addition to the Ordinary License granted him at the last term of this Court, at his place of busineſs at Broadway, the Court doth grant him Retail Liquor Merchants License,

On the motion of M. M. Sibert, in addition to the Ordinary License granted
exp. him at the last term of this Court, at his place of business at Broadway, the Court doth grant him Retail Liquor Merchants License.

Wm McAtee, Admr. of George Ireland, dec'd having duly acknowledged service of a notice from Jackson Rhodes, his surety, upon his official bond, requiring
v him to give new security as such Admr. personally appeared in Court and declined to give a new bond, whereupon it is considered by the Court that his powers as the Administrator of the said George Ireland be and the same are hereby revoked.

Harrisonburg & Franklin Turnpike Co. Plff
Wm B. N. Messick, Deft. } Upon a notice to appoint Commrs. to assess damages.

This day the deft. appeared in Court and waived service of notice, and on motion of the Plaintiff the Court doth appoint Simon Harman, Abraham Anders, George Airey, D. B. Hopkins and David Hartman to go upon the lands of Gesner Messick, dec'd, under the control of his tenant, Wm. B. N. Messick, and ascertain the damages resulting from taking such land along the line of the Harrisonburg & Franklin Turnpike Company, belonging to the Estate of Gesner Messick, dec'd, as may be necessary for the purposes of said road, and report to this Court.

B. F. Cromer, Commr. of Roads for Franklin Township this day presented in Court his report upon the location of a Road from Paul's mill to Fulton's Shop, upon petition of P. H. Dice & others,

The writing purporting to be the last will and testament of Dorcas Campbell, dec'd, was this day presented in Court, and being proven by the oaths of Jacob Hanger & Augustine Mason of, the two subscribing witnesses thereto, was admitted to probate.

The writing purporting to be the last Will and testament of Lucy F. Boyers, dec'd, was this day presented in Court, and being proven by the oaths of Abraham Beard and A. H. Brewer, the two subscribing witnesses thereto, was admitted to probate.

Titus McGee this day appeared in Court, and acknowledged himself to be indebted to the Commonwealth of Virginia, in the sum of Forty Dollars, to be levied of his respective goods and chattels, lands and tenements, yet upon this condition, that Sarah Ann Brown makes her personal appearance before this Court on to-morrow to abide the judgment of said Court upon an appeal taken by her from the judgment of a Justice of the Peace,

Commonwealth
vs
Eliphaleh Johnson. } Upon an Indictment for assault and battery.

This day came as well the Attorney for the Commonwealth, as the Defendant, and the Defendant confessed a judgment for one cent and costs, It is therefore considered by the Court that the Commonwealth recover against the Defendant the sum of one cent, and her costs by her in this behalf expended.

Wm. N. Davies, Pltff
vs
D. H. Andrew, Deft. } In Debt.

This day came the Defendant, D. N. Andrew, and acknowledged the Plaintiff's action, and confessed a judgment for the sum of $83.31 with interest thereon from the 28th day of March 1871, till paid, and costs. It is therefore considered by the Court that the Plaintiff recover against the Defendant the sum of $83.31 with interest thereon from the 28th day of March 1871, till paid, and his costs, by him, in this behalf expended.

G. S. Ward, who was, on the 16th day of April 1873, duly commissioned a Notary Public, in and for the County of Rockingham, by the Governor of Virginia, this day appeared, in Court, and together with Mathias Showalter, his surety, (who justified as to his sufficiency) entered into and acknowledged a bond in the penalty of Five Hundred dollars, conditioned according to law, and took the oath prescribed by law.

P. M. Custer, Pltff
vs
Geo. W. Berlin, Jacob Byerly, James Steele & Jacob Burkel, } Upon a Forthcoming Bond for the delivery of Property.

This day came the Plaintiff, by his Attorney, and the defendants having solemnly called and not appearing, the notices ~~thereof~~ thereon endorsed, and proved, It is considered by the Court that the Plaintiff have judgment and Execution according to bond and for costs.

On the motion of Joel Flory, the Executor named in the will of Henry Hinegardner, dec'd, he is permitted to qualify as such Executor, and thereupon he appeared in Court, and together with Benjamin Berlin and Abraham Early, his sureties, (who justified as to their sufficiency) entered into and acknowledged a bond in the penalty of $6000 conditioned according to law, and qualified accordingly.

And on the further motion of the said Joel Flory, executor as aforesaid, the Court doth appoint Elijah Huffman, John Hedrick and Noah Argabright to appraise the Estate of said Henry Hinegardner, after first being duly sworn.

On his motion, and it appearing to the Court that David M. Layton has been licensed to practice as Attorney and Counsellor at Law, in the Courts of this Commonwealth, upon his taking the oaths prescribed by law, he is permitted to practice in this Court.

R. J. Wise who has been duly commissioned by the Governor of Virginia a Notary Public in and for the County of Rockingham, this day appeared in Court, and together with Elias Holler, his surety, (who justified as to his sufficiency,) renewed his bond as such Notary, in the penalty of Five Hundred Dollars.

Frederick K. Speck, who has been duly commissioned by the Governor of Virginia, a Notary Public, in and for the County of Rockingham, this day appeared in Court, and together with George W. Berlin, his surety, (who justified as to his sufficiency,) renewed his bond as such Notary, in the penalty of Five Hundred Dollars.

Nancy C. Hosler, Sarah C. Hosler and Wm. Henry Hosler, infant children of John P. & Margaret A. Hosler, (over 14 years of age,) this day appeared in Court and selected P. W. Armentrout as their guardian, and the Court doth appoint him guardian for said infant children and also for Leannah S. Hosler infant child of said John P. & Margaret Hosler, under 14 years of age, whereupon the said P. W. Armentrout appeared in Court and together with John A. Armentrout, his surety, (who justified as to his sufficiency,) entered into and acknowledged a bond in the penalty of $250 conditioned according to law, and qualified accordingly.

On his motion, Abraham Sager this day appeared in Court, and together with Samuel Miller, his surety, who justified as to his sufficiency,) entered into and acknowledged a bond in the penalty of $750 conditioned according to law, and qualified as the Committee of Lydia S. Niswander, a person of unsound mind.

George Dorman, son of Jeremiah Dorman, this day appeared in Court and made choice of James Taylor, as his guardian, and thereupon the said James Taylor appeared in Court, and together with James Henry Sheets, his surety, (who justified as to his sufficiency,) entered into and acknowledged a bond in the penalty of $100 conditioned according to law, and qualified accordingly.

David Eiler, on his motion, having been permitted to resign as guardian for the infant children of E. M. Keefe, the Court doth appoint Joseph Miller as guardian for Luther, Wilbert, James, Albert and Charles, infant children of said E. M. Keefe, under the age of 14 years, whereupon said Miller appeared in Court, and together with John Miller and Abraham Miller, his sureties, (who justified as to their sufficiency,) entered into and acknowledged a bond in the penalty of $3000.00 conditioned according to law, and qualified accordingly.

Christian Brunk, on his motion, having been permitted to resign as guardian for Susannah Brenneman, said Susannah Brenneman appeared in Court, and made choice of John Geil as her guardian, whereupon said Geil appeared in Court, and together with Abraham Geil and Henry Geil, his sureties, (who justified as to their sufficiency,) entered into and acknowledged a bond in the penalty of $6000.00, conditioned according to law, and qualified accordingly.

John Linaweaver, on his motion, having been permitted to resign as guardian of Jacob Deputy, said Jacob Deputy appeared in Court, and made choice of John P. Good as his guardian, whereupon said Good appeared in Court, and together with Emanuel Suter, his surety, (who justified as to his sufficiency,) entered into and acknowledged a bond in the penalty of $1700.00 conditioned according to law, and qualified accordingly.

The writing purporting to be the last will and testament of Mary Bible dec'd, was this day presented in Court, and was proven by the oath of John Stinespring, one of the subscribing witnesses thereto, and continued for further proof.

On the motion of Mary Sheets, the Executrix named in the will of John Sheets, dec'd., she is permitted to qualify as said Executrix, and thereupon she appeared in Court, and together with John Leedy, his surety, (who justified as to his sufficiency,) entered into and acknowledged a bond in the penalty of $2000.00 conditioned according to law, and qualified accordingly.

And upon her further motion, the Court doth appoint David Eiler, Albert Eiler and Joseph Funkhouser to appraise the Estate of said John Sheets, after first being duly sworn.

John Williamson, foreman, J. D. Wartmann, A. H. Jones, Daniel Zigler, Willis B. Moffett, Preston Rhodes, A. J. Life, J. W. D. Samuels, Harvey Wise, Adam Good, John Eversole, Abraham Hoover, Stephen Fawley, D. W. Shipman, John Linaweaver, B. F. Rickard and Stothen Sheets, were sworn and impaneled a Grand Jury in and for the body of the County of Rockingham, and having received their charge from the Court, retired to their room to consider of their presentments, and after some time returned into Court, and made the following presentments, viz:- An Indictment against John Cameron, for murder, "a true bill"- An Indictment against Joseph Santemyer alias Joseph Bamler & Philip Philips, for Larceny, "a true bill."- An Indictment against Archibald Olden & Jackson Sims, for breaking and entering an out-house, "a true bill."- An Indictment against Reuben Hiden, Joseph Heiden & others, for trespass, "a true bill," An Indictment against Joseph Santemyer, alias Joseph Bamler and Philip Philips, for assault and battery, "a true bill," and having completed the business before

them, they were discharged from further attendance upon this Court.

Mattie E. Pence, Sarah C. Whitzel, Elizabeth F. Painter, Sally Chapman, Deborah Chapman, P. Burgess, Thomas Chapman, W. J. Sluss, W. H. Chapman, W. D. Huffman, James H. Davis & Dr. A. C. Head, acknowledged themselves to 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, yet upon this condition, that they make their personal appearance before this Court, on the first day of the June Term next, of this Court, as witnesses in behalf of the Commonwealth against John Cameron, this day indicted for murder, and not depart thence, without leave of the Court.

Commonwealth
vs
Wm. Burkett, } P. A. B.

This day came again as well the Attorney for the Commonwealth as the Defendant by his Attorneys, and thereupon came a Jury, to-wit: John P. Wakenight, Alexander Logan, Jacob A. Simmers, James A. Sinaweaver, N. J. Sigler, J. Ritchie, Jonathan Mason, Saml. R. Hoover, Saml. H. Slusser, Emanuel Suter, Samuel Showalter and George 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 and ascertain his amercement at Fifty Dollars," It is therefore considered by the Court that the Commonwealth recover against the Defendant the sum of Fifty Dollars, and her costs, by her in this behalf expended.

Commonwealth
vs
James Goodloe, } For Petit Larceny.

This day came again as well the Attorney for the Commonwealth, as the Defendant by his Attorney and thereupon came a Jury, to-wit: John P. Wakenight, Alexander Logan, Jacob A. Simmers, James A. Sinaweaver, N. J. Sigler, J. Ritchie, Jonathan Mason, Saml. R. Hoover, Saml. H. Slusser, Emanuel Suter, Samuel Showalter and George 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 prisoner guilty, and fix his confinement in the County jail at fifteen days," It is therefore considered by the Court that the Prisoner be removed to the jail of this County, and therein confined for the term of fifteen days, the period by the jury in their verdict ascertained, and that the Commonwealth recover against the Defendant, her costs, by her, in this behalf expended.

Commonwealth,
vs
James B Garrison, } P. A. B.

Commonwealth
vs
Cyrus Wise, } P. A. B.

Ordered that these causes be continued until the next term.

Commonwealth

Peter & Reuben Riggleman & Jacob Yankey jr. } Larceiy.

This day came again as well the Attorney for the Commonwealth as the Defendants by their Attorney, & who pleaded "not guilty," and thereupon came a Jury, to wit:- John D. Wakenight, Alexander Logan, Jacob A. Simmers, James A. Sinaweaver, A. J. Sigler, J. Ritchie, Jonathan Mason, Saml. P. Hoover, Saml. H. Slusser, Emanuel Suter, Saml. Showalter and Geoge 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 Defendants Peter Riggleman and Jacob C. Yankey, jr., guilty in manner and form as charged in the Indictment, and fix the term of their imprisonment of each in the County Jail, at six months, and we find the Defendant Reuben Riggleman, not guilty." It is therefore considered by the Court that the Commonwealth recover against the Defendants ~~his~~ costs by her in this behalf expended.

John F. Crawford Plff

John H. Hopkins Exr. Deft. } In Debt.

By consent of parties, this cause is removed to the Circuit Court.

Southern Mutual Insurance Company, Plff,

John P. Brock, Deft. } In Debt.

Ordered That this cause be dismissed.

This day came Solomon B. Hulva, who alleges that he is aggrieved by an entry in the Land Book, made by George W. Fulk, a Assessor of the Revenue for said County, in the year 1871, whereby he is charged with $4.18 State Tax, for the year 1871 and $2.04 County Tax for the year 1871, on two Tracts of Land 180¼ Acres and 41¾ acres, described as lying on Dennis Creek, Brock's Gap Township, and thereupon the said S. B. Hulva moved the Court to exonerate him from the payment of $6.12 of the taxes so erroneously charged against him for said year; which motion was defended by John Paul, the Attorney for the Commonwealth for said County, and the said G. W. Fulk, the Assessor, who made the Assessment, was examined as a witness touching the application.

And it appearing that said book, in which said alleged erroneously entry has been made, was certified by the Clerk of the County Court of this County, on day of 1871, and that application for redress against the erroneous entry was made on this day for the first time, and it appearing that the same land is charged to John S. Winfield, and the said amount of Taxes have been paid by the said John S. Winfield; all which the Court certifies as facts proved upon the application aforesaid. On consideration whereof, and from such facts so proved, the Court is satisfied that the said S. B. Hulva is erroneously charged on said book with taxes amounting to $6.12 whereupon It is ordered that the said S. B. Hulva be exonerated from the payment of $6.12 Taxes so erroneously charged.

In accordance with Section 4 of an Act of the General Assembly of Virginia, approved February 2, 1872, the Judge of this Court hereby designates the May and November quarterly terms of said Court as the Terms to which Grand Juries shall be summoned, and also limits the number of persons to compose said Grand Juries to sixteen; and the Court further directs that the number of persons to compose a Grand Jury at the monthly terms of said Court, be limited to six, to be summoned at the discretion of the Court.

The vacation Orders were inspected and approved by the Court.

Ordered That this Court be adjourned until to-morrow morning at 9 o'clock.

James Kenney

At a County Court continued and held in and for the County of Rockingham, on Tuesday, May 21, 1872.

Present:- Hon. James Kenney, Presiding.

Commonwealth
John Cameron, } Upon an Indictment for murder.

This day came the Attorney for the Commonwealth, and the prisoner was led to the bar in custody of the Jailor of this Court, and being arraigned thereof, pleaded "not guilty," and by the consent of the Attorney for the Commonwealth and the prisoner by his counsel, and for reasons appearing to the Court, (neither party being ready for trial,) It is considered by the Court that this trial be continued until the next term.

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L. H. Utt, Coroner of this County this day presented in Court an Account against the Commonwealth of Virginia, amounting to the sum of $19.50 in Inquisition held upon the body of Mrs. Delila Cameron, which being sworn to in Court, was examined and allowed by the Court, and ordered to be certified to the Auditor of Public Accounts for payment, and the aforesaid Coroner certifies that the deceased has not sufficient estate to pay the expenses of the Inquisition.

Henry Harnsberger, surv. &c Pltff
vs
James Steele, Deft } Upon a Notice.

On motion of the Defendant, a Rule is awarded against Michael Howard, a witness for the Defendant, for his failure to appear this day of the term, to be directed to the Sheriff of Augusta County, and made returnable to Saturday next, 6th day of the Court.

The Court doth hereby appoint Peter Swank, John B. Gangwer and George W. Skelton, as Judges of Election at Singer's Glen, in Linville Township.

Wm. Minnick, Pltff
&
Wm. Knupp, deft. } Unlawful Detainer.

This day came again the parties by their attorneys, and thereupon came a jury, to-wit:- John I Wakenight, Alex. Logan, Jacob A. Simmers, James N. Sinaweaver, A. J. Sigler, J. Ritchie, Jonathan Mason, Saml. R. Hoover, Saml. N. Slusser, Samuel Shovalter, George Miller & James M Sinaweaver, 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, at the date of the issuing of the writ in this cause, the defendant unlawfully withheld from the Plaintiff the premises in the writ mentioned and we find the same for the Plaintiff. It is therefore considered by the Court that the Plaintiff recover against the defendant the premises in the writ mentioned, and his costs by him in this behalf expended.

Samuel R. Allebaugh, Treasurer of this County, this day presented in Court, a List of Delinquents for the non-payment of License Tax for the year 1871, in Franklin and Plains Townships, with the oath of the said Treasurer at the foot thereof thereto subscribed and accompanied by the written opinion of the Assessor aforesaid touching the propriety of such List, and each case therein contained, verified by his oath thereto annexed, which said List, after being examined and corrected by the Court, the Court doth order that a copy thereof be certified to the Auditor of Public Accounts by the Clerk of this Court.

This day came Jonas A. Loewenbach, who alleges that he is aggrieved by an entry in the Land Book made by J. H. Moore, Assessor of the Revenue for said county, in the year 1871, whereby he is charged with $.17cc State Tax, $.2.1c County Tax, 56 School Tax and $.1.4c Railroad Tax for the year 1871, described as Lot No. 22, in town of Bridgewater, Franklin Township, of which he is not the owner, and thereupon the said Jonas A. Loewenbach moved the Court to refund to him the taxes so erroneously charged against and paid by him for said year, which motion was defended by John Paul, the Attorney for the Commonwealth for said county, and the said J. H. Moore the Assessor who made the assessment, was examined as a witness touching the application. And it appearing that said book, in which said alleged erroneous entry has been made, was certified by the Clerk of the County Court of this county on day of 1871, and that application for redress against the erroneous entry was made on this day for the first time, and it appearing that the said amount of taxes have been paid by the said Jonas A. Loewenbach; all which the Court certifies as facts proved upon the application aforesaid; On consideration whereof, and from such facts so proved, the Court is satisfied that the said Jonas A. Loewenbach is erroneously charged on said book with taxes amounting to $.17cc State Tax, $.2.1c County Tax, 56 cents School Tax, and $.1.4c Railroad Tax, for the year 1871, and having paid the same, It is ordered by the Court that the Auditor of Public Accounts refund to said Loewenbach the State Tax $.17cc and the Treasurer of the County refund to him the sum of $.2.1c County Tax and 56 cents School Tax and $.1.4c Railroad Tax.

J. Hirsch & Co., Pltff
&
Herman Dreyfous, deft. } Upon an Attachment

This day came the parties by their attorneys, and

the Defendant moved to quash the attachment, and the Court having fully heard the evidence and argument of counsel is of opinion that the attachment be quashed, It is therefore considered by the Court that the attachment be quashed and the Defendant recover against the Plaintiff his costs by him in this behalf expended.

L. H. Ott, Trustee, &c, Plff
N. N. B. Harry & Eli Harry, Defts } M. D.

Ordered That this cause be dismissed.

R. A. Gray, Plff
G. L. Hewlett, &c, Defts. } M. D.,

J. M. Weaver, Plff,
D. F. Haynes, &c, Defts. } M. D.,

Alexander Holsinger, Plff
William Charlton, Deft. } M. D,

Ordered that these causes be continued until next term.

Commonwealth
Henry Raines, } Felony,

Commonwealth
John & Anderson Smith } Larceny.

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same,
Jacob Acker, } Felony,

same,
Beverly Ray, } Bigamy

Ordered, That these causes be continued until the next term.

The writing purporting to be the last will and testament of Mary Bible, dec'd, was again presented in Court this day, and was fully proven by the oath of L. R. Kieffer, another subscribing witness thereto, and was ordered to be admitted to probate, and it is further ordered that the Deed from Miller & wife to John Wine, Trustee, be recorded along therewith.

Commonwealth
Reuben Bonds. } Indictment for misdemeanor.

This day came as well the attorney for the Commonwealth as the Defendant by his attorney, and the Defendant demurred to the Indictment, in which the attorney for the Commonwealth joined, and the Demurrer being argued the Court doth sustain the same, and it is considered by the Court that the defendant go hence without day.

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

Ordered That this Court be adjourned until to-morrow morning at 9 o' clock.

James Kenney

At a County Court continued and held in and for the County of Rockingham, on Wednesday, May 22nd 1872.

Present:- Hon. James Kenney, presiding.

It is ordered that S.C. Naylor, Commissioner of Roads for Elk Run Township, view the route for a proposed public road, commencing at Joseph Baugher's on the road leading from the Rockingham Turnpike to the Simmons Gap road, and running to the top of the Blue Ridge Mountain to the Greene county line, terminating on Chapman Powell's land, and said Commissioner is ordered to report at a future day of the present term.

Ordered, That it be certified that William R. Rippetoe, lost an arm in the late war, that at the time of the los of said arm, he was a citizen of this State, and in a military corps of this State, that he is now a citizen of this State, that he has not received an artificial limb from any other state, the United States, or under the provisions of an act entitled an act to provide artificial limbs for citizens of this Commonwealth, who lost their limbs in the late war, paped January 29, 1867, and that he is disabled to such an extent that an artificial limb cannot be worn or used by him.

On motion of P. Z. Offutt, it appearing to the Court that there are two sets of tax tickets made out for the years 1870 & 1871, for taxes on a certain lot adjoining the Masonic building, in the town of Harrisonburg, and formerly owned by P. Z. Offutt, but now owned by Mrs. Anna Laughorne, and it further appearing that the said Mrs. Anna Laughorne paid the said taxes upon the same lot for the same years. It is ordered that the said taxes be refunded to the said P. Z. Offutt as follows: to. wit:- That the County Treasurer refund the sum of $5.23 being the amount of County Levy improperly paid by the said Offutt, and that the Auditor of Public Accounts refund the sum of $10.00 being the amount of State tax improperly paid by the said Offutt: the Collector of Taxes examined as a witness, and John Paul, Attorney for the Commonwealth appearing and defending the application.

Commonwealth,
Jacob Good. } Upon an Indictment for trespass.

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:- George Miller, J. Ritchie, Alex. Logan, J. S. Wakenight, A. W. Sluser, James A. Sinaweaver, J. M. Sinaweaver, J. A. Simmers, Saml. R. Hoover, Samuel Showalter, Jonathan Mason and N. N. Jordan, who being elected, tried and sworn the truth to speak upon the issue joined, and having fully heard the evidence and the 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 not guilty", whereupon it is considered by the Court that the Defendant go hence without day.

Commonwealth
Reuben Hiden & others. } Upon an Indictment for trespass.

In the above causes, the Atty. for the Commonwealth this day came and entered Nolle prosequis.

Commonwealth
&
John H. Melhorn,
} Upon an Indictment for assault & battery.

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:- George Miller, J. Ritchie, Alexander Logan, J. P. Wakenight, S. H. Slusser, James A. Linaweaver, J. M. Linaweaver, J. A. Simmers, Samuel R. Hoover, Samuel Showalter, Jonathan Mason and W. N. Jordan, who being elected, tried and sworn the truth to speak upon the issue joined, and having fully heard the evidence and the 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 not guilty," and thereupon it is considered by the Court that the defendant go hence, without day.

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Same
&
Jacob Lewis,
} Upon an Indictment for assault & battery.

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: George Miller, J. Ritchie, Alexander Logan, J. P. Wakenight, S. H. Slusser, James A. Linaweaver, J. M. Linaweaver, J. A. Simmers, Samuel R. Hoover, Samuel Showalter, Jonathan Mason and W. N. Jordan, who being elected, tried and sworn the truth to speak upon the issue joined, and having fully heard the evidence and the 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 not guilty," and thereupon it is considered by the Court that the defendant go hence, without day.

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On motion of G. W. Berlin, it appearing to the Court that the said G. W. Berlin has been erroneously assessed with $2500 Income, instead of $1000 income, for the year 1870. It is ordered that the said G. W. Berlin be released from the taxes upon the excess ($1500) as follows, to-wit: From State Tax, $3.75; from County Levy $25.00 The Commonwealth's attorney defended this motion, and the Assessor who made the erroneous assessment was examined as a witness touching the application.

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Commonwealth,
&
Joseph Santemyer alias Joseph Bamber
and Philip Philips.
} Upon an Indictment for Larceny.

This day came the Attorney for the Commonwealth and the prisoners were led to the bar in custody of the Jailor of this Court, and being thereof arraigned, severally pleaded "not guilty," and thereupon they were remanded to Jail.

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Ordered That the Clerk of this Court issue a Venire Facias to the Sheriff of this County directing him to summon 24 persons, to appear before the Judge of this Court on the 13th day of this term, as Veniremen in the case of Commonwealth & Archibald Alden.

remote from the place where the felony was committed

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Ordered That the Clerk of this Court issue a Venire Facias to the Sheriff of this County, directing him to summon 24 persons, remote from the place where the felony was committed, to appear before the Judge of this Court, on the 15th day of this term, as Veniremen, in case of the Commonwealth vs Joseph Bantemyer, alias Joseph Bandier, chaged with Larceny

Same order in case of Commonwealth vs Philip Phillips, chaged with Larceny.

Ordered That this Court be adjourned until to-morrow morning at 9 o'clock.

James Kenney

At a County Court continued and held in and for the County of Rockingham, on Friday, May 24th 1872.

Present:- Hon. James Kenney, presiding.

The Court doth hereby certify, that it appears by sufficient evidence that Wm. D. Stinespring is a citizen of this State, and lost his limb in the late war, and that his first leg obtained from the State is unfit for use, and that he is not able to purchase another.

Samuel Shacklett, Pltff.
vs
David Vaupelt's Admr. Deft. } In Covenant.

This day came the parties by their Attorneys, and the Defendant waived his plea, by him heretofore pleaded, and the cause being submitted to the Court, the Court is of opinion that the Plaintiff recover against the Defendant the sum of $60- damages, with interest thereon from the 1st day of January 1865, till paid. It is therefore considered by the Court that the Plaintiff recover against the Defendant, the sum of $60 damages, with interest thereon from the 1st day of January 1865, till paid and costs, by him, in this behalf expended; when assets.

Reuben Kite, Pltff
vs
James P. Doud, Deft. } In Debt.

This day came again the parties by their Attorneys, and the cause was submitted to the Court, and having heard the evidence, the Court is of opinion that the bond described in the Declaration of the Plaintiff is not the bond of the Defendant, It is therefore concidered that the Defendant go hence without day, and that he recover against the Plaintiff his costs, by him in this behalf expended.

George C. Patteson & Wm. Beard, Pltffs.,
vs
Maria Mevier, &c, Defts. } In Debt.

This day came the parties by their Attorneys, and by consent of parties, It is concidered by the Court that the Plaintiffs recover against the Defendants the sum of $333.73, with interest thereon from the 14th day of April 1864, till paid, and their costs, by them in this behalf expended, subject to a credit

of f 55.00 as of May 24, 1873.

On motion of the Board of Directors of the "Rawley Springs Company," applica-
tion is made for Keeping an Ordinary, at their place of business in this county,
and it appearing to the Court that the applicants are men of good character,
and that the place is a suitable one,
spid not addicted to drunkenness, and that they will probably keep such an house
as the law requires, It is ordered that License be granted them to Keep an
Ordinary at their place of business, in this County, until the 1st day of May 1873,
with the privilege of retailing wine, spirituous or malt liquors, to be drank at
the place where sold,

Henry Nisewander, Pltff
E. W. Pollard, Deft. } Upon a warrant

The Court doth award a Rule against the Plaintiff to shew
cause why he should not prosecute his suit, or the same be dismissed.

Linton & Lamott, Pltff,		Jesse Moyers, Pltff,	
Isaac Paul & Sons, Deft.	In Case.	Wm. Minnick, Deft.	D. A. B.
Lofland & Cowger, Pltff		M. H. Richcreek, Pltff,	
Joseph Ravenaugh, Deft.	In Debt.	P. Z. Offutt, Deft.	In Case.
John C. Morrison, Pltff,		Coffmans & Bruffy, Pltff.	
Jason N. Bruffy, Deft.	In Case.	John C. Morrison, Deft.	In Case.
same, Pltff,		N. S. Rutherford's Admr. Pltff	
Saml. A. Coffman, Deft.	In Case.	S. Causon Bowers, Deft.	In Debt.
same, Pltff,		John F. Throwalter, Pltff	
Coffmans & Bruffy, Deft.	In Case.	Joseph Randol, Deft.	In Debt.
Aug. Olmedinst, Pltff.		V. N. Lamm, Pltff,	
Plunkett Morris, Deft.	In Debt,	Jas. M. Dofflemoyer, Deft.	In Debt.
Jesse Carrier, Pltff		M. L. Mefely, by &c, Pltff	
Shelton W. Carrier, Deft.	In Case.	J. B. Painter, Deft.	In Case.
H. Loyd & Bro, Pltff,		Zach. Raines, for &c,	
Reuben Bonds, Deft.	In Case.	The Abbott Iron Company	In Case.

Ordered That the foregoing causes be continued until
the next term.

Daniel Miller & Co, Pltff; } In Debt.
R. P. Fletcher & Bro, Defts. }

Thomas Rutherford, Pltff; } Slander.
vs
Henry Pulse, Deft. }

John Reubush, Pltff; } In Case.
Samuel Funkhouser's Admr. Deft. }

John C. Fleming, Pltff } In Case.
vs
N. D. Armentrout, Deft. }

Ordered That these causes lie dismissed.

Leonor Mefferts Admr. Pltff; } In Debt.
vs
Wm. N. Vanpelt Deft. }

On motion of the Defendant, this cause is continued at his costs until the next term.

M. N. See, Pltff; } In Case.
Jackson Krupp, Deft. }

D. D. Dovel's Exor. Pltff; } In Debt.
vs
C. L. Weaver, Defts. }

Thomas J. Butler, Pltff } In Case.
R. H. Smith's Admr. Deft. }

John F. Crawn, Pltff; } In Debt.
vs
Coffman & Duffy, Defts. }

Ordered That the foregoing causes be continued until the next term.

John Applegate, Pltff; } In Debt.
vs
Moses Joseph, & Co, Deft. }

The Defendant by his attorney this day came, and suggested the non residence of the Defendant, and on his motion, a Rule for security for costs is awarded against the Plaintiff.

C. B. Yancey's Admr. Pltff } In Debt.
vs
George W. Miller's Admr. Deft. }

This day came again the parties by their attorneys, and on motion of the Plaintiff leave is given him to amend his declaration which is accordingly done, and thereupon came a Jury to-wit:- George Miller, J. Ritchie, Alex Logan, J. I. Wakenight, D. H. Slusher, James A. Linaweaver, J. M. Linaweaver, J. A. Simmers, Saml. Showalter, Jonathan Mason, W. W. Jordan, & W. B. Whitaker, who being elected, tried and sworn the truth to speak upon the issue joined, and having heard the evidence and the argument of counsel, retired from the bar to consider of their verdict, and after some time returned into Court, and not having agreed upon a verdict, were adjourned until to-morrow morning at 9 o'clock.

George Campbell, Pltff
vs
Wm. P. McCall, surv. partner of J. R. Roggles Co, Deft. } Upon an award.

This day came the parties by their Attorneys, and the Arbitrators to whom the determination of the matters in difference between the parties were submitted, by agreement dated the 26th day of December

1871, this day returned their award, in these words:-

"Feby. 3d 1873. We, the undersigned referees and umpire, after hearing all the evidence in the case of George Campbell against the firm of Koogler & Co, referred to in the within agreement, render a verdict for the Plaintiff in the sum of Twenty Dollars, interest from 1st Jany. 1869. Each party to the suit pay their own costs."

Thos. Shumate,
Peter Paul,
B. W. Rice,

It is therefore considered by the Court that the Plaintiff recover against the Defendant Wm. P. McCall, surviving partner of Koogler & Co, the sum of Twenty Dollars, with interest thereon from the 1st. day of January 1869, till paid.

Ordered, That Court be ~~adjourned~~ adjourned until to-morrow morning at 9o'clock.

James Kenney

At a County Court continued and held in and for the County of Rockingham on Saturday, May 25, 1872.

Present:- Hon. James Kenney, presiding,

Professor J. W. Mallet, this day presented in Court an Account against the Commonwealth of Virginia, amounting to the sum of $100 00, for making chemical analysis of stomach and other organs of Delila Cameron, dec'd in the case of Commonwealth & John Cameron, prosecuted for murder, which being certified by John Paul, Atty. for the Commonwealth, was examined and allowed by the Court, and ordered to be certified to the Auditor of Public Accounts for payment.

It appearing to the Court that at the January Term 1872, the powers of Dewitt C. Rinehart, as Administrator of Isaac Rinehart, dec'd, were revoked, and three months having elapsed without there being letters of administration granted to any one, It is ordered by the Court, that the Estate of said Isaac Rinehart, dec'd, be committed to J. P. Ralston, Sheriff of said County.

John Maloney & Son, use of &c,
vs
Fayette Cole,
} In Debt and on an Attachment.

It appearing to the Court that A. S. Hinton who has been summoned as a garnishee in this case, has failed to appear in obedience to said summons, and disclose to the Court any goods, chattels, moneys, securities or other effects belonging to the said defendant in his possession or under his control, or any indebtedness to the said defendant, On motion, It is ordered that a Rule be awarded against the said A. S. Hinton, returnable to the 1st. day of the next term, to shew cause if any he can, why he should not be attached for failing to appear, and make such disclosure,

C. B. Yancey's Admr. Plff.
vs
Geo. W. Miller's admr. Deft. } In Debt.

This day came again the Jury sworn and impannled on yesterday for the trial of this cause, pursuant to their adjournment, and again retired from the bar to consider of their verdict, and after sometime returned into Court, and not being able to agree upon a verdict, by consent of parties, George Miller, one of the jurors was withdrawn, and the rest from rendering a verdict were discharged, and the cause continued until the next term, and the Plff. is allowed to file further amendments to his declaration, and on motion of the Plff the defendant is ordered to file the particulars of the ground of defence, in sixty days from this day.

On motion, It is ordered to be certified to the Board appointed by an Act approved March 25, 1872, entitled "An Act to amend and re-enact the first section of an Act approved November 1st. 1870, entitled an Act to provide artificial Legs for citizens of the Commonwealth, who lost their legs during the late war," that E. Armfield Legg, William R. H. Merrick, Jacob F. Voorhees and Stephen J McDonaldson are citizens of this State, that each lost an arm in the late war, and each was a citizen of this State at the time of the loss of said arm, and neither has ever received an arm from any other State, the United States, or under the provisions of an Act passed January 29, 1867.

Upon application of Henry Forrer, It is ordered and directed that the Sheriff apply of the proceeds of an Execution in his hands in the name of Jonas N. Loewenbach, for Wm. Williams, now for use of Orra W. Gray, vs G. N. Gay & Wm. N. Gay, a sufficient amount to pay an Execution in the hands of the said Sheriff in name of Henry Forrer vs H. J. Gray, Orra W. Gray & Annie D. Gray.

N. L. Lindsay, Assignee, Plff.
vs
N. J. Blakemore, Deft. } In Debt.

This day came again the parties by their Attorneys, and thereupon came a Jury, to wit:- George Miller, J. Ritchie, Alex. Logan, J. P. Wakenight, J. N. Slusser, Ja's N. Linaweaver, J. M. Linaweaver, J. N. Simmers, Saml. Showalter, Jonathan Mason, Wm. N. Jordan, & W. V. Whitaker, who being elected, tried and sworn the truth to speak upon the issue joined, and having heard the evidence and the 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 Plaintiff the Debt in the declaration mentioned, with interest thereon from 17th day of June 1869, till paid." It is therefore considered by the Court that the Plaintiff recover against the Defendant the sum of Fifty dollars, with interest thereon from the 17th day of June 1869, till paid, and his costs, by him in this behalf expended.

Charles Eshman, Assignee, Plff,
vs
Thomas Harrison's Exor. Deft. } In Debt.

Ordered, That this cause be dismissed.

John Koontz Plff
vs
Catharine Sibert Deft. } In Debt.

On motion of the Plaintiff, this cause is continued until next term at his costs.

Gray, Miller & Co., Pltff, } In Debt.
vs
Jesse Carrier, Deft.

Peel & Stevens, Pltff } In Case.
vs
Jesse Carrier, Deft.

George Bruffy's Admr. Pltff, } In Case.
vs
J. N. Gordon, Deft.

John Beam, Pltff } In Debt.
vs
Jacob Barley, Deft.

D. Pennybacker, Pltff, } In Debt.
vs
John P. High, Deft.

Herman Dreyfous, Pltff, } In Case.
vs
Wm. C. Hanison, Deft.

Strayer, Kagey & Co, Pltff } In Case.
vs
James W. Bell, Deft.

John Taylor, Pltff, } In Debt.
vs
Peter Rader, Deft.

John W. Saufley, Pltff, } In Case.
vs
Wm. Collier, Deft.

John G. Winfield, Pltff, } In Case.
vs
John Thomas, Deft.

James W. Bell, Pltff, } In Case.
vs
Henry Horrer, Deft.

David Dorman, Pltff, } In Case.
vs
Michael Earmon, Deft.

Ordered, That the foregoing causes be continued until next term.

John J. Winnderlick, Jr & Co, Pltff, } In Debt.
vs
N. J. Ligler, & Co, Defts.

Ordered that this cause be dismissed, on Plaintiff's motion.

W. M. Pool, Pltff } In Debt.
vs
Lincoln & Brewer, Defts.

Penny backer, Perry & Co, Pltff } Debt.
vs
Isaac Paul, Deft.

Jasper Shriver Pltff } Case
vs
Benjamin Shrunk, Deft.

Florence Barker, Pltff } In Case.
vs
E. P. Ayres, Deft.

same Pltff } In Case.
vs
E. P. Ayres & wife, Defts

Polson, Bro. & Co, Pltffs. } In Case.
vs
I. Paul & Sons, Defts.

L. F. Detrick, Pltff } In Case.
vs
E. L. Lambert, Deft.

Celotsworthy & Co, Pltff } In Case.
vs
Miller & Co, Deft.

E. P. Ayres, Pltff, } In Case.
vs
C. M. Harlow, Deft.

Ordered That the foregoing causes be continued until the next term.

Wm. Hiden, Pltff;
L. B. Dovel, &c, defts. } In Debt.

This day came again the parties by their attorneys, and thereupon came a jury, to-wit:- George Miller, J Ritchie, Alexander Logan, J. P. Wakenight, S H Slusher, James A. Linaweaver, J. M. Linaweaver, J. A. Simmers, Samuel Showalter, Jonathan Mason, N. J. Johnson & W. H. Whitaker, who being elected, tried and sworn the truth to speak upon the issue joined, and having heard the evidence and the 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 Defendant," It is therefore considered by the Court that the Defendant go hence without day, and recover against the Plaintiff their costs by them in this behalf expended.

Ordered That this Court be adjourned until next Monday morning at 9 o'clock.

James Kenney

At a County Court continued and held in and for the County of Rockingham, on Monday May 27th. 1872.

Present:- Hon. James Kenney, presiding.

Reuben Moore, Pltff
N. S Rutherford's Adm'r. Deft. } In Case.

This day came again the parties by their Attorneys, and the Court proceeded to execute the writ of Enquiry, and having heard the evidence, the Court is of opinion that the Plaintiff recover against the Defendant the sum of 60 cts. damages, with interest thereon from the 3d. day of March 1863, It is therefore considered by the Court that the Plaintiff recover against the Defendant the sum of $60 damages, with interest thereon from the 3d. day of March 1863, till paid, and his costs, by him, in this behalf expended, when assets.

The Court doth appoint Joseph P. Empsworles Clerk of Linville Township, in the place of N. S. McClintuff, dec'd. for the unexpired term of said McClintuff, ending July 1st. 1872, whereupon said Joseph P. Empsworles appeared in Court, and together with Elias Empsworles, his surety, (who justified as to his sufficiency,) entered into and acknowledged a bond in the penalty of Two Thousand Dollars, conditioned according to law, and took the oaths prescribed by Law.

Joseph P. Empsworles, who was on the 23rd. day of May 1872, elected Clerk of Linville Township, for the term of one year commencing July 1st. 1872, and aforesaid term shall have expired until his successor is duly elected and qualified, this day appeared in Court, and together with Elias Empsworles, his surety, (who justified as to his sufficiency,) entered into and acknowledged a bond in the penalty of Two Thousand Dollars, conditioned according to Law, and took the oaths prescribed by Law.

James Campbell, Pltff
vs
Koogler & Reagan, Deft. } In Case.

This day came again the parties by their Attorneys, and by the consent of parties, It is considered by the Court that the Plaintiff recover against the Defendant, Hugh L. Reagan, surviving partner of Koogler & Reagan, the sum of $25.00 Damages, with interest thereon from the 28th day of March 1870, till paid and his costs, by him in this behalf expended, subject to a credit of $2.35 as of March 28, 1870.

This day came Thomas K. Hamsbergen, who alleges that he is aggrieved by an Entry in the Land Book made by Wm. B. Yancey, Commissioner of the Revenue for said County, in the year 1871, whereby he is charged with $29.01 taxes for the year 1871. on a tract of Land containing 163 acres, described as lying on the Shenandoah river, adjoining the other lands of said Hamsbergen, and thereupon the said Thomas K. Hamsbergen moved the Court to exonerate him from the payment of $22.55 part of the taxes so erroneously charged against him for said year, which motion was defended by John Paul, the Attorney for the Commonwealth for said County, and the said Wm. B. Yancey, the Commissioner of the Revenue who made the assessment, was examined as a witness touching the application

And it appearing that said book, in which said erroneous entry has been made, was certified by the Clerk of the County Court of this County, on the day of 187, and that application for redress against the erroneous entry was made on this day for the first time; and it appearing that the said tract of 163 Acres of Land, lying on the Shenandoah river, the property of Thomas K. Hamsbergen, is assessed at $22.50 per acre by said Comm'r. Yancey, that the true value of said land is $5.00 per acre, that the said Hamsbergen has paid to S. R. Allebaugh, the County Treasurer, the sum of $29.01 on said erroneous assessment, that the State & County Taxes on said property is really $6.46, that legal notice of this motion has been given with proper affidavit attached, that said Hamsbergen has erroneously paid to said Treasurer the sum of $22.55, of which $14.26 on State Taxes, and $8.29 on County Taxes

On consideration whereof, and from such facts so proved, the Court is satisfied that the said Thomas K. Hamsbergen is erroneously charged on said book, with taxes amounting to $22.55 as aforesaid, and that the said Hamsbergen has duly paid said $22.55 to the said County Treasurer, It is ordered that the same be refunded to him.

Woodson & Compton, surv'g partners, &c. Pltff;
vs
Wm. Rehard, Deft } In Assumpsit.

By consent of parties, this cause is referred to James Kenney, Samuel Shacklett and Robert Johnston for arbitration, and their award, or the award of any two of them, shall be entered as the judgment of this Court, without notice.

Mathias Snyder, Pltff;
vs
Wm. May, Deft. } In Case,

James V. McGahey, Pltff;
vs
Saml. R. Sterling, Deft. } In Case,

Ordered That the above causes be dismissed.

J. N. Loewenbach Pltff vs P. Z. Offutt, Deft. - In Case - Same order.

Isaac Rineheart's Admr. Plff,

vs

O. A. & M. Railroad Company, Deft. } In Case.

The powers of Dewitt Rineheart as Admr. of Isaac Rineheart, having been revoked at the January Term last of this Court, and the said Estate being committed at this term to J. P. Ralston, Sheriff of Rockingham County, on motion of the Plaintiff it is ordered that this cause be revived in the name of J. P. Ralston, Admr. of Isaac Rineheart, dec'd, and the trial continued until next term.

Jeremiah Dorman, } Motion to revoke powers of Guardian.

vs

James Taylor, guard &c. }

Ordered That this cause be placed upon the Court's Docket.

Wm N. Gay, Plff } In Case.

vs

Wm. Peters, Deft. }

This day came again the parties by their Attorneys, and thereupon came a Jury to wit:- George Miller, J. Ritchie, W. N. Jordan, Alexander Logan, S. H. Slusser, James A. Sinsabaugh, J. M. Sinsabaugh, J. A. Simmers, Samuel Showalter, Jonathan Mason, W. W. Whitaker & Saml. B. Hoover, who being elected, tried and sworn the truth to speak upon the issue joined, and having heard the evidence and the 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 Plaintiff, and assess his damages at Twenty-two dollars and thirty-seven cents." It is therefore considered ~~xxxxxxxxx~~ by the Court that the Plaintiff recover against the Defendant the sum of $22.37, with interest thereon from the 27th day of May 1872, till paid, and his costs, by him in this behalf expended.

Joseph Byrd, survivg partner &c. Plff, } In Assumpsit.

vs

Samuel E. Long, Deft. }

and the Deft. filed his plea of non-assumpsit,

This day came again the parties by their Attorneys, and neither party requiring a Jury, the decision of this cause is submitted to the Court, and having heard the evidence and argument of counsel, the Court is of opinion that the Defendant is indebted to the Plaintiff in the sum of $331.00 with interest on $135.00 part thereof from October 1, 1859, and on $96.00 the residue thereof from January 1, 1862, till paid, subject to a credit of $39.74 interest paid, It is therefore considered by the Court that the Plaintiff recover against the Defendant the sum of $331.00 with interest on $135.00 part thereof from October 1, 1859, and on $96.00 the residue thereof from January 1, 1862, till paid, subject to a credit of $39.74 interest paid, and his costs, by him in this behalf expended.

Samuel Bailey, Plff } On a motion.

vs

Philip Barnhart, Deft. }

Ordered That this cause be dismissed.

Linnofield Lee, Pltff
&
H. C. Ammon's Admr. Deft. } In Debt.

This day came the Defendant by his Attorney, and the Plaintiff though solemnly called, came not, nor is his suit further prosecuted; Therefore on the prayer of said Defendant, It is considered by the Court that the Defendant recover against the Plaintiff, his costs by him in his defence expended, (he waiving the fine.)

Same, Pltff.
&
Same, Deft. } In Assumpsit

Same order.

King & Huffman, Pltff,
&
David Link, Deft. } In Case,

Wm. Peters, Pltff
&
Wm. Eideson, Deft. } In Case.

Betsey Mooney, Pltff.
&
Jesse Moyers, Deft. } In Case.

Robert Cook, surv. &c, Pltff
&
John C. Walker, Deft. } In Debt.

G. W. Miller's Admr. Pltff
&
S. M. Bowman, Deft. } In Debt.

A. P. Huffman, Pltff
&
John Robinson, jr., Deft. } In Case.

N. W. Slade, Pltff,
&
Benjamin Hoover, Deft. } In Case.

H. L. Shoup, Pltff
&
——— Lemmons, Deft. } In Case.

John Kiser, Pltff
&
J. S. Speck, &c, Defts. } In Debt.

Grandeson M. Rogers, Pltff.
&
N. W. Wilson, &c, Defts. } In Case.

Archibald Alden, Pltff
&
Jacob Meserle, Deft. } In Case.

same, Pltff
&
same, Deft. } In Case.

Wm. Tankersley. Pltff
&
Wm N. Hudlowe, Deft. } In Debt.

Ordered That the foregoing causes be continued until the next Term.

R. M. Kyle's Admr. for &c, Pltff
&
George Nicholas' Admr. Deft. } Scire Facias.

Ordered, That this cause be placed upon the Courts Docket.

Robert Cook, survg. &c. Pltff
vs
S B Jennings, &c, deft. } In Debt.

Ordered That this cause be removed to the Circuit Court of Rockingham County.

D Pennybacker's Trustee Pltff
vs
John P. Brock, deft. } In Case.

On motion this cause is continued until the next term at the cost of the defendant.

Samuel Barley, Pltff.
vs
John Hedrick, deft. } In Debt.

On motion of the Plaintiff, a Rule is awarded against R. G. Coakley a witness for him, returnable to the next term, for his failure to appear at this term of the Court, and the trial of the cause is continued until next term, at the cost of the Plaintiff

Wm. P. McCall, Pltff
vs
Jos. Sengers Admrs, Defts. } In Debt.

This day came the parties by their Attorneys, and it is considered by the Court that this cause be dismissed, and that the Plaintiff recover against the Defendant his costs by him in this behalf expended.

David Ritenour, for &c, Pltff.
vs
Samuel Gradwohl, deft. } In Case.

On motion of the Plaintiff, Rules are awarded against M. B. Keller & A. B. Keller, for their failure to appear at this term as witnesses in his behalf, returnable to the next term, and the trial of the cause is continued until next term at the cost of the Plaintiff.

Saml. E. Long, for &c, Pltff.
vs
James F. Lowman, deft. } In Debt.

On motion of the Plaintiff this cause is continued until the next term at his cost.

John Moore, Pltff.
vs
James Dinkel, defts. } In Detinue.

This day came again the parties by their Attorneys, and thereupon came a Jury to-wit:- George Miller, J. Ritchie, W. K. Jordan, Alexander Logan, S. H. Sluder, James A. Linaweaver, J. M. Linaweaver, J. A. Simmers, Saml. Showalter, Jonathan Mason, W. H. Whitaker & Saml. R. Keerans, who being elected, tried and sworn the truth to speak upon the issue joined, and not having time fully to hear the evidence were adjourned until

to-morrow morning at 9 o'clock.

Ordered, That this Court be adjourned until to-morrow morning at 9 o'clock.

James Kenney

At a County Court continued and held in and for the County of Rockingham, on Tuesday, May 28, 1872.

Present:- Hon. James Kenney, presiding.

D. H. L. Martz, surv'g. &c. Pltff
Wm. W. Gay, Deft. } In Case.

This day came again the parties by their Attorneys, and neither party requiring a Jury, the decision of this cause is submitted to the Court, and having fully heard the evidence and the argument of counsel, the Court is of opinion that the Plaintiff has no cause of action against the Defendant. It is therefore considered by the Court that the Defendant go hence without day, and that he recover against the Plaintiff his costs, by him, in this behalf expended.

Henry Pulse, Comm'r. of Roads for Linville Township having presented in Court, his report upon the location of a road from Melrose to Linville,
Issued. It is ordered that Daniel Bowman and Wm. C. Bowman, land-owners along the route of said road, be summoned to appear on the 13th. day of the present term of this Court to shew cause why said road shall not be located according to the report of said Commissioners.

John Moore, Pltff,
James Dinkel, Deft. } In Detinue.

This day came again the jury sworn and impannelled on yesterday for the trial of this cause, ~~[illegible]~~ to their adjournment, and having fully heard the evidence and the 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 Plaintiff the Black Horse set forth in the declaration of the full value, which we affix at $150.00". It is therefore considered by the Court that the Plaintiff recover from the Defendant the said Black Horse of the value aforesaid, and if not, then that the said Plaintiff recover from the said Defendant the sum of $150 the alternative value of said Horse, with interest thereon from the 28th. day of May 1872, till paid, and his costs, by him, in this behalf expended.

On motion of R. F. Weaver, and it appearing to the Court that more than three months have elapsed since the death of Henry Pirkey, without there being an administrator appointed of said Estate, It is ordered by the Court that the Estate of the said Henry Pirkey, be committed to James P. Ralston, Sheriff of Rockingham County.

On motion. It is ordered to be certified to the Board appointed by an Act approved March 25, 1872, entitled "an Act to amend and re-enact the first Section of an Act approved November 1st. 1870, entitled an Act to provide artificial Legs for citizens of the Commonwealth, who lost their legs during the late war," that George H. Hulvey is a citizen of this State, that he lost an arm in the late war, and was a citizen of this State at the time of the lop of said arm, and has never received an arm from any other State, the United States, or under the provisions of an Act passed January 29, 1867.

Joseph Byrd, Pltff
vs
George W. Johnson, Deft. } In Debt

2.95

Joseph Byrd, Pltff.
vs
George W. Johnson, Deft. } In Attachment.

53-

The judgment obtained at the rules not having been set aside, and the Plaintiff being now entitled to a final judgment, It is therefore considered that the Plaintiff recover against the Defendant $259.45/100 the debt in the declaration mentioned, with interest thereon from the 18th. day of January 1872, and his costs by him about his suit in this behalf expended. And it appearing to the Court that D. Miller, Deputy Sheriff of J.P. Ralston, Sheriff of Rockingham County, has sold the goods levied upon by him under the attachment in this case, It is ordered that the said Miller satisfy this judgment out of the money arising from such sale, if sufficient.

Thomas Richards, Pltff.
vs
Henry Forrer, Deft } In Case.

On motion of the Plaintiff Rules are awarded against Wm. Miles, jr, and John Wolfley, returnable to the next term, for their failure to appear at this term of the Court, and the cause is continued until next term at the cost of the Plaintiff.

On the motion of Mansfield Marshall, and it appearing to the Court that more than three months have elapsed since the death of James Curry, without there being an Administrator appointed of said Estate, It is ordered by the Court that the Estate of the said James Curry be committed to James P. Ralston, Sheriff of Rockingham County.

Adam N. Brewer, Pltff
vs
Coffman & Duffy, Deft. } In Assumpsit.

This day came again the parties by their attorneys, and thereupon came a Jury, to-wit:- George Miller, J. Ritchie, W. M. Jordan, Alex. Logan, S. H. Slusser, James N. Linaweaver, J. M. Linaweaver, J. I. Wakenight, Saml. Showalter, Jonathan Mason, W. N. Whitaker and Saml. R. Horner, 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,

and after some time returned into Court, and upon their oaths do say, "we the Jury find for Plaintiff and assess the damages at One Hundred Dollars." It is therefore considered by the Court that the Plaintiff recover against the Defendants the sum of One Hundred dollars, with interest thereon from the 28th day of May 1872, till paid, and his costs, by him, in this behalf expended.

Hailston Morris, Pltff
&
John W. Berry, Deft. } In Debt.

This day came again the parties, by their Attorneys, and the Defendant waived his plea, by him heretofore pleaded, and it is therefore considered by the Court that the ~~Defendant~~ Plaintiff recover against the Defendant the sum of 100^{cts} with interest thereon from the 19th day of February 1869, till paid, and his costs, by him, in this behalf expended.

Same, Pltff.
&
Same, Deft. } In Debt.

This day came again the parties by their Attorneys, and it appearing to the Court, that the amount in controversy ~~does not exceed~~ is 20^{00} It is considered by the Court that this cause be dismissed at the cost of the Plaintiff.

George Fawcett, Pltff
&
Abram Long, &c, Defts. } In Detinue.

This day came again the parties by their Attorneys, and the Rules awarded at the last term of this Court against B. F. Gaither, Francis Kitley and Wm. Sygler the Plaintiffs witnesses, being returned duly executed, they were solemnly called and not appearing, on motion of the Plaintiff, Attachments are awarded against said Gaither, Kitley and Sygler, returnable to the next term, and it is considered by the Court that this ~~cause~~ be continued until the next term at the cost of the Plaintiff.

Noah Shiflett, assignee, Pltff.
&
Geo. S. Hewlett, &c. deft. } In Debt.

This day came again the parties by their Attorneys, and thereupon came a Jury to-wit:- George Miller, J. Ritchie, W. N. Jordan, Alex. Logan, S. H. Cluper, Jas. A. Sinsabaugh, J. M. Sinsabaugh, J. L. Wakenight, Saml Showalter, Jonathan Mason, A. J. Johnson and Saml. R. Hoover, who being elected, tried and sworn the truth to speak upon the issue joined, and having heard the evidence and argument of counsel, were adjourned until to-morrow morning at 9 o'clock.

Ordered That this Court be adjourned until to-morrow morning at 9 o'clock.

James Kenney

At a County Court continued and held in and for the County of Rockingham, on Wednesday, May 29, 1872.

Present:—Hon. James Kenney, presiding.

Jacob Bomberger, Pltff.;
J. D. Price, Deft. } In Case.

Ordered, That this cause be dismissed.

E. P. H. Warren's Admr. Pltff.;
G. B. Reed, Deft } In Case.

By consent of parties, this cause is submitted to the arbitration and award of N. M. Newman, Esq.

Keller, Bro & Co Pltff.;
G W. Garrett, Deft. } In Case.

By consent of parties, it is ordered that this cause be removed to the County Court of Albemarle County.

Southern Fertilizing Company, Pltff.;
Peter S. Roller, Deft. } In Case.

This day came again the parties, by their Attorneys, and thereupon, by consent, came a Jury of seven, to-wit:— W. W. Whitaker, A. G. Rohr, Abm. Armentrout, J. B. Moyers, J. A. Simmers, Noah Shuflett and Daniel Fisher, who being elected, tried and sworn the truth to speak upon the issue joined, and having fully heard the evidence and the 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 Defendant," It is therefore considered by the Court that the Defendant go hence without day, and that he recover against the Plaintiff his costs, by him, in this behalf expended.

Britton & Co, Pltff.
J. W. Hill's Admr. defts. } In Case.

This day came again the parties by their Attorneys, and neither party requiring a Jury, this cause is submitted to the Court for decision, and on consideration whereof, It is considered by the Court that the Plaintiffs recover against the Defendants the sum of $129.97 damages, with interest thereon from August 19, 1869 till paid, and their costs, by them, in this behalf expended.

J. R. Crawford's Admr. &c. Pltff.
Wm. P. Sites, Deft } In Debt.

Ordered, That this cause be continued until next term at the Defendant's cost.

Coffman & Bruffy, ptrs &c, Pltffs. } In Debt.
vs
Pet. Carpenter, Deft. }

David Link, ptr &c, Pltff, } In Debt.
vs
Pet. Carpenter, Deft. }

&

Wm. N. Harris, Pltff } In Debt.
vs
Same, Deft }

J. N. Heller, Agt. ptr &c, Pltff } In Case.
vs
Same, Deft }

By consent In the above ~~two~~ causes the marriage of the Defendant, with one Jay Potter was suggested, and it is ordered that the causes be revived against him, and continued until the next term.

T. J. Butler, Pltff. } In Debt.
vs
Thomas Washington, Deft. }

Upon the calling of this cause it appearing to the Court that they rule awarded against J. J. Triplett, one of the Pltffs witnesses, at the last term had not been executed, and that the attachment issued at this term against Wm B. Wright another of Pltffs witnesses had not been returned, on motion of the Pltff. it is ordered that an alias Rule be awarded against J. J. Triplett, and an Alias Attachment against Wm B. Wright, returnable to the next term of this Court, and that the cause be continued until the next term at the cost of the Plaintiff.

Noah Shiflett, Pltff } In Debt.
vs
Geo. S. Hewlett, &c, Defts. }

This day came again the Jury sworn and impannuled on yesterday for the trial of this cause, pursuant 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, by consent of parties, George Miller, one of the Jurors was withdrawn, and the rest from rendering a verdict were discharged, and the cause continued until the next term.

Richard W. Ashby, Pltff. } In Assumpsit.
vs
William Funk, Deft. }

This day came again the parties by their Attorneys, and thereupon came a Jury of seven, by consent, to-wit:- W. D. Whitaker, A. C. Pohl, Abm. Armentrout, J. B. Moyers, J. A. Simmers, Noah Shiflett and Daniel Fisher, who being elected, tried and sworn the truth to speak upon the issue joined, and having fully heard the evidence and the 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 Defendant." It is therefore considered by the Court, that the Defendant go hence without day, and that he recover against the Plaintiff his costs, by him, in this behalf expended.

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cop.

This day Samuel Shank, who alleges that he is aggrieved by an entry in the Land Book, made by Madison Moore, Land Assessor for said County, in the year 1870, whereby he is charged with $47.35 State Tax, and $23.68 County Tax on A. 199. O. 23 of Land in one entry and 38 cents State

Tax, and 19 cents County Tax on 2 A. 0 R. 26 poles, described as lying on Linville Creek, and thereupon the said Samuel Shank moved the Court to exonerate him from the payment of $11.53 State Tax and $5.77 County Tax so erroneously charged against him for said year 1871, which motion was defended by John Paul, the Attorney for the Commonwealth of said County, and the said Madison Moore, the Commissioner who made the assessment, was examined as a witness touching the application.

And it appearing that said Book, in which said alleged erroneous entry has been made, was certified by the Clerk of the County Court of this County on the day of 187, and that application for redress against the erroneous entry was made on this day for the first time, and it appearing that an error was committed by the said Land assessor himself, all which the Court certifies as facts proved upon the application aforesaid; on consideration whereof, and from such facts so proved, the Court is satisfied that the said Samuel Shank is erroneously charged on said book with taxes $17.30; whereupon it is ordered that the said Samuel Shank be exonerated from the payment of $17.30 Taxes so erroneously charged, if not paid already, and if paid, that it be refunded to him.

U. H. Lam, Pltff, vs G. P. Hopkins, Deft. } In Case.

M. B. Smart, Pltff, vs Thomas Shumate, Deft } In Case.

Jonathan Peale, Pltff vs Wm P. McLeall, Deft. } In Debt.

Joseph H. Stover, Pltff vs E. L Lambert, Deft. } In Case.

same, Pltff vs same, Deft. } In Debt.

Jackson Martz, Pltff. vs Madison Mest, Deft. } In Case.

John D. Wood, Pltff vs Gabriel Woods Admr. Deft. } In Case.

D Pennybacker Pltff vs Giles Devier, Deft } In Case.

Mary P. Johnston, Pltff vs Jacob Gutshall, Deft. } In Debt.

J. A. Hammen, S.R.C. for c Pltff vs J. W. Leonen, &c, Deft. } In Debt.

same, Pltff vs same, Deft. } In Debt.

Wm A. Dean, Pltff vs Rs. R. Douthat, Deft. } In Debt.

Abraham Ludwig, Pltff; vs Isaac Fulk, Deft. } In Case.

H. L. A. Houston's Admr. Pltff; vs J. W. C. Houston's Admr. Deft. } In Case.

Jacob Hamsberger's Exor. Pltff. vs John R. Kooger, Deft. } In Debt.

James M. Armentrout, Pltff vs B. F. Armentrout, Deft. } In Debt.

Ordered that the foregoing causes be continued until next term.

W. N. Leap, Pltff. } Trespass.
B. D. Gilmore, Deft.

E. B. & N. L. O'Brien, Pltff } Trespass.
J. W. Winsborough, Deft.

Joseph N. Mauzy, Pltff. } In Case.
Joseph A. Hammer, Deft.

John W. Stewart, Pltff } In Debt.
J. C. Thompson's Admr. Defts

Ordered That the foregoing causes be continued until the next term.

Richard Thompson, Pltff. } In Case.
John C. Morrison, Deft.

M. Hogshead, for &c. Pltff } In Debt.
Wm. G. McCall, Deft.

Partlow & Lambert, Pltff. } In Debt.
John Bowman, jr. Deft.

John P. Hogshead, for &c. Pltff } In Debt.
same, Deft.

Ordered That the foregoing causes be continued until the next term, at the Plaintiffs' costs.

John W. Stewart, Pltff. } In Case.
Jefferson J. Cormier, Deft.

Ordered That this cause be continued until the next term at the costs of the Defendant.

J. A. & J. C. Hanger, Pltff } In Debt.
James C. Hettzel, Deft.

Ordered That this cause be dismissed.

Greenfellow & Son, Pltff } In Case.
F. R. Davis, Deft.

Upon the calling of this case, the Bankruptcy of the Defendant F. R. Davis was suggested, and the cause continued until next term.

Israel B. Burner, Pltff. } In Debt.
J. Bird Eastham, &c, Deft.

Upon the calling of this case, the Bankruptcy of the Defendants J. Bird Eastham & Philip A. Eastham was suggested, and the cause continued until the next term.

Ordered That this Court be adjourned until to-morrow morning at 9 o'clock.

James Kenney

At a County Court continued and held in and for the County of Rockingham, on Thursday, May 30, 1872.

Present. - Hon. James Kenney, presiding.

Bradford & Coates, Plff
S. N. Coffman, Deft. } In Case.

Ordered That this cause be dismissed.

Wm. D. Rodeffer, Commr. of Roads for Harrisonburg Township, this day presented in Court an Account against the County of Rockingham, amounting to the sum of $4.00 for 2 days services in viewing and locating road from Harrisonburg to Keezletown, under order of Court, which being sworn to in Court, was examined and allowed by the Court, and ordered to be certified to the Treasurer of this County, for payment.

Ordered, That it be certified that George W. Holland, lost an arm in the late war, that at the time of the loss of said arm, he was a citizen of this State, and in a military corps of this State, that he is now a citizen of this State, that he has not received an artificial limb from any other State, the United States, or under the provisions of an Act entitled an Act to provide artificial limbs for citizens of this Commonwealth, who lost their limbs in the late war, paped January 29, 1867, and that he is disabled to such an extent that an artificial limb cannot be worn or used by him.

P. R. Harrison's Admr. Plff.
J. N. Wartmann, surv. &c. Deft. } In Debt.

This day came again the parties, by their Attorneys, and thereupon came a Jury to-wit:- George Miller, J. Ritchie, W. N. Jordan, W. B. Whitaker, S. N. Slusser, James A. Linaweaver, J. M. Linaweaver, J. S. Wakenight, Samuel Showalter, Jonathan Mason, A. J. Johnson & J. A. Simmers, who being elected tried and sworn the truth to speak upon the issue joined, and having fully heard the evidence and the 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, by consent, George Miller, one of the Jurors was withdrawn, and the rest from rendering a verdict were discharged, and the cause continued until the next term.

W. W. Crispe, Plff.
John W. Burke, Deft. } In Case.

This day came again the parties by their Attorneys, and the Defendant's witnesses being solemnly called, and not appearing, on motion of the Defendant, rules are awarded against said witnesses, for their failure to appear at this term, returnable to the next term of this Court, and the cause is continued at the Defendant's cost, until the next term.

Wm. P. McCall, surv. &c, Pltff,
vs
Benjamin Switzer, Deft. } In Case.

This day came the Defendant, by his attorney, and the Plaintiff, though solemnly called, came not, nor is his suit further prosecuted; Therefore on the prayer of said Defendant, It is considered by the Court that the Defendant recover against the Plaintiff, his costs by him in his defence expended, (he waiving the fine.)

Peter Paul, Pltff
vs
John Robinson, Deft. } In Case.

Marquis & Kelly, Pltff
vs
P. Brady, Deft. } In Case.

Coffmans & Bruffy, for &c, Pltfs.
vs
Frank. alias Franklin Liskey, Deft. } In Debt.

same, Pltff
vs
John N. Wartenann, Deft. } In Case.

A. S Byrd, for &c, Pltff
vs
same, Deft. } In Debt.

Anthony Rhodes, Pltff
vs
O. A. & M. R. R. Company, Deft } In Case.

James Boston, Pltff
vs
J. N. Liggett, surv. &c Deft. } In Debt.

Madison West, Pltff
vs
Jackson Maxty, Deft. } Proven.

James M. Armentrout, Pltff
vs
A D. Armentrout, Deft. } In Debt.

Ordered, That the foregoing causes be continued until next term.

Lucie E. Eastham, Pltff
vs
James Steele, Deft. } In Case.

By consent, the marriage of the Plaintiff with one Wm. H. Browning was suggested, and it is ordered that this cause be revived in the name of Wm. H. Browning, Plaintiff and continued until the next term.

C. A. Sprinkel & Co., Pltff.
vs
J. Bird Eastham, &c, Deft. } In Debt.

Upon the calling of this cause, the bankruptcy of the Defendant, J. Bird Eastham, was suggested, and the cause continued until the next term.

Andrew Benton, Pltff
vs
B. F. Lincoln's Adm. Deft. } In Debt.

Ordered, That this cause be dismissed.

P. R. Harrison's Admr. Pltff,
vs
J. N. Wattmann, survg. &c, Deft. } In Debt.

This day came again the parties, by their Attorneys, and the Defendant filed his plea of statute of limitation to which the Plaintiff replied generally and thereupon, by consent, came a Jury of eleven to-wit:- George H. Adams, James Steele, Franklin Liskey, Simeon Long, J. R. Sinals, Gabriel Long, Rial Moss, Isaac Devers, J. M. Huffman, Nathaniel Flook and Wm. Garland, who being elected, tried and sworn the truth to speak upon the issues joined, and having fully heard the evidence and the 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 plaintiff the debt in the declaration mentioned, subject to a credit of Four Hundred Dollars May 7, 1859, as endorsed on the note, and subject to a further credit of four years interest on the balance of the debt then due." It is therefore considered by the Court that the Plaintiff recover against the Defendant the sum of $821.63 the debt in the declaration mentioned, with interest thereon from the 17th day of December 1858, till paid, subject to a credit of Four Hundred Dollars as of date May 9, 1859, as endorsed on note, and subject to a further credit of four years interest on the balance of the debt then due, (to-wit, the sum of $105.85) and his costs, by him in this behalf expended.

Thomas C. Dunham, survg. partner, &c, for &c, Pltff.
vs
Jacob P. Effinger, Deft. } In Debt.

This day came again the parties, by their Attorneys, and it appearing to the Court that it is agreed by the parties, that the Plaintiff have judgment against the Defendant for the debt in the declaration demanded, bearing interest from the 10th day of May 1868, and costs of protest. It is therefore considered by the Court that the Plaintiff recover against the Defendant the sum of $208.80 with interest thereon from the 10th day of May 1868, till paid, and $2.83 charges of protest, and his costs, by him in this behalf expended.

Same, for &c, Pltff
vs
Same, Deft. } In Debt.

This day came again the parties, by their Attorneys, and it appearing to the Court that it is agreed by the parties, that the Plaintiff have judgment against the Defendant for the debt in the declaration demanded, bearing interest from the 10th day of November 1867, and costs of protest. It is therefore considered by the Court that the Plaintiff recover against the Defendant the sum of $208.80 with interest thereon from the 10th day of November 1867, till paid, and $2.70 charges of protest, and his costs, by him, in this behalf expended.

Same, for &c, Pltff
vs
Jacob P. Effinger & Joseph S. Effinger, Defts. } In Debt.

This day came again the parties, by their Attorneys, and it ap-

Appearing to the Court that it is agreed by the parties that the Plaintiff have judgment against the defendants for the debt in the declaration demanded, bearing interest from the 10th. day of November 1867, and costs of protest, It is therefore considered by the Court that the Plaintiff recover against the Defendants the sum of $97.44, with interest thereon from the 10th. day of November 1867, till paid and $2.75 charges of protest, and his costs, by him, in this behalf expended.

A. J. Skinner & Co Plff.
Samuel E. Long, Deft. } In Case.

This day came again the parties by their Attorneys, and thereupon came a Jury to-wit: George Miller, J. Ritchie, W. M. Jordan, W. W. Whitaker, S. H. Sluser, Jas. A. Sinaweaver, J. M. Sinaweaver, J. S. Yakeright, Samuel Showalter, Jonathan Mason, A. J. Johnson and J. A. Sinaweaver, who being elected, tried and sworn the truth to speak upon the issue joined, and having not time to hear the evidence, were adjourned until to-morrow morning at 9 o'clock.

Ordered That this Court be adjourned until to-morrow morning at 9 o'clock.

James Kenney

At a County Court continued and held in and for the County of Rockingham County, on Friday, May 31. 1872.

Present:- Hon. James Kenney, presiding.

A. H. Brewer, Pltff.
vs. } In Case.
Coffman & Bruffy, Defts.

This day came again the parties, by their Attorneys, and defendants moved the Court to set aside the verdict of the Jury and the judgment entered in this cause, on a former day of this term, and grant them a new trial, which motion, on consideration whereof, the Court doth overrule.

A. C. Rohr, surv. partner, &c. Pltff
vs. } In Case.
M. B. Yost & Adm. Deft.

This day came again the parties, by their Attorneys, and the decision of the cause was submitted to the Court, and having heard the evidence, the Court is of opinion that the Defendant is indebted to the Plaintiff in the sum of $42.10½ with interest from the 1st. day of January 1862, till paid It is therefore considered by the Court that the Plaintiff recover against the Defendant, the sum of $42.10½ with interest thereon from the 1st. day of January 1862, till paid, and his costs, by him in this behalf expended.

Israel Minnick, Pltff.
vs. } In Debt.
Thomas Shumate, Deft.

This day came again the parties, by their Attorneys, and the decision of the cause was submitted to the Court, and having heard the evidence, the Court is of opinion that the Defendant is indebted to the Plaintiff in the sum of $27.91 with interest from the 25th. of March 1870, and costs from the former judgment, It is therefore considered by the Court that the Plaintiff recover against the Defendant the sum of $27.91 with interest thereon from the 25th. day of March 1870, till paid, and his costs, by him, in this behalf expended since the former judgment.

John Diller, Pltff.
vs. } Upon a motion to set aside an Award.
George W. Stanley, Deft.

This day came the parties by their Attorneys, and by consent of parties, the order entered at a former term of this Court, submitting the motion to set aside the award, to the Judge thereof in vacation is set aside. And now, an agreement under the hands and seals of the parties in the words and figures following, viz:- "Whereas, certain matters of controversy are pending and undetermined in the Circuit Court of Rockingham County between John Diller of Goochland County of the one part and George W. Stanley of Rockingham County, Virginia, of the other part, in regard to four bonds, two of them for $250.00 each, in suit in an action of debit now pending in said Court, and the other two, one for $250.00, and the other for $237.50, in a Chancery suit in said Court, all of which bonds were given by said George W. Stanley to said John Diller, for the purchase of a tract of Land sold by said Diller to

said Stanley on the 31st of January 1863, all of which bonds were executed pursuant to a written contract of date January 31, 1863, made between said George W. Stanley & Thomas Washington, which contract is still in existence, but the bonds are all lost or destroyed, and were payable 31st January 1866, 1867, 1868 & 1869, respectively, without interest. And whereas the parties are desirous of settling said controversy, now it is agreed by and between the parties aforesaid George W. Stanley and John Diller, that said matters be and they are hereby submitted to the final award and determination of John C. Walker, Robert A. Gray and George C. Conrad, so that they have their award made in writing ready to be delivered on or before the 1st day of November 1869. And it is further agreed that the award of said arbitrators may be entered as the judgment of the County Court of Rockingham. Witness, the following signatures and seals this 29th day of October 1869.

John Diller, (Seal)
Geo. W. Stanley, (Seal)

Having been proven in open Court, and the award made thereon by the persons therein named, having been shewn to the Court, in the words and figures following, viz:- The undersigned selected as Arbitrators in the above submission, and by consent of parties, acting without being sworn had John Diller & Geo W. Stanley before us with their witnesses, and after hearing the case in full, together with a statement of the parties- we find that the bonds in the above submission, by the terms of the sale, are of no value, and that John Diller should not recover the same or any part thereof from Geo. W. Stanley - And that each party should pay whatever cost he may have incurred in the case. Given under our hands this 29th day of October 1869.

J. C. Walker,
R. A. Gray,
Geo. C. Conrad,

and duly proven in open Court. Thereupon the said John Diller having duly proved his notice to the said George W. Stanley of this motion, made at a former term of this Court, and regularly continued to this day, in the words and figures following, viz:- Mr. George W. Stanley- You are hereby notified that on the 1st day of the February Term 1872, of the County Court of Rockingham, I will move said Court to set aside and annul a pretended award made by J. C. Walker & Geo. C. Conrad & R. A. Gray, on the day of 18, between yourself of the one part & myself of the other part on the following, among other grounds:- 1st. That the award is not responsive to the submission. 2nd That R. A. Gray did not unite in said award, but signed it under protest 3d That the arbitrators mistook the law. 4th. That there was misconduct in the arbitrators in admitting evidence they ought to have rejected. 5th That there was conduct amounting to legal misbehavior in said Arbitrators in making said award. 6th. That it was obtained by undue means. 7th. That there was legal partiality shown in making their award. 8th That there was mistake of fact & of law, made by the arbitrators. 9th That the award is against law. 10th That the submission is void for want of mutuality, and the award is therefore void. For these and other reasons, I will move to set aside said award,

John Diller, &c, by Counsel.

Notice accepted, Feby. 14th 1872,

Effinger & Johnston, for Stanley,

and an agreement between the parties in the words and figures following, viz:- John Diller vs George W. Stanley- Upon a motion to set

aside an award. In the County Court of Rockingham County, Virginia. The parties in this case agree that the original bill, answers and exhibits in the case on the Chancery side of the Circuit Court of Rockingham County, Virginia, of John Diller &c. George W. Stanley & others, and the pleadings in the case at law of John Diller &c. Geo. W. Stanley, in the County Court of Rockingham Co. spoken of in the above-named Chancery cause, as well as the depositions filed in the said Chancery cause, (but the said depositions to be subject to all legal exceptions which have been made or could be made to them and each of them and every part of each of them,) may be read upon the hearing of the motion aforesaid.

Po. Johnston, Atto. for Stanley
Woodson & Compton, Attys. for Pltff.

April 4th 1872.

Having been duly proven, and the evidence offered by the parties, and mentioned in said written agreement having been read, heard and considered, and the argument of the counsel of the parties respectively having been heard, It is ordered that the motion of said John Diller to set aside the said award be and the same is hereby overruled and the said award is hereby made the judgment of this Court.

On the motion of H. B. Jones, it appearing that more than three months have elapsed since the death of Wm K. Bailey, and no one having qualified as his Administrator, It is ordered that his Estate be committed to James P. Ralston, Sheriff of this County, for administration.

On motion of Mary Nicholas, same order as above as to the Estate of Charles Nicholas, dec'd.

N. P. Skinner & als, Pltff;
Samuel E. Long, Deft. } In Case.

This day came again the jury given and impannelled on yesterday for the trial of this cause, pursuant to their adjournment, and having fully heard the evidence and the argument of counsel, 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 by the Court that the Defendant go hence without day, and recover his costs by him, in this behalf expended.

Morgan & als, Pltff;
P. Z. Offutt, deft. } In Case.

This day came again the parties by their Attorneys, and the Defendant waived his plea, by him heretofore pleaded, and it is therefore considered by the Court that the Plaintiffs recover against the Defendant the sum of $100.00 damages, with interest thereon from the 2nd day of July 1869, till paid, and their costs by them in this behalf expended.

A. C. Rohr, surv. partner, &c, Pltff;
Julia A. Smith, deft. } In Case.

This day came again the parties by their attorneys, and thereupon

came a Jury of seven, by consent, to-wit:- James Steele, Rial Mosp, Isaac Sevens, Wm. Garland, B. F. Ralston, H. C Jones and Gabriel Long, who being elected, tried and sworn the truth to speak upon the issue joined, and having fully heard the evidence and the 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 Defendant," It is therefore considered by the Court that the Defendant go hence without day, and that she recover against the Plaintiff her costs, by her, in this behalf expended.

Com'th to lie 20 days

Henry B. Jones, Pltff,
@
Sarah Byerly, Deft. } Upon a sug. against Geo. W. Berlin as garnishee of Deft.

George W. Berlin having been summoned to answer as garnishee of the Deft. Sarah Byerly, this day appeared in Court, and answered that he was indebted to said Byerly in a sum sufficient to pay the Plaintiff's claim, It is therefore considered by the Court that the Plaintiff recover against the said George W. Berlin the sum of $24.31 with interest thereon from the 13th day of January 1867, till paid and $7.62 Costs, and also the costs of this suggestion, which amount when paid by said Berlin to be a credit on his indebtedness to Sarah Byerly.

John Leedy, Constable of this County, this day presented in Court an
Sp. Ct. Acct. Account against the Commonwealth of Virginia, amounting to the sum of $26.30 for making various arrests, conveyance and support of prisoners, which being sworn to, was examined and allowed by the Court and ordered to be certified to the Auditor of Public Accounts for payment.

John Wedrick, Pltff
@ } In Case,
John Schmidtt, Deft.

Jacob W. Zirkle, Pltff,
@ } In Case
J. R. Jones & Co, Deft.

A. S. Gray, for &c, Pltff
@ } No 1, In Debt,
John Messely, Deft.

A. S. Gray, for &c, Pltff
@ } No 2 In Case
John Messely, Deft.

Ordered, That the foregoing causes be continued until next term.

George W. Shaver, for &c, Pltff,
@ } In Debt,
Henry Shaver, Deft

John H. Funk, Pltff
@ } In Case,
C. F. Dilsow, Deft

James M. Armentrout, Pltff;
@ } In Debt,
A. D. Armentrout, Deft.

Ordered That the foregoing causes be continued until next term at the cost of the Plaintiffs.

Keen & Haggerty, Pltff.
@ } In Case.
A. C. Lincoln, Deft.

Upon the calling of this cause, the Bankruptcy of the Defendant was suggested, and the cause ordered to be continued until the next term.

Henry B. Jones, Pltff. } In Debt.
vs
Henry C. Beery, Deft.

Nichols & Shephard, Pltff } In Case.
vs
John R. Jones & Co, Deft.

Jos. McKey's Exor Pltff } In Debt,
vs
John J. Roller, Deft.

Ordered That the foregoing causes be continued until the next term at the cost of the Defendants.

Aultman & Co., Pltff, } In Debt.
vs
Wm. G. Shaver, &c., Defts.

This day came the Defendant, by his Attorney, and suggested the non-residence of the Plaintiffs, and pray a Rule be awarded for security for costs.

Ordered That this Cause be adjourned until to-morrow morning at 9 o'clock.

N. A. Wood, Pltff } In Debt,
vs
N. N. Beery, Deft.

This day came again the parties, by their Attorneys, and thereupon came a jury, to-wit:- George Miller, J. Ritchie, W. N Jordan, H. H. Whitaker, S. D. Slusher, Jas. A. Linaweaver, J. M Linaweaver, J. T Wakenight, Samuel Showalter, Jonathan Macon, A. J. Johnson & J. A. Simmers, who being elected, tried and sworn the truth to speak upon the issue joined, and not having time fully to hear the evidence were adjourned until to-morrow morning at 9 o'clock.

Ordered That this Court be adjourned until to-morrow morning at 9 o'clock,

James Kenney

At a County Court continued and held in and for the County of Rockingham on Saturday, June 1, 1872.

Present:- Hon. James Kenney, presiding.

Ordered, That it be certified that George W. Holland lost an arm in the late war, that at the time of the loss of said arm, he was a citizen of this State, and in a military corps of this State, that he is now a citizen of this State, that he has heretofore received an artificial limb under the provisions of an Act entitled an Act to provide artificial limbs for citizens of this Commonwealth, who lost their limbs in the late war passed January 29, 1867, but that he cannot use said artificial limb, and that he is disabled to such an extent that no artificial limb can be worn or used by him.

W. A. Wood, Pltff
A. W. Beery, Deft. } In Debt.

This day came again the Jury sworn and impannelled on yesterday, for the trial of this cause, pursuant to their adjournment, and having fully heard the evidence 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 Defendant". It is therefore considered by the Court that the Defendant go hence without day, and that he recover against the Plaintiff his costs, by him in this behalf expended.

J. A. Hammer, Pltff
James Steele, Deft. } Upon a Notice,

Ordered That this cause be placed upon the Court's Docket.

On the motion of Emanuel Grove and John R. O'Neale, late partners trading and doing business under the style of John R. O'Neale & Co. It is ordered that a Scicra Facias be awarded them, returnable to the first day of the next term of this Court, against A. C. Hill and Wm. A. Hill, Administrators C. T. A. of J. N. Hill, dec'd, to shew cause, if any they can, why the said John R. O'Neal & Co, should not have Execution upon a certain judgment in their behalf obtained by them, at a former term of this Court against the said John N. Hill, in his lifetime.

A. C. Rohr, surv'g partner, &c, Pltff
Julia A. Smith, Deft. } In Case,

Memo:- Upon the trial of this cause, the Plaintiff by his counsel, excepted to the opinion of the Court, and filed his bill of Exceptions thereto, which is in the words and figures, following, to-wit:- "A. C. Rohr, surviving partner of the late firm of J. T. & A. C. Rohr, & Julia Smith," &c, which he prays may be signed, sealed and enrolled, and made a part of the cause which is accordingly done.

Jeremiah Dorman, who was, on the 31st day of May 1872, committed to the Jail of this County, by G. S. Christie, a Justice of the Peace, charged with the Commission of a Felony, was this day led to the bar in custody of the Jailor of this county, and by counsel moved the Court to admit him to bail, and the Court having heard the evidence, doth consider that he be admitted to bail, whereupon said Jeremiah Dorman, together with Philip Eastham, his surety, entered into a Recognizance in the sum of $2500 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 Jeremiah Dorman do make his personal appearance before the Judge of this Court on the first day of the next August term, to answer the action of the Grand Jury.

On application to establish a public road from Joseph Baugher's to Chapman Powell's, in Elk Run Township.

The report of S. C. Naylor, Commr. of Roads for Elk Run Township, having been returned to Court, together with the written consent of the land-owners along the route viewed, to the establishment of the road proposed, without damages, It is ordered that said road be and the same is hereby established as follows:- commencing at Joseph Baugher's on the road leading from the Rockingham Turnpike to Simmon's Gap road, and running S. East two and a half miles to the top of the Blue Ridge mountain to the Greene County line, through the lands of Joseph H. Baugher, Thomas Eaton, Millie Shiflett, David Shiflett, heirs of Isidow Eaton, & Chapman Powell, following the present road, with very slight changes where necessary. copies.

Archibald Olden, late of the county of Rockingham, who stands indicted for a felony by him committed on the day of March 1872, was this day led to the bar in custody of the Jailor of this County, and by his counsel, entered a general demurrer to the Indictment, which demurrer was overruled by the Court, and being thereof arraigned, pleaded "not guilty," and the Veniremen summoned for his trial being called, ten of whom appeared and were found to be duly qualified and free from exceptions, viz:- C. W. Shepp, J. H. Shepp, Wm. S. Leffman, P. P. Shiflett, John A. Shepp, Wm. Simmers, Gideon Kratzer, John B. Ammon, Philip Eastham and Franklin Liskey, and thereupon, It was ordered that the Sheriff summon fourteen additional Veniremen to appear forthwith, and the Veniremen so summoned, being called appeared, and were found to be duly qualified and free from exceptions, viz:- G. F. Strickhouser, James Steele, M. R. Showalter, N. K. Devier, W. R. H. Mesick, James A. Campbell, George Miller, Jr., D. Sheets, J. N. Linaweaver, J. W. Linaweaver, Wm. Garland, J. A. Simmers, Benj. K. Berry and Samuel Showalter;- the panel of twenty-four being completed, the prisoner was furnished a copy thereof, and having stricken therefrom the names of eight of the persons of said panel, viz:- James Steele, N. K. Devier, M. R. H. Mesick, James A. Campbell, Gideon Kratzer, Philip Eastham Franklin Liskey and Samuel Showalter, and thereupon the following jury was selected from the remaining sixteen, by lot, viz:- M. R. Showalter, G. F. Strickhouser, Wm. Simmers, Benj. K. Berry, Joseph D. Sheets, J. W. Linaweaver, P. P. Shiflett, Wm. S. Leffman, George Miller, John A. Shepp, J. H. Shepp and John B. Ammon, who being so elected, tried and sworn the truth of and upon the premises to speak, and having heard the evidence, re-

tired 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, in manner and form as charged in the Indictment, and fix the term of his imprisonment in the County Jail, at 6 months." Thereupon the Jury was discharged and the prisoner remanded to Jail.

Ordered That the following-named Veniremen be allowed the sum of One Dollar each for one day's services, upon the trial of Archibald Alden, at this term of the Court, (charged with felony,) and that the same be certified to the Auditor of Public Accounts for payment, viz:—

W. S. R. Showalter,	Benj. K. Berry,	D. P. Shiflett,	John A. Shepp,
G. A. Funkhouser,	Joseph N. Sheets,	Wm. T. Coffman	J. N. Shepp,
Wm. Simmers,	J. M. Sinawearer,	George Miley	John B. Ammon,

Ordered, That this Court be adjourned until Monday morning at 9 o'clock.

James Kenney

At a County Court continued and held in and for the County of Rockingham County, on Monday, June 3rd. 1872.—

Present:—Hon. James Kenney, presiding.

Noah A. Royer, Pltff
James M. Keaver, &c, Defts } motion to set aside a praft. on report of Road Commr. Jacob A. Armentrout.

Ordered That this motion be placed on the Court's Docket.

Upon the application and recommendation of the County School Board of Rockingham County, made April 23rd. 1872, allowing Rev. George H. Holland, County Superintendent, the additional sum of $350.00, It is considered by the Court that the sum of $350.00 be not allowed, but instead of the said amount as recommended, the Court doth ratify the said recommendation to the amount of $250.00.

The Court doth order that the order made at ~~this~~ a former day of this term, committing the Estate of Isaac Rineheart to James C. Raleton, Sheriff of this County, for administration, be and the same is hereby revoked, and it appearing to the Court that it is the desire of the widow of said Isaac Rineheart that Jasper Hause should administer upon said Estate, the said Jasper Hause, who made oath thereto according to law, and together with Wm. R. McKeever, his surety, (who justified as to his sufficiency) appeared in Court, and 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 said Rineheart, and upon the motion said Administrator, John Lincoln, Isaac Yenger and Jakes Burkholder are appointed to appraise the Estate of said Rineheart, after first being duly sworn.

Wm. D. Maiden, who was, on the 23rd. day of May 1872, duly elected by the qualified voters of Stonewall Township, a Justice of the Peace for the said Township, for the term of three years from the 1st. day of July 1872, this day appeared in Court and qualified by taking the oaths prescribed by Law.

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W. B. Lilly, who was, on the 23rd. day of May 1872, duly elected by the qualified voters of Stonewall Township, a Constable for the said Township, for the term of three years from the 1st. day of July 1872, this day appeared in Court, and qualified by taking the oaths prescribed by Law.

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W. A. Wood, Pltff.
vs
N. W. Berry, Deft. } In Debt.

This day came again the parties by their Attorneys, and the Plaintiff moved the Court to set aside the verdict of the jury, and the judgment rendered in this cause, at a former day of this term, and grant him a new trial, on consideration whereof, the Court doth sustain said motion, and the trial of the cause continued until the next term.

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Wm. Hiden, Pltff
vs
L. B. Dovel, &c., Deft. } In Case.

This day came again the parties by their Attorneys, and the Plaintiff moved the Court to set aside the verdict of the jury and the judgment rendered in this cause, at a former day of this term, and grant him a new trial, on consideration whereof, the Court doth overrule said motion.

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Samuel Barley, Jr. &c.,
vs
David Bloser, } In Debit.

Ordered, That this cause be dismissed.

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Peter Paul, Assessor of Lands for the 2nd. District of this County, this day presented in Court an Account against the county of Rockingham, amounting to the sum of $116.00 for 58 days services as said Assessor, which being sworn to, was examined and allowed by the Court, and ordered to be certified to the Treasurer of this County, for payment.

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D. N. Heatwole, Assistant Assessor of Lands, for the 2nd. District of this County, this day presented in Court an Account against the County of Rockingham, amounting to the sum of $116.00 for 58 days services as said Assessor, which being sworn to, was examined and allowed by the Court, and ordered to be certified to the Treasurer of this County, for payment.

==

J. P. Effinger, Pltff.
vs
Jacob Acker, Deft. } Upon a summons against J. Perry Swank as garnishee of Jacob Acker.

This day came again the parties by their Attorneys, and the Court having heard the evidence, on consideration whereof the Court doth dismiss this attachment at the cost of the Plaintiff

Franklin Whitmore, for &c, Pltff
John Harmon, jr. &c, Deft } In Debt.

This day came again the parties by their Attorneys, and thereupon came a Jury of seven, by consent, to-wit:- George Miller, J Ritchie, W. N. Jordan, W. W. Whitaker, Jas. A. Linaweaver, J. M. Linaweaver, & N. J. Johnson, who being elected, tried and sworn the truth to speak upon the issue joined, and having fully heard the evidence, and the argument of counsel, 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 Eighteen Dollars, part of the debt in the declaration mentioned, with interest thereon from June the 3rd 1872, till paid, and as to the residue thereof, we find for the Defendant," It is therefore considered by the Court that the Plaintiff recover against the Defendant the sum of $18.00 with interest thereon from the 3rd day of June 1872, till paid, and his costs by him in this behalf expended.

L. Caplinger's Exr. Pltff
Noah F. Turner, Deft. } In Debt.

This day came the parties, by their attorneys, and by consent of parties, It is considered by the Court that the Plaintiff recover against the defendant, the sum of $20.00 with interest thereon from the 13th day of September 1863, till paid, and his costs, by him in this behalf expended.

John R. Jones, Assistant Assessor of Lands for the 2nd District of this county, this day presented in Court an Account against the County of Rockingham, amounting to the sum of $116.00 for 58 days services as said Assessor, which being sworn to, was examined and allowed by the Court, and ordered to be certified to the Treasurer of this County for payment.

Loewenbach & Bro, Pltff.
Smith & Lee, &c, Defts. } In Debt.
&
same Pltffs.
&
same, Defts. } In Debt.

Ordered, That these causes be dismissed as to Defendant Fisher.

J. C. Ammon's Adm. for &c, Pltff.
John B. Ammon, Deft. } In Debt.

This day came the parties by their Attorneys, and the Defendant waived his plea by him heretofore pleaded, and it is therefore considered by the Court that the Plaintiff recover against the Defendant the sum of $158.85 with interest thereon from the 16th day of June 1867, till paid, and his costs by him in this behalf expended.

Henry L. Chemplolines, for &c. Pltff;
vs
Elizabeth Spitzer, Deft. } In Debit.

This day came again the parties, by their Attorneys, and the Defendant waived her plea by her heretofore pleaded, save in equity, and It is therefore considered by the Court that the Plaintiff recover against the Defendant the sum of $116.80 with interest thereon from the 1st. day of March 1851, till paid, and his costs, by him in this behalf expended, subject to a credit of $33.00 as of date Sept. 30, 1852, and of $60.00 as of Octs. 1, 1852, as endorsed on Note.

S. W. Cummins, for use of Geo. Rehard, Pltff;
vs
Peter Paul, jr., &c, Defts. } In Debit,

This day came the Defendant, by his Attorney, and the Plaintiff though solemnly called came not, nor is his suit further prosecuted; Therefore, on the prayer of said Defendant, It is considered by the Court, that the Defendant recover against the Plaintiff $5.00 damages, according to law, and his costs, by him, about his defence in this behalf expended.

John P. Brock, Pltff;
vs
W. D. McCahey, &c, Defts. } In Covenant.

This day came again the parties by their Attorneys, and the Defendants waived their plea by them heretofore pleaded, It is therefore considered by the Court that the Plaintiff recover against the Defendants the sum of $2835.00 with interest on $833.33⅓ part thereof from July 1, 1870, and on $833.33⅓ another part thereof from Dec. 1, 1870, on $833.33⅓ another part thereof from July 1, 1871, and on $335.00, the residue thereof, from the 15th day of February 1870, till paid, and his costs, by him in this behalf expended.

Peter Paul, jr, for &c, Pltff;
vs
Wm. H. Garland, Deft. } In Debit.

This day came again the parties by their Attorneys, and thereupon came a Jury of seven, by consent, to-wit:- Samuel Showalter, M. E. Carrier, A. Carrier, James Steele, Eliphalet Johnson, Jesse Harmon & P. H. Dice, who being elected, tried and sworn the truth to speak upon the issue joined, and having fully heard the evidence and the 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 Plaintiff $100.00 the debit in the declaration mentioned, with interest from the 23rd. of March 1870, subject to a credit of $20.00 September 23, 1869." It is therefore considered by the Court that the Plaintiff recover against the Defendant the sum of $100.00 with interest thereon from the 23rd. day of March 1870, till paid, subject to a credit of $20.00 as of date September 23, 1869, and his costs, by him in this behalf expended.

Zachariah Lee,	Pltff.	} In Case.	Walter A. Wood,	Pltff	} In Debt.
&			&		
William Beard,	Deft.		Wm. W. West,	Defts.	
Milton N. Drummond,	Pltff.	} In Covt.	Gilleans W. Talley,	Pltff.	} In Debt.
&			&		
John Burkett,	Deft.		Richd. H. Austin, &c,	Defts.	
S. R. Allebaugh,	Pltff.	} In Case.	W. Harvey Effinger, Exr &c,	Pltff	} In Debt.
&			&		
J. W. Manzy, &c.,	Defts.		Jno. W. Hopkins Exor.	Defts.	
John Hively,	Pltff.	} In Debt.	Thos. J. White, Exr &c,	Pltff.	} In Debt.
&			&		
Laban Propst.	Deft.		Jehila Ann Airey,	Deft.	
J. W. Hopkins Exor.	Pltff.	} In Debt.	George W. Berlin, Exr &c,	Pltff.	} In Debt.
&			&		
James T. Morris, &c,	Defts.		James A. McSurely, &c,	Defts.	
John N. Hill's Admr.	Pltff.	} In Case.	same,	Pltff	} In Debt.
&			&		
Reuben Bonds,	Deft.		same,	Defts.	
Pennybacker, Peny & Bro.	Pltff	} In Case.	same,	Pltff.	} In Debt.
&			&		
D. Pennybacker,	Deft.		same,	Deft.	
Richard Robinson,	Pltff.	} In Case.	John Cunningham,	Pltff.	} In Case.
&			&		
Israel Minnick,	Deft.		Sprinkle & Bowman,	Defts.	
C. M. Peale, Exr &c,	Pltff	} In Debt.	Britton & Co.,	Pltff	} In Case.
&			&		
A. B. Irick,	Deft.		Samuel A. Coffman,	Defts.	
Peter Heile,	Pltff.	} In Case.	James Bolton,	Pltff	} In Debt.
&			&		
Eli Patterson's Admr.	Deft.		Nathaniel Hook, Exr &c,	Defts.	
J. W. Hill's Admr.	Pltff.	} In Case.	Michael M. Lee,	Pltff.	} In Case.
&			&		
Peter Paul,	Deft.		Henry Neff,	Deft.	
same,	Pltff	} In Debt.	Elizabeth Keyser,	Pltff.	} In Case.
&			&		
same,	Deft.		Henry Hale,	Deft.	
S. M. Jones & Bro,	Pltff.	} In Case.	Wm. P. McCall,	Pltff.	} In Debt.
&			&		
John P. Soule,	Deft.		David Stine Spring, &c,	Defts.	

Ordered That the foregoing causes be continued until the next term.

J. W. Finkle, Pltff;
J. D. Price, Deft. } In Debt.

Franklin H. Littell, Pltff;
Wm. M. Silbert, Deft. } In Debt.

Ordered That these causes be dismissed.

Mary S. Johnston, Pltff
Peter K. Pence, &c, Defts. } In Debt.

James Williams, Pltff;
E. J. Sullivan, Defts. } In Case.

William Williams, Pltff;
B. F. Lincoln's Admr. Deft. } In Debt.

Ordered, That the foregoing causes be continued untill next term at Plaintiffs costs.

W. D. C. Covington, Pltff;
Joseph Randol, &c, Defts. } In Case.

Upon the calling of this cause, the death of the Plaintiff was suggested, and the trial continued until next term.

Eli Dutiviler's Admr. Pltff;
Peter Heile, Deft. } Issue & Connexion.

On motion of the Plaintiff, by counsel, leave is given him to amend his declaration, and the cause is continued until the next term.

Solomon Harman, Pltff;
George W. Berlin, Deft. } In Covt.

Solomon Harman, Pltff;
George W. Berlin, Deft. } In Debt.

On motion of the Defendant, leave is given him to file additional pleas, and the trial of these causes are continued until the next term.

Dultman & Les, Pltff;
Wm. G. Shaver, &c, Defts. } In Debt.

A. Brock, for &c, Pltff;
W. W. Carpenter, Deft. } In Debt.

Theodore Brashear, for &c, Pltff
Geo. F. Pendleton, surv. &c Deft. } In Debt.

Ordered, That the foregoing causes be continued until the next term at the Defendants' costs.

Ordered That this Court be adjourned until to-morrow morning at 9 o'clock.

James Kenney

At a County Court continued and held in and for the County of Rockingham, on Tuesday, June 4th. 1872

Present:- Hon. James Kenney, presiding.

Frank. F. Horner & Co, Pltff
M. Pinkes, Deft. } In Assumpsit.

This day came again the parties by their Attorneys, and the decision of the cause was submitted to the Court, and having fully heard the evidence, the Court is of opinion that the Defendant is indebted to the plaintiff in the sum of $98.20 with interest from Dec. 28, 1869. It is therefore considered by the Court that the Plaintiff recover against the Defendant the sum of $98.20 with interest thereon from the 28th. day of December 1869, till paid, and his costs, by him, in this behalf expended, except the costs of taking depositions.

Jane Harmon, Pltff;
John H. Berry, Deft. } In Debt.

This day came again the parties by their Attorneys, and the Deft. withdrew his offers heretofore filed, and the decision of the cause was submitted to the Court, and having fully heard the evidence, the Court is of opinion that the Defendant is indebted to the plaintiff in the sum of $250.00 with interest from the 18th. day of June 1862. It is therefore considered by the Court that the Plaintiff recover against the Defendant the sum of $250.00 with interest thereon from the 18th. day of June 1862, till paid, and her costs, by her, in this behalf expended.

On motion of George F. Mayhew, Assessor for Harrisonburg Township, James W. Vanpelt is permitted to qualify as his Assistant, by taking the oaths prescribed by law.

Noah A. Royer, &c,
James M. Weaver, &c, } Upon a notice to set aside a judgment.

This cause came on to be heard this 4th. day of June 1872, whereupon for reasons appearing to the Court, It is ordered that the judgment of the Court, rendered at its December term 1871, upon the motion of J. M. Weaver & others, and upon the report of Jacob A. Armentrout, Comm. of Roads for Stonewall Township, establishing the road mentioned in said report be set aside and for good reasons appearing to the Court, It is further ordered that the said Commissioner of Roads do again view the proposed route, and make report thereon in accordance with law, to the next term of this Court.

sp[illegible]

Gabriel P. Barbee, Pltff
Elijah Chrisman, &c, Defts. } In Debt.

James F. Lowman, Pltff;
C. F. Dutrow, Defts. } In Debt.

Wm. Devries, Pltff.
Geo. W. Johnson & Co. Deft. } In case.

Lowman & Hughes, Pltff
Same, Deft. } In Debt.

Ordered That the foregoing causes be dismissed.

Daniel Miller Exo. Pltff
vs } In Debt.
George W. Johnson Exo. Defts.

Same, Pltffs.
vs } In Debt.
Same, Defts.

J. W. Hill's Admr. Pltff.
vs } In Case.
Samuel Chandler, Defts.

C. Sites, Pltff.
vs } In Debt.
Samuel Kline &c, Defts.

Wm. & Harvey Rowland, Pltff
vs } In Debt.
John C. Morrison, Defts.

Shem Bowman, Pltff.
vs } In Debt.
Noah Bowman, Defts.

Reuben Leffman, Pltff.
vs } In Debt.
Maria Showalter, Defts.

Bowman & Hughes, Pltff.
vs } In Debt.
C. A. Dutrow, Defts.

Ordered. That the foregoing causes be dismissed.

Walter A. Wood, Pltff.
vs } In Debt.
Thomas Washington, Trustee, Defts.

John Lee, for &c, Pltff.
vs } In Debt.
E. S. Huffman, Defts.

John Hawley, for &c, Pltff.
vs } In Debt.
Jacob C. Ritchie, &c, Defts.

This day came the parties, by their Attorneys, and the Defendants by their Attorneys, filed their pleas of payment, to which the Plaintiffs replied generally, It is thereupon considered by the Court that the office judgments be set aside, and the trial of the issues continued until the next term, and the Defendants are granted leave to file additional pleas.

James N. alias James M. Henderson, Pltff.
vs } In Debt.
Thomas M. Kite, Defts.

Geo. M. Crawford's Admr. for &c, Pltff.
vs } In Debt.
J. G. Minor, Defts.

This day came the parties, by their Attorneys, and the Defendants by their Attorneys, filed their pleas of payment and set-off, to which the Plaintiffs replied generally, It is thereupon considered by the Court that the office judgments be set aside, and the trial of the issues continued until the next term,

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J. M. Stinson, Pltff.;
vs } In Case.
N. Hockman, Defts.

This day came the parties, by their Attorneys, and the Defendant, by his Attorney, filed his plea of non-assumpsit and payment, to which the Plaintiff replied generally, It is thereupon considered by the Court that the office judgment be set aside, and the trial of the issue continued until next term, and the Defendant is granted leave to file additional pleas.

W. G. Bansemer Exo, Pltff;
vs } In Debt.
F. R. Davis, Deft.

Y. C. Ammon's Admr. Pltff;
vs } In Debt.
Harrison Riddle, &c, Defts.

This day came the parties, by their Attorneys, and the Defendants

file a their plea of Bankruptcy, to which the Plaintiff replied generally, It is thereupon considered by the Court that the office judgments be set aside, and the trial of the issues continued until the next term.

J. C. Norman, Pltff,
B. F. Lincoln's Admr. Deft. } In Case.

Joseph Lanman, Pltff,
A. A. & M. G. Railroad Co., Deft. } In Case.

D. A. Flecker, Pltff,
George Kiser, Deft. } In Case.

Samuel Early, Pltff,
R. M. Baker, Deft. } In Case.

John M. Thomas, Comm. &c. Pltff,
C. Keyser's Exor. Deft. } In Case.

Theodor Frock, Pltff,
J. P. Effinger, Deft. } In Case.

A. M. M. Stuart, Pltff,
Elizabeth Sellers, &c., Deft. } In Case.

A. C. Rohr, Pltff,
James D. Anthony, Deft. } In Case.

Cyrus Rhodes, Pltff,
A. M. Brown's Admr. Deft. } In Case.

Lang & Bernheimer, Pltff,
Jonas A. Keller, Agt. Deft. } In Case.

This day came the parties, by their Attorneys, and the defendants by their attorneys, filed their pleas of non-assumpsit, to which the Plaintiffs replied generally, It is thereupon considered by the Court that the office judgments be set aside, and the trial of the issues continued until the next term.

James Magalis, Pltff
A. P. Weyhenstein, Deft. } In Case.

This day came the parties, by their attorneys, and the defendant, by his Attorney, filed his plea of non-assumpsit and payment, to which the Plaintiff replied generally, It is thereupon considered by the Court that the office judgment be set aside, and the trial of the issue continued until the next term.

S. J. Soper, Adm's, Pltff
J. P. Effinger, Deft. } In Debt.

This day came the parties, by their attorneys, and the defendant filed his plea of payment, to which the Plaintiff replied generally, It is thereupon considered by the Court that the office judgment be set aside, and the trial of the issue continued until the next term.

A. C. Rohr, surv. &c, Pltff
Julia Smith, Deft. } In Assumpsit.

This day came again the parties by their attorneys, and the Plaintiff moved the Court to set aside the verdict of the Jury and the judgment entered at a former day of this term of the Court, and grant him a new trial.

which motion the Court doth overrule; whereupon the Plaintiff by his attorney, excepted to the opinion of the Court, in overruling his motion to set aside the verdict of the Jury and the judgment rendered in this cause, and grant him a new trial, and tendered his 2nd. Bill of Exceptions, which is in the words and figures following, to-wit; "A. C. Rohr, surviving partner, of the late firm of J. T. & A. C. Rohr & Julia Smith, &c. &c." which he prays may be signed, sealed and recorded, which is accordingly done.

Amanda W. Lindsay, Plff.
vs
Thomas M. Hite, Deft. } T. A. B.

This day came again the parties, by their attorneys, and thereupon came a Jury, to-wit:- George Miller, J. M. Linaweaver, N. J. Johnson, Samuel Showalter, J. A. Linaweaver, W. H. Whitaker, J. T. Wakenight, J. Ritchie, Wm. Steele, J. Wesley Miller, J. N. Bruffy and H. C. Bright, who being elected, tried and sworn the truth to speak upon the issue joined, and having fully heard the evidence and the argument of counsel, retired from the bar to consider of their verdict, and after sometime returned into Court, and not having agreed upon a verdict, were adjourned until to-morrow morning at 9 o'clock.

Commonwealth, for &c., Plff.,
vs
Andrew Newton, &c., Defts. } Ac Debt.

This day came again the parties by their Attorneys and the decision of the cause was submitted to the Court, and the Court doth consider that the Plaintiff recover against the Defendant his costs by him in this behalf expended.

Ordered, That this Court be adjourned until to-morrow morning at 9 o'clock.

James Kenney

At a County Court continued and held in and for the County of Rockingham, on Wednesday, June 5, 1872.

Present:- Hon. James Kenney, presiding.

Peter S. Roller, Pltff.
Josiah S. Roller's Admr. Deft. } In Assumpsit.

This day came again the parties, by their Attorneys, and the cause was submitted to the decision of the Court, and having fully heard the evidence, the Court is of opinion that the Defendant is indebted to the Plaintiff in the sum of $283.11 with interest from Jany. 15, 1861, and the sum of $6.62 (erased) with interest from March 21st 1870, subject to the following credits, viz: $100.00 March 18, 1861 - $46.62 Jany. 1, 1866 - $50.00 Aug. 1, 1869 - 58 cents Aug. 23, 1869, and by $46.00 amount of bond held by Nevil Rogers against the Plaintiff, supposed to be of date Nov. 11, 1869, (said bond having been lost or mislaid,) It is therefore considered by the Court that the Plaintiff recover against the Defendant the sum of $289.73 with interest on $283.11 part thereof from Jany. 15, 1861, and on $6.62 the residue thereof from March 21, 1870, till paid, subject to the following credits:- $100.00 as of March 18, 1861 - $46.62 as of Jany. 1, 1866 - $50.00 as of Aug. 1, 1869 - 58 cents as of Aug. 23, 1869, and by $46.00 amount of bond held by Nevil Rogers against the Plaintiff, as of date Nov. 11, 1869, and his costs by him in this behalf expended.

Jehulon D. Gilmore, Pltff
Allen W. Baugher, Deft. } In Assumpsit.

This day came the Plaintiff, by his attorney, and the Court proceeded to execute the Writ of Enquiry, and having heard the evidence the Court is of opinion that the Defendant is indebted to the Plaintiff in the sum of $166.79 with interest on $117.75 part thereof from the 13th day of June 1866, till paid, It is therefore considered by the Court that the Plaintiff recover against the Defendant the sum of $166.79 with interest on $117.75 part thereof from the 13th day of June 1866, till paid, and his costs by him in this behalf expended.

The writing purporting to be the last will and testament of Benjamin Bowman, was this day presented in Court, and being proven by the oaths of Benjamin Miller and Peter S. Myers, two of the subscribing witnesses thereto, was admitted to probate.

And upon the motion of Samuel Bowman, the Executor therein named appeared in Court, and together with Benjamin Miller, his surety, (who justified as to his sufficiency,) entered into and acknowledged a bond in the penalty of $1000.00 conditioned according to law, and qualified as the Executor of said Benjamin Bowman, dec'd.

Henry McDorman, who was, on the 23rd day of May last, duly elected by the qualified voters of Ashby Township, Constable for said Township, for the term of 3 years from July 1, 1872, this day appeared in Court and qualified as said Constable, by taking the oaths prescribed by law.

S. W. Cummins, Pltff
vs
Peter Paul Jr. & C., Defts. } Iw Debt.

This day came again the parties, by their Attorneys, and the cause was submitted to the decision of the Court, on consideration whereof the Court doth dismiss the Plaintiffs action, at his costs. It is therefore considered by the Court, that the Defendant go hence without day, and that he recover against the Plaintiff, his costs by him, in this behalf expended.

Southern Mutual Insurance Company, Pltff
vs
Joseph T. Williams, Defts. } Iw Debt.

This day came the parties, by their Attorneys, and the Defendant filed his plea of payment, to which the Plaintiff replied generally. It is thereupon considered by the Court that the office judgment be set aside and the trial of the issue, continued until the next term, and the Defendant is granted leave to file additional pleas.

Amanda M. Lindsay, Pltff.
vs
Thomas M. Hite, Defts. } V.A.B.

This day came again the Jury sworn and impanneled on yesterday for the trial of this cause, pursuant to their adjournment, and again retired from the bar to consider of their verdict, and after some time returned into Court, and not being able to agree, by consent of parties, George Miller, one of the Jurors was withdrawn, and the rest from rendering a verdict were discharged.

Joseph Funkhouser, who was, on the 23rd. day of May last, duly elected by the qualified voters of Central Township, a Justice of the Peace for said Township, for the term of 5 years from the 1st. day of July 1872, this day appeared in Court, and qualified as said Justice of the Peace, by taking the oaths prescribed by law.

Andrew J. Kenton, who was, on the 23rd. day of May last, duly elected by the qualified voters of Plains Township, a Justice of the Peace, for said Township for the term of One year from the 1st. day of July 1872, this day appeared in Court, and qualified as said Justice of the Peace, by taking the oaths prescribed by law.

John W. Bowers, who was, on the 23rd. day of May last, duly elected by the qualified voters of Central Township, a Justice of the Peace for said Township, for the term of one year, from the 1st. day of July 1872, this day appeared in Court and qualified as said Justice of the Peace, by taking the oaths prescribed by law.

Philip Phillips late of the County of Rockingham who stands indicted jointly with Joseph Santeruppe alias Joseph Bamber for a felony by them committed on the 20th. day of April 1872, having elected to be tried separately was this day again led to the bar, in custody of the Jailor of this county, and by his counsel, entered a general demurrer to the Indictment, and to each count of the Indictment, which demurrers were overruled by the Court, and the Veniremen summoned for his trial being called, seventeen of whom appeared and were found to be duly qualified and free from exceptions, viz:- Michael Kline, Wm. C. Whitmore, Samuel Swank, John S. Whitmore, Samuel

C. Hazle, Samuel Dundore, John F. Long, Adam Showalter, William Lilly, Benj. S. Byerly, B. F. Kirkpatrick, Solomon Funk, J. N. May, D. N. Reubush, D. B. Armentrout, J. M. Samuels and G. W. Skelton, and thereupon it was ordered that the Sheriff summon seven additional Veniremen to appear hereforthwith, and the Veniremen so summoned appeared and were found to be duly qualified and free from exceptions, viz:- A. F. Propst, A. N. Devier, Isaac Showalter, John A. Wise, Peter A. Myers, F. G. Way and W. W. Jordan:- 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 first on panel, viz:- Wm. C. Whitmore, John S. Whitmore, Samuel Dundore, John F. Long, Adam Showalter, J. M. Samuels, John A. Wise and F. G. Way, and thereupon the following Jury was selected from the remaining sixteen, by lot, viz:- B. F. Kirkpatrick, D. B. Armentrout, Peter A. Myers, Isaac Showalter, Samuel C. Hazel, A. F. Propst, Michael Kline, D. N. Reubush, Wm. Lilly, Benj. S. Byerly, Solomon Funk and Samuel Swank, who being so elected, tried and sworn the truth of and upon the premises to speak, and not having time fully to hear the evidence, thereupon they were given in charge of D. H. Raleton and Wm. N. Blakemore, Deputies for J. P. Raleton, Sheriff of Rockingham county, to whom was administered an oath that they would keep them together without communication with any person, that they would neither converse with them themselves touching this trial, nor permit any other person to do so, and would cause them to appear in Court to-morrow morning at 9 o'clock. And thereupon the prisoner was remanded to Jail.

Ordered That this Court be adjourned until to-morrow morning at 9 o'clock.

James Kenney

At a County Court continued and held in and for the County of Rockingham, on Thursday, June 6, 1872.

Present:- Hon. James Kenney, presiding.

N. N. Beery, who was, on the 23rd day of May 1872, duly elected by the qualified voters of Linville Township, A Keeper for said Township, to serve as such for the term of one year from the 1st day of July 1872, and afterwards until his successor is qualified to enter upon the discharge of the duties thereof, this day appeared in Court, and together with Saml. R. Allebaugh and D. W. Coffman his sureties, (who justified as to their sufficiency,) entered into and acknowledged in open Court a bond in the penalty of Two Thousand dollars, conditioned for the faithful execution of the duties of his office. Which bond is ordered to be recorded by the Clerk of this Court, who is also directed to transmit a copy of said bond and a copy of this order to the Auditor of Public Accounts. And thereupon the said N. N. Beery took the several oaths required by law.

Charles Markel
&
Johnson & Wolf
} In Debt. upon an Attachment.

This day came the parties by their attorneys, and the Defendant moved to quash the attachment issued in this cause for informality in the certificate of the Clerk of the Superior Court of the city of Baltimore, and being argued by counsel, upon consideration, the Court overruled said motion, and on motion of Plaintiff, it appearing to the Court that said Defendants are justly indebted to the Plaintiff in the sum of $200.00 with legal interest thereon from Feby 3rd 1872, and that the Sheriff has sold the property upon which the attachment issued in this cause was levied, and that there is money sufficient in his hands to pay off this claim unappropriated, It is ordered that the Plaintiff do recover of the Defendants the full amount of his claim together with the costs of his suit and attachment and that the Sheriff do pay out of the money in his hands to the Plaintiff or his Attorney the said sum of $200.00 with interest from Feby. 3, 1872 and the costs of this suit and Attachment.

J. C. Ammon's Admr. Pltff
&
N. N. Wynant. Deft.
} In

This day came the Plaintiff by his attorney, and the Court proceeded to execute the Writ of Enquiry, and having heard the evidence, the Court is of opinion that the Defendant is indebted to the Plaintiff in the sum of $35.16 with interest from December 25, 1865. It is therefore considered by the Court that the Plaintiff recover against the Defendant the sum of $35.16 with interest thereon from the 25th day of December 1865, till paid, and his costs, by him, in this behalf expended.

Ex'r to die 6 months after date of Pltff.

Magdalene McD. Coffman, Pltff
&
Forrer & Clippinger. Deft.
} In Assumpsit.

issued

On motion of the Plaintiff a Rule is awarded, against the Defendant Henry Forrer, returnable to the first day of the June Term of this Court, to show

cause, if any he can, why the award of Samuel Shacklett, Wm. L. Harrison & J. W. Irvine, Arbitrators, rendered in this cause on the 24th. day of May 1872, shall not be entered up as the judgment of this Court.

John H. Moore, who was, on the 23rd. day of May 1872, duly elected by the qualified voters of Ashby Township, Assessor for said Township, to serve as such for the term of one year from the 1st. day of July 1872, and afterward until his successor is qualified to enter upon the discharge of the duties thereof, this day appeared in Court, and together with Joseph Glick, his surety, (who justified as to his sufficiency) entered into and acknowledged in open Court a bond in the penalty of Two Thousand dollars, conditioned for the faithful execution of the duties of his office. Which bond is ordered to be recorded by the Clerk of this Court, who is also directed to transmit a copy of said bond and a copy of this order to the Auditor of Public Accounts. And thereupon the said John H. Moore took the several oaths required by law.

Joseph Glick, who was, on the 23rd. day of May 1872, duly elected by the qualified voters of Ashby Township, Road Commissioner for said Township, to serve as such for the term of one year from the 1st. day of July 1872, and afterward until his successor is qualified to enter upon the discharge of the duties thereof, this day appeared in Court, and together with John H. Moore, his surety, (who justified as to his sufficiency,) entered into and acknowledged in open Court a bond in the penalty of Five Hundred dollars, conditioned for the faithful execution of the duties of his office, And thereupon the said Joseph Glick took the several oaths required by law.

John H. Moore, who has heretofore been appointed and commissioned by the Governor of Virginia a Notary Public in and for the county of Rockingham, has leave to renew his bond, on his motion, and thereupon he appeared in Court, and together with Jacob Thomas, his surety, (who justified as to his sufficiency) entered into and acknowledged in open Court a bond in the penalty of Five Hundred dollars, conditioned for the faithful execution of the duties of his office. Which bond is ordered to be recorded by the Clerk of this Court, who is also directed to transmit a copy of said bond and a copy of this order to the Auditor of Public Accounts. And thereupon the said John H. Moore took the several oaths prescribed by law.

John H. Moore, Assessor for Franklin Township, this day presented in Court an Account against the Commonwealth of Virginia, amounting to the sum of $13.60 for registering 33 deaths @ 10¢ ($3.30) and 113 Births @ 10¢ ($11.30) for the year 1870, which being sworn to in Court, was examined and allowed by the Court, and ordered to be certified to the Auditor of Public Accounts for payment.

Philip Phillips, late of the County of Rockingham, who stands indicted jointly with Joseph Santemyer, alias Joseph Bauder for a felony by them committed on the 20th. day of April 1872, was this day again led to the bar in custody of the Jailor of this County, and thereupon came the Jury sworn and impannelled on yesterday for his trial, and having fully heard the evidence and the argument of Counsel, retired from the bar to consider of their verdict, and after

some time returned into Court, and not having agreed upon a verdict, thereupon they were given in charge of Wm. Shands and Wm. H. Blakemore Deputies for J. P. Ralston Sheriff of Rockingham County, to whom was administered an oath, that they would keep them together without communication with any person that they would neither conversed with them themselves touching this trial, nor permit any other person to do so, and would cause them to appear in Court to-morrow morning at 9 o'clock. And thereupon the prisoner was remanded to Jail.

Ordered That this Court be adjourned until to-morrow morning at 9 o'clock.

James Kenney

At a County Court continued and held in and for the county of Rockingham on Friday June 7, 1872.

Present:- Hon. James Kenney, presiding.

P. R. Harrison's Admr. Pltff.
John H. Wartmann, exrs. &c. Deft } In Debt.

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 part of the record in the cause, and is in the words and figures following, to-wit:- "P. R. Harrison's Adm. vs John H. Wartmann, exrs. &c."

On motion of Edith Cole, widow of Philip Cole, It is ordered that the estate of Philip Cole, dec'd, be committed to J. P. Ralston, Sheriff of Rockingham County, as Administrator de bonis non, the former Admr. Wm. McK. Wartmann, having departed this life.

Michael Landes, for &c. Pltff.
Nelson Sprinkel, exrs. &c. Deft. } In Case.

This day came again the parties, by their Attorneys, and the cause was submitted to the decision of the Court, and having heard the evidence the Court is of opinion that the Defendant is indebted to the Plaintiff in the sum of $29.25 Damages, with interest from 31st day of July 1858, It is therefore considered by the Court that the Plaintiff recover against the Defendant the sum of $29.25 with interest thereon from the 31st day of July 1858, and his costs, by him, in this behalf expended.

Ordered, That the following named Veniremen be allowed the sum of $3.00 each, for three days services at this term of the Court in the

trial of the Commonwealth ~~vs~~ Philip Phillips charged with felony; ~~&c~~
which is ordered to be certified to the Auditor of Public accounts for payment viz:

B. H. Kirkpatrick, D.	Samuel C. Hazel,	William Lilly,
D. B. Armentrout,	A. F. Propst,	Benjamin S. Byerly,
Peter N. Myers,	Michael Kline,	Solomon Funk
Isaac Showalter	D. N. Reubush,	Samuel Swank,

Philip Phillips, late of the county of Rockingham, who stands indicted jointly with Joseph Santemyer alias Joseph Bamber, for a felony by them committed on the 20th. day of April 1872, was this day again led to the bar in custody of the jailor of this county, and thereupon came the Jury sworn and impannelled on Wednesday last, for his trial, pursuant to their adjournment, and upon their oaths do say, "we the Jury find the Defendant Philip Phillips guilty, in manner and form as charged in the Indictment, and ascertain the term of his imprisonment in the Penitentiary at five years." And thereupon the Jury was discharged and the prisoner remanded to jail.

Joseph Santemyer alias Joseph Bamber, late of the county of Rockingham, who stands indicted jointly with Philip Phillips, for a felony by them committed on the 20th day of April 1872, was this day, again led to the bar in custody of the Jailor of this county, and on motion of the prisoner by his counsel, for reason appearing to the Court, his trial is continued until the next term of this Court.

John W. Jenkins Pltff
L. C. Myers Deft. } Upon an Attachment.

This day came the parties, by their Attorneys, and the Defendant by counsel, moved the Court to quash the attachment on the grounds of insufficiency of the affidavit and Attachment, on consideration whereof the Court sustains said motion, It is therefore considered by the Court that said attachment be quashed, and that the Defendant recover against the Plaintiff his costs, by him, in this behalf expended.

A. J. Vanpelt, Wm. Dean, D. H. Andrew, John Kronenhorn, Neil Rogers, C. W. Boyd, C. W. Fellows, A. J. Whitmore, Jo. P. Hyde, personally appeared in Court and acknowledged themselves to be indebted to the Commonwealth of Virginia in the sum of $100 each, to be levied of their respective goods and chattels, lands and tenements, yet upon this condition that they make their personal appearance before this Court on the first day of the next term thereof as witnesses in behalf of the Commonwealth against Joseph Santemyer, alias Joseph Bamber, charged with felony, and not to depart thence without leave of the Court.

Ordered, That the following-named Jurors be allowed the sums opposite their names, for their services during this term, in the trial of misdemeanor cases, and that the same be certified to the Auditor of Public Accounts, for payment:—

John P. Wakenight	$2.00	Joshua Ritchie	$2.00	Samuel Showalter,	$2.00
Alexander Logan,	2.00	Jonathan Mason,	2.00	George Miller	2.00
Jacob A. Simmers	2.00	Saml. R. Hoover,	2.00	James M. Linaweaver,	1.00
James A. Linaweaver	2.00	Saml. H. Sluker,	2.00	W. W. Jordan,	1.00
A. J. Sigler,	1.00	Emanuel Suter,	1.00		

David Bowman, Comm. &c Pltff.
John Bowman jr, Deft. } In Debt

On motion of the Defendant a Rule is awarded against A. M. Bowman for his failure to appear at this term as a witness in behalf of said Defendant, returnable to the next term, and the Rule awarded at this term against Sarah Funkhouser, another of the Defendants witnesses, is extended until next term, and the trial of the cause is continued at the cost of the Defendant.

David Flook, Pltff
Forrer Clippinger Deft. } In Debt.

In this cause the Rule awarded at a former day of this term against F. R. Davis, a witness in behalf of the Defendants, having been returned executed, he was solemnly called and not appearing, on motion of the Defendants an Attachment is awarded against said F. R. Davis, returnable to the next term, for his contempt, and the cause is continued at the Defendants cost.

Ordered, That the following-named Petit Jurors be allowed the sums opposite their names for their services during the present term of the Court, in the trial of civil causes, to be paid by the County.

John T. Wakenight,	$13.00	A. J Johnson,	$10.00	J. M. Huffman,	$1.00
Alexander Logan,	6.00	A. C. Rohr,	3.00	Nathaniel Flook,	1.00
Jacob A. Simmers,	9.00	Abm. Armentrout,	1.00	Wm Garland,	2.00
James A. Sinaweaver,	13.00	J. B. Moyers,	1.00	B. F. Ralston,	1.00
A. J. Sigler,	2.00	Noah Shiflett,	1.00	A. C. Jones,	1.00
Joshua Ritchie	13.00	Daniel Fisher,	1.00	M C. Carrier,	1.00
Jonathan Mason,	9.00	James Steele	3.00	S H. Carrier,	1.00
Saml. R. Hoover,	4.00	Franklin Lickey,	1.00	Eliphalet Johnson,	1.00
Saml. H. Sluser,	9.00	Simeon Long,	1.00	Jake Harmon,	1.00
Samuel Showalter,	13.00	I. R. Smals,	1.00	P. H. Dice,	1.00
George Miller	13.00	Gabriel Long,	2.00	Wm. Steele,	2.00
James M. Sinaweaver,	13.00	Rial Mosh,	2.00	J Wesley Miller,	2.00
W. N. Jordan,	13.00	Isaac Devers,	2.00	J N. Bruffy,	2.00
W. H. Whitaker,	12.00	G. W. Adams,	1.00	H. Clay Bright	2.00

John Bowman's Committee,
John Bowman, jr., } In Debt.

John Bowman, Senr. having departed this life whereby the powers of the Pltff. David Bowman have ceased as Committee of said John Bowman, Senr, on motion of David Bowman, Executor of John Bowman, Senr. It is ordered that this suit be revived and proceed in the name of David Bowman, Executor of said John Bowman, Senr. & John Bowman jr.

Ordered That this Court be adjourned until to-morrow morning at 9 o'clock,

James Kenney

At a County Court continued and held in and for the county of Rockingham, on Saturday, June 8, 1872.

Present:- Hon. James Kenney, presiding.

Ordered, That Rules be awarded against Jacob A. Anders, John A. Caricofe, Samuel Driver, and Benj. Whitmore, Veniremen summoned at this term of the Court, for their failure to appear as such Veniremen.

Settlement of the Acts of John Zigler, as Exor. of John Carr, dec'd.
" " " " " same " " " John Kline, dec'd.
" " " " " Madison West, " " " Isaac Thomas, dec'd.
" " " " " Abm. Bloser, jr. " Admr. " Abm. Bloser, sr. dec'd.
The foregoing settlements having been filed in the Clerk's office the time prescribed by law, and no exceptions being taken thereto, It is ordered that the same be admitted to record.

F. M. Layton, Pltff
vs
I. K. Harnsberger, Deft. } Sug.

J. A. Washington's Trustee, Pltff
vs
Loewenbach, Partlow & Lambert, Deft. } On a motion

Ordered That these causes be dismissed.

copied " Ordered, That the Treasurer of Rockingham County pay to John Paul, Attorney for the Commonwealth, the sum of $41.66⅔ for his services in this Court for the month of May 1872.

copied " It is ordered That it be certified to the Auditor of Public Accounts that John Paul, Atty. for the Commonwealth for Rockingham County is entitled to the sum of $40cc for prosecuting to conviction at the May Term 1872 of this Court in the following cases; Commonwealth vs William Burkett, misdemeanor, same vs Peter Riggleman, misdemeanor, same vs Jacob Yankey, jr., misdemeanor, same vs James Goodloe, misdemeanor, same vs Archibald Alden, felony, and same vs Philip Phillips, felony.

Robert Cox, for &c, Pltff
vs
Thomas Washington, &c, Defts. } In Debt.

This day came again the parties by their attorneys, and the cause was submitted to the decision of the Court, and having fully heard the evidence, the Court is of opinion that the Defendants are indebted to the Plaintiff in the sum of $77.74 with interest from the 15th day of September 1870, till paid, It is therefore considered by the Court that the Plaintiff recover against the Defendant Thomas Washington the sum of $77.74 with interest thereon from the 15th day of September 1870 till paid, and his costs, by him in this behalf expended, and that this cause be dismissed as to the other Defendant Julia Washington.

On an application for change in the road leading from Melrose to Linville, Henry Pulse, Commr. of Roads for Linville Township, who was heretofore directed to view said road and report the necessary changes, if any, having reported but one change necessary in the present location of said road, It is ordered

that the same be made as follows, to-wit:- where said road now runs on the line between Daniel Bowman and Wm. E. Bowman & D.P. Ragan, it be so changed as to run directly through the lands of said Daniel & Wm. E. Bowman, they having agreed to said change and to the damages allowed them by the commissioner in his report, to-wit, the sum of $25.00 which amount Limville Township is ordered to pay.

altered

On application for certain changes in road leading from Port Republic to Conrad's Store.- Jacob Armentrout, Comm'r. of Roads for Stonewall Township, having viewed said road and reported the only change necessary in the location of said road is where the same passes through the lands of A.J. Warfield, It is ordered that said Warfield be summoned to the next term of this Court to show cause against the same.

view'd

Archibald Olden, who was, at a former day of this term, convicted of a felony by him committed, was this day again led to the bar in custody of the Jailor of this County, and it being demanded of the prisoner if anything for himself he had, or knew to say, why this Court should not now proceed to pronounce judgment against him according to law, and nothing being offered or alleged in delay of judgment, It is considered by the Court that the said Archibald Olden be confined in the County Jail for the term of six months, the period by the Jurors in their verdict ascertained, and that the Commonwealth recover against the Defendant, her costs by her in this behalf expended. And thereupon the prisoner was remanded to jail

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Philip Phillips, who was, at a former day of this term, convicted of a felony by him committed, was this day again led to the bar in custody of the Jailor of this County, and by his counsel moved the Court to set aside the verdict of the Jury and grant him a new trial, which motion the Court doth overrule, and it being demanded of the prisoner if anything for himself he had, or knew to say, why this Court should not now proceed to pronounce judgment against him according to law, and nothing being offered or alleged in delay of judgment, It is considered by the Court that the said Philip Phillips be imprisoned in the public jail and penitentiary house of this Commonwealth for the term of five years, the period by the Jurors in their verdict ascertained, to hard labor. And the Sheriff of this county is ordered, as soon as possible after the adjournment of this Court, to remove and convey the said Philip Phillips from the jail of this Court to the public jail and penitentiary house of this Commonwealth, therein to be kept imprisoned, and treated in the manner directed by law, for the term aforesaid. And the prisoner is remanded to jail.

On the motion of Franklin Rucker, Assessor of Elk Run Township, J. Bird Eastham is permitted to qualify as his Assistant, by taking the oaths prescribed by law.

James H. Harris, Pltff

vs

Thomas Washington, deft. } In Debt.

This day came again the parties by their attorneys, and by consent, It is considered by the Court that the Plaintiff recover against the Defendant the sum of $18.00 part of the debt in the declaration demanded,

with interest from the 25th. day of October 1870, till paid, and his costs, by him in this behalf expended, and as to the residue the trial is continued untill the next term.

Samuel Garber, Plff,

John Bowman, jr. John M. Bowman & Jacob N. Bowen, Defts. } Upon motion for a judgment upon a Bond executed for the purchase of Property at Sheriff's sale, under an Act of the General Assembly passed May 28, 1870, entitled an "Act to prevent the sacrifice of personal property, at forced sales.

This motion having been docketed on the first day of this term, this day came again the parties by their attorneys, and the Plaintiff moved the Court for judgment according to the bond aforesaid and for costs, which was resisted by the Defendants, on consideration whereof, the Court overruled the objections of the Defendants, It is therefore considered by the Court that the Plaintiff recover against the Defendants the sum of $ 995.84/100 with interest thereon from the 17th. day of April 1871, till paid, and his costs, by him in this behalf expended.

Abraham Paul, Security for John Paul, upon his official bond as Administrator of John W. Long, dec'd, having produced in Court a notice duly acknowledged by said Paul, requiring him to give additional security as said Administrator, and said Paul declining to give such additional security, It is considered by the Court that his powers as such Administrator be and the same are hereby revoked.

Michael Whitmore, security for John Paul, upon his official bond as Administrator of Catharine Annis, dec'd, having produced in Court a notice duly acknowledged by said Paul, requiring him to give additional security as said Administrator, and said Paul declining to give such additional security, It is considered by the Court that his powers as such Administrator be and the same are hereby revoked.

S. S. Bowman & John M. Bowman Plff, } Upon a motion to review a judgment rendered against John Bowman, jr, J. M. Moore and the said Plaintiffs at the December Term 1870, of this Court.

Samuel Garber, Deft.

This motion was docketed on the first day of this term, and this day came the parties again by their counsel, and the Court having heard the evidence and the argument of counsel, overruled the motion of the Plaintiff, and dismissed the same, and thereupon It is considered that the Defendant recover against the Plaintiff his costs, by him in this behalf expended.

John McClure's Exor. Plff, } In Debt.

S. M. Bowman, surv. partner, &c. Defts.

This day came again the parties by their Attorneys, and the cause was submitted to the decision of the Court, and having fully heard the evidence and argument of counsel, the Court is of opinion that the Defendants are indebted to the Plaintiff in the sum of $1000.00 with interest from the 25th day of November 1858, subject to the following credits: $300.00

as of April 28, 1860, $150cc as of June 15, 1860 and $50cc of April 19, 1861. It is therefore considered by the Court that the Plaintiff recover against the Defendants the sum of $1000cc with interest thereon from the 25th day of November 1858, till paid, subject to a credit of $300cc as of April 28, 1860, of $150cc as of June 15, 1860 and of $50cc as of April 19, 1861, and his costs by him in this behalf expended.

Memorandum:- On the trial of this cause the Defendant, by counsel, excepted to an opinion of the Court given upon said trial, 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, and is in the words and figures following to-wit:- Benj. Kiner, Exor. of John McClure, &c. S. M. Bowman, &c. &c."

John W. Jenkins, Pltff
&
L. C. Myers, Deft. } In Debt,

A. McKendree Boyd, Pltff
&
L. C. Myers, Deft. } In Debt,

Alvey, Cole & Co., Pltff
&
same, Deft. } In Debt,

Ordered That the above-named causes be dismissed.

Loewenbach & Bro, Pltff
&
J. K. Smith & Co, Deft's. } In Debt.

This day came again the parties by their Attorneys, and the cause was submitted to the decision of the Court, and having heard the evidence the Court doth consider that this cause be dismissed as to the Defendant Daniel Fisher, and that the Plaintiff recover against the Defendant J. K. Smith the sum of $90.cc Debt and $1.28 charges of protest, with interest thereon from the 17th day of May 1871, till paid and his costs, by him in this behalf expended.

Adams & Moulton, Pltff
&
Carpenter & Shipp, Deft's. } In Debt.

This day came the parties by their Attorneys, and on motion of the Defendants, the Court, on account of insufficiency of Sheriff's return remands this cause to Rules.

Ordered, That it be certified that Wm. H. Robinson lost a leg in the late war, that at the time of the lop of said leg, he was a citizen of this State, and in a military corps of this State, that he is now a citizen of this State, that he has not received an artificial limb from any other State, the United States, or under the provisions of an Act entitled An Act to provide artificial limbs for citizens of this Commonwealth, who lost their limbs in the late war, paked January 29, 1867, and that he is disabled to such an extent that an artificial limb cannot be worn or used by him.

Ordered, That all causes not otherwise disposed of, be continued until the next term.

Merchants & Mechanics Bank of Wheeling, Pltff
&
George W. Berlin, Deft. } In Debt.

On motion of George W. Berlin he has leave to withdraw his pleas heretofore filed, and which is thereupon done, and the defendant thereupon demurs and says that the declaration of the Plaintiff is not sufficient in law to enable him to maintain the said action. On consideration whereof the Court is of the opinion that the said declaration is sufficient and doth overrule said demurrer, and on motion of the said defendant he hath leave to file his four several pleas in writing, numbered from one to four inclusive, which is thereupon done, and the plaintiff as to these several pleas demurs, and says that they are not sufficient in law, and thereupon said cause was continued until the next term.

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

James Kenney

In Vacation.

I do hereby certify that Henry Witting personally appeared before me this 10th of June 1872 and took the several oaths prescribed by law, as Road Commissioner for Plains Township for the term of one year from the 1st. day of July 1872, and together with Ulric Witting, as his surety, executed and acknowledged the within bond, and the said Ulric Witting justified as to his sufficiency.

Given under my hand this 10th. day of June 1872.

James Kenney
Judge of County Court of Rockingham County.

To the Clerk of the County Court of Rockingham County.

In Vacation.

The several oaths of Office taken and sworn to by John Funk, as a Justice of the Peace for Linville Township, for the term of three years from 1st. July 1872, before me, Judge of the County Court of Rockingham County, this 11th. day of June, 1872

James Kenney.

To Clerk of the County Court of Rockingham County.

Monday, June 17, 1872.

At a County Court held in and for the County of Rockingham, on Monday, June 17, 1872.-

Present:- Hon. James Kenney, presiding.

The Clerk of this Court this day presented in Court, a List of Deeds received and admitted to record in the Clerk's office of this Court, at and since the last May Term, which List being seen and inspected by the Court, is ordered to be spread upon the Minutes, which is as follows.-

Bargain & Sale.	Addison H. Kniseley & wife	to	James Riddle,
" "	Dewitt C. Beard,	"	James Riddle,
" "	William Curry,	"	Juliet A. Jarvis,
" "	William Curry,	"	George H. Miller,
" "	Jacob Spitzer & wife	"	Benjamin A. Showalter,
" "	Wm. Cook, &c.,	"	Moses Fusing, (& Lead.)
" "	Elias Hollen & wife,	"	Martin Welch,
" "	Evers, Bevard, &c. (by Kephart.)	"	William Robinson,
" "	James C. Keltzel & wife,	"	John T. Wright,
" "	A. M. Newman, Commr.	"	Elias Hollen,
" "	H. D. Lusty, Commr.	"	Peter Kaylor,
Release	H. K. Trout, Trustee,	"	George Null,
Bargain & Sale.	Philip Harpine & wife,	"	Milton Saylor,
" "	George N. Sellers & others,	"	P. McD. Hatfield,
" "	D. M. Suntzer & wife	"	A. B. Irick & J. A. Saemenbach,
" "	Benj. Hoover & wife	"	Emanuel Hoover,
" "	Branson M. Parrott & wife, &c.,	"	Samuel Senger,
Mortgage.	Alexander Pirkey,	"	Mary Jane Sipe,
Lis Pendas.	Jacob Dinkel,	&	J. N. Long & G. W. Berlin,
Bargain & Sale.	A. E. Heneberger, Exor.	to	Benjamin E. Long,
Gift.	James Hensley & wife	"	James E. Marshall, &c Trustees
Bargain & Sale.	Jared W. Shiflett & wife	"	Wm. B. Yancey,
" "	Daniel Shiflett & wife,	"	Albert P. Eiler,
" "	A. M. Newman, Commr.	"	Nicholas Breeden,
" "	George W. Shaver & wife	"	Jesse Burkholder,
Trust Deed.	Absalom W. Jones,	"	George G. Grattan, Trustee,
Bargain & Sale.	Peter Wilhite,	"	Michael J. Hinkel,
Trust Deed.	Christian Funk,	"	James Bumgardner, Trustee
Bargain & Sale.	G. W. Berlin, Commr. &c,	"	Saml. F. Miller,
" "	George Miller & wife	"	Mathias Showalter,
" "	Solomon Shiflett	"	Asa S. Baugher,
" "	Peter Fahrney & wife	"	Perry W. Baugher,
" "	Fannie Ward,	"	A. E. Heneberger,
" "	A. E. Heneberger	"	Fannie Ward,
" "	Jacob Bowman,	"	Perry Baugher,
" "	Jacob Byerly,	"	P. D. Byerly,
Homestead.	D. F. A. Pirkey,	"	
Bargain & Sale.	George Horle & wife,	"	Andrew Bertram,
" "	A. E. Heneberger, Exor.	"	Wm. A. Whitescarver,

Ordered, That the United States Court-House in the town of Harrisonburg, is hereby appointed as the place of session of the County Court of Rockingham County, from this the 17th. day of June 1872, inclusive, until some other place be appointed by this Court.

Madison Moore, Assessor of Lands for 3d. District of Rockingham County, this day presented in Court his account against the County of Rockingham amounting to $120.00 for 60 days' services @ $2.00 as said Assessor, which being sworn to, was examined and allowed by the Court, and ordered the same to be certified to the Treasurer of this County for payment.

cp'd.

Jacob Moyers, Assistant Assessor of Lands for 3d. District of Rockingham County, this day presented in Court his account against the County of Rockingham, amounting to $120.00 for 60 days services @ $2.00 as said Assessor, which being sworn to, was examined and allowed by the Court, and ordered the same to be certified to the Treasurer of this County for payment.

cp'd.

Henry Neff, Assistant Assessor of Lands for 3d. District of Rockingham County, this day presented in Court his account against the County of Rockingham, amounting to $120.00 for 60 days services @ $2.00 as said Assessor, which being sworn to, was examined and allowed by the Court, and ordered the same to be certified to the Treasurer of this County for payment.

cp'd.

It is ordered That the Commissioner of Roads elect for Plains Township, so soon as he qualifies, view the road leading from Britt's Store to the Avery place, and report at the next term of this Court, what changes, if any, are necessary to be made in the location of said road.

cp'd.

Wm. S. Miller, Assessor of Lands for 1st. District of Rockingham County, this day presented in Court his account against the County of Rockingham, amounting to $90.00 for 45 days services @ $2.00 as said Assessor, which being sworn to, was examined and allowed by the Court, and ordered the same to be certified to the Treasurer of this County, for payment.

cp'd.

Henry E. Sipe, Assistant Assessor of Lands for 1st. District of Rockingham County, this day presented in Court his account against the County of Rockingham, amounting to $90.00 for 45 days services @ $2.00 as said Assessor, which being sworn to, was examined and allowed by the Court, and ordered the same to be certified to the Treasurer of this County for payment.

cp'd.

A. C. Bear, Assistant Assessor of Lands for 1st. District of Rockingham County, this day presented in Court his account against the County of Rockingham, amounting to $90.00 for 45 days services @ $2.00 as said Assessor, which being sworn to, was examined and allowed by the Court, and ordered the same to be certified to the Treasurer of this County, for payment.

John Shank, infant son of Adam Shank, dec'd. over the age of 14 years, this day personally appeared in Court, and made choice of Samuel H. Wine, as his guardian, and thereupon, on his motion the said Samuel H. Wine appeared in Court, and together with John Click, his surety, (who justified as to his sufficiency) entered into and acknowledged a bond

in the penalty of $1000.00 conditioned according to law, and qualified accordingly.

Road Petition of W. S. Slusser & others.

Ordered that this cause be placed on the Court's Docket.

An petition of W. S. Slusser & others. It is ordered that the Commissioner of Roads for Ashby Township, view the route for a proposed public road, commencing at Spade's Church and terminating on the Valley Pike at or near Sandes' mill, and report to this Court at next term.

cop'd

Dr N. C. Meade, this day presented in Court an Account against the County of Rockingham, amounting to $16.00 for the examination of Charles Whisman and Julia Williams, cold. Lunatics, which being sworn to, was examined and allowed by the Court, and ordered to be certified to the Treasurer of this County for payment.

cop'd.

Garver & Flannagan, Pltff
vs
George W. Roller, &c, Defts } Upon a D. Bond

This day came the Plaintiff by his Attorney, and the Defendants being solemnly called, came not, the notice was proved, and it is considered by the Court that the Plaintiff have judgment and Execution according to bond and for costs.

On motion, Philo Bradley, J. T. Logan and Wm. H. Ritenour are appointed Commissioners to assign ~~the~~ Dower to Mrs. Sarah R. Wartmann, widow of Wm. McK. Wartmann, in the Estate of her deceased husband, also to set apart to her a Homestead under the provisions of the laws of Virginia out of the property of said Wm McK. Wartmann.

On motion, Silum Sellers, James Baker and Peter Neff are appointed Commissioners to set apart to Mrs. C. R. Myers, a Homestead under the provisions of the laws of Virginia, out of the property of her deceased husband, C. R. Myers.

Valentine Strader, Pltff,
vs
G. W. Berlin, &c, Defts. } Upon a Bond executed for the purchase of property at Sheriff's sale under an Act of Assembly, paked May 28, 1870, entitled "An Act to prevent the sacrifice of Personal Property at forced sales."

This day came the Plaintiff, by his Attorney, and the Defendants being solemnly called, came not, the notice was proved, and it is considered by the Court that the Plaintiff have judgment and Execution against the Defendants for the sum of $269.00 with interest thereon from the 18th day of August 1871, till paid, and his costs by him in this behalf expended.

Same, Pltff
vs
G. W. Berlin, Deft. } Upon a Bond executed for the purchase of property at Sheriff's sale, under an Act of Assembly, paked May 28, 1870, entitled "An Act to prevent the sacrifice of Personal property at forced sales."

This day came the Plaintiff, by his Attorney, and the Defendant being solemnly called, came not, the notice was proved, and it is considered by the Court that the Plaintiff have judgment and Execution against the Defendant for the sum of $288.27, with interest thereon from the 24th day of August 1871, till paid, and his costs, by him in behalf expended.

Mess. A. B. Lupton & Co, this day presented in Court an Account against the Commonwealth of Virginia, amounting to the sum of $36.00 for dieting 12 Veniremen, three days, @ $1 each per day, in the case of the Commonwealth vs. Philip Phillips, charged with felony, which being sworn to in Court, was examined and allowed by the Court, and ordered to be certified to the Auditor of Public Accounts for payment.

copied

Road Petition of Jacob Byerly & others,

Ordered that this cause be placed upon the Court's Docket.

On motion of Jacob Byerly & others, It is ordered that Joseph Glick, the road Commissioner of Ashby Township, do proceed to review and lay off a public road from the Port-Republic road, near Mrs. Leake's to the public road at or near Pleasant Run Church according to law in such cases, and that he report his proceedings herein to this Court.

copied

On the application of Samuel W. Pollock, and it appearing to the Court that he is a man of good character, not addicted to drunkenness, and will probably keep such an house as the law requires, and that the place is a suitable place, It is ordered that a certificate be granted him for obtaining License to keep an Ordinary at Taylor Springs in this county until 1st. day of May 1873, with the privilege of retailing wine, spirituous or malt liquors, to be drank at the place where sold, and also that Merchants Retail Liquor License be granted him.

Wm. D. Huffman, G. W. Dingess, Francis Welcher, N. J. Sluss, P. Burgess, Jas. W. Davis, Jonathan Tetrick, J. L. Fisher, Samuel Hawkins, Morgan Rowhof M. Linder, Thomas Chapman, Romanus Painter, J. G. Minor, W. H. Spicer, F. M. Chapman, Mattie C. Pence, Debora Chapman, Sarah C. Chapman, Ann Dinkel, W. C. Meade, M. H. Chapman, Sarah C. Whitsel & Mary Phaley, personally appeared in Court, and acknowledged themselves to 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, for the use of the Commonwealth of Virginia, yet upon this condition that they make their personal appearance before this Court on to-morrow morning at 9 o'clock, as witnesses in behalf of the Commonwealth against John Cameron, and not depart thence without leave of the Court.

Ordered, That Rules be awarded against George Life, Jeremiah Long, and Henry Bell, Veniremen summoned for the trial of Joseph Santmyer alias Joseph Bamber, chayed with felony, for their failure to appear at this term of the Court, in obedience to said summons.

Wm. Rehert, Pltff		I. Kirsch & Son, Pltff		O'Neale & Grove, Pltff	
S. M. Bowman, surv. &c Deft	Sug.	N. Dreyfous, Deft.	Att.	J. N. Hill's Admrs. Deft.	Scifa
A. J. Warfield Pltff		Chas. A. Yancey, Pltff		D. S. Rentch, &c,	
Samuel G. Long, Deft.	W. D.	Gideon Shein, Deft.	W. D.	Michael Long.	Rule.

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

John E. Hopkins, who was, on the 23rd. day of May 1872, duly elected Assessor for Stonewall Township, in the county of Rockingham, to serve as such for the term of one year, commencing on the 1st. day of July 1872, and afterwards until his successor is qualified to enter upon the discharge of the duties thereof, this day appeared in Court, and together with R.E. Hopkins, his surety, (who justified as to his sufficiency,) entered into and acknowledged in open Court a bond in the penalty of $2000.00, conditioned for the faithful execution of the duties of his office. Which bond is ordered to be recorded by the Clerk of this Court, who is also directed to transmit a copy of said bond, and a copy of this order to the Auditor of Public Accounts. And thereupon the said John E. Hopkins took the several oaths required by law.

John H. Thomas, who was, on the 23rd. day of May 1872, duly elected Assessor for Plains Township, in the county of Rockingham, to serve as such for the term of one year, commencing on the 1st. day of July 1872, and afterwards until his successor is qualified to enter upon the discharge of the duties thereof, this day appeared in Court, and together with Giles Devier and Benjamin D. Bowman, his sureties, (who justified as to their sufficiency,) entered into and acknowledged a bond in open Court, in the penalty of $2000.00 conditioned for the faithful execution of the duties of his office. Which bond is ordered to be recorded by the Clerk of this Court, who is also directed to transmit a copy of said bond and a copy of this order to the Auditor of Public Accounts. And thereupon the said John H. Thomas took the several oaths required by law.

M.J. Zirkle, who was, on the 23rd. day of May 1872, duly elected Collector for Linville Creek Township in Rockingham County, to serve as such for the term of one year, commencing on the 1st. day of July 1872, and afterwards until his successor is qualified to enter upon the discharge of the duties thereof, this day appeared in Court, and together with George W. Showalter, J. H. Zirkle, John C. Good & M. S. Zirkle, his sureties, (who justified as to their sufficiency,) entered into and acknowledged a bond in open Court, in the penalty of $16000.00, conditioned for the faithful execution of the duties of his office. And thereupon the said M. J. Zirkle took the several oaths prescribed by law.

E. R. Neff, who was, on the 23rd. day of May 1872, duly elected Collector for Plains Township, in Rockingham County, to serve as such for the term of one year, commencing on the 1st. day of July 1872, and afterwards until his successor is qualified to enter upon the discharge of the duties thereof, this day appeared in Court, and together with John G. Cootes, S. S. Cootes, Henry Neff & Moses Mason, his sureties, (who justified as to their sufficiency,) entered into and acknowledged in open Court, a bond in the penalty of $18000.00, conditioned for the faithful execution of the duties of his office. And thereupon, the said E. R. Neff took the several oaths prescribed by law.

Henry S. Conle, who was, on the 23rd. day of May 1872, duly elected Collector for Ashby Township, in Rockingham County, to serve as such for the term of one year, commencing on the 1st. day of July 1872, and afterwards until his successor is qualified to enter upon the discharge of the duties thereof, this

day appeared in Court, and together with John F. Soule, Peter Paul, Emanuel Chomel, P. Henry Dice and Abram Melick, his sureties, (who justified as to their sufficiency,) entered into and acknowledged in open Court, a bond in the penalty of $18000 cc, conditioned for the faithful execution of the duties of his office. And thereupon the said Henry S. Soule took the several oaths prescribed by law.

David Suter who was, on the 23rd. day of May 1872, duly elected Road Commissioner for Ashby Township, in Rockingham County, to serve as such for the term of one year, commencing on the 1st. day of July 1872, and afterwards until his successor is qualified to enter upon the discharge of the duties thereof, this day appeared in Court, and together with Daniel Byerly, his surety, (who justified as to his sufficiency,) entered into and acknowledged in open Court, a bond in the penalty of Five Hundred Dollars, conditioned for the faithful execution of the duties of his office. And thereupon the said David Suter took the several oaths prescribed by law.

This order vacated see page 391

J. A. Armentrout, who was, on the 23rd. day of May 1872, duly elected Road Commissioner for Stonewall Township, in Rockingham County, to serve as such for the term of one year, commencing on the 1st. day of July 1872, and afterwards until his successor is qualified to enter upon the discharge of the duties thereof, this day appeared in Court, and together with Joshua Pence, his surety, (who justified as to his sufficiency,) entered into and acknowledged in open Court a bond in the penalty of Five Hundred Dollars, conditioned for the faithful execution of the duties of his office. And thereupon the said J. A. Armentrout took the several oaths prescribed by law.

John Geil, who was, on the 23rd. day of May 1872, duly elected Road Commissioner for Central Township, in Rockingham County, to serve as such for the term of one year, commencing on the 1st. day of July 1872, and afterwards until his successor is qualified to enter upon the discharge of the duties thereof, this day appeared in Court, and together with David A. Heatwole, his surety, (who justified as to his sufficiency,) entered into and acknowledged in open Court, a bond in the penalty of Five Hundred Dollars, conditioned for the faithful execution of the duties of his office. And thereupon the said John Geil took the several oaths prescribed by law.

Declined

Henry Pulse, who was, on the 23rd. day of May 1872, duly elected Road Commissioner for Linville Township, in Rockingham County, to serve as such for the term of one year, commencing on the 1st. day of July 1872, and afterwards until his successor is qualified to enter upon the discharge of the duties thereof, this day appeared in Court, and together with Daniel A. Beery, his surety, (who justified as to his sufficiency,) entered into and acknowledged in open Court, a bond in the penalty of Five Hundred Dollars, conditioned for the faithful execution of the duties of his office. And thereupon the said Henry Pulse, took the several oaths prescribed by law.

Samuel L. Cootes, who was, on the 23rd. day of May 1872, duly elected Clerk for Plains Township, in the County of Rockingham, to serve as such for the term of one year, commencing on the 1st. day of July 1872, and afterwards until his successor is qualified to enter upon the discharge of the duties thereof, this day appeared in Court, and together with John A. Cootes, his surety, who justified as to his sufficiency, entered into and acknowledged in open Court, a bond in the penalty of $2000.00 conditioned for the faithful execution of the duties of his office. And thereupon the said Samuel L. Cootes took the several oaths prescribed by law.

Wm. D. Dinkel, who was, on the 23rd. day of May 1872, duly elected Clerk for Ashby Township, in the County of Rockingham to serve as such for the term of one year, commencing on the 1st. day of July 1872, and afterwards until his successor is qualified to enter upon the discharge of the duties thereof, this day appeared in Court, and together with J. W. Ehrman, his surety, (who justified as to his sufficiency,) entered into and acknowledged in open Court, a bond in the penalty of $2000.00 conditioned for the faithful execution of the duties of his office. And thereupon the said Wm. D. Dinkel took the several oaths required by law.

P. P. Kennon, who was, on the 23rd. day of May 1872, duly elected Overseer of the Poor, for Plains Township, in Rockingham County, to serve as such for the term of one year, commencing on the 1st. day of July 1872, and afterwards until his successor is qualified to enter upon the discharge of the duties thereof, this day appeared in Court, and together with Abraham Ween, his surety, (who justified as to his sufficiency,) entered into and acknowledged in open Court, a bond in the penalty of $500.00 conditioned for the faithful execution of the duties of his office. And thereupon the said P. P. Kennon took the several oaths prescribed by law.

Cyrus Wise, who was, on the 23rd. day of May 1872, duly elected Overseer of the Poor, for Linville Township, in Rockingham County, to serve as such for the term of one year, commencing on the 1st. day of July 1872, and afterwards until his successor is qualified to enter upon the discharge of the duties thereof, this day appeared in Court, and together with Madison Wise, his surety, (who justified as to his sufficiency,) entered into and acknowledged in open Court, a bond in the penalty of $500.00 conditioned for the faithful execution of the duties of his office. And thereupon the said Cyrus Wise took the several oaths prescribed by law.

D. A. Heatwole, who was, on the 23rd. day of May 1872, duly elected Supervisor for Central Township, in Rockingham County, to serve as such for the term of one year, commencing on the 1st. day of July 1872, and afterwards until his successor is qualified to enter upon the discharge of the duties thereof, this day appeared in Court, and together with John Lee, his surety, (who justified as to his sufficiency,) entered into and acknowledged in open Court, a bond in the penalty of $1000.00, conditioned for the faithful execution of the duties of his office. And thereupon the said D. A. Heatwole took the several oaths prescribed by law.

J. P. Swank, who was, on the 23rd. day of May 1872, duly elected Supervisor for Linville Township in Rockingham County, to serve as such for the term of one year, commencing on the 1st. day of July 1872, and afterwards until his successor is qualified to enter upon the discharge of the duties thereof, this day appeared in Court, and together with Peter Acker, his surety, (who justified as to his sufficiency,) entered into and acknowledged in open Court, a bond in the penalty of $10000, conditioned for the faithful execution of the duties of his office. And thereupon the said J. P. Swank took the several oaths required by law.

J. W. D. Allemong, who was, on the 23rd. day of May 1872, duly elected Supervisor for Ashby Township, in Rockingham County, to serve as such for the term of one year, commencing on the 1st. day of July 1872, and afterwards until his successor is qualified to enter upon the discharge of the duties thereof, this day appeared in Court, and together with N. Kyle, his surety, (who justified as to his sufficiency,) entered into and acknowledged in open Court, a bond in the penalty of $10000, conditioned for the faithful execution of the duties of his office. And thereupon the said J. W. D. Allemong took the several oaths prescribed by law.

B. P. Peel, who was, on the 23rd. day of May 1872, duly elected Supervisor for Stonewall Township, in Rockingham County, to serve as such for the term of one year, commencing on the 1st. day of July 1872, and afterwards until his successor is qualified to enter upon the discharge of the duties thereof, this day appeared in Court, and together with Thomas K. Miller, his surety, (who justified as to his sufficiency,) entered into and acknowledged in open Court, a bond in the penalty of $10000, conditioned for the faithful execution of the duties of his office. And thereupon the said B. P. Peel took the several oaths prescribed by law.

George P. Bantzer, who was, on the 11th. day of June 1872, duly appointed and commissioned a Notary Public in and for the County of Rockingham by the Governor of Va, this day appeared in Court, and together with Thother Sheets, his surety, (who justified as to his sufficiency,) entered into and acknowledged in open Court, a bond in the penalty of $500 conditioned for the faithful execution of the duties of his office. Which bond is ordered to be recorded by the Clerk of this Court, who is also directed to transmit a copy of said bond and a copy of this order to the Auditor of Public Accounts. And thereupon the said George P. Bantzer took the several oaths required by law.

N. P. McGahey, who was, on the 23rd. day of May, 1872, duly elected a Justice of the Peace for Stonewall Township, for the term of two years from July 1, 1872; J. G. Walker, who was on same day duly elected a Justice of the Peace for Stonewall Township for the term of one year from July 1, 1872; L. G. Whitescarver who was, on same day duly elected a Justice of the Peace for Ashby Township, for the term of one year from July 1, 1872; C. M. Rice, who was, on same day, duly elected a Justice of the Peace for Ashby Township for two years from July 1, 1872; Rozier Byrd, who was on same day, duly elected a Justice of the Peace, for the term of three years from July 1, 1872; R. T. Harrison, who was, on same day, duly elected a Justice of the Peace for Linville Township for the term of one year

from July 1, 1872 - Jacob May, who was, on same day, duly elected a Justice of the Peace for Plains Township, for the term of two years from July 1, 1872; and D. N. Hulk, who was, on same day, duly elected a Justice of the Peace for Plains Township for the term of three years from July 1, 1872, and afterwards until their successors are qualified to enter upon the discharge of the duties thereof, this day appeared in Court and qualified by taking the oaths prescribed by law.

G. W. Powell, who was, on the 23d day of May 1872, duly elected Constable for Stonewall Township to serve as such for the term of two years from July 1, 1872, and Madison Wise, who was, on same day, duly elected Constable for Linville Township, to serve as such for the term of one year from July 1, 1872, and afterwards until their successors are duly qualified to enter upon the discharge of the duties thereof, this day appeared in Court, and qualified by taking the oaths prescribed by law.

Joseph Santemyer, alias Joseph Bamber, late of the County of Rockingham, who stands indicted jointly with Philip Phillips, for a felony, by them committed on the 20th day of April 1872, having elected to be tried separately, was this day again led to the bar in custody of the Jailor of this County, and the Veniremen summoned for his trial being called, sixteen of whom appeared, and were found to be duly qualified and free from exceptions, viz:- Peter S. Rimel, Wm. G. Reed, Joshua Pence, Jonathan Shipp, Archibald McDaniel, S. H. Gibson, Isaac N. Kauffman, Wm. A. Marshall, Mathias Monger, James A. Shipp, Wm. A. Eddins, Thomas Dean, Isaac Judy, N. A. Leap, N. A. Kite and F. M. Kirtley; the panel of sixteen being completed the prisoner was furnished with a copy thereof and having stricken therefrom, the names of four of the persons of said panel, viz:- Isaac Judy, N. A. Leap, N. A. Kite & F. M. Kirtley, the remaining twelve persons, viz:- Peter S. Rimel, Wm. G. Reed, Joshua Pence, Jonathan Shipp, Archibald McDaniel, S. H. Gibson, Isaac N. Kauffman, Wm. A. Marshall, Matthew Monger, James A. Shipp, Wm. A. Eddins and Thomas Dean, thereby constituting the jury, who being so elected, tried and sworn, the truth of and upon the premises to speak, and not having time fully to hear the evidence, thereupon they were given in charge of D. N. Ralston, Deputy for J. P. Ralston, Sheriff of Rockingham County, to whom was administered an oath that he would keep them together without communication with any person, that he would neither converse with them himself touching this trial, nor permit any other person to do so, and would cause them to appear in Court to-morrow morning at 9 o'clock. And thereupon the prisoner was remanded to Jail.

Ordered, That this Court be adjourned until to-morrow morning at 9 o'clock.

James Kenney

At a County Court continued and held in and for the County of Rockingham, on Tuesday, June 18, 1872.

Present:- Hon. James Kenney, presiding.

Ordered, That the Court House of the County of Rockingham be appointed as the place for holding the future sessions of this Court.

On the motion of E. Q. Sandford, who made oath thereto according to law, and together with James A. Shipp, his surety, (who justified as to his sufficiency) entered into and acknowledged a bond in the penalty of Five Hundred Dollars, conditioned according to law, a certificate is granted him for obtaining letters of administration in due form, upon the Estate of W. D. C. Covington, dec'd.

And upon the further motion of said E. Q. Sandford, the Court doth appoint R. T. Kingree, Thos. K. Miller, Philip Koontz, Joseph Pill and A. C. Bear, to appraise said Estate, any three of whom may act, after first being duly sworn.

Upon the motion of J. T. Logan, Clerk of this Court, Philander Herring is permitted to qualify as his Deputy, by taking the oaths prescribed by Law.

Henry Pulse, Commissioner of Roads for Linville Township, this day presented in Court an Account against the County of Rockingham, amounting to $4.00 for 2 days services @ $2 per day, in laying off Road from Keezletown to Harrisonburg, under an order of the Court, which being sworn to in open Court, was examined and allowed by the Court, and ordered to be certified to the Treasurer of this County for payment.

On motion, it appearing to this Court, that more than three months has elapsed since the death of Wm. McK. Wartmann, and no one having applied for letters of administration upon his Estate. It is ordered his Estate be committed to James A. Ralston, Sheriff of this county, for administration.

On motion, the record of appointment of Commissioners to assign Dower and set aside a Homestead for Mrs. Sarah R. widow of Wm. McK. Wartmann, dec'd, is supplemented with the following: that the said Wartmann had never selected or had assigned during his life a Homestead, and the said widow still remaining unmarried claims the Homestead under the provisions of the Acts of the General Assembly of Virginia.

John Huddleson, who was, on the 23rd day of July 1872, duly elected Collector for Central Township, in Rockingham County, to serve as such for the term of one year from July 1, 1872, and afterwards until his successor is duly qualified to enter upon the discharge of the duties thereof, this day appeared in Court, and together with B. G. Patterson, Augustine Armentrout, Johnson Woodson, W. O. Hill, Joseph Funkhouser, Jacob Kaseman and A. H. Brewer, his sureties, (who justified as to their sufficiency,) entered into and acknowledged in open Court, a bond in the penalty of $27,000 00, conditioned for the faithful execution of the duties of his office. And thereupon the said John Huddleson took the several oaths prescribed by law.

Joseph Santemyer alias Joseph Bamlier late of the County of Rockingham, who stands indicted jointly with Philip Phillips, for a felony by them committed on the 20th day of April 1872, was this day again led to the bar in custody of the Jailor of this County, and thereupon came the Jury sworn and impanneled on yesterday for his trial, pursuant to their adjournment, and having fully heard the evidence and the 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 Joseph Santemyer, alias Joseph Bamlier, guilty in manner and form as charged in the Indictment, and fix the term of his imprisonment in the Penitentiary at five years." And thereupon the Jury was discharged and the prisoner remanded to Jail.

Ordered, That the following-named Veniremen be allowed the sum of $2.00 each, for two days services at this term of the Court, in the trial of the Commonwealth vs. Joseph Santemyer, alias Joseph Bamlier, charged, with felony, which is ordered to be certified to the Auditor of Public Accounts, for payment, viz:-

Peter S. Rimel,	Archibald McDaniel,	Matthew Monger,
Wm G. Reed,	S. W. Gibson,	James A. Shipp,
Joshua Pence,	Isaac N. Kauffman,	Wm A. Eddins,
Jonathan Shipp,	Wm A. Marshall,	Thomas Dean,

John Cameron, late of the County of Rockingham, who stands indicted for murder, was this day again led to the bar in custody of the Jailor of this Court, and it appearing that a Venire of twenty-four lawful voters have been summoned by the Sheriff of this County in this cause, the Defendant, by his Attorney moved to quash the Venire facias issued to said Sheriff, which motion the Court doth overrule, and ~~thereupon came~~ the Veniremen so summoned for his trial, being called, sixteen of whom appeared, and being examined by the Court, were found to be free from all legal exceptions and qualified to serve as Jurors, according to law, viz:- Michael Lohr, John H. Holsinger, Frederick Killyard, jr., John W. Benton, Samuel Empsmiler, Samuel Dingledine, George Runion, Henry Whisler, John B. Hoover, Jacob Neff, Peter Strine, Milton Taylor, John Bare, Joseph Criot, Samuel Minnick, and Moses Mason:- the panel of sixteen being complete, the prisoner was furnished a copy thereof, and having stricken therefrom the names of four of the persons of said panel, viz:- John W. Benton, Peter Strine, Milton Taylor and Samuel Minnick; the remainning twelve persons of said panel, viz:- Michael Lohr, John H. Holsinger, Frederick Killyard, jr, Samuel Empsmiler, Samuel Dingledine, George Runion, Henry Whisler, John B. Hoover, Jacob Neff, John Bare, Joseph Criot and Moses Mason, thereby constituting the Jury who being so elected, tried and sworn, the truth of and upon the premises to speak, and not having time fully to hear the evidence, thereupon they were given in charge of Wm H. Blakemore and John A. Suntzer Deputies for J. P. Raleton, Sheriff of Rockingham County, to whom was administered an oath that they would keep them together without communication with any person, that they would neither converse with them themselves touching this trial, nor permit any other person to do so, and would cause them to appear in Court to-morrow morning at 9 o'clock. And thereupon the prisoner was remanded to Jail.

J. H. B. Brown, J. B. Webb, S. H. Moffett, W. A. Hill, J. W. Mallett, N. C. Meade, Thos. Chapman, W. H. Chapman, P. Burgess, J. G. Minor, Romanus Painter, Geo. H. Dinges, Samuel Vawter, Mattie E. Pence, Deborah Chapman, Elizth. F. Painter, Sarah C. Whitzel, Sarah J. Chapman, Mary Faidley, Ann Dinkel, A. J. Sluss, J. W. Davis, Morgan Roudhof, Wm. Monger, Samuel Hawkins, Jas. W. Burgess, James Cameron, M. D. Jennings, F. M. Chapman, Fanny Wilcher and Susan Green (col'd) Julia Huffman, col'd, this day personally appeared in Court, and acknowledged themselves to 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, for the use of the Commonwealth, yet upon this condition that they make their personal appearance before this Court on to-morrow morning at 9 o'clock, as witnesses in behalf of the Commonwealth against John Cameron, and not depart thence without leave of the Court.

Ordered That this Court be adjourned until to-morrow morning at 9 o'clock.

James Kenney

At a County Court continued and held in and for the County of Rockingham, on Wednesday, June 19, 1872.—

Present:- Hon. James Kenney, presiding.

~~Ordered, That James A. Ralston, Sheriff of this County, be fined the sum of One Dollar, for failure to return his writ of~~

It appearing to the Court that Wm. Saufley, Admr. of Reuben Altaffer has departed this life, on motion of James W. Crawford & others, the Estate of said Reuben Altaffer is committed to the Sheriff of this County, for administration.

James J. Miller, who was, on the 23rd. day of May 1872, duly elected Overseer of Poor for Central Township, in Rockingham County, to serve as such for the term of one year, commencing on the 1st. day of July 1872, and afterwards until his successor is qualified to enter upon the discharge of the duties thereof, this day appeared in Court, and together with William Williams, his surety, (who justified as to his sufficiency,) entered into and acknowledged in open Court, a bond in the penalty of $500.00, conditioned for the faithful execution of the duties of his office. And thereupon the said James J. Miller took the oaths required by law.

Frederick Schaeffer, Pltff. } In Debt.
vs.
J. N. Wartmann & Co, Defts. }

Shem Bowman, Pltff } In Debt.
vs.
Noah Bowman, Deft. }

On motion of the Plaintiffs, by their Attorneys, leave is given them to withdraw the bonds filed in these causes, upon filing attested copies thereof.

John Cameron, late of the county of Rockingham, who stands indicted for murder, was this day again led to the bar in custody of the Sheriff of this county, and thereupon came the Jury impannelled on Tuesday last for his trial, and not having time fully to hear the evidence, thereupon they were given in charge of D. N. Ralston and John A. Switzer, Deputies for J. P. Ralston, Sheriff of Rockingham County, to whom was administered an oath that they would keep them together without communication with any person, that they would neither converse with them themselves touching this trial, nor permit any other person to do so, and would cause them to appear in Court to-morrow morning at 9 o'clock.

Ordered That this Court be adjourned until to-morrow morning at 9 o'clock.

James Kenney

At a County Court continued and held in and for the County of Rockingham ~~[illegible]~~ on Thursday, June 20, 1872.

Present:- Hon. James Kenney, presiding.

John Cameron, late of the county of Rockingham, who stands indicted for murder, was this day again led to the bar in custody of the Jailor of this county, and thereupon came the Jury sworn and impannelled on Tuesday last pursuant to their adjournment, for his trial, and not having time fully to hear the evidence, thereupon they were given in charge of D. H. Ralston and John A. Switzer, Deputies for J. P. Ralston, Sheriff of Rockingham County, to whom was administered an oath that they would keep them together without communication with any person, that they would neither converse with them themselves touching this trial, nor permit any other person to do so, and would cause them to appear in Court to-morrow morning at 9 o'clock.

Ordered, That this Court be adjourned until to-morrow morning at 9 o'clock.

James Kenney

At a County Court continued and held in and for the County of Rockingham, on Friday, June 21, 1872.-

Present:- Hon. James Kenney, presiding.

On the motion of O. F. Humbert, Joseph L. Humbert and Florence Humbert, children and heirs of Reuben Humbert, deceased, Peter Neff, Samuel R. Yelbaugh, Madison Moore and James Baker, (any three of whom may act,) are appointed Commissioners to lay off and assign to Rebecca J. Humbert, widow of said Reuben H. Humbert, her Dower in the Real Estate of said Reuben H. Humbert, and report in writing, their proceedings to this Court.

Pendleton Bryan, who was, on the 23rd day of May 1872, duly elected Clerk of Central Township, in Rockingham County, to serve as such for the term of one year, commencing on the 1st day of July 1872, and afterwards until his successor is qualified to enter upon the discharge of the duties thereof, this day appeared in Court, and together with G. S. Christie and I. G. Hill, his sureties, (who justified as to their sufficiency,) entered into and acknowledged in open Court, a bond in the penalty of $2000.00, conditioned for the faithful execution of the duties of his office. And thereupon the said Pendleton Bryan took the oaths prescribed by law.

J. W. Irvine, who was, on the 23rd day of May 1872, duly elected a Justice of the Peace for Central Township in Rockingham County, to serve as such for the term of ~~two~~ years, commencing on the 1st day of July 1872, and afterwards until his successor is qualified to enter upon the discharge of the duties thereof, this day appeared in Court, and qualified by taking the oaths prescribed by Law.

On motion, A. M. Newman, Philo Bradley and J. V. Logan are appointed by the Court to appraise the Estate of Wm. McK. Watsman, dec'd. after first being duly sworn.

Wm. P. McCall, surv'g. &c. Pltff
vs
Mrs Mary Switzer, Deft. } In Debt.

This day came the Defendant Mary Switzer, and acknowledged the Plaintiff's action, and confessed judgment for the sum of $145.25, with interest thereon from the 23d. day of June 1862, till paid and costs. It is therefore considered by the Court that the Plaintiff recover against the Defendant the sum of $145.25, with interest thereon from the 23rd. day of June 1862, till paid, and their costs, by them in this behalf expended.

On motion of Wm. S. Vanpelt, Trustee for his wife Eliza, and for reasons appearing to the Court, the order made at a former term of this Court, committing the Estate of George Mefick, dec'd. to Joseph A. Hammen, late Sheriff of this County for administration is set aside, and the said Estate of said Mefick is committed to J. P. Ralston the present Sheriff of this County for final administration and settlement.

E. H. B. Huffman, who was, on the 23rd. day of May 1872, duly elected Constable for Central Township, in Rockingham County, to serve as such for the term of three years, commencing on the 1st. day of July 1872, and afterwards until his successor is qualified to enter upon the discharge of the duties of his office, this day appeared in Court, and qualified by taking the oaths prescribed by law.

John Cameron, late of the County of Rockingham, who stands indicted for murder, was this day again led to the bar in custody of the Jailor of this County, and thereupon came the Jury sworn and impannelled on Tuesday last for his trial, pursuant to their adjournment, and not having time fully to hear the evidence and the argument of counsel, thereupon they were given in charge of D. H. Ralston & Wm. H. Blakemore, Deputies for J. P. Ralston, Sheriff of Rockingham County, to whom was administered an oath that they would keep them together without communication with any person, that they would neither converse with them themselves touching this trial, nor permit any other person to do so, and would cause them to appear in Court, on to-morrow morning at 8 o'clock.

Ordered, That this Court be adjourned until to-morrow morning at 8 o'clock.

James Kenney

At a County Court continued and held in and for the County of Rockingham, on Saturday June 22d. 1872.

Present:- Hon. James Kenney, presiding.

On motion of Jas. Abm. Spitzer & Abm. Spitzer & Jacob L. Beltzel, It is ordered that the execution of the order made at the March Term last, establishing a Road from Beltzel's mill to Wm. C. Whitmore's shop, be suspended until next term of this Court.

Charlottesville National Bank Pltff
&
C. W. Kemper & Co. } In Debt.

On motion of the Plaintiff, by his Attorney, Leave is given the Plaintiff to withdraw the bond filed in this cause, by leaving an attested copy thereof.

George F. Mayhew, who was on the 23rd day of May 1872, duly elected Assessor of Central Township, in Rockingham County, to serve as such for the term of one year, commencing on the 1st day of July 1872, and afterwards until his successor is qualified to enter upon the discharge of the duties thereof, this day appeared in Court, and together with A B. Strick, his surety, (who justified as to his sufficiency,) entered into and acknowledged in open Court, a bond in the penalty of $2000.00 conditioned for the faithful execution of the duties of his office. Which bond is ordered to be recorded by the Clerk of this Court, who is also directed to transmit a copy of said bond, and a copy of this order to the Auditor of Public Accounts. And thereupon the said George F. Mayhew took the several oaths required by law.

Cert'd for G. J. K. & a. Ordered, That George J. Kisling be allowed the sum of $18.00 for 6 days' services, (@ $3 per day,) as one of the Commissioners to lay off the County of Rockingham into Townships under an Act of the last General Assembly, that Henry Neff be allowed $12.00 for 4 days' same service @ $3 per day, and that Geo. W. Dingess be allowed $12.00 for 4 days' same service @ $3 per day, and the same be certified to the Treasurer of this County for payment.

John Cameron, late of the County of Rockingham, who stands indicted for murder, was this day again led to the bar in custody of the Jailor of this County, and thereupon came the Jury sworn and impanneled on Tuesday last for his trial, pursuant to their adjournment, and having fully heard the evidence and the argument of counsel, retired from the bar to consider of their verdict, and after some time returned into Court, and not having agreed upon a verdict, were given in charge of D. H. Ralston and Wm. Shands, Deputies for J. P. Ralston, Sheriff of Rockingham County, to whom was administered an oath that they would keep them together without communication with any person, that they would neither converse with them themselves touching this trial, nor permit any other person to do so, and would cause them to appear in Court on Monday morning next at 9 o'clock.

Ordered, That this Court be adjourned until Monday morning at 9 o'clock.

James Kenney

At a County Court continued and held in and for the County of Rockingham, on Monday June 24. 1872,

Present.- Hon. James Kenney, presiding.

Ordered, That the Treasurer of Rockingham County pay to John Paul, Attorney for the Commonwealth the sum of $41.66⅔ for his services in this Court for the June Term, 1872. c/pd

Ordered That it be certified to the Auditor of Public Accounts that John Paul, Attorney for the Commonwealth for Rockingham County, is entitled to the sum of $20.00 for prosecuting to conviction two in two cases of Felony at this term of the Court, to-wit: the Commonwealth vs Joseph Santemyer, alias Joseph Bamber and Commonwealth vs John Cameron. c/pd

W. McD. Coffman
vs
Henry Forrer. } Upon a Rule to enter up an Award.

On motion of the defendant, Henry Forrer, this cause is continued until the next term.

On motion of George F. Funkhouser, the petition of himself and others is docketed, asking that a public road be established, commencing at the Valley Turnpike on the line between the lands of P. S. Roller and the Estate of W. D. Grattan, dec'd passing along said line to the lands of Geo. F. Funkhouser, and through his lands and the lands of J. C. Heusel to the Forge Road, at or near the Salem Church Road, and on motion of said petitioners, the Court doth direct that the Commissioners of Roads for Ashby Township, do proceed to view the ground and report to this Court the conveniences and inconveniences that will result to individuals as well as the public, if such Road shall be made as proposed, and especially whether any yard, orchard or any part thereof will have to be taken, and said Commissioner, if he deems it necessary, may associate with himself two other Commissioners of Roads of this County. cpd for 4 R.R.

John Deff, who was on the 23rd day of May 1872, duly elected a Justice of the Peace for Linville Township for the term of two years from July 1, 1872, having failed to qualified within the time prescribed by law, the Court doth appoint him Justice of the Peace for one year from July 1, 1872, for said Linville Township, and thereupon he appeared in Court and qualified by taking the oaths required by law.

John R. Bowman, on his motion, was granted a Licence to keep a Stallion until April 30, 1873, he having produced in Court the Receipt of the Treasurer for the payment of the Tax.

John R. Bowman and N. A. VanSan, on their motion, were granted a Licence as Cattle Dealers, until April 30, 1873, they having produced in Court, the Receipt of the Treasurer for the payment of the Tax.

David Suter having improperly executed bond and qualified as Commissioner of Roads for Ashley Township instead of Overseer of the Poor for said Township, on the first day of this Term, It is ordered by the Court that his bond as said Commissioner of Roads be cancelled and the order of qualification revoked. And thereupon the Court doth appoint him Overseer of the Poor for Ashley Township to serve as such for the term of one year commencing on the 1st day of July 1872, and afterwards until his successor is qualified to enter upon the discharge of the duties thereof.

Said Suter this day appeared in Court, and together with Abraham Sager, his surety, (who justified as to his sufficiency,) entered into and acknowledged in open Court, a bond in the penalty of Five Hundred Dollars, conditioned for the faithful execution of the duties of his office. And thereupon the said Suter took the oaths required by law.

John Cameron, late of the County of Rockingham, who stands indicted for murder, was this day again led to the bar in custody of the Jailor of this County, and thereupon came the Jury sworn and impannelled on Tuesday last for his trial, pursuant to their adjournment, and upon their oaths do say, "we the Jury find the Defendant guilty of murder in the second degree, in manner and form as alleged in the Indictment, and fix the term of his imprisonment in the Penitentiary at twelve years." And thereupon the jury was discharged and the prisoner remanded to jail.

Ordered, That the following-named Veniremen be allowed the sum of Seven Dollars each for seven days services at this term of the Court, upon the trial of the Commonwealth vs John Cameron, charged with murder, and that the same be certified to the Auditor of Public Accounts for payment, viz:-

Michael Lohr,	Samuel Dingledine,	Jacob Neff,
John H. Wolfinger,	George Runion,	John Bare,
Frederick Hillyard jr.	Henry Whisler,	Joseph Crist
Samuel Empenhiser	John B. Hoover,	Moses Mason,

Ordered, That this Court be adjourned until to-morrow morning at 8 o'clock.

James Kenney

At a County Court continued and held in and for the County of Rockingham, on Tuesday, June 25, 1872.

Present:- Hon. James Kenney, presiding.

Thomas Kennedy, this day appeared in Court and renounced his allegiance forever, to every foreign prince, potentate or other power and especially to Queen Victoria, queen of Great Britain, and declared his intention to become a citizen of the United States, and took an oath to support the Constitution of the United States.

O'Neale & Co. Plffs
&
J. W. Hill's Admr. Deft. } Upon a Scire Facias to revive a judgment

The Defendants having been duly warned, and not appearing, on motion of the Plaintiffs, by their attorney, It is considered by the Court that the Plaintiffs may have execution against the Defendants for $1600.00 debt, with interest thereon from the 1st day of February 1856, till paid, (subject to the following credits: for $190.00 endorsed on one of the bonds as of the 23rd day of February 1856, and for $737.48 as of the 1st day of November 1856,) and $7.11 the costs in the writ aforesaid mentioned; and also, that the Plaintiffs recover against the Defendant his costs by him expended in suing forth and prosecuting this writ: to be levied of the goods and chattels of the Testator in the hands of J. B. Hill and W. C. Hill, his Administrators to be administered.

P. Greiner presented in Court an Account against the County of Rockingham, amounting to the sum of $10.00 for covering Cistern at Jail and repairing fence at Jail yard and Court yard, which being sworn to in Court, was examined and allowed by the Court, and ordered to be certified to the Treasurer of this County for payment.

On the motion of Geo. F. Mayhew, Esqr. for Central Township, James W. Vanpelt qualified as his Assistant, by taking the oaths prescribed by Law.

Messrs. I. B Lupton & Co, this day presented in Court an Account against the Commonwealth of Virginia, amounting to the sum of $34.00 for dieting 12 Veniremen, 2 days @ $1.00 each in case of Commonwealth & Joseph Sauteuyer alias Joseph Baulier, charged with felony, and also an account of $84.00 for dieting 12 Veniremen, 7 days @ $1.00 each, in case of Commonwealth & John Lawson, charged with murder, amounting in total to the sum of $108.00 which being sworn to in Court, was examined and allowed by the Court, and ordered to be certified to the Auditor of Public Accounts for payment.

Joseph Sauteuyer, alias Joseph Baulier, who was at a former day of this term, convicted of a felony by him committed, was this day again led to the bar in custody of the Jailor of this County, and it being demanded of the prisoner if for himself anything he had or knew to say, why this Court should not now proceed to pronounce judgment against him according to law, and nothing being offered or alleged in delay of judgment, It is considered by the Court that the said Joseph Sauteuyer alias Joseph Baulier be imprisoned in the public jail and Penitentiary House of this Commonwealth for the term of five years,

the period by the Jurors in their verdict ascertained, to hard labor. And the Sheriff of this County is ordered, as soon as possible, after the adjournment of this Court, to remove and convey the said Joseph Sauteuyer alias Joseph Bauber from the Jail of this County to the public jail and Penitentiary House of this Commonwealth, therein to be kept imprisoned and treated in the manner directed by law, for the term aforesaid. And the prisoner is remanded to jail.

John Cameron, who was, at a former day of this term, convicted of murder in the second degree, was this day again led to the bar in custody of the Jailor of this County, and by his counsel, moved the Court to set aside the verdict of the Jury and grant him a new trial, which motion the Court overruled; and thereupon he moved the Court by his counsel, for arrest of judgment, which motion the Court also overruled, and it being demanded of the prisoner if anything for himself he had or knew to say, why this Court should not now proceed to pronounce judgment against him according to law, and nothing being offered or alleged in delay of judgment, it is considered by the Court that the said John Cameron be imprisoned in the public jail and penitentiary house of this Commonwealth for the term of twelve years, the period by the Jurors in their verdict ascertained, to hard labor. And the Sheriff of this County is ordered, as soon as possible, after the adjournment of this Court, to remove and convey the said John Cameron from the jail of this Court to the public jail and penitentiary House of this Commonwealth, therein to be kept imprisoned and treated in the manner directed by law, for the term aforesaid, and that the Commonwealth recover against the defendant his costs by him in this behalf expended.

And thereupon the prisoner was remanded to jail.

Ordered, That Court be adjourned until to-morrow morning at 9 o'clock.

James Kenney

At a County Court continued and held in and for the County of Rockingham, on Wednesday, June 26, 1872.

Present:- Hon. James Kenney, presiding.

Be it remembered, That heretofore to-wit, on the 25th day of June 1872, Thomas Moore, who was, on the 23rd day of May 1872, duly elected Supervisor of Plains Township, to serve as such for the term of one year, and afterwards until his successor is duly qualified to enter upon the discharge of the duties thereof, personally appeared before the Judge of this Court, and took the several oaths required by law as Supervisor of Plains Township and executed bond in the penalty of $1000 conditioned according to law, with Madison Moore, as his surety, who justified as to his sufficiency.

Commonwealth
vs
John Cameron, } Upon an Indictment for Murder.

Memorandum.- On the trial of this cause the prisoner, John Cameron, by his counsel, excepted to three several opinions of the Court given upon said trial, and tendered his three bills of exception to the opinion of the Court, which are numbered 1, 2 & 3, which were signed, sealed and ordered to be made a part of the record in this cause, and the same is done accordingly, which exceptions are in the words and figures following, to-wit:- Commonwealth vs John Cameron- Upon an Indictment for murder. "Be it remembered &c."

Commonwealth
vs
John Cameron, } Upon an Indictment for murder.

On motion of the prisoner, John Cameron, by his counsel, It is ordered that the ~~judgment and~~ execution of the sentence of the Court rendered on yesterday be suspended for the period of sixty days from this date, in order to give ~~him~~ the said Cameron an opportunity to present a petition for a Writ of Error; and thereupon the prisoner was remanded to jail.

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

James Kenney

Virginia

In the Clerk's office of the County Court of Rockingham County, June 28, 1872.

William Bowen, Plff.

J. W. Bowen alias Jacob W. Bowen, Deft. } In Debt.

This day the Defendant Jacob W. Bowen personally appeared in the Clerk's Office aforesaid, and acknowledged the Plaintiff's action, and confessed a judgment for the sum of $1000.cts with interest thereon from the 23d. day of February 1870, at the rate of 7 per cent per annum, (subject to a credit of $163.33⅓ being interest to June 22d. 1872,) till paid, and costs. It is therefore considered that the Plaintiff recover against the Defendant the sum of $1.11111 cts with interest thereon from the 23d. day of February 1870, at the rate of 7 per cent. per annum, (subject to a credit of $163.33⅓ being interest to June 22d. 1872,) till paid and his costs by him in this behalf expended.

In Vacation. June 29, 1872.

Rockingham County, To-Wit:-

This day, S. M. Hammen personally appeared before me and took the several oaths required by law, as Clerk for Stonewall Township, for one year from the 1st. day of July 1872, and executed & acknowledged a bond in the penalty of $2000cts with Wm. B. Yancey, as surety, who justified as to his sufficiency. Given under my hand this 29th. day of June 1872.

James Kenney, Judge of the County Court of Rockingham County.

In Vacation, July 5, 1872.

To the Clerk of Rockingham County Court:-

I do hereby certify that I have this day appointed J. B. Eastham, Collector for Stonewall Township, Rockingham County, for one year from July 1st. 1872, and that he personally appeared before me and took the several oaths required by law, and executed bond in the penalty of $16.000.cts conditioned according to law, with his sureties, who justified as to their sufficiency, and acknowledged the same before me and which Bond is herewith returned & ordered to be entered as the law directs. July 5, 1872.

James Kenney, Judge of the County Court of Rockingham County.

In Vacation, July 8, 1872.

To the Clerk of the County Court of Rockingham County.

I have this day appointed Joseph Bare, Overseer of the Poor for Stonewall Township in the county of Rockingham, and he personally appeared before me and took the several oaths prescribed by law, and executed bond, with Geo. W. Sedwick, his surety, in the penalty of $500.cts, who justified as to his sufficiency. Given under my hand this 8th. day of July 1872.

James Kenney, Judge of the County Court of Rockingham County.

At a County Court held in and for the County of Rockingham, on Monday, July 15, 1872:-

Present:- Hon. James Kenney, presiding.

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

Bargain & Sale	Hugh A. Brunk & wife	to	Rebecca Heatwole,
" "	John G. Winfield	"	John Deaton,
Gift.	Saml. C. Naylor & wife	"	Benj. Hensley & others, Trustees, &c,
Trust Deed.	R. G. Coakley & wife	"	B. M. Rice, Trustee,
Bargain & Sale,	Thomas Aubrey & wife	"	Wilson M. Aubrey
" "	A. S. Rosenbeyer & wife	"	Wilson A. Bazzel
" "	George Null & wife	"	Louisianna Shiflett
" "	Peter Stirne,	"	Sanbyer Whisler,
" "	G. W. Berlin, Comm.	"	Eli Long,
" "	Daniel C. Kibler & wife,	"	William Berry,
Partition.	John B. Ammon & others,	"	Sallie E. Wolf & others,
Trust Deed.	John Cameron,	"	Chas. E. Haas, Trustee,
Bargain & Sale.	M. J. Meyerhoeffer & wife,	"	Thos. K. Hanshberger,
" "	David H. Andrew	"	Wm. L. Anderson,
" "	Wm. Sigler,	"	Harriet C. Dovel,
" "	C. D. H. Warren's Admr.	"	John E. Dovel,
" "	Winfield & Liggett	"	M. M. Kibler,
" "	Levi Kibler & wife	"	M. M. Kibler,
" "	N. S. Wartmann, Trustee & Comm.	"	E. R. Shue,
" "	Sallie E. Wolf & others,	"	Andrew Shaver,
" "	Mary E. Harshberger & wife	"	Alexander Pirkey,
" "	John Probaugh & wife,	"	Alexander Pirkey,
" "	Mary Nicholas,	"	Archibald Taylor,
" "	Barbara Scott,	"	Archibald Taylor,
" "	John Harshberger & wife	"	John Green,
" "	James Smith & wife,	"	Harrison Bateman,
" "	John W. Meyerhoeffer & others,	"	Harrison Bateman,
" "	G. W. Berlin, Comm.	"	John H. Rowe,
Trust Deed.	Chas. L. Weaver & D. J. Weaver,	"	Peter Pence, Trustee,
" "	W. N. Ritenour,	"	J. W. Liggett, Trustee,
Bargain & Sale,	Laurence Crawford & wife	"	Joseph Milstead,
" "	Laurence A. Way & wife	"	William Sinsabaver,
Homestead,	George W. Bedrick,		
Lease,	Mahala Warren,	"	Bettie E. & Margaret V. Mauck,
Homestead,	David Bloser,		
Deed of Trust,	John Coover & wife,	"	John Echols, Trustee,

The following settlements having been filed in the Clerk's office the time prescribed by law, and no exceptions being taken thereto, It is ordered that the same be admitted to record:—

Henry Burkholder, guardian of John B. Shank, &c — Eli Long, Admr. of George Long, Jesse Burkholder & Peter Shaver, Exors. of George Shaver, decd. Ephraim Wenger, guardian of Susannah Wenger, — Saml. A. Long, Exor. of John Long, Sr. — Jacob Sellers, guardian of Peter M. Shaver, — Wm. A. Peuce, Exor. of John Kinegaduer — Chas. A Yancey, Trustee for G. C. Conrad, and Christian Burkholder, guardian of Susannah Brenneman,

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On an application for a public road from Fulton's Shop to John Wease's in Ashby Township:—

B. F. Conner, Commissioner of Roads having viewed said proposed road and made his report to the Court, and the land owners along the route agreeing in writing to accept the damages allowed them by Commissioned Conner, and to the establishment of said road, It is ordered that said road be established as follows,— commencing at a point on a public road near Fulton's shop,— thence running North East on the line of Eliphalet Johnston & P. B. Dice to the land of Samuel Wheelbarger through said Wheelbarger's land to the land of John Crowhorn, thence through his land to the land of the widow Crowhorn, thence through her land, and on the line of her and David Spicer to the land of Wm. Robinson and Daniel Gongwer, thence on the line of said Robinson and Gongwer, to the line of Peachy Wine and Wm Robinson, thence to the land of George Woods and on the line of said Woods and John Wease to a point of intersection with the Brock's Gap Road at a point near John Wease's. It is further ordered that the sum of $50.00 copied on Wood. (Duplicate on Hy. B. Small cred.) be paid to Geo. Woods,— $30.00 to Peachy Wine,— $35.00 copied to Wm. Robinson, $5.00 to P. B. Dice and $10.00 copied to Eliphalet Johnston as damages, the same to be paid by Ashby Township,— and the Commissioner of Roads for Ashby Township is directed to open said road.

On motion of Wm. Sites, surviving Administrator of George Sites, Wm. G. Thompson is appointed a special Commissioner to settle the accounts of said Administrator with the Estate of his intestate, and report the same to this Court, with any matters he may deem pertinent, or any party may require.

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Adam H. May, Constable of Rockingham County this day presented in Court an Af against the Commonwealth of Virginia, amounting to the sum of $6.[illegible] which being sworn to in Court, was examined and allowed by the Court and ordered to be certified to the Auditor of Public Accounts for payment.

cpd

L. S. Byrd, Jailor of this County, this day presented in Court, an Af against the Commonwealth of Virginia, amounting to the sum of $60.60 for receiving, dieting and releasing various prisoners, which being sworn to was examined and allowed by the Court, and ordered to be certified to the Auditor of Public Accounts for payment.

cpd.

Jacob Funkhouser presented in Court an Af against the County of Rockingham, amounting to the sum of $17.50 for surveying Road from Heltzel's Mill to Rawley Springs Pike 2½ days and for surveying Road from Garbrick's Cross Roads to Paul's Mill Road, ½ day, which being sworn to was examined and allowed by the Court, and ordered to be certified to the Treasurer of this County for payment.

cpd

Lewis Driver, Comm'r. of Roads for Central Township, this day presented in
Sp. Court an Af against the County of Rockingham, amounting to the sum of $13.00 for viewing various roads in said Township, which being sworn to in Court, was examined and allowed by the Court, and ordered to be certified to the Treasurer of this county, for payment.

On the motion of Thomas G Logan, who made oath thereto according to law, ~~and together with~~ this day appeared in Court, and together with Jacob Grim, his surety, (who justified as to his sufficiency,) entered into and acknowledged a bond in the penalty of $800.00 conditioned according to law, a certificate is granted him for obtaining letters of administration upon the Estate of Franklin Mauzy, decd. And on his further motion, the Court doth appoint Thomas Weaver, Edward Weaver, Benj. Rice, A.J. Sigler and James Smith to appraise said Estate, any three of whom may act, after first being duly sworn.

M. Lindon, who was on the 11th day of June 1872, duly appointed and commissioned by the Governor of Virginia, a Notary Public in and for the county of Rockingham this day appeared in Court, and together with Aaron Shutters, his surety, (who justified as to his sufficiency,) entered into and acknowledged in open Court a bond in the penalty of Five Hundred dollars, conditioned for the faithful execution of the duties of his office, Which bond is ordered to be recorded by the Clerk of this Court, who is also directed to transmit a copy of said bond, and a copy of this order, to the Auditor of Public Accounts. And thereupon the said M. Lindon took the several oaths prescribed by Law.

Saml. R. Sterling, who has heretofore been appointed and commissioned a Notary Public in and for the County of Rockingham, by the Governor of Virginia, has leave, on his motion to renew his bond, and thereupon he appeared in Court, and together with Saml. B. Allebaugh, his surety, (who justified as to his sufficiency,) entered into and acknowledged a bond in the penalty of Five Hundred Dollars, conditioned for the faithful execution of the duties of his office. Which bond is ordered to be recorded by the Clerk of this Court, who is also directed to transmit a copy of said bond, and a copy of this order, to the Auditor of Public Accounts. And thereupon the said Saml. R. Sterling took the several oaths prescribed by law.

The writing purporting to be the last will and testament of John McDonaldson, dec'd, was this day presented in Court, and being proven by the oaths of A.S. Gray and John Higgins, the two subscribing witnesses thereto was admitted to probate.

Elia. A. Yancey, Adm. of J. C. Ammon, dec'd. Plff, } Upon a garnishee summons issued out
vs } under attachment of a Writ of Fieri Facias
G. W. Mauzy, Deft. } against W. T. McGaheys Smith & Thompson

G. W. Mauzy this day appeared in Court and acknowledged his indebtedness to the judgment debtor in a sum sufficient to pay the judgment of the Plaintiff. It is therefore considered by the Court that the Plaintiff recover against the Defendant G. W. Mauzy, the sum of $73.24 with interest thereon from the 16th day of May 1868, till paid and $8.54 costs and costs by him in this behalf expended.

Jacob L. Silbert, Pltff,
vs
P. Paul, &c., Afdefens, Defts. } Notice.

J. P. Effinger, Pltff
vs
G. Devier & P. Acker, Defts. } Upon a Sug.

C. A. Baldwin & Co., Pltff
vs
G. W. Berlin, Defts. } Notice.

M. L. Zinkle, Pltff
vs
Linville Township, Defts. } Notice.

D. D. Dovel's Heirs, Pltff
vs
Mrs. S. Miller, &c, Afdefens, Defts. } Notice.

Peter H. Roup, for &c, Pltff
vs
D. Pennybacker, Defts. } Upon a sug.

Huffman & Bro., Pltff,
vs
G. W. Berlin, Defts. } Notice.

Wm. Loeb, for &c, Pltff
vs
John Kelly, Defts. } Upon a sug.

Ordered, That the foregoing causes be placed upon the Courts Docket.

E. W. Jones Pltff
vs
Jacob Byerly, Defts. } Notice. to give additional security as Admr. de bonis non of Joseph Wine, dec'd;

Ordered That this cause be placed upon the Courts Docket.

And on motion of the Pltff, a Rule is awarded against the defendant returnable to the first day of the next term, to shew cause, if any he can, why he should not give the additional security as required by the notice of the Plaintiffs.

Peter H. Roup, for &c, Pltff
vs
Derick Pennybacker, gar. &c. Defts. } Upon a suggestion.

This day came the Plaintiff by counsel, and the defendant Derick Pennybacker, who has been duly summoned as garnishee, admitting that he is indebted to J. Ed. Pennybacker, one of the defendants in the Fieri Facias mentioned in said suggestion in an amount greater than the amount demanded in said writ of Fieri Facias - in the name of Peter H. Roup, for &c, vs J. Ed. Pennybacker and John C. Wordeon, It is ordered that the said Derick Pennybacker do pay to J. P. Paleton, Sheriff of Rockingham, (for use of Plaintiff) the sum of $108.22 with interest on $100 thereof from the 31st. day of March 1867 till paid, and the costs of this proceeding.

J P Effinger, Pltff.
vs
Giles Devier & Peter Acker, Defts. } Upon a suggestion under a writ of Fieri Facias sued out against Jacob Acker,

This day came the Plaintiff by counsel, and the Defendant Giles Devier who has been duly summoned as garnishee, appeared in Court and admitted that he is indebted to the Defendant (Jacob Acker,) in the Fieri Facias mentioned in said suggestion in the name of J. P. Effinger vs Jacob Acker, in the sum of $51.28 the amount of a Note executed to Jacob Acker on the 23d. day of November 1868, with interest from the 24th. day of July 1859, till paid, said Note being filed with the papers of this cause. It is therefore considered by the Court that the Plaintiff recover against the Defendant Giles Devier, the sum of $51.28 with interest thereon from the 24th. day of July 1859, till paid,

Ordered, That the Treasurer of Rockingham County pay to John Paul, Attorney for the Commonwealth the sum of $41.66⅔ for his services in this Court, for the month of July 1872.

On the motion of Adeline Showalter, who made oath thereto according to law, this day appeared in Court, and together with Mary A. Showalter, her surety, (who justified as to her sufficiency) entered into and acknowledged a bond in the penalty of $1000.00 conditioned according to law, a certificate is granted her for obtaining letters of administration de bonis non, in due form, upon the Estate of George Ireland, dec'd.

John E. Roller guardian of John R. Pence having acknowledged service of a notice from his surety, P. S. Roller, requiring him to execute a new bond with other security as said guardian, and said John E. Roller appearing in Court and declining so to do, It is therefore considered by the Court that his powers as said guardian be and the same are hereby revoked.

On his motion, the Court doth appoint N. H. Roller, guardian of John R. Pence, infant son of John Pence, dec'd, under the age of 14 years, and thereupon he appeared in Court, and together with Emanuel Polar, his surety, (who justified as to his sufficiency,) entered into and acknowledged a bond in the penalty of $3000.00 conditioned according to law, and qualified accordingly.

It is ordered on the notice and petition of Julia A. Washington, and the agreement of Thomas Washington, her husband, all his powers as Trustee of said Julia A. Washington are hereby annulled and revoked, and on the petition of said Julia A. Washington, Hampson W. Washington is hereby appointed the Trustee of said Julia A. Washington, with all the rights, powers and duties heretofore appertaining to John Dillon and to Thomas Washington, the Trustee.

Huffman & Bro. Pltff
vs
G. W. Berlin, Deft. } Upon a Notice.

This day came the parties by their attorneys and the decision of the cause submitted to the Court, and having heard the evidence, It is considered by the Court that the Plaintiffs recover against the defendant the sum of $80.00 with interest thereon from the 1st. day of August 1867, at the rate of 6 per cent. per annum, till paid, and their costs by them in this behalf expended.

James Mullen's Admr. Pltff
vs
G. W. Berlin, Geo. F. Linkes & P. Herring, Defts. } Upon a Bond executed for the purchase of property at Sheriff's sale, under Act of Assembly passed May 28, 1870, entitled an "Act to prevent the sacrifice of Personal property at forced sales"

This day came the Plaintiff, by his attorney, and the defendants being solemnly called and not appearing, the Notice was proved, and It is considered by the Court that the Plaintiff have judgment and execution against the Defendants for the sum of $287.26 with interest at the rate of 6 per cent. per annum, from the 11th day of August 1871, till paid, and his costs, by him, in this behalf expended.

James P. Ralston, Sheriff of Rockingham County, this day presented in Court, an Act against the ~~County of Rockingham~~ Commonwealth of Virginia, amounting to the sum of $6.00 for arresting Jo^s. Santemyer alias Joseph Bamber, Philip Phillips, Franklin Koontz and Robert Rondabush, charged with felony and for $1 paid for horse-hire, which being sworn to in Court was examined & allowed by the Court, and ordered to be certified to the Auditor of Public Accounts for payment.

James H. Kearney, this day presented in Court an Act against the Commonwealth of Virginia, amounting to the sum of $1.35 for services and mileage as guard to the Sheriff of this County in the arrest of Jo^s. Santemyer alias Jo^s. Bamber & Philip Phillips, which being sworn to in Court, was examined and allowed by the Court, and ordered to be certified to the Auditor of Public Accounts for payment.

Samuel Barley, use of &c, Pltff.,
vs
John H. McLeod, gar. &c, Deft. } Upon a sug. under a writ of Fieri Facias sued against David Swartz
same Pltff.,
vs
same, gar. &c, Deft.

This day came the Plaintiff by counsel, and the Defendant John H. McLeod, who has been duly summoned as garnishee, admitting that he is indebted to David Swartz the Defendant in the Fieri Facias mentioned in the suggestion in a sum sufficient to pay the same, Interest and costs, It is therefore considered by the Court that the Plaintiff recover against the Defendant John H McLeod, the sum of Eleven Dollars and 37 cents, with interest from 7^th. day of August 1860, till paid and 98 cents costs, and the further sum of Two Dollars and 63 cents, with interest from the 28^th. day of May 1861, till paid, and 98 cents costs

Ordered That this Court be adjourned until to-morrow morning at 9 o'clock.

James Kenney

At a County Court continued and held in and for the County of Rockingham, on Tuesday July 16, 1872.

Present:- Hon. James Kenney, presiding.

On motion of E. D. Sullivan to be relieved of an Erroneous Assessment as a canvaser. The Commonwealths Attorney, John Paul, defending the motion, and George F. Mayhew, the assessor examined as a witness. It is ordered by the Court that said E. D. Sullivan be relieved from the payment of an Assessment of $60.00 as a canvaser, made against him on the 13th day of December 1871, by George F. Mayhew, Assessor for Harrisonburg Township, in this county. It appearing to the Court that said E. D. Sullivan is not a canvaser to buy.

On motion of the widow of Alex. Kyger, dec'd, a Rule is awarded against A. J. Bagher, Isaac Long and Peter K. Reuce, Commissioners heretofore appointed by this Court to assign dower to the widow of Alex. Kyger, dec'd, in the lands of her deceased husband and to make partition of the residue, to show cause why they should not be fined for failing to report. rule returnable to the next term of this Court.

J. D. Logan, Clerk of this Court was allowed the sum of Sixty-two Dollars and fifty cents, for the services of Pendleton Bryan for 10 days and S. B. Stebbing 15 days @ $2.50 per day in copying the Land Books of this County, furnished to the Assessor of Lands under the Act of the last General Assembly, providing for re-assessment of Lands, and the Treasurer of this County is directed to pay the same out of the Levy of 1872.

Pd. d. to P. Bryan
" " " S. Stebbing

Upon motion of John P. Baldwin Admr of Timothy Quinlan leave is given him to withdraw the bond in the suit in his name against David Huffman in which judgment was rendered at Feby Term 1871 upon leaving an attested copy thereof. on the papers of that cause.

Ordered that the Court be adjourned until tomorrow morning at 9 Oclock

James Kenney

At a County Court continued and held in and
for the County of Rockingham on Wednesday July 17th 1872.

Present: Hon. James Kenney presiding.

Mrs M. McDowell Coffman & Deff
Kenny Foner Deft

Upon a rule shew cause why an award shall not be entered up as the judgment of the Court.

This day came the parties by their attorneys and the plaintiff Mrs M M^cD. Coffman having exhibited, and proved the execution of an agreement between the said parties in the words, and figures following to "Whereas certain questions and disputes between Magdaline M^cD. Coffman" to And also having presented and proved the execution of three other agreements endorsed upon said first mentioned agreement enlarging the periods within which the award in said first mentioned agreement was to be made in the words and figures following to: "We hereby agree that the time for making the above mentioned award may be extended until the 24th day of February 1872 Given under our hands &c" and "We hereby agree that the time for making the above mentioned award may be extended until the 16th day of March next &c" and "We hereby agree that the time for making the above mentioned award may be extended until the 25th day of May 1872 &c" And the said plaintiff having presented, and proved the execution and delivery of an award in the words and figures following to: We Sam'l Shacklett. William C. Harrison, and J Madison Lyons Arbitrators chosen by Mrs M M^cD. Coffman, and Henry Foyer to arbitrate the disagreement of said parties concerning the liability of said Foyer to said Mrs Coffman for rent of property Rent the 25t day of December 1870 which said Foyer had rented (or leased) of said Mrs Coffman as set forth in their submission bearing date the 8th day of January 1872 Now know ye that we the said arbitrators whose names are hereunto subscribed having duly examined the causes of difference between them the said parties by hearing the statements proofs and allegations of both do make and publish this our Award between the said parties in manner following that is to say Henry Foyer shall pay to M. M^cD. Coffman the sum of Twenty Eight hundred and seventeen Dollars, and 73 cents with Interest on Three Hundred and Fifty six Dollars & 26 cents a part thereof from the 12th of May 1871 on Four hundred and Seventy five Dollars another part thereof from the 12th day of November 1871 and on nineteen hundred and Eighty six 47/100 Dollars the residue thereof from the 12th May 1872 and further award that Henry Foyer shall deliver to said Mrs Coffman, immediate possession of the lot of ground mentioned in the submission, we further award that Henry Foyer shall pay the Costs of this arbitration which we ascertain to be twenty dollars. In testimony whereof the parties to these presents have hereunto set their hands and seals this 24th day of May 1872 Sam'l Shacklett (Seal)
Wm C Harrison (Seal)
J. Madison Lyons (Seal)

and the Parties being fully heard it is considered by the Court that Mrs Magdaline McD. Coffman do recover from Henry Forrer the sum of twenty eight hundred and seventeen dollars and seventy ~~four~~ three cents; with interest on three hundred and fifty six dollars and twenty six cents part thereof from the 12th day of May 1871 and on four hundred and seventyfive dollars another part thereof from the 12th day of November 1871. and on nineteen hundred and Eighty six dollars and forty seven cents the residue thereof from the 12th day of May 1872; that the said Henry Forrer deliver to the said Magadaline McD. Coffman possession of the lot of ground in the said award, and submission mentioned, and that the said Henry Forrer do pay to the Parties entitled to the same twenty dollars the Costs of said Arbitration

Ordered, That Court be adjourned until to-morrow morning at 9 o'clock,

James Kenney

At a County Court continued and held in and for the County of Rockingham on Thursday July 18th 1872

Hon. James Kenney presiding

M. McD. Coffman Pltff
v
Henry Forrer &c Defts

Upon a Rule against Defts to shew cause why an award shall not be entered as the Judgment of the Court

Memorandum. Upon the trial of this motion the Defendant excepted to an opinion of the Court given upon said trial 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 the cause, and which is in the words, and figures following to wit: "Bill of Ex &c" (here insert the Exceptions)

And on motion of the Defts H. Forrer the execution of the Judgment entered in this cause is suspended for a period of thirty days in order to give the said H. Forrer an opportunity to ~~perfect~~ for a Supersedeas, this order not to take effect until the said H. Forrer executes Bond before the Clerk of this Court in the penalty of $500.00 conditioned according to law.

On motion of the Sheriff of this County and it appearing to the Court that James Pollard, has been dead more than three months next preceeding the sitting of this Court, and no one having administered on the estate of the said James Pollard it is ordered that the estate of the said decedent, be committed to James P. Paleton Sheriff of Rockingham County, for administration

Jacob L. Sibert Plff
v
Peter Paul, John R. Jones. & Davia A Healwold
assessors of land in Harrisonburg Township
the 2nd District of Rockingham County Va
under an act of General Assembly of Virginia
passed on 1st day of February in the year 1872
entitled an Act for the reassessment of
the lands in the Commonwealth, Defts. } Upon a notice

On motion of Jacob L. Sibert in pursuance of the notice heretofore proven and docketed the Attorney for the Commonwealth for the County of Rockingham Va being present, and defending the interests of the Commonwealth, the testimony of the parties offered being heard together with the examination of Peter Paul and John R Jones two of the three Assessors who were present, And the Court being of opinion that the assessment of the lot, and buildings thereon of the said Jacob L. Sibert, at the South Eastern corner of the Public Square and on the western side of Main or High Streets in the town of Harrisonburg in the said County is too high at the sums of $5000.00 for the lot and $6000.00 for the buildings thereon and that the assessment thereof should be reduced to $2800.00 for the lot and $5600.00 for the buildings thereon, reductions are made accordingly, and the last named sums fixed as the true value of said lot and buildings respectively and it is ordered that the Clerk of this Court do certify to the Auditor of Public Accounts and to the said Assessors Copies of this Order, together with the notice upon which it is founded in order that the Assessment book may be corrected accordingly.

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

James Kenney

Monday, August 19, 1872.

At a County Court held in and for the County of Rockingham, on Monday, August 19, 1872.—

Present:- Hon. James Kenney, presiding.

The Clerk of this Court this day presented in Court, a List of Deeds received and admitted to record in the Clerk's office of this Court, at and since the last July Term, which List being seen and inspected by the Court, is ordered to be spread upon the Minutes, which is as follows:—

Donation.	Noah Minnick & others	to Daniel Flory & others, Trustees,
Bargain & Sale.	Charles A. Yancey, Commr.	" Augustine Wyant,
" "	John Spader,	" Caleb Dean,
" "	Jacob J. Thomas,	" Lucy A. Miller,
" "	David Shirkey, Commr.	" Jonas Reed,
Trust-Deed.	Sarah C. Wright & Joel S. Wright,	" B. A. Myers,
Bargain & Sale,	P. McD. Hatfield & wife	" Wm. W. Sibbs,
" "	Abraham Painter & wife,	" Valley Railroad Company,
Homestead.	Caroline Mauzy,	
Trust Deed.	Susan Rinehart	" A. M. Newman, Trustee,
Bargain & Sale.	Isaac Bare, &c,	" John Archeart,
" "	Abraham Neff	" same,
" "	John Branner & wife,	" same,
" "	Wm. Orebaugh & wife	" same,
" "	George Miller & wife,	" same,
" "	Samuel Garber & wife	" same,
" "	Elijah S. Huffman & wife,	" Jacob S. Slusser,
" "	Eliza Rogers,	" B. F. Armentrout,
Mortgage.	Wm. McK. Coffman,	" Jones Brothers,
Bargain & Sale.	John H. Hopkins' Exrs	" Robert S. Gaines,
" "	First Nat. Bank of Harrisonburg,	" Jacob Gaeaman & Bro.
" "	Pendleton Bryan & wife,	" T. K. Lyon,
" "	Wm. H. Ritenour,	" Jonas A. Loewenbach,
" "	Peter Guyer & wife,	" John Gatewood, Trustee,
Trust Deed.	Isaac K. Bowers & wife,	" John K. Bowers,
Homestead.	Wm. S. Downs,	
"	Ancel Morris	
Bargain & Sale,	J. P. Effinger & wife	" William Bucher,
" "	Lucy Johnson,	" Lucy Ann Deahler,
" "	Jacob Pence & wife	" Amanias Pirkey,

The following Settlements having been filed in the Clerk's office the time prescribed by law, and no exceptions being taken thereto It is ordered that the same be admitted to record, viz:—

Settlement of the Acts of W. L. Blakemore, guard. Alexander Newman's Heirs,
" " " " " Abram Shank, " Elizabeth Showalter, &c,
" " " " " Daniel Bowman, " Rebecca Cromer,
" " " " " John Linaweaver, " J. W. & E. A. Deputy
" " " " " Daniel Bowman, " Joseph Miller's Heirs,
" " " " " David Eiler " C. M. Keezel's Heirs,
" " " " " Henry Geil " John S. & Priscilla Geil,
" " " " " Samuel S. Miller, " Catharine Senger, &c,
" " " " " David Bowman, Committee of John Bowman,
" " " " " Moses Mason, Adm.r of John Mason,
" " " " " Joseph Burkholder, " " Barbara Neff,
" " " " " J. B. Burner & C. H. Bird " " Isaac Bird,
" " " " " George P. Bustner " " Elijah Dudley,
" " " " " Abraham Shank, " " Joseph J. Showalter,
" " " " " C. A. Yancey, " " C. Angabright
" " " " " Benjamin Wenger, Exor. " Benjamin Wenger,
" " " " " Isaac Wenger & Jacob Geil " " Joseph & Barbara Wenger,
" " " " " P. H. Armentrout " " Adam Armentrout,

The following Appraisement and Sale Bills were this day returned into Court, and no exceptions being taken thereto, were ordered to be recorded, viz:—

Appraisement & Sale Bill of the Estate of Joseph Cromer, dec.d
" " " " " " " " Alex. Rygey dec.d
" — — " " " " " " Isaac Rinehart, dec.d
" — — " " " " " " Wm. H. Wise, dec.d
" " " John Kedrick, by J. A. Loewenbach, Trustee,

On his motion, and it appearing to the Court that Jo.s B. Amiss has been a resident of this Commonwealth, for one year next preceding this motion, that he is above the age of twenty-one years, and is a young man of good moral character, certificate is granted him for obtaining license to practice as Attorney at Law, in the Courts of this Commonwealth, in accordance with the law.

On the motion of J. C. Braithwaite, It is ordered that the Estate of Margaret Braithwaite, dec.d, be committed to James P. Ralston, Sheriff of Rockingham County, for administration.

On motion of Edward J. Armstrong, the cestui que trust and David B. Dever the grantor in a Deed of Trust bearing date the 7.th of January 1871, and admitted to record in the Clerk's office of the County Court of Rockingham County Feby 20, 1871, Robert Johnston is substituted as Trustee, in the room of George Armstrong, the former trustee, who has departed this life, with all the powers and duties of said deceased trustee.

John S. Thomas, Assessor of Plains Township, presented in Court an Account against the Commonwealth of Virginia, amounting to the sum of $6.50 for registering 54 Births and 11 Deaths, @ 10¢ each, for the year 1871, which being sworn to, in open Court, was examined & allowed by the Court, and ordered to be certified to the Auditor of Public Accounts, for payment.

Henry W. Berry, Assessor for Linville Township, presented in Court an Account against the Commonwealth of Virginia, amounting to the sum of $9.30 for registering 79 Births and 14 Deaths, @ 10¢ each, for the year 1871, which being sworn to in open Court, was examined and allowed by the Court, and ordered to be certified to the Auditor of Public Accounts for payment. c/s & d.

Joseph W. Rhodes, Assessor for Central Township, presented in Court an Account against the Commonwealth of Virginia, amounting to the sum of $13.50 for registering 104 Births and 31 Deaths, @ 10¢ each, for the year 1871, which being sworn to in open Court, was examined and allowed by the Court, and ordered to be certified to the Auditor of Public Accounts for payment. c/s & d.

Mc. K. Flook's Adm'r. & J. W. Kalston, &c.	Sug.	Edward S. Yancey & S. G. Long.	Sug.	John G. Ragan & S. G. Long.	Sug.
J. P. Effinger & Andrew J Warfield.	Att.	John G. Effinger & F. A. Effinger,	Att.	same & same.	sug.
Wm N. Davis & R. J. Lackey.	Sug.	Henry A. Showalter & James Anderson, &c.	Sug.	J. N. Cowen & O'Roark & Thomas	notice.
S. R. Allebaugh, Dep. for &c, & Jacob Lincoln, &c,	notice.	Reuben Rondo, & A. J. Warfield	att.		

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

On motion of Jo. Letton, Wm. B. Compton was appointed Trustee in a Deed of Trust executed by John N. Wartmann to Wm McK. Wartmann on the 6th day of February 1871, in the room of said Wm McK. Wartmann, who has departed this life, notice of said motion having been acknowledged by John N. Wartmann and J. P. Roleton, S. R. C. and as such Adm. of Wm McK. Wartmann, dec'd.

On the motion of Charles Lewis, a duly commissioned Notary Public in and for the County of Rockingham, he is permitted to renew his bond as such, and thereupon he appeared in Court, and together with Andrew Lewis, his surety, who justified as to his sufficiency entered into and acknowledged a bond in the penalty of Five Hundred Dollars, conditioned for the faithful execution of the duties of his office. Which bond is ordered to be recorded by the Clerk of this Court, who is also directed to transmit a copy of said bond and a copy of this order to the Auditor of Public Accounts. And thereupon the said Charles Lewis took the oaths prescribed by Law. √

A Rule having been returned into Court duly executed, requiring Jacob Ryerly to give additional security as the Administrator of Joseph Wine, dec'd, and he still failing to appear and give such security, on motion it is ordered by the Court, that his powers as such Administrator be and the same are hereby revoked. Ju 18

Geo. F. Funkhouser, surv. partnr &c, vs John Q. Winfield & A. F. Brenner. } upon a notice upon a Bond executed for the purchase of property at Sheriff's Sale, under Act of Assembly, passed May 28, 1870, entitled "An Act, &c"

This day came the plaintiff by his attorney, and the defendants being solemnly called and not appearing, the notice was proved, and it is considered by the Court that the plaintiff recover against the defendants the sum of $42.35 with interest thereon from the 17th day of July 1871 till paid, and his costs by him in this behalf expended.

Elizabeth Rygers Adm. vs Robert Rygers & B. F. Rygers. } on B. Bond.

This day came the Plaintiff by her Attorney, and the Defendants being solemnly called and not appearing, the Notice was proved, and it is considered by the Court that the Plaintiff have judgment and execution according to bond and for costs.

David Bowman, vs Mathias M. Miller, &c. } upon a notice upon a Bond executed for the purchase of property at Sheriff's sale under Act of Assembly, passed May 28, 1870, entitled "An Act &c.

This day came the plaintiff by his Attorney, and the defendants being solemnly called and not appearing, the notice was proved, and it is considered by the Court that the plaintiff recover against the Defendants the sum of $119.65 with interest thereon from the 6th day of October 1871, till paid, and his costs by him in this behalf expended.

George Bowmans Admr. vs Mathias M. Miller, &c. } upon a notice upon a Bond executed for the purchase of property at Sheriff's sale, under Act of Assembly passed May 28, 1870, entitled An Act, &c."

This day came the plaintiff by his Attorney, and the Defendants being solemnly called and not appearing, the notice was proved and it is considered by the Court that the plaintiff recover against the Defendants the sum of $148.40 with interest thereon from the 6th day of October 1871, till paid, and his costs by him in this behalf expended.

On the motion of Alexander Holsinger, who made oath thereto according to law, this day appeared in Court and together with Lewis Driver his surety, (who justified as to his sufficiency,) entered into and acknowledged a bond in the penalty of $300 conditioned according to law, a certificate is granted him for obtaining letters of administration in due form, upon the Estate of Abraham Carr, dec'd.

On the motion of John Zigler, who made oath thereto according to law, this day appeared in Court, and together with Michael Zigler, his surety, (who justified as to his sufficiency,) entered into and acknowledged a bond in the penalty of $600 conditioned according to law, a certificate is granted him for obtaining letters of administration in due form, upon the Estate of Frederick Carr, dec'd.

Henry Buell, George Life, Benj. Whitmer, John F. Claycomb and Samuel Driver against whom Rules had been issued and executed for their failure to

appear at a former term of the Court as Veniremen, appeared in Court and were examined by the Court touching their said failure, and for reasons appearing to the Court, said Rules were discharged.

Ordered, That the Clerk of this Court issue a Venire Facias, directing the Sheriff of this County to summon eight additional Grand Jurors to appear here forthwith.

Elizabeth C. Sites having renounced her right to administer upon the Estate of her deceased husband, Henry Sites, upon her motion, Michael Zigler, who made oath thereto according to law, this day appeared in Court and together with John Zigler, his surety, (who justified as to his sufficiency,) entered into and acknowledged a bond in the penalty of $1600.00 conditioned according to law, a certificate is granted him for obtaining letters of administration in due form, upon the Estate of said Henry Sites, dec'd.

And upon her further motion, Abram Shank, Geo. W. Moyers, S. H. Bowman and A. J. Dougherty are appointed to appraise the Estate of said Henry Sites, dec'd. any three of whom may act, after first being duly sworn.

James R. Eiler, foreman, James W. Davis, George Liskey, Nelson Keyser, Joseph B. Amick, John Linaweaver, Augustine Weller, Joshua Ritchie and Simeon Smith were sworn and impannaled a Grand Jury in and for the body of the County of Rockingham, and having received their charge from the Court, retired to their room, to consider of their presentments, and after sometime returned into Court, and not having completed the business before them were adjourned until to-morrow morning at 9 o'clock.

Rules were awarded against J. W. Sharp, David Link, R. J. Miller, Joseph Altaffer and John N. Curry, Grand Jurors summoned to this ~~day~~ of the Court, for their contempt in failing to attend.

J. W. Litt,
A. J. Warfield. } Upon an attachment.

Ordered That this cause be placed upon the Court's docket.

Ordered That Court be adjourned until to-morrow morning at 9 o'clock.

James Kenney

At a County Court continued and held in and for the County of Rockingham, on Tuesday August 20, 1872.

Present: - Hon. James Kenney, presiding.

Commonwealth
&
Cyrus Wise, } P. A. B.

For reasons appearing to the Court and on the Defendants motion this cause is continued until next term, at his costs.

Commonwealth
&
Samuel Shacklett } misdr.

Commonwealth
&
Samuel Shacklett & others. } misdr.

This day came the Commonwealths Attorney, and entered a Nolle prosequi in the two above named causes.

Levi S. Byrd, Jailor of this County this day presented in Court an Account against the Commonwealth of Virginia, amounting to the sum of $15.50 for diet, &c, Diana Layman, a Lunatic, which being sworn to in Court was examined and allowed by the Court and ordered to be certified to the Auditor of Public Accounts for payment. And the said Byrd proved to the Court that immediately after the commitment, and every sixty days thereafter application was made to the Board of Directors of both Asylums for admission, and that said applications were refused for want of room.

Sfd.

J. W. Gitt Pltff
&
A. J. Warfield Deft. } Upon an attachment.

This day came as well the Attorney for the Plaintiff as the Defendant by his Attorney, and on motion of the Defendant by his Attorney, and for defects appearing in the affidavit and attachment in this cause issued, It is ordered that said attachment be quashed, and the Defendant recover against the Plaintiff, his costs, by him, in this behalf expended.

Charles A. Yancey, Pltff
&
Gideon Sheny, Deft. } Unlawful Detainer.

This day came the Plaintiff by his attorney, and the Defendant being called and not appearing, thereupon came a jury to-wit: R. R. Fletcher, Wm. Summers, Wesley Shoemaker, Geo. F. Dinkel, Jr. H. Mauzy, Noah Minnick, N. N. Nickel, Samuel Hedrick, Saml. Thomas, Wm. Steele, Daniel Fisher and S. J. Keller, who being elected, tried and sworn the truth to speak, and to say whether the Defendant unlawfully withholds from the Plaintiff, possession of the premises in the writ described, and having fully heard the evidence, without retiring from the bar, upon their oaths do say, "we the Jury find that the Defendant unlawfully withholds from the Plaintiff the House & Lot in the within summons described." It is therefore considered by the Court that the Plaintiff recover against the Defendant the possession of the premises in the summons described, and also recover

against him his costs, by him in this behalf expended. And the Sheriff of this County is directed to deliver possession of the aforesaid premises to the Plaintiff.

R. A. Gray, Pltff
vs
Geo. S. Hewlett, &c, Defts. } W. Detamier.

Ordered That this cause be dismissed agreed.

On the motion of Geo. W. Yancey, the Estate of Samuel Madden, dec'd. is committed to the Sheriff of Rockingham County (James P. Ralston,) for administration.

W. H. Sibert, Pltff,
vs
E. D. Sandford, Admr. of W. D. C. Covington, dec'd. } Upon a notice.

This day came the Plaintiff by his attorney, and it appearing to the Court that the Defendant has been duly served with a notice of this motion, It is considered by the Court that the Plaintiff recover against E. D. Sandford, Admr. of W. D. C. Covington, dec'd, the sum of $540.00 with interest thereon from the 25th day of July 1868 till paid, subject to a credit of $50.00 Sept. 14, 1869 and of $150.00 Nov. 1, 1869, and for the further sum of $202.15 with interest thereon from July 25, 1868, till paid, subject to a credit of $130.00 July 25, 1868, it being for monies collected by the said Wm. D. C. Covington, as Constable of Rockingham County, and also his costs, by him, in this behalf expended.

The Grand Jury sworn and impannuled on yesterday, in and for the body of the County of Rockingham, this day appeared in Court, pursuant to their adjournment, and again retired to their room to consider of their presentments, and after some time returned into Court, and made the following presentments, viz:- An Indictment against Luther N. Utt & Ed. Shue, for retailing ardent spirits without a license - a true bill - An Indictment against L. N. Utt & Ed. Shue, for retailing ardent spirits without a license, - a true bill - An Indictment against L. N. Utt & Edward Shue, for selling ardent spirits without a license, a true bill, - An Indictment against L. N. Utt & Edward Shue, for selling ardent spirits without a license, a true bill, - An Indictment against L. N. Utt & Edward Shue, for selling ardent spirits without a license, a true bill, - An Indictment against L. N. Utt & E. Shue, for selling ardent spirits without license, a true bill, An Indictment against L. N. Utt & Edward Shue, for selling ardent spirits without a license, a true bill, - An Indictment against Albert Wise, for selling ardent spirits without a license, a true bill, - An Indictment against Albert Wise, for retailing ardent spirits without a license, a true bill, - An Indictment against Albert Wise, for retailing ardent spirits without a license, a true bill, - An Indictment against Albert Wise, for selling ardent spirits without a license, a true bill, - An Indictment against Albert Wise, for retailing ardent spirits without a license, a true bill, - An Indictment against James L. Avis, for selling ardent spirits without a license, a true bill, - An Indictment against Jas. L. Avis, for retailing ardent spirits without a license, - a true bill, An Indictment against Jas. L Avis for selling ardent spirits without a license, a true bill, - An Indictment against B. Ney & Leo Wise, for selling ardent spirits without a license, a true bill, - An Indictment against B Ney & Leo Wise, for selling ardent spirits without a license, a true bill, - An Indictment against B Ney & Lea Wise

for selling ardent spirits without a license, a true bill, – An Indictment against B. Ney & Leo. Wise, for selling ardent spirits without a license, a true bill – An Indictment against B. Ney & Leo. Wise, for selling ardent spirits without a license, a true bill, – An Indictment against B. Ney & Leo. Wise, for selling ardent spirits without a license, a true bill – An Indictment against B. Ney & Leo. Wise, for retailing ardent spirits without a license, a true bill, – An Indictment against B. Ney & Leo. Wise, for selling ardent spirits without license, a true bill, – An Indictment against B. Ney & Leo. Wise, for retailing ardent spirits without a license, a true bill, – An Indictment against B. Ney & Leo. Wise, for retailing ardent spirits without a license, a true bill, – An Indictment against B. D. Avis, for selling ardent spirits without a license, a true bill, – An Indictment against B. D. Avis, for retailing ardent spirits without a license, a true bill, – An Indictment against B. D. Avis, for selling ardent spirits without a license, a true bill, – An Indictment against B. D. Avis, for selling ardent spirits without a license, a true bill, – An Indictment against B D. Avis, for selling ardent spirits without a license, a true bill, – An Indictment against B D. Avis, for selling ardent spirits without a license, a true bill, – An Indictment against B D. Avis, for selling ardent spirits without a license, a true bill, – An Indictment against B. D. Avis for selling ardent spirits without a license, a true bill, – An Indictment against B. D. Avis, for selling ardent spirits without license, a true bill, – An Indictment against B. D. Avis, for selling ardent spirits without a license, a true bill, – An Indictment against A. J. Wall, for selling ardent spirits without a license, a true bill, – An Indictment against A. Fautchenberger, for selling ardent spirits without a license, a true bill, – An Indictment against E. D. Sullivan, for retailing ardent spirits without a license, a true bill, – An Indictment against Franklin Koonty and Robert Rondabush, for assault & battery, a true bill, – An Indictment against Abner Lawson, alias Abealom Lawson, for trespass to personal property, a true bill, – An Indictment against Sandy Grant, for assault with intent to kill, a true bill, – An Indictment against Jonathan Brenner, for not repairing road as Overseer, a true bill, – and having completed the business before them, they were discharged from further attendance upon the term of this Court. And it is ordered that proper process do issue,

Prosecutions.

Commonwealth
&
A. J. Wall, } Indictment for retailing ardent spirits without a license.

This day came the Defendant, by his attorney, and pleaded not guilty.

Same,
&
Franklin Koonty & Robert Rondabush } Indictment for assault & battery.

This day came the Defendants by their attorneys, and pleaded not guilty, and on the Defendants motion, a Rule is awarded against Miriam Coffman, returnable to the next term, to shew cause why she should not be endorsed as prosecutor in this cause.

Ordered That Court be adjourned until to-morrow morning at 9 o'clock.

James Kenney

At a County Court continued and held in and for the County of Rockingham, on Wednesday, August 21, 1872.

Present:- Hon. James Kenney, presiding.

The following-named Grand Jurors were allowed the sum of One Dollar each, for their services at this term of the Court, viz:- Augustine Heller, James R. Eiler, George W. Lickey, Jr. B. Anifs, Joshua Ritchie, James W. Davis, Nelson Keyser, John Swaweaver, Simeon Smith,

On the motion of Wm. A. Pence, who made oath thereto according to law, this day appeared in Court and together with I. F. Brunner & John J. Brunner, his sureties, (who justified as to their sufficiency,) entered into and acknowledged a bond in the penalty of $7000 cy conditioned according to law, a certificate is granted him for obtaining letters of administration in due form upon the Estate of George Brunner, dec'd, with the will annexed.

And upon the further motion of Wm. A. Pence, Adm'r, John W. Thomas, Reuel Roman, Jonathan Brunner and Moses Mason are appointed to appraise the Estate of said George Brunner, dec'd, any three of whom may act, after first being duly sworn.

Cha's B. Yancey's Adm'r,
&
Geo. W. Miller's Adm'r. } In Debt.

This day came again the parties by their attorneys, and thereupon came a Jury, (6 of seven, by consent,) to-wit:- D. J. Keller, Jacob Kasman, Wesley Shoemaker, Joseph M. Mauzy, Noah Minnick, George F. Dinkel and Robert R. Fletcher, who being elected, tried and sworn the truth to speak upon the issue joined, and having heard the evidence and the argument of counsel, 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 a verdict in favor of the Plaintiff for $113.33 with interest from Dec. 5, 1859." It is therefore considered by the Court that the Plaintiff recover against the Defendant the sum of $113.33 with interest thereon from the 5th day of December 1859, till paid, and his costs, by him in this behalf expended.

John Koontz,
&
Catharine Silbert. } In Debt.

This day came Geo G. Grattan and acknowledged himself as security for costs, for the Plaintiff in this cause.

On the motion of James F. Sowman, the Estate of John Applegate, dec'd is committed to James P. Raleton, Sheriff of this County, for administration.

Linton & Lamott Pltff
vs
St. Paul & Sons, Defts. } In Case.

Jesse Moyers, Pltff
vs
Wm. Minnick, Defts. } S.A.B.

M. W. Richcreek, Pltff
vs
D. Z. Offutt, Defts. } In Case.

John C. Morrison, Pltff.
vs
J. N. Buffy, Defts. } In Case.

Coffmans & Buffy, Pltff
vs
John C. Morrison, Defts. } In Case.

A. S. Rutherford's Adm. Pltff
vs
S. Carson Bowers, Defts. } In Debt.

same, Pltff
vs
S. A. Coffman, Defts. } In Case.

Aug. Clinedinst, Pltff
vs
Plunket Morris, Defts. } In Debt.

D. W. Lam, Pltff
vs
J. W. Dofflemoyer, Defts. } In Debt.

same, Pltff
vs
Coffmans & Buffy, Defts } In Case.

Frantz, Trout & Co, Pltff
vs
David Stinespring, Defts } In Covt.

M. S. Mefferly, &c, Pltff
vs
J. B. Panitee, Defts } In Case.

M. Loyd & Bro, Pltff
vs
Reuben Bonds, Defts. } In Case.

Zach. Raines, Admr. &c, Pltff
vs
The Abbott Iron Comp'y Defts. } In Case.

Monroe & Allen Pltff
vs
G. Hite's Admr. Defts. } In Debt.

M. N. Lee, Pltff
vs
Jackson Knupp, Defts. } In Case.

Gray, Miller & Co, Pltff
vs
Jesse Lanier, Defts. } In Debt.

D. D. Dovel's Exor. Pltff
vs
C. S Weaver, Defts. } In Debt.

Jacob Life's Admr.
vs
Anthony Rhodes, &c. } In Covt.

Strayer, Kagay & Co, Pltff
vs
James W Bell, Defts. } In Case.

Peel & Stevens, Pltff
vs
Jesse Lanier, Defts. } In Case.

John Taylor, Pltff
vs
Peter Rader, Defts. } In Debt.

Ordered that the foregoing causes be continued generally, until the next term.

John Applegate for &c, Pltff
vs
Moses Joseph, &c, Defts. } In Debt.

The death of the Plaintiff John Applegate was suggested, and the trial of the cause continued until the next term.

John Beam, Pltff
vs
Jacob Barley, Defts. } In Debt.

On the motion of the Defendant and for reasons appearing to the Court, this cause is continued until next term at his costs.

Lofland & Cowger, Pltff
vs
Joseph Kavanaugh, Defts. } In Debt.

On motion of the Plaintiff, and for reasons appearing to the Court, this cause is continued until next term at his costs.

Henry Niswander, Plff
vs
E. W. Pollard, Deft. } Upon a warrant.

The non-residence of the Plaintiff was suggested, and a Rule is awarded against him for security for costs.

Ordered That Court be adjourned until to-morrow morning at 9 o'clock.

James Kenney

At a County Court continued and held in and for the County of Rockingham, on Thursday August 22nd 1872.

Present:- Hon. James Kenney, presiding.

John P. Brock, Plff
vs
Wm. Cooper, Deft. } Att.

D. Armentrout's Exr. Plff
vs
S. R. Allebaugh, S. R. C. Deft } notice.

Wm. N. Gay, Plff
vs
Adam Imay, Deft. } notice.

Ordered That these causes be dismissed at the Defendants costs.

John S. King, Plff
vs
Julia A. Smith, gar. of A. W. Jones, Deft. } Upon a Reg.

Ordered That this cause be dismissed at costs of Defendant A. W. Jones.

D. H. Humphries, Plff
vs
Levi Shaver, &c, Deft. } Upon a reg.

Ordered That this cause be dismissed at Plaintiffs costs.

By consent of parties thereto, the following award is entered up as the judgment of the County Court of this county, viz:-

Whereas, Elizabeth Miller of Rockingham County, Virginia, of the one part, and William N. Jordan, of the said county and State of the other part, have mutually entered into and reciprocally executed Bonds of obligation to each other, bearing date the 7th. day of August in the year 1872, in the penal sum of Five Hundred Dollars, conditioned that the said parties should, in all things, well and truly, stand to, abide, observe, perform fulfil and keep the award, order, final end and determination of William Reubush, Saml. Kuykendall and Edward S. Kemper, arbitrators, indifferently chosen by the said parties, of and concerning all and all manner of disputes and differences existing between the said parties, so as the said award of the said arbitrators should be made on or before the 7th. day of August in the year 1872, in writing and ready to be delivered to the said parties, Now, Know ye, that we, the said arbitrators, whose names are hereunto subscribed, having duly examined into the cause or causes of difference existing between the said parties, by hearing the statements, proofs and allegations of both, do make and publish this our award between the said parties, in manner following:- The said William N. Jordan holding and having in his possession two Bonds, each amounting to $556.51, one bearing interest from the 1st. day of May 1865- the other bearing interest from the 1st. day of

May 1866, without any credits thereon, the said two Bonds having been executed by Joseph Miller, dec'd. (the husband of the said Elizabeth Miller,) to William N. Jordan, as the amount of two deferred payments, on a Tract of Land of 55 Acres, 2 Roods and 15 poles, which was purchased about the 1st. of November in the year 1863 by the said Joseph Miller, dec'd. from the said William N. Jordan. Now a difference having arisen between the said Elizabeth Miller, the widow of the said Joseph Miller, dec'd, and the said William N. Jordan, as to the amount to be paid on the two Bonds as aforesaid, the said transaction or purchase of said Land having been made in the year 1863, during the war, was considered a confederate transaction, we do make and publish this as our award between the said parties.- That the said Elizabeth Miller is on this 7th. day of August in the year 1872, due to and indebted to the said William N. Jordan, the sum of Eleven Hundred and eighty-five Dollars and sixty-seven cents, ($1185.67) for which amount the said Elizabeth Miller is to execute to said William N. Jordan, her two bonds, of $592.83½ each, the same to bear interest from the 7th. day of August 1872, at the rate of six per cent per annum, until paid, and as security for said two Bonds a lien is to be retained upon the said Tract of Land, purchased by said Joseph Miller, dec'd. from the said Wm. N. Jordan. And this award, made in pursuance of the submission of the said parties, shall be entered up as the judgment or decree of the County Court of Rockingham County. Given under our hands this 7th. day of August in the year 1872.

Edward S. Kemper,
William Reubenalin,
Samuel Sluder,

In Testimony whereof, the parties to these presents, have hereunto set their hands, this 7th. day of August in the year 1872.

Wm N. Jordan,
Elizabeth Miller,
By D. W. Kniseley,

Geo. E. Deneale, Trustee,

vs

R. M. Mooney, Adm'r. C. T. A. of Wm. E. Deneale, dec'd } Upon a Notice.

Robert M. Mooney, Adm'r. of Wm. E. Deneale, dec'd, having acknowledged service of a Notice from Geo. E. Deneale, Trustee for Lurena Deneale, requiring him to give additional security as said Adm'r, and it appearing to the Court that said Mooney declines to give such additional security, It is considered by the Court that his powers as such Adm'r. be and the same are hereby revoked.

Strayer & Roose, Pltffs

vs

R. P. Fletcher, Deft. } In Debt.

This day came again the parties by their Attorneys and the Defendant filed his plea of non assumpsit, to which the Plaintiff replied generally, and thereupon came a jury, to wit:- E. J. Keller, Jacob Eaerman, Wesley Shoemaker, N. W. Nickel, Noah Minnick, Geo. F. Dinkel and Wm. Summers, who being elected, tried and sworn the truth to speak upon the issue joined, and having fully heard the evidence and the 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 Plaintiff $288.91/100, the debt in the declaration demanded, with interest thereon from the 3d. day of May 1869. It is therefore considered by the Court that the Plaintiff recover against the Defendant the sum of $288.91 with interest thereon from the 3d. day

1st May 1869, till paid, and his costs by him in this behalf expended.

John F. Craven, Pltff
vs
Coffman & Bruffy, Deft. } In Debt.

John W. Saufley, Pltff
vs
Wm. Collier, Deft. } In Case.

John Q. Winfield, Pltff
vs
John Thomas, Deft. } In Case

James H. Bell, Pltff.
vs
Henry Foner, Deft. } In Case.

Norman Dreyfous, Pltff
vs
Wm. G. Harrison, Deft. } In Case.

King & Huffman
vs
David Link, } In Case.

Joseph Sipe, Pltff
vs
R. M. Mooney, Deft. } In Case.

Jasper Shriver, Pltff
vs
Benjamin Shrunk, Deft. } In Case.

Clotworthy Lee, Pltff
vs
Miller Lee, Deft. } In Case.

N. L. Shoup, Pltff
vs
Lemmons, Deft. } In Case,

Ordered that the foregoing causes be continued until the next term.

N. H. Slade & Co, Pltff.
vs
Benjamin Hoover, Deft. } In Case,

On motion of the Plaintiff, this cause is continued until the next term at his costs.

Wm. Peters, Pltff
vs
Wm. Eideson, Deft. } In Case,

This day came again the parties by their attorneys, and thereupon came a Jury, (1st of seven, by consent,) to-wit:— S. J. Keller, Jacob Eaceman, Wesley Shoemaker, N. H. Hickel, Noah Minnick, Geo. F. Dinkel and Robt. R. Fletcher, who being elected, tried and sworn the truth to speak upon the issue joined, and without hearing the evidence, were adjourned until to-morrow morning at 9 o'clock.

Ordered, That Court be adjourned until to-morrow morning at 9 o'clock.

John Kelly, Pltff
vs
R. P. Fletcher, &c, deft. } Upon a D. Bond.

This day came again the parties by their attorneys, (1st of seven, by consent,) and thereupon came a jury, to-wit:— Geo. Miller, John M. Huffman, David Dorman, Samuel Smith, Madison Wise, Aug. Armentrout & Theophilus Rohr, who being elected, tried and sworn the truth to speak upon the issue joined, and not having time fully to hear the cause, were adjourned until to-morrow morning at 9 o'clock.

Ordered That this Court be adjourned until to-morrow morning at 9 o'clock.

James Kenney

At a County Court continued and held in and for the County of Rockingham, on Friday, August 23d 1872.

Present:- Hon. James Kenney, presiding.

Leo. Wise, this day appeared in Court and renounced his allegiance forever, to every foreign prince, potentate or other power, and especially to Emperor Joseph of Austria, and declared his intention to become a citizen of the United States, and took an oath to support the Constitution of the United States.

Wm. Peters, Pltff
vs
Wm. Eidson, Deft. } In Case.

This day came again the parties by their attorneys, and thereupon came the Jury sworn and impannelled on yesterday, for the trial of this cause, pursuant to their adjournment, and the Plaintiff was solemnly called but came not, neither is his suit further prosecuted, Therefore, it is ordered, that he be non-suited, and pay to the Defendant $50 Damages, according to law, and his costs by him in this behalf expended.

John Kelly, Pltff
vs
B. P. Fletcher, &c, Deft. } Upon a D. Bond

This day came again the parties by their Attorneys, and thereupon came the Jury sworn and impanneled on yesterday, for the trial of this cause, pursuant to their adjournment, and it appearing that it was improper to empanel a Jury for the trial of this cause, by consent, George Miller, one of the Jurors was withdrawn, and the rest from rendering a verdict were discharged, and thereupon the Defendant by his Attorney, moved to quash the Bond and Attachment in this cause, and the Court having fully heard the motion doth sustain the same, It is therefore considered by the Court that the Bond and Attachment be quashed, and that the Defendant recover against the Plaintiff his costs, by him in this behalf expended.

Isaac Rinehearts Admr, Pltff
vs
Orange, Alex. & M. Railroad Co, Deft. } In Case.

This day came again the parties by their Attorneys, and thereupon came a Jury of seven, by consent, to-wit:- J. J. Keller, Jacob Gaeman, Wesley Shoemaker, N. N. Kickel, Noah Minnick, Geo. F. Dunkel and Wm. Summers, who being elected tried and sworn the truth to speak upon the issue joined, and having fully heard the evidence and the 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 Defendant," It is therefore considered by the Court that the Defendant go hence without day, and recover against the Plaintiff its costs by it expended in this behalf, to be levied of the goods and chattels of the said intestate in the hands of his Administrator.

S. R. Newham, Pltff
vs
Jacob Kingardner, Deft. } In Debt.

This day came again the parties by their Attorneys, and the Defendant filed his plea of nil-debit, to which the Plaintiff replied generally, and the trial of the cause continued generally until next term.

B. F. Lincoln's Exrs. Pltff.
vs
B. F. Armentrout, Deft } In Debt.

This day came again the parties by their Attorneys, and the cause was submitted to the decision of the Court, and having fully heard the cause, It is considered by the Court that the Plaintiffs recover against the Defendant the sum of $150 cts with interest thereon from the 25th. day of May 1862, till paid, and their costs by them in this behalf expended.

W. M. Pool, Pltff
vs
Lincoln & Brewer, Defts. } In Debt.

Poleon, Bro. & Co., Pltffs,
vs
S. Paul & Sons, Defts. } In Case.

Pennybacker, Penny & Co, Pltffs
vs
Isaac Paul, Deft. } In Debt.

Ordered, That the foregoing causes be continued generally until the next term.

David Dorman, Pltff
vs
Michael Earmon, Deft. } In Case,

On motion of the Plaintiff, this cause is continued until next term at his costs,

Florence Barker Pltff
vs
E. P. Ayres, Deft. } In Case.

Florence Barker, Pltff
vs
E. P. Ayres wife, Deft. } In Case

Florence Barker, Pltff
vs
C. M. Wadlow Deft. } In Case.

Ordered, That these causes be dismissed,

First Nat. Bank of Harrisonburg, Pltff
vs
David Link, & C.,
&
same, Pltff,
vs
same, Deft. } In Debt.

On motion of the Defendants these causes are continued until next term, at their costs, and a Rule awarded against David Link, a witness for defendant for failing to appear at this term, returnable to the next term.

D. Pennybacker, Trustee, Pltff
vs
J. P. Brock, Deft. } In Case,

This day came again the parties by their attorneys, and thereupon came a Jury of seven, to-wit:- by consent, Geo Miller John M. Buffenbarger, Aug Armentrout, Jos H Maury, Abm. Click, H. K. Dever & Wm H. Whitaker, who being elected, tried and

sworn the truth to speak upon the issue joined, and having fully heard the evidence and argument of counsel, retired from the bar to consider of their verdict, and after sometime returned into Court, and not having agreed upon a verdict, were adjourned until to-morrow morning at 9 o'clock.

Ordered, That this Court be adjourned until to-morrow morning at 9 o'clock.

James Kenney

At a County Court continued and held in and for the County of Rockingham, on Saturday, August 24, 1872,

Present:- Hon. James Kenney, presiding.

On an application to establish a public road, commencing at Paul's Mill and running to Fulton's Blacksmith shop, in Ashby Township,

This application came on to be heard this 24th day of August 1872, on the petition of D. H. Dice & others for establishment of said Road, the report of B. F. Cromer, late Commissioner of Roads for Franklin (now Ashby) Township, the survey & diagram of Wm. Beard surveyor, and the petition of E. Johnson & others praying the Court to adopt route No. 2, as laid down in the diagram accompanying Commissioner Cromer's report, whereupon it is ordered by the Court that said road be and the same is hereby established as follows, to-wit:- commencing at Fulton's shop on the mountain or Back road, running thence through Wm. Anderson's land on the South side of Howell's Branch S 86¾° E 10 poles, thence N. 82¼° E. 6 poles, S. 56¼° E. 8 poles, S. 47¾° W. 8 poles, S. 35° E. 4½ poles, S. 13¾° E. 8 poles, S. 19° E 5 poles, S 74° E. croking said Branch 7 poles, S. 13½° E. 7½ poles, S. 29° E. 7¾ poles, S. 54½° E. 6½ poles, S. 58° E. 7 poles, S. 72½° E 22½ poles, S. 48° E. 5½ poles to Peachy Wine's land, thence through said Wine's land S. 60½° E. 12 poles, S. 56° E. 16 poles, S. 14° E. croking Howell's Branch 10⅕ poles, to a stake on Whitmore's land, thence through Whitmore's land S. 61° E. 16 poles, S. 79° E. 7½ poles N. 86° E. 7½ poles, S. 78° E 6½ poles, S. 69° E. 12⅘ poles, S. 32½ E. 14 poles, S. 74½ E. 5⅗ poles, S. 51½° E. 9 poles S. 46¾ E. 17 poles, S. 40° E. 10⅘ poles, S. 3° E. 8 poles, S. 36½ W. 6⅗ poles to D. A. Jackson's line thence through said Jackson's land S. 18¾ E 5⅘ poles, S. 26¼ E. 11 poles, S. 8½° E. 22 poles to near D. H. Dice's corner, thence with Dice's & Jackson's line, S. 63½° W. 43⅘ poles, S 19½° E. 38¼ poles, through Dice's land to a stake on J. M. Ervine's land, thence through said Ervine's land S. 64½ W. 43¾ poles, to a point 15 feet South-east of a hickory and Sassafras, thence S. 51½° W. 2 poles, S. 11° W. 2 poles, S. 57° E. 2 poles, S. 61½° E 2 poles, S. 59½ E. 2 poles, S. 60¾° E. 2 poles, S. 61° E. 8 poles, S. 26¾ W. 4 poles, S. 22° W. 4½ poles to Dice's & Ervine's line, thence with the same S. 23½ E. 3½ poles to James R. Dice's line, thence same bearing 56½ poles to Abraham Paul's corner, thence same bearing 46 poles, thence leaving Paul's land and running through Ervine's land, S. 70° E. 16 poles, S. 78° E. 20 poles, to a White Oak, S. 65° E. 26⅘ poles, S. 80° E. 11½ poles, to the Brock's Gap Road, near Attobine Church, thence on the present public road to Paul's mill, said road to be 20 feet wide and the Mill, from its commencement at Fulton's Shop to its intersection with the Brock's Gap Road at Attobine Church, to be reduced to a grade of 5½ degrees. And it is further ordered that the sum of $15.00 be paid to Wm Anderson, $12.00 to Peachy Wine, $15.00 to

Mrs. Hannah Whitmer, $86.00 to P. M. Dice, $6.00 to James R. Dice and $5.00 to Abraham Paul, as damages for the land taken by said road; that said several sums be paid by Ashby Township, and that the Commissioners of Roads for said Township proceed to open & establish said road according to this order.

Franklin Lisky, Pltff
vs
E L Lambert, Deft. } In Case.

This day came the parties by their attorneys and the Defendant filed his bill of off-sets, and the cause continued until the next term at the Plaintiff's costs.

Samuel Barley Pltff
vs
John Hedrick, Deft. } In Debt.

This day came again the parties by their attorneys, and thereupon came a Jury, (7 of seven by consent,) to-wit:- S J. Keller, Jacob Eaeman, Wesley Shoemaker, W. H. Nickel, Noah Minnick, Geo. F. Dinkel and R. R. Fletcher, who being elected, tried and sworn the truth to speak upon the issue joined, and having fully heard the evidence and argument of counsel, 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 by the Court, that the Defendant go hence without day, and that he recover against the Plaintiff his costs by him in this behalf expended.

D. Pennybacker, Trustee Pltff
vs
J. P Brock, Deft. } In Case.

This day came again the parties by their attorneys, and thereupon came the jury sworn and empaneled on yesterday, for the trial of this cause, pursuant to their adjournment, and again 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 Miller, one of the jurors was withdrawn, and the rest from rendering a verdict discharged, and the trial of the cause continued until the next term.

Betsy Mooney, Pltff
vs
Jefe Moyers, Deft. } In Case.

Ordered That this cause be dismissed.

George Faucett, Pltff
vs
Abram C. Longacre, Defts. } Detinue.

On the motion of the Plaintiff this cause is continued until the next term at his costs, and Rules are awarded against B. F. Gaither, Francis Kutley and Wm. Sigler, the Plaintiffs untiffes, for their failure to appear at this term, returnable to the next term of this Court.

Archibald Alden, Pltff
vs
Jacob Meserole, Deft. } In Case.

Joseph W. Stover, Pltff
vs
E. L. Lambert, Deft. } In Case.

On motion of the Plaintiffs these causes are continued until the next term, and at their costs.

Geo. Fawcett, Pltff
vs
Coffmans & Buffy, Defts. } In Case.

V. N. Law, Pltff
vs
G. S. Hopkins, Deft. } In Case.

M B. Smart, Pltff
vs
Thomas Shumate, Deft. } In Case.

J. P. Brock, Pltff
vs
J. N. Buffy, Deft. } In Case.

G M. Rogers, Pltff
vs
N. N. Wilson, &c, Defts. } In Case.

John D. Wood, Pltff
vs
G. Wood's Admr. Deft. } In Case.

Emanuel Royer, Pltff
vs
James Roadcap, Deft. } In Case.

same, Pltff
vs
same, Defts. } In Case.

Mrs. A. Davis, Pltff
vs
Pet. Carpenter, Deft. } In Debt.

A. S. Gray, Jr & c. Pltff
vs
same, Deft. } In Debt.

R. P Fletcher, Pltff
vs
Martin Sickey, Deft. } In Debt.

Zeph English, Pltff
vs
Jonathan Peale, Deft. } In Case.

Mary F Johnston, Pltff
vs
Jacob Gutshall, Deft. } In Debt.

J A. Hammen, S R & J r & c Pltff
vs
J. M. Cowen, &c, Deft. } In Debt.

Abm. Ludwig, Pltff
vs
Isaac Fulk, Deft. } In Case.

same, Pltff
vs
same, Deft. } In Debt.

Isaac B. Bunner, Pltff
vs
J. B. Eastham, &c, Defts } In Debt.

Ordered That the foregoing causes be continued generally until the next term.

Ordered, That the Clerk of this Court issue a Venire Facias directed to the Sheriff of this county, requiring him to summon ten additional Jurors to appear here on Monday morning next, to serve as such during the present term of this Court.

Ordered, That this Court be adjourned until Monday morning next at 9 o'clock.

James Kenney

At a County Court continued and held in and for the County of Rockingham, on Monday August 26. 1872.

Present:- Hon. James Kenney, presiding.

expired 3 per pl. On motion of the Heirs of Joseph Wine, dec'd, the Estate of said Wine is committed to the Sheriff of this County, James P. Ralston, for administration.

On motion of Wm Crawford, Commr. the Estate of John W. Long, dec'd, is committed to the Sheriff of this County, James P. Ralston, for administration.

Jonathan Peale, Pltff
vs. } Sug.
John W. Eamon, Trustee, Deft.

David Flook's Adm.
vs. } Sug.
Jacob & A.B. Lincoln.

Ordered That this cause be placed upon Court's Docket.

Ritenour & Co., for &c, Pltff,
vs. } In Case.
Samuel Gradwohl, Deft.

This day came again the parties by their attorneys, and the decision of the cause submitted to the Court, and having fully heard the evidence and argument of counsel, the Court is of opinion that the Defendant is indebted to the Plaintiff in the sum of $158.35 with interest thereon from 1st day of January 1869, till paid, It is therefore considered by the Court that the Plaintiff recover against the Defendant the sum of $158.35 with interest thereon from the 1st day of January 1869 till paid, and his costs, by him in this behalf expended, and the Rules awarded against M. & A. B. Keller, the Plaintiffs witnesses, were discharged.

Davis, Roper & Co., Pltff.
vs. } In Case.
Paul & Sons. Deft.

This day came again the parties by their attorneys, and the decision of the cause submitted to the Court, and having fully heard the evidence and argument of counsel, the Court is of opinion that the Defendant is indebted to the Plaintiff in the sum of $811.13 with interest on $570.62 part thereof from the 1st day of January 1870, till paid, It is therefore considered by the Court that the Plaintiff recover against the Defendant the sum of $811.13 with interest on $570.62 part thereof, from the 1st day of January 1870, till paid, and his costs, by him, in this behalf expended.

On the motion of the President of the Harrisonburg & Franklin Turnpike Company, Simon Harman, Abraham Ander & George Airey are appointed Commissioners to view the road from Harrisonburg to Mt. Clinton, for the purpose of erecting a toll-gate upon said road.

David Flook's Adms, Pltff,
vs. } Upon a sug. under a writ of Fieri Facias against
Jacob Lincoln & A. B. Lincoln, Defts. } Joseph Armentrout.

This day came the Plaintiffs by their attorney, and it appearing to the Court that the Defendants Jacob Lincoln & A. B. Lincoln are indebted to Joseph Armentrout, in a sum sufficient to pay the amount of the Fieri Facias sued out against him by said David Flook's Adms, It is therefore

considered by the Court that the Plaintiffs recover against the defendants Jacob Lincoln & A B. Lincoln, the sum of $135.00 with interest thereon from the 1st day of April 1868 till paid and $7.76 Costs, and their costs by them, in this behalf expended.

Samuel Gradwohl Pltff
vs
J. N. Loeuenbach, Deft. } Upon a warrant

This day came again the parties by their Attorneys, and by consent. It is considered by the Court that the Plaintiff recover against the Defendant the sum of $49.60 with interest thereon from the 1st day of January 1872, till paid, and his costs, by him, in this behalf expended, to be credited on a judgment of Riteenour &c, use of J. A. Loeuenbach against Samuel Gradwohl.

On the motion of the Rev. John N. Barb, and it appearing to the Court that he is a regularly-licensed Minister of the Evangelical Lutheran Church, he is duly authorized to celebrate the Rites of Matrimony, by the County Court of Rockingham, and thereupon he appeared in Court, and together with William Utt, his surety, (who justified as to his sufficiency,) entered into and acknowledged a bond in the penalty of $1500.00 conditioned according to law, and qualified accordingly.

T. J. Butler, Pltff
vs
Thomas Washington, Deft. } In Debt.

This day came again the parties by their attorneys, and on motion of the Defendant, for reasons appearing to the Court, this cause is continued until next term at his costs, and an alias Rule is awarded against J. J. Wright and an alias attachment against Wm. B. Wright returnable to the next term.

W. W. Crosh, Pltff
vs
J. W. Burke, Deft. } In Case.

This day came again the parties by their Attorneys, and on motion of the Defendant, for reasons appearing to the Court, this cause is continued until next term at his costs, and a Rule is awarded against W. F. Burke, one of the Defendants witnesses, for his failure to appear at this term of the Court, returnable to the next term of this Court, to be directed to the Sheriff of Rappahannock County.

Bartlow & Lambert, Pltff,
vs
John Bowman, jr., Deft. } In Debt.

This day came again the parties by their Attorneys, and on motion of the Defendant, for reasons appearing to the Court, this cause is continued until next term at his costs, and Rules are awarded against Wm. A. Pence, George Chrisman & John M. Bowman, the Defendants witnesses, for their failure to appear at this term, returnable to the next term of this Court.

Jackson Maxy, Pltff.
vs
Madison West, Deft. } In Case.

Ordered That this cause be dismissed at Plaintiffs costs.

Thomas Richards, Pltff.
vs
Henry Forrer, Deft. } In Case.

This day came again the parties by their Attorneys, and on motion of the Plaintiff, and for reasons appearing to the Court, this cause is continued until next term at his costs, and a Rule is awarded against J.B. Eastham, a witness for the plaintiff, for his failure to appear at this term, returnable to the next term.

D.D. Farnsworth, Pltff.,
vs
Geo. W. Berlin, Deft. } In Debt.

Ordered That this cause be dismissed at the Defendants costs.

John Easler, Pltff
vs
Wm. Minnick, Deft. } Slander,

Ordered That this cause be dismissed agreed.

Andrew S. Heuton, Pltff
vs
Strother Right, Deft. } In Case.

Coffmans & Ruffy for &c. Pltff
vs
Pet. Carpenter, Deft. } In Debt.

J.R. Crawford & Bro. for &c. Pltff
vs
Wm. P. Sites Deft. } In Debt.

Wm. N. Dean & Co., Pltff
vs
Rs. R. Southall Deft. } In Debt.

E.J. Sullivan, Pltff.
vs
Pho. Harrison Exor. Deft } In Debt.

John W. Stewart, Pltff.
vs
Isaac M. Garner, Deft } In Case.

James M. Armentrout, Pltff
vs
B.F. Armentrout Deft. } In Debt.

S M. Yost, Pltff,
vs
J.H. Wartmann & Co., Deft. } In Case.

W.A. Leap, Pltff
vs
Z. D. Gilmore, Deft } Trespass.

W B & N.L. O'Brien, Pltff.
vs
J.W. Winsborough, Deft. } Trespass.

J.N. Keller & wife, Pltff
vs
J.H. Carpenter, Deft. } In Case.

Davis Link, for &c, Pltff.
vs
Pet. Carpenter, Deft. } In Debt

Greenfellow & Son, Pltff.
vs
F.R. Davis, Deft. } In Case.

J.A. Keller, Agt. for &c Pltff
vs
Pet. alias S.V. Carpenter, Deft. } In Case.

Marquis & Kelly, Pltff
vs
John H. Wartenmaier, Deft } In Case

J.N. Hill's Adm Pltff.
vs
D. M Huffman, Deft. } In Case.

Ordered That the foregoing causes be continued generally until the next term.

John Kiser, Pltff
J. S. Speck, &c, Deft } In Debt.

This day came again the parties by their attorneys, and thereupon came a Jury, (of seven, to-wit,(by consent,) S. J. Keller, D. H. Wickel, G. F. Dinkel, R. R. ~~Bowman~~ Fletcher, J. M. Huffman, Noah Minnick, & Jacob Gasman, who being elected, tried and sworn the truth to speak upon the issue joined, and not having fully heard the evidence, were adjourned until to-morrow morning at 9 o'clock.

Ordered, That this Court be adjourned until to-morrow morning at 9 o'clock.

James Kenney

At a County Court continued and held in and for the County of Rockingham, on Tuesday August 27th 1872.

Present:- Hon. James Kenney, presiding.

Ordered, That the Clerk of this Court issue a Venire Facias to the Sheriff of this County, directing him to summon 24 Veniremen to appear here on the 12th. day of this term of the Court, upon the trial of Sandy Grant, charged with felony.

On the motion of George E. Deneale, who made oath thereto according to law, this day appeared in Court, and together with John P. Brock, his surety (who justified as to his sufficiency,) entered into and acknowledged a bond in the penalty of $6000.00 conditioned according to law, a certificate is granted him for obtaining letters of administration C. T. A. upon the Estate of Wm. E. Deneale, in due form.

Ordered That a Rule be awarded against Emanuel Royer, summoning him to appear forthwith before the Judge of this Court, to shew cause, if any he can, why he should not remove certain Bill boards placed by him around the Court-House square.

John Kiser, Pltff
J. S. Speck, &c, Deft } In Case.

This day came again the parties by their attorneys, and thereupon came a Jury of ~~seven~~, to-wit:- S. J. Keller, D. H. Wickel, G. F. Dinkel, R. R. Fletcher, J. M. Huffman, Noah Minnick & Jacob Gasman, who being elected, tried and sworn the truth to speak upon the issue joined, 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 upon their oaths do say, "we the Jury find for the Defendants," It is therefore considered by the Court that the Defendants go hence without day, and that they recover against the Plaintiff, their costs, by them in this behalf expended.

John Funk, Pltff
vs
C. F. Dutrow, Deft. } In Case.

A rule for security for costs having been awarded at a former term of this Court against the Plaintiff, Geo. B. Crittenden & John E. Roller this day appeared in Court and entered as security for costs for the Plaintiff, John Funk.

George W. Shaner, use &c, Pltff
vs
Henry Shaner, Deft. } In Debt.

This day came again the Parties by their Attorneys, and thereupon came a Jury to wit: Jacob Vaupelt, P. J. Swanson, Michael Hand, Jacob Meserole, E. A. Peale, Philip Eastham and Adam Wine, who being elected, tried and sworn the truth to speak upon the issue joined, and having fully heard the evidence and the 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 Plaintiff Seventy-two Dollars & sixty cents, part of the debt in the declaration demanded, with interest thereon from the 1st day of March 1863, till paid.

Franklin J. Morris, Pltff
vs
Elijah M. Soher, Deft. } Detinue.

Ordered That this cause be dismissed at Defendant's costs

James M. Armentrout, Pltff
vs
A. D. Armentrout, Deft. } In Debt.

Ordered That this cause be continued until next term at Pltff's cost.

Anthony Rhodes, Pltff
vs
O. A. & M. G. Railroad Co. Deft. } In Case.

Lucie E. Eastham, Pltff
vs
James Steele, Deft. } In Case.

Madison West, Pltff
vs
Jackson Mantz, Deft. } Lower.

Jacob Rohrs, Adm. Pltff
vs
Thos. Harrison's Exr. Deft. } In Case.

John Hedrick, Pltff
vs
John Schmidt, Deft. } In Case.

Geo. Buffy's Adm. Pltff
vs
Richard's Moore, Deft. } In Debt.

N. C. Rohr, surv. Pltff
vs
Same, Deft. } In Case.

Henry B. Jones, Pltff
vs
Henry C. Beery, Deft. } In Debt

Peter N. Roller, Pltff
vs
Price, Willis & Co. Deft. } In Case.

J. D. & N. C. Rohr, Pltff
vs
Same, Deft. } In Case.

Keen & Haggerty, Pltff
vs
N. C. Lincoln, Deft. } In Case.

Geo. Shunk, Pltff
vs
N. L. M. & M. Comfy, Deft. } In Debt.

Walter A. Wood, Pltff
vs
N. W. Beery, Deft. } In Debt.

Zachariah Lee, Pltff
vs
Wm. Beard, Deft. } In Case.

Same, Pltff
vs
Same, Deft } In Debt.

Ordered, That the foregoing causes be continued generally until next term.

P. R. Harrison Admr. Pltff
vs
J. H. Wartmann, surv. &c, Defft. } In Debt.

The Bankruptcy of the Defendant suggested and the trial of the cause continued

Jacob W. Zirkel, Pltff
vs
J. R. Jones Exr, Defts. } In Case.

This day came again the parties by their Attorneys, and thereupon came a Jury of Seven, by consent, to-wit:- S. J. Keller, W. H. Nickel, G. F. Dinkel, R. A. Fletcher, J. M. Huffman, Noah Minnick & Jacob Lasman, who being elected, tried and sworn the truth to speak upon the issue joined, 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 having agreed upon a verdict, were adjourned until to-morrow morning at 9 o'clock.

Ordered, That this Court be adjourned until to-morrow morning at 9 o'clock.

James Kenney

At a County Court continued and held in and for the County of Rockingham County, on Wednesday August 28, 1872.

Present:- Hon. James Kenney, presiding.

David Roff, for &c, Pltff
vs
P. S. Roller, Deft. } On a motion.

This cause came on this 28th day of August 1872, on the motion of the Plaintiff to amend the judgment rendered in this cause at August Term 1871, in this, to-wit- "that the matter in controversy was of greater value than $20.00 exclusive of interest," the Court considering this certificate unnecessary in this cause, overrules said motion, and it is considered by the Court that the Defendant recover against the Plaintiff his costs by him, in this behalf expended.

J. W. Zirkel, Pltff
vs
J. R. Jones & Co, Deft. } In Case.

This day came again the parties, by their Attorneys, and thereupon came again the Jury sworn and empaneled on yesterday for the trial of this cause, pursuant to their adjournment, and upon their oaths do say," we the Jury find for the Defendant," It is therefore considered by the Court that the Defendants go hence without day, and that they recover against the ~~Defendants~~ Plaintiff, their costs by them in this behalf expended.

Margvis & Kelly, Pltffs,
vs
P. Brady, Deft. } In Case.

This day came again the parties by their Attorneys, and the cause submitted to the decision of the Court, and having heard the evidence, the Court is of opinion that the Defendant is indebted to the Plaintiffs in the sum of $25.00 with interest thereon from the 11th day of March 1869, till paid, It is therefore considered by the Court that the Plaintiffs recover against the Defendant the sum of $25.00 with interest thereon from the 11th day of March 1869, till paid, and their costs by them in their behalf expended.

Milton N. Drummond, Pltff
vs
John Bunket, Deft. } In Covenant.

This day came again the parties by their Attorneys, and the Court proceeded to execute the writ of enquiry, and having heard the evidence, the Court is of opinion that the Defendant is indebted to the Plaintiff in the sum of $310.00 with interest thereon from the 13th day of March 1869, till paid, subject to a credit of $140.00 for One Hundred bushels of Wheat @ $1.40 per bushel, as endorsed on bond as of date Sept. 10, 1869. It is therefore considered by the Court that the Plaintiff recover against the Defendant the sum of $310.00 with interest thereon from the 13th day of March 1869 till paid, subject to a credit of $140.00 as of date Sept. 10, 1869, and his costs by him in this behalf expended.

Larrabee, Smith & Ellett, Pltffs,
vs
N. J. Gray & Co, Defts. } In Case.

This day came again the parties by their Attorneys, and the decision of the cause submitted to the Court, and having heard the evidence, the Court is of opinion that the Defendants are indebted to the Plaintiffs in the sum of $165.69 with interest thereon from the 17th day of June 1870, till paid, It is therefore considered by the Court that the Plaintiff recover against the Defendants the sum of $165.69 with interest thereon from the 17th day of June 1870 till paid, and their costs, by them, in this behalf expended.

The writing purporting to be the last will and testament of Peter Eversole, dec'd, was this day presented in Court, and being proven by the testimony of John C. Woodson & J. T. Logan, two of the subscribing witnesses thereto, was admitted to probate

On the motion of Nat. Irving leave is given him to withdraw the bond and transfer by A. C. Bryan, from the papers in the common law suit of Peter Brenneman for use of Bryan & Geo. E. Deneal & W. W. Beeny.

Gordon & Williams, Pltff
vs
E. N. B. Huffman, Deft. } In Case.

This day came again the parties by their Attorneys, and the decision of the cause submitted to the Court, and having fully heard the evidence, the Court is of opinion that the Defendant is indebted to the Plaintiff in the sum of $109.50 with interest on $5.00 part thereof from Octo. 22, 1861; on $73.50 another part thereof from Sept. 25, 1866; on $5.00 another part thereof from Dec. 29, 1867; on $24.00 another part

thereof from Sept. 5, 1870, and on $2.00 the residue thereof from April 6, 1871 till paid, It is therefore considered by the Court that the Plaintiff recover against the Defendant the sum of $109.50 with interest ~~thereon~~ on $5.00 part thereof from Octo. 22, 1861, on $73.50 another part thereof from Sept. 25, 1866, on $5.00 another part thereof from Dec. 29, 1867, on $24.00 another part thereof from Sept 5, 1870, and on $2.00 the residue thereof from April 6, 1871, till paid, and their costs, by them, in this behalf expended.

On the motion of James J. Miller, Overseer of the Poor for Central Township, the Court doth bind out to Charles E. Haas, until she arrives at the age of 18 years, Fannie Minnick, orphan of James Minnick, aged 14 years, it appearing to the Court that her parents are dead, and the Court considers that said Haas shall give or cause to be given said orphan the rudiments of an English education, and when she arrives at the age of 18 years he shall pay her the sum of $130.00

This day A. M. Bowman and G. G. Grattan, his surety, personally appeared in Court, and acknowledged themselves to be indebted to the Commonwealth of Virginia, in the sum of $100 each, to be levied upon their respective goods and chattels, lands and tenements, for the use of the Commonwealth yet upon this condition that the said A. M. Bowman, do make his personal appearance before this Court on to-morrow morning at 9 o'clock as a witness in behalf of John Bowman at the suit of David Bowman, Exr. of John Bowman, dec'd.

F. R. Davis, this day personally appeared in Court, and acknowledged himself to be indebted to the Commonwealth of Virginia, in the sum of $100.00 to be levied of his goods and chattels, lands and tenements, for the use of the Commonwealth, yet upon this condition that the said F. R. Davis do make his personal appearance before this Court on to-morrow morning at 9 o'clock, as a witness in behalf of Forrer & Clipfinger at the suit of Daniel Flook.

Lewis Rehard, Pltff. } In Case.
vs
John Sites, Deft.

Amanda M. Lindsay, Pltff. } T. A. B.
vs
Thomas M. Kite, Deft.

Amanda M. Lindsay, Pltff. } T. A. B.
vs
David Danner & wife, Deft.

Ordered that these causes be dismissed agreed.

Jonathan Peale, Pltff. } In Debt
vs
Wm. P. McCall Deft.

same, Pltff. } In Debt
vs
same, Deft.

On motion of the Defendant these causes are continued until next term at the Defendants costs, and Rules are awarded against the Defendants witnesses Harvey Vanpelt & Wm. P. McCall, for their failure to appear at this term returnable to the next term of the Court.

Samuel Irick, Pltff
vs
E. L. Lambert deft. } In Case.

A rule having been awarded at a former term of the Court against the Plaintiff requiring him to give security for costs, and he still failing to give said security, on motion of the Defendant, by his attorney, this cause is dismissed.

N. F. Denton, Pltff
vs
Woodson Hompton, deft. } In Debt.

Joseph McKee's Exor. Pltff;
vs
John J. Roller, deft. } In Debt.

On motion of the Defendants, these causes are continued until next term, at their costs.

Bowcock & Brown, Pltff
vs
C. Kyger's Admr. deft. } In Debt.

Geo. Duffy's Admr. Pltff;
vs
J. N. Gordon, deft. } In Case.

J. N. Hartenann, Pltff
vs
C. K. Davis' Exor. deft. } In Case.

John W. Stewart, Pltff
vs
D. Pennybacker, deft. } In Case.

Jacob Harnsberger's Exor. Pltff,
vs
John R. Koogler, deft. } In Debt.

J. M. Armentrout, Pltff
vs
N. D. Armentrout, deft. } In Debt

N. M. Jordan's Admr. Pltff
vs
Speck & Altaffer, deft. } In Debt.

Williams M. Talley, Pltff
vs
R. H. Austin, &c, deft. } In Debt.

Mary C. Johnston, Pltff
vs
Peter K. Pence, &c, deft. } In Debt.

Same, Pltff
vs
Peter Paul, senr. deft. } In Debt.

M. N. Effinger, Jnr. Pltff
vs
John H. Hopkins' Exor. deft. } In Debt.

Norvell Cobb, Pltff
vs
J. C. Effinger, deft. } In Case.

Ordered That the foregoing causes be continued until next term generally.

Henry Showalter, Admr. &c, Pltff
vs
D. N. Andrew, &c, defts. } In Debt.

This day came again the parties by their attorneys, and thereupon came a Jury of seven, by consent, to-wit: Jacob Caupert, P. J. Swanson, Michael Ward, Jacob Meserole, E. O. Peale, Philip Eastham and Adam Wine, who being elected, tried and sworn the truth to speak upon the issue joined, and having fully heard the evidence and argument of counsel, 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 by the Court that the Defendant go hence without day, and recover against the Plaintiff his costs, by him in this behalf expended.

W. D. C. Covington, Pltff
vs
Joseph Randol, &c, deft. } In Case.

The death of the Plaintiff suggested, and on motion this cause is revived in the name of E. G. Sandford, Admr. of W. D. C. Covington, and continued until next term.

John Kivisly, Pltff
vs
Laban Probst, Deft. } In Debt.

The death of the Plaintiff was suggested, and the cause continued until next term.

John P. Hogshead, for &c, Pltff,
vs
Wm. P. McCall, Deft. } In Debt.

Wm. Hogshead, for &c, Pltff
vs
Wm. P. McCall, Deft. } In Debt.

This day came again the parties by their Attorneys, in the two above named causes, and thereupon came a Jury, to-wit: S. J. Keller, G. F. Dinkel, N. H. Dickel, R. R. Fletcher, J. M. Huffman, Noah Minnick, Jacob Eastman, A. G. Rohr, Andrew J. Whitmer, N. K. Devier, Anthony Rhoades and J. L. May, who being elected, tried and sworn the truth to speak upon the issues joined, and not having time fully to hear the evidence, were adjourned until to-morrow morning at 9 o'clock.

Ordered, That Court be adjourned until to-morrow morning at 9 o'clock.

James Kenney

At a County Court continued and held in and for the County of Rockingham, on Thursday, August 29, 1872.

Present:- Hon. James Kenney, presiding.

Woodson & Compton, Pltffs
vs
William Rehard, Deft. } In Case.

Ordered, That this cause be continued until next term for award.

Daniel Flook, Pltff
vs
Henry Forrer, Deft. } In Debt

This day came again the parties by their Attorneys, and by consent of parties, It is considered by the Court that the Plaintiff recover against the Defendant the sum of $47.03, with interest thereon from the 2nd day of July 1868, till paid, and his costs by him in this behalf expended.

Dr. W. D. Jennings presented in Court an Account against the Commonwealth of Virginia, amounting to the sum of $47.60 for services, &c, upon post mortem examination and attendance upon Coroner's Inquest in case of Mrs. Delilah Cameron, dec'd, which being sworn to, was examined and allowed by the Court, and ordered to be certified to the Auditor of Public Accounts for payment.

Dr. S. H. Moffett presented in Court an Account against the Commonwealth of Virginia, amounting to the sum of $25.00 for services upon post mortem examination and attendance upon Coroner's Inquest in case

of Mrs. Delilah Cameron, dec'd, which being sworn to, was examined and allowed by the Court, and ordered to be certified to the Auditor of Public Accounts for payments

Dr. George A. Dinges presented in Court an Account against the Commonwealth of Virginia, amounting to the sum of $25.00 for services upon post mortem examination, and attendance upon Coroner's Inquest, in case of Mrs. Delilah Cameron, dec'd, which being sworn to, was examined and allowed by the Court, and ordered to be certified to the Auditor of Public Accounts for payment. cpt.

Dr. J. B. Webb presented in Court an Account against the Commonwealth of Virginia, amounting to the sum of $25.00 for services upon post mortem examination, and attendance upon Coroner's Inquest, in case of Mrs. Delilah Cameron, dec'd, which being sworn to, was examined and allowed by the Court, and ordered to be certified to the Auditor of Public Accounts for payment. cpt.

Dr. N. C. Wade presented in Court an Account against the Commonwealth of Virginia, amounting to the sum of $25.00 for services upon post mortem examination, and attendance upon Coroner's Inquest, in case of Mrs. Delilah Cameron, dec'd, which being sworn to, was examined and allowed by the Court, and ordered to be certified to the Auditor of Public Accounts for payment. cpt.

Richard Thompson, Pltff
vs
John C. Morrison, Deft. } In Case.

Eli Tutwiler's Admr. Pltff
vs
Peter Kile, Deft. } Inst Cons.

James Williams, Pltff
vs
E. J. Sullivan, Deft. } In Case.

On motion of the Plaintiffs, these causes are continued until the next term, and at their costs.

Wm. N. Wasche, Pltff
vs
Nelson Sprinkel, Deft. } In Case.

This day came again the parties by their Attorneys, and by consent of parties, It is considered by the Court that the Plaintiff recover against the Defendant, the sum of $62.35 with interest from the 29th day of August 1872, till paid, and his costs, by him in this behalf expended. ✓

J. N. Hopkins' Exor. Pltff
vs
James T. Morrison, &c, Deft. } In Case.

Geo. A. Savage, Pltff
vs
J. G. Sprinkel, Deft. } In Detinue

On motion of Plaintiffs these causes are dismissed.

Merchants & Mechanics Bank of Wheeling, Pltff
vs
George W. Berlin, &c, Deft. } In Debt.

Ordered, That this cause be dismissed at the Defendants costs.

Richard Robinson Pltff
vs
Israel Minnick, Defts. } In Case.

John Cunningham, Pltff
vs
Sprinkel & Bowman, Defts. } In Case.

Deitzman &c, Pltff
vs
Wm. & Shaver, &c. Defts } In Debt.

Solomon Harman, Pltff.
vs
Geo. W. Berlin, Defts. } In Debt.

Britton & Co, Pltff
vs
S. A. Coffman, Defts } In Case.

S. G. Coffman's Exor. Pltff
vs
Martin Liskey, Defts. } In Debt.

Peter Hile, Pltff
vs
Eli Intonlee's Admr. Defts. } In Case.

William Williams, Pltff,
vs
B. F. Lincoln's Admr. Defts. } In Debt.

James Bolton, Pltff
vs
Nathl. Flook, &c, Defts. } In Debt.

Ordered, That these causes be continued generally until next term,

David Bowman, Exor. &c, Pltff
vs
John Bowman, jr, Deft. } In Debit.

This day came again the parties by their Attorneys, and the Defendant by counsel, craved oyer of the bonds and demurred to the declaration, which demurrer the Court overruled, and the Defendant filed a plea of tender to which the Plaintiff objected, which objection the Court overruled and admitted the plea, upon which issue was joined and thereupon came a Jury, to wit: Jacob Vaupelt, Michael Ward, Adam Wine, Jacob Meesenle, E. A. Peale, Philip Eastham, P. J. Swanson, James Steele, J. H. Polston, of D, Charles Linaweaver, Jeremiah Linaweaver and Peter Guyer, who being elected, tried and sworn the truth to speak upon the issue joined, and having fully heard the evidence and argument of counsel, retired from the bar to consider of their verdict, and after sometime returned into Court, and not having agreed upon a verdict, were adjourned until to-morrow morning at 9 o'clock.

W. Hogshead, for &c, Pltff
vs
Wm. P. McCall, Deft. } In Debt.

This day came again the parties by their Attorneys, and thereupon came the Jury sworn and empannelled on yesterday for the trial of this cause pursuant 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 upon their oaths do say, "we the Jury find for the Defendant."

John P. Hogshead, for &c, Pltff
vs
Wm. P. McCall, Deft. } In Debt.

This day came again the parties by their Attorneys, and thereupon came the Jury sworn and empannelled on yesterday for the trial of this cause, pursuant 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 upon their oaths do say, "we the Jury find for the Defendant."

Ordered, That this Court be adjourned until to-morrow morning at 9 o'clock.

James Kenney

At a County Court continued and held in and for the County of Rockingham, on Friday, August 30, 1872.

Present:- Hon. James Kenney, presiding.

The writing purporting to be the last will and testament of Jonas Reed, dec'd, was this day presented in Court, and being proven by the oaths of A. M. Newman and G. B. Reed, the two subscribing witnesses thereto, was thereupon admitted to probate.

Sam'l R. Allebaugh, Adm'r Pltff,
vs
Jacob Lincoln, N. B. Lincoln & N. C. Long, Defts. } Upon a motion on a Bond executed for the purchase of Property at Sheriff's sale, under an Act of General Assembly of Virginia, passed &c,

This day came again the parties by their attorneys, and the Defendants were solemnly called and not appearing, the notice was proved, and it is considered by the Court, that the Plaintiff have judgment and execution against the Defendant for the sum of $265.[00] with interest thereon from the 22d day of July 1871, till paid, and his costs, by him, in this behalf expended.

John Fawley, for &c, Pltff
vs
Jacob C. Ritchie, &c, Defts. } In Debt.

This day came again the parties by their attorneys, and the cause submitted to the decision of the Court, and it is considered by the Court that the Plaintiff recover against the Defendants the sum of $26.[93] with interest thereon from the 13th day of February 1864, till paid, and his costs, by him, in this behalf expended.

Theodore Brashear, Pltff,
vs
Geo. F. Funkhouser, surv. &c, Deft. } In Debit.

This day came again the parties by their attorneys, and the cause submitted to the Court, and having fully heard the cause, it is considered by the Court that the Plaintiff recover against the Defendant the sum of $130.[00] with interest thereon from the 21st day of June 1861, till paid, and his costs, by him, in this behalf expended.

James A Harris, Pltff
vs
Thomas Washington, Deft. } In Debit.

This day came again the parties by their attorneys, and the cause was submitted to the decision of the Court, and having fully heard the cause, it is considered by the Court that the Plaintiff recover against the Defendant the sum of $12.[00] with interest thereon from the 24th day of October 1870, till paid, subject to a credit of $10.[00] as of date 30th day of August 1872, and his costs, by him in this behalf expended.

Ordered That the Rule awarded at the last term of the Court against A. M. Bowman a witness in behalf of John Bowman, jr, at the suit of David Bowman, Ex'or, &c, be discharged.

David Bowman, Exor. of John Bowman, decd. Pltff } In Debt
vs
John Bowman, jr Deft.

This day came again the parties by their attorneys, and thereupon came the Jury sworn and empaneled on yesterday for the trial of this cause, and again retired from the bar to consider of their verdict, and after some time returned into Court, and upon their oaths do say, "we the the Jury upon the issues joined in this cause find for the Plaintiff Three thousand seven hundred & ninety three dollars, with interest on $3045.00 part thereof from the 9th day of January 1854 and on $370.00 another part thereof from the 14th day of August 1858; on $210.00 another part thereof from the 9th day of December 1858, and on $100.00 another part thereof from the 29th day of April 1860, and on $68.00 the residue thereof from the 5th day of February 1861 till paid, subject to the following credits:- $100.00 paid July 28, 1855 - $134.00 paid January 24th 1857 - $25.00 paid Octs. 26, 1857 - $400.00 paid March 27, 1862, $250.00 as of date January 1, 1865; and for the further sum of $748.00 with interest on $100.00 thereof from the 29th of April 1860 and on $68.00 thereof from the 5th day of February 1861, subject to a credit of $5.00 as of May 14, 1860, for which last sum of $748.00 and interest, subject to said credit of $5.00 judgment in this cause was rendered at the October Term 1871." It is therefore considered by the Court that the Plaintiff recover against the Defendant the sum of $3793.00 with interest on $3045.00 part thereof from the 9th day of January 1854 - and on $370.00 another part thereof from the 14th day of August 1858; on $210.00 another part thereof from the 9th day of December 1858, and on $100.00 another part thereof from the 29th day of April 1860, and on $68.00 the residue thereof from the 5th day of February 1861, till paid, subject to the following credits.- $100.00 paid July 28, 1855 - $134.00 paid January 24, 1857 - $25.00 paid October 26, 1857 - $400.00 paid March 27, 1862 - $250.00 as of date January 1, 1865 - and for the further sum of $748.00 with interest on $100.00 thereof from the 29th day of April 1860 and on $68.00 thereof from the 5th day of February 1861 - subject to a credit of $5.00 as of May 14, 1860, for which last sum of $748.00 & interest, subject to said credit of $5.00 judgment in this cause was rendered at the October Term, 1871,) and his costs by him, in this behalf expended.

George W. Crawford's Admr. for &c. Pltff, } In Debt.
vs
J. G. Minor, Deft.

This day came again the parties by their attorneys, and neither party requiring a jury, the cause was submitted to the decision of the Court, and having fully heard the evidence and argument of counsel, It is considered by the Court that the Plaintiff recover against the Defendant the sum of $175.00 with interest thereon from the 25th day of December 1864, till paid and his costs, by him in this behalf expended.

On motion of the defendant in the cause of Geo. W. Crawford's Admr. for &c, vs J. G. Minor, and for reasons appearing to the Court, the judgment this day rendered against said Defendant is set aside, and a new trial granted him, upon the payment of the costs of this trial and the cause is continued until next term of the Court.

Minor & Jones, Pltff
vs
Michael Harman, Deft. } Upon a suggestion under a Writ of Fieri Facias sued out against Wm. Showalter.

This day came the Plaintiffs, by their attorneys, and it appearing to the Court that the Defendant Michael Harman is indebted to Wm Showalter, in a sum sufficient to pay the amount of the Fieri Facias sued out against him by said Minor & Jones, It is therefore considered by the Court that the Plaintiffs recover against the Defendant Michael Harman, the sum of $28.86 with interest thereon from the 1st day of January 1869, and $2.36 Costs, and their costs by them, in this behalf expended.

B. F. Spicer, Pltff,
vs
Michael Harman, Deft. } Upon a suggestion under a Writ of Fieri Facias sued out against Wm. Showalter.

This day came the Plaintiffs by their attorneys, and it appearing to the Court that the Defendant Michael Harman is indebted to Wm Showalter, in a sum sufficient to pay the amount of the Fieri Facias sued out against him by said B. F. Spicer, It is therefore considered by the Court that the Plaintiff recover against the Defendant Michael Harman, the sum of $23.21, with interest thereon from the 28th day of January 1872, (title paid, subject to a credit of $20.00 as of July 1, 1871,) and $2.94 Costs, and his costs by him, in this behalf expended.

J. N. Mills Admr. Pltff
vs
Peter Paul, Deft. } In Case.

J. N. Mills Admr. Pltff
vs
Peter Paul, Deft. } In Debt.

By agreement of parties these causes are referred to Arbitrators & continued.

Michael N. Lee, Pltff
vs
Henry Neff, Deft. } In Case.

J. Q. Winfield, Pltff;
vs
D. Pennybacker, Deft. } In Debt.

Dl. Stouffer, for &c, Pltff
vs
D. Pennybacker, Deft. } In Debt.

S. M. Jones & Co, Pltff
vs
John F. Soule, Deft. } In Case.

J. C. Homan, Pltff
vs
B. F. Lincoln's Admr Deft. } In Case

Joseph Lamon, Pltff
vs
A. A. & M. R. Road Comp'y, Deft. } In Case.

John N. Thomas, Exmr. Pltff
vs
C. Keyser's Admr. Deft. } In Case.

South. Mut. Ins. Co, Pltff
vs
Joseph T. Williams, Deft. } In Debt

Theodor Frick, Pltff
vs
J. P. Effinger, Deft } In Case.

W. G. Bauserman & Co. Pltff
vs
F. R. Davis, Deft. } In Debt.

James Magalis, Pltff
vs
A. P. Hoffenstein, Deft. } In Case

Cyrus Rhodes, Pltff
vs
N. H. Brown's Admr. Deft } In Case.

Ordered, That the foregoing causes be continued until next term generally.

James N. alias James N. Henderson, Pltff;
vs
Thomas M. Hite, Deft. } In Debt.

John Lee, for &c, Pltff
vs
E. S. Huffman, Deft. } In Debt.

On motion of the Plaintiffs, these causes are continued until the next term, and at their costs.

A. C. Rohr. Pltff,
&
James T. Anthony, Deft } In Case.

On motion of the Defendant, this cause is continued until next term, and at his costs.

C M. Peale, for &c, Pltff,
&
A. B. Arick, Deft. } In Debt.

This day came again the parties by their Attorneys, and thereupon came a jury to-wit:- Jacob Vanpelt, Michael Ward, Adam Wine, Jacob Meserole, Philip Eastham, T. J. Swanson, James Steele, J. H. Roleton & C, Charles Linaweaver, Peter Guyer, H. K. Devier & R. A. Fletcher, who being elected, tried and sworn the truth to speak upon the issue joined, and having fully heard the evidence and argument of counsel, retired from the bar to consider of their verdict, and after sometime returned into Court, and not having agreed upon a verdict, were adjourned until to-morrow morning at 9 o'clock.

Ordered That Court be adjourned until to-morrow morning at 9 o'clock.

James Kenney

At a County Court continued and held in and for the county of Rockingham, on Saturday, August 31, 1872.

Present:- Hon. James Kenney, presiding.

Jacob Beam, Pltff,
vs
John P. Pence & Henry Neff, Defts. } Upon a motion upon a Bond executed for the purchase of Property at Sheriff's Sale, under Act of General Assembly of Virginia, passed &c,

This day came again the Plaintiffs by their Attorneys, and the Defendants were solemnly called and not appearing, the Notice was proved, and it is considered by the Court that the Plaintiff recover against the Defendants the sum of $222.00 with interest thereon from the 29th. day of June 1871, till paid, and his costs by him in this behalf expended.

A. H. H. Stuart, Pltff
vs
Elizabeth Sellers, &c, Defts. } In Case.

This day came again the parties by their Attorneys, and the cause submitted to the decision of the Court, and having heard the evidence, It is considered by the Court that the Plaintiff recover against the Defendants the sum of $333.33⅓ with interest thereon from the 3d. day of June 1869, till paid, and his costs, by him in this behalf expended.

Gordon & Williams, Pltff
vs
George D. Anthony, Defts. } In Case.

This day came the parties by their Attorneys, and the Court proceeded to execute the Writ of Enquiry, and having heard the evidence, It is considered by the Court that the Plaintiff recover against the Defendant the sum of $66.00, with interest thereon from the 5th. day of December 1869, till paid, and their costs by them in this behalf expended.

C. M. Peale, for &c, Pltff,
vs
A B. Irick, Defts. } In Debt.

This day came again the parties by their Attorneys, and thereupon came the Jury sworn and empaneled on yesterday for the trial of this cause, and again retired from the bar to consider of their verdict, and after some time returned into Court, and not having agreed upon a verdict, J. H. Ralston, of D, one of the Jurors was withdrawn, by consent, and the rest from rendering a verdict were discharged, and the trial of the cause continued until next term.

On motion of Joseph B. Amiss, and it appearing to the Court that he has been regularly licensed to practice at Law in the Courts of this Commonwealth, he is permitted to qualify as such Attorney in this Court, and thereupon he appeared and qualified accordingly.

John Dettor Pltff
vs
Joseph Dettor, Defft. } In Case.

Jesse Raleton's Admr. Pltff
vs
Lincoln & Bro, Defts. } In Case.

Benj. E. Long, Jr. Pltff
vs
Jacob P. alias J. P. Effinger, Defft } In Case.

This day came the parties by their Attorneys, and the Defendants filed their pleas of Non-assumpsit, to which the Plaintiffs replied generally, and thereupon it is considered by the Court that the office judgments in these causes be set aside, and the trial of the issues continued until the next term.

John Roder, Pltff;
vs
Maggie L. Huston, Defft } In Debt.

Robert M. Burke, Pltff
vs
Addison Royer, Defft. } In Debt.

This day came the parties by their Attorneys, and the Defendants filed their pleas of offsets, to which the Plaintiffs replied generally, and thereupon it is considered by the Court that the office judgments in these causes be set aside, and the trial of the issues continued until the next term.

Allen Devier, Pltff,
vs
Dewitt C. Roogler, Defft. } In Case.

This day came the parties by their Attorneys, and the Defendant filed his plea of not guilty, to which the Plaintiff replied generally, and thereupon it is considered by the Court that the office judgment be set aside, and the trial of the issue continued until the next term, and leave is given the Defendant to file additional pleas.

Julia Ann Derror, Pltff,
vs
Strother Sheets, &c, Defft. } In Case.

This day came the parties by their Attorneys, and the Defendant filed his pleas of not guilty and statute of limitations, to which the Plaintiff replied generally and thereupon it is considered by the Court that the office judgment be set aside, and the trial of the issue continued until the next term, and leave is given the Defendant to file additional pleas.

Geo. F. Funkhouser, Pltff,
vs
George K. Brigham, Defft. } In Case.

This day came the parties by their Attorneys, and the Defendant filed his plea of non-assumpsit, to which the Plaintiff replied generally, and thereupon it is considered by the Court that the office judgment be set aside, and the trial of the issue continued until the next term, and leave is given the Defendant to file additional pleas.

Samuel Reubush, Pltff
vs
Lewis Angabright, Deft. } In Debt.

Woodson & Compton, Pltffs.
vs
P. A. Gibbons, &c, Defts } In Debt.

Daniel Miller &c, Pltffs,
vs
Robert Liskey, Deft. } In Debt.

Thomas Kemp & Co, Pltffs,
vs
J. Thomas Bowen, &c, Defts. } In Debt.

Frank. F. Horner, Pltff
vs
same, Deft } In Debt.

Stein & Co, Pltffs
vs
same, Defts. } In Debt.

On motion of the Plaintiffs these causes are dismissed.

A. L. Wagner Pltff
vs
W. F. Lewin, &c, Deft. } In Debt.

This day came the parties by their Attorneys, and the Defendant W. F. Lewin filed his plea of bankruptcy, to which the Plaintiff replied generally, and thereupon it is considered by the Court that the office judgment as to said Deft Lewin be set aside, and the trial of the issue continued until the next term

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John Cromeis Admr. Pltff
vs
A. C. Byars Admr. Deft. } In Debt.

This day came the parties by their Attorneys, and the Defendant filed his pleas of payment and fully administered, to which the Plaintiff replied generally, and thereupon it is considered by the Court that the office judgment be set aside, and the trial of the issue continued until the next term.

Joseph Jackson, Pltff,
vs
C. F. Dutrow, Deft. } In Debt.

This day came the parties by their Attorneys, and the Defendant filed his plea of payment and offsets, to which the Plaintiff replied generally, and thereupon it is considered by the Court that the office judgment be set aside, and the trial of the issue continued until the next term.

Simon Whitsell, for &c, Pltff
vs
John R. Kagy, Deft. } In Debt.

This day came the parties, by their Attorneys, and the Defendant filed his plea of payment, to which the Plaintiff replied generally, and thereupon it is considered by the Court that the office judgment be set aside, and the trial of the issue continued until the next term, and the Defendant is given leave to file additional pleas.

Sandy Grant, late of the county of Rockingham, who stands indicted for a felony by him committed on the 18th day of July 1872, was this day led to the bar in custody of the Sheriff of this county, and being thereof arraigned, pleaded "not guilty," and on motion of the Attorney for the Commonwealth, the trial of the case was continued until Monday next and the prisoner remanded to Jail.

The following named Petit Jurors are allowed the sums opposite their names for services during this Term of the Court, ordered to be paid by the County, to-wit:-

R. R. Fletcher	cp.	$12.00	Jacob Lacman,	$9.00	E. C. Beale, cp.	$5.00
Wm. Summers	cp.	5.00	George Miller, cp.	3.00	Philip Eastham,	6.00
Wesley Shoemaker,	cp.	6.00	John M. Huffman,	8.00	Michael Wand, cp.	6.00
Geo. F. Dinkle		11.00	David Lorman, cp.	2.00	Jacob Vanpelt cp.	6.00
Jos. H. Mauzy,		6.00	Samuel Smith,	2.00	Adam Wine	6.00
Noah Minnick,	cp.	10.00	Madison Wise,	2.00	Jacob Meserole,	6.00
S. J. Keller,		11.00	Aug. Armentrout cp.	3.00	A. C. Rohr,	2.00
N. N. Nickel,		11.00	Theophilus Rohr,	2.00	A. J. Whitmore,	2.00
Samuel Hedrick,		1.00	N. K. Devier cp.	8.00	Anthony Rhodes,	2.00
Samuel Thomas,		1.00	W. N. Whitaker	2.00	J. L. May, cp.	2.00
Wm. Steele,		1.00	Abm. Glick,	2.00	James Steele,	3.00
Daniel Fisher,		1.00	S. J. Swanson, cp.	6.00	J. N. Rolston, of D.,	3.00
Jeremiah Linaweaver,		2.00	Peter Geyer,	3.00	Charles Linaweaver,	3.00

Ordered, That this Court be adjourned until Monday morning next at 9 o'clock.

James Kenney

At a County Court continued and held in and for the County of Rockingham, on Monday, September 2nd. 1872,

Present: Hon. James Kenney, Presiding

Sandy Grant, late of the county of Rockingham, chaged with a felony by him committed on the 18th. day of July 1872, was this day again led to the bar in custody of the Sheriff of this County, and on motion the Defendant and for reasons appearing to the Court, the trial was continued until next term.

Partlow & Lambert, Plff
&
J. N. Cowen, Deft. } Notice

By consent of parties, this cause is ordered to be placed on the Court's Docket as of August 31, 1872.

Pennybacker, Penny & Bro, for use, Plff.
&
D. Pennybacker, Deft. } In Case.

This day came again the parties by their Attorneys, and the Defendant waived his plea, by him heretofore pleaded, It is therefore considered by the Court that the Plaintiffs recover against the Defendant the sum of $108.49 with interest thereon from the 14th. day of November 1860, till paid, and their costs by them, in this behalf expended.

P. M. Custer, Plff
&
J. N. Duffy, guardian of Elizabeth Duffy, Deft. } In Delict

This day came the parties by their Attorneys and the cause submitted to the Court, and having fully heard the cause, It is considered by the Court that the Plaintiff recover against the Defendant as guardian of Elizabeth Duffy, the sum of $196.48 with interest thereon from the 15th. day of October 1870, till paid, subject to a credit of $150.00 as of Aug 21, 1871, and his costs by him in this behalf expended.

Sarah E. Grove, Plff
&
Joseph T. Rohr's Exor. Deft. } In Assumpsit

This day came the parties by their Attorneys, and neither party requiring a Jury, the trial of the cause is by consent, submitted to the Court, and the same having been heard, the Court is of opinion that the Plaintiff is entitled to recover the sum of Three Hundred and fifty dollars, with interest from this day, It is therefore considered by the Court that the Plaintiff recover of the Defendants the sum of $350.00 with interest from the 2nd. day of September 1872, till paid, and her costs by her in this behalf expended, to be levied of the goods and chattels of the decedent Joseph T. Rohr, in the hands of the Defendants to be administered.

John Cugle, Pltff
vs
Wm. E. Webster, Deft. } In Case.

This day came again the parties by their attorneys, and the cause was submitted to the decision of the Court, and having heard the same, It is coinsidered by the Court that the Plaintiff recover against the Defendant the sum of $184.82 with interest thereon from the 1st day of July 1870, till paid, and his costs, by him in this behalf expended.

A. Brock, for &c, Pltff
vs
Wm. W. Carpenter, Deft. } In Debt.

Ordered, That this cause be dismissed agreed.

D. D. Dovel's Admr. Pltff,
vs
John C. Walker, &c, Defts. } In Debt.

This day came the parties by their attorneys, and the Defendants filed their plea of payment, to which the Plaintiffs replied generally, It is therefore considered by the Court that the office judgment be set aside, and the trial of the issue continued until the next term.

A. D. Armentrout, Pltff
vs
Leener Mefferts Admr. Deft. } In Debt.

This day came the parties by their attorneys, and the Defendant filed his plea of fully administered, to which the Plaintiff replied generally and thereupon It is considered by the Court that the office judgment be set aside, and the trial of the issue continued until the next term.

Margaret Miller, Pltff
vs
F. W. Kittley, &c, Defts. } In Debt.

This day came the parties by their attorneys, and the Defendants filed their plea of payment and set-offs, to which the Plaintiffs replied generally, and thereupon It is considered by the Court that the office judgment be set aside, and the trial of the issue continued until the next term, and leave is given the Defendants to file additional pleas.

Peter Heil, Pltff
vs
Eli Tutwiler's Admr. Deft. } In Case.

This day came the parties by their attorneys, and the Defendant filed his pleas of non-assumpsit and payment to which the Plaintiff replied generally, It is thereupon considered by the Court that the office judgment be set aside, and the trial of the issue continued until the next term, and leave is given the Defendant to file additional pleas

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Samuel Shacklett, Pltff
vs
S. N. Long, deft. } In Debt.

This day came the parties by their Attorneys, and the defendant filed his plea of payment, to which the Plaintiff replied generally, and thereupon it is considered by the Court that the office judgment be set aside, and the trial of the cause continued until the next term, and leave is given the Defendant to file additional pleas.

Jacob Dinkel, Pltff,
vs
George W. Berlin, deft. } In Debt.

This day came the parties by their Attorneys, and the Defendant filed his plea of nil-debit and payment, to which the Plaintiff replied generally, and thereupon it is considered by the Court that the office judgment be set aside, and the trial of the issue continued until the next term.

Charles Nicholas Admr. &c, Pltff,
vs
John Eastham's Admr. deft. } In Debt.

This day came the parties by their Attorneys, and the Defendant filed his plea of payment and set-off, to which the Plaintiff replied generally, and thereupon it is considered by the Court that the office judgment be set aside, and the trial of the issue continued until the next term, and leave is given the Defendant to file additional pleas.

Peel & Stevens, Pltff
vs
S. J. Vandergrift's Comm. deft. } In Case.

This day came the parties by their Attorneys, and the Defendant filed his plea of non-assumpsit and no assets, to which the Plaintiff replied generally, and thereupon it is considered by the Court that the office judgment be set aside, and the trial of the issue continued until the next term.

Mary E. Smecker, Pltff,
vs
G. W. Berlin, deft. } In Debt.

This day came the parties by their Attorneys, and the Defendant demurred to the Plaintiff's declaration - the Plaintiff is given leave to amend his declaration, and the cause continued until next term, with leave to the Defendant to file additional pleas.

William Rehard, Pltff,
vs
John Leedy, deft. } In Case.

This day came the parties by their Attorneys, and the Defendant filed his plea of not guilty, to which the Plaintiff replied generally, and thereupon it is considered by the Court that the office judgment be set aside, and the trial of the issue is continued until next term.

Ordered That this Court be adjourned until to-morrow morning at 9 o'clock.

James Kenney

At a County Court Continued and held in and for the County of Rockingham, on Tuesday, September 3rd. 1872.

Present:- Hon. James Kenney, presiding.

Cop^d / On the motion of George Covington, one of the heirs of Mrs. D. C. Covington, decd. by his next friend E. C. Sandford, Admr. of said Covington, the Court doth appoint R. T. Kingree, Philip Koontz and William Dorrough, as Commissioners, to lay off Dower to the widow of said Covington in his Real Estate.

John R. Jones, for &c, Pltff.
&
John N. Hopkins Exors. Deft. } In Case.

This day came the parties by their Attorneys, and the cause submitted to the Court, and having heard the cause, It is considered by the Court that the Plaintiff recover against the Defendants the sum of $33.30 with interest thereon from the 1st. day of June 1869 till paid, subject to a credit of $6.60 as of said 1st. day of June 1869, and his costs by him in this behalf expended, to be levied of the goods and chattels of the decedent, in the hands of the Defendants to be administered.

John F. Lewis, Pltff
&
Lucas Woodson Admr. Deft. } In Case.

This day came again the parties by their Attorneys, and the cause was submitted to the decision of the Court, and having heard the cause, It is considered by the Court that the Plaintiff recover against the Defendand the sum of $110.00 with interest thereon from the 18th. day of September 1868 till paid, and his costs by him in this behalf expended, to be levied of the goods and chattels of the decedent, in the hands of the Defendants to be administered.

On motion of R. M. Sherfey, the Estate of B. F. Whitmer is committed to James O Raleton, Sheriff of this County for administration, it appearing to the Court that said Whitmer has been dead more than three months.

On motion of the Estate of Benjamin Vanpelt is committed to James O Raleton, Sheriff of this county for administration, it appearing to the Court that said Vanpelt has been dead more than three months.

Ordered That a Capias be issued for the arrest of Beverly Ray, who stands indicted in this Court for a felony by him committed, returnable to the next term of this Court.

Ordered, That the Treasurer of Rockingham County, pay to John Paul, Attorney for the Commonwealth, the sum of $41.66⅔, for his services in this Court, for the month of August 1872.

Ordered, That a Capias Pro-Fine be issued against Burbrod Newhaw, for the amount of Fine and Costs assessed against him in favor of the Commonwealth, for which a Fieri Facias had been issued and returned "no property found."

On motion of J. A. Loewenbach, who made oath thereto according to law, this day personally appeared in Court, and together with A. W. Newman, his surety (who justified as to his sufficiency,) entered into and acknowledged a bond in the Penalty of $700.00 conditioned according to law, a certificate is granted him for obtaining letters of administration in due form, upon the Estate of Elizabeth Huffman, dec'd.

Alfred A. Ergenbright, &c, Pltff
vs
Mary Nicholas, deft. } In Debt.

This day came the parties by their Attorneys, and the Defendant filed her plea of payment and set-offs, to which the Plaintiff replied generally, and thereupon it is considered by the Court that the office judgment be set aside and the trial of the issue continued until the next term.

Abraham Judy, Pltff
vs
Jacob S. Fry, &c, deftS. } Covenant.

This day came the parties by their Attorneys, and the defendants filed their plea of covenant performed and covenant not broken, to which the Plaintiff replied generally, and thereupon it is considered by the Court that the office judgment be set aside, and the trial of the issue continued until the next term.

Ordered That this Court be adjourned until to-morrow morning at 9 o'clock.

James Kenney

At a County Court continued and held in and for the County of Rockingham, on Wednesday, Sept. 4th. 1872,

Present:- Hon. James Kenney, presiding.

John N. Moore, Assessor for Franklin Township, this day presented in Court an Account against the Commonwealth of Virginia, amounting to the sum of $14.10 for registering 37 deaths @ 10¢ each and 104 Births @ 10¢ each for the year 1871, which being sworn to in Court, was examined and allowed by the Court, and ordered to be certified to the Auditor of Public Accounts for payment.

Milly Rice's Admr. Pltff,
vs
A W. Brown's Admr. Deft. } In Debt.

On motion of the Plaintiff by counsel, leave is given him to suffer a non-suit in this cause at his cost, but without prejudice, the Defendant waiving damages, and leave is given Plaintiff to withdraw the bonds on which the suit is brought, on leaving attested copies thereof.

Samuel Early, Pltff
vs
R. M. Baker, Deft. } In Case.

Ordered That this cause be dismissed at Plaintiff's cost.

George W. Berlin, for &c, Pltff
vs
Punch Fox, Deft, } In Debt.

This day came the parties by their Attorneys, and the Defendant filed his plea of payment as to the sum of $91.00 part of the debt in the declaration mentioned, to which the Plaintiff replied generally, and it is thereupon considered by the Court that the office judgment as to said amount be set aside, and the trial of the issue continued until the next term.

George W. Shaver, for &c, Pltff
vs
Henry Shaver, Deft. } In Debt.

This day came again the parties by their Attorneys, and the Plaintiff moved the Court to set aside the verdict rendered in this cause, at a former day of this term of the Court, and grant him a new trial, which motion the Court doth sustain, and it is considered by the Court that the verdict be set aside, and a new trial granted, upon condition that the Plaintiff pay the costs of the former trial. Whereupon the Defendant by his Attorney excepted to said opinion of the Court, 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, And thereupon the trial of the cause is continued till next term.

Wm. M. Silbert, Pltff.
vs
William Spitzer, Deft. } On a motion.

This day came again the parties by their Attorneys, and the Plaintiff moved the Court to set aside and vacate a judgment by default obtained at the August Term of the County Court of Rockingham in the name of Wm. Spitzer Pltff vs M. M. Silbert Deft, which motion being argued by counsel, the Court on consideration thereof doth overrule, and refuses to set aside and vacate said judgment, and it is further considered by the Court that the Defendant recover against the Plaintiff his costs by him, in this behalf expended.

Ordered, That the Treasurer of Rockingham County pay to Dr. Wm. D. Jennings, $20.00 expenses for carrying the organs of Mrs. Delilah Cameron, dec'd, to the University of Virginia, for analysis.

pd 2d. to D R Stultz

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

James Kenney

At a County Court continued and held in and for the County of Rockingham County, on Thursday, September 5, 1872,

Present:- Hon. James Kenney, presiding.

Lang & Bernheimer, Pltff
vs
Jonas N. Keller, Agent, Deft. } In Case.

This day came the Defendant by his Attorney, and the Plaintiff though solemnly called, came not, nor is his suit further prosecuted, Therefore, on the prayer of the said Defendant, It is considered by the Court, that he recover against the Plaintiff, $5.00 Damages according to Law, and his Costs by him about his defence in this behalf expended.

Commonwealth,
vs
Albert Wise. } Upon an Indictment for retailing ardent spirits without a License- No. 1.

This day came the Defendant by his Attorney, and demurred to the Indictment, and pleaded not guilty, and thereupon the trial is continued until next term.

Commonwealth
vs
Albert Wise. } Upon an Indictment for retailing ardent spirits without a License- No. 2.

This day came the Defendant by his Attorney, and demurred to the Indictment, and pleaded not guilty, and thereupon the trial is continued until next term.

Commonwealth,
vs
Albert Wise. } Upon an Indictment for retailing ardent spirits without a License, No. 3.

This day came the Defendant by his Attorney, and demurred to the Indictment, and pleaded not guilty, and thereupon the trial is continued until next term.

Commonwealth
vs
Albert Wise. } Upon an Indictment for retailing ardent spirits without a License, No. 4.

This day came the Defendant by his Attorney, and demurred to the Indictment, and pleaded not guilty, and thereupon the trial is continued until next term.

Commonwealth
vs
Albert Wise. } Upon an Indictment for retailing ardent spirits without a License, No. 5.

This day came the Defendant by his Attorney, and demurred to the Indictment, and pleaded not guilty, and thereupon the trial is continued until next term.

E. A. Shands' Exta, for &c, Plff
vs
O. S. & N. Railroad Company, Deft. } In Assumpsit

This day came again the parties by their Attorneys, and the Defendant by counsel, demurred to the declaration of Plaintiff, and upon argument of counsel, the Court doth overrule the demurrer, and therefore It is considered by the Court that the Plaintiff recover against the Defendant the sum of $155.00, with interest on $60.00 part thereof from the 5th. day of February 1861- on $20.00 another part thereof from the 10th. day of February 1861- on $15.00 another part thereof from the 15th. day of February 1861- on $10.00 another part thereof from the 20th. day of February 1861- on $5.00 another part thereof from the 1st. day of April 1861- on $5.00 another part thereof from the 10th. day of April 1861,- and on $40.00 the residue thereof from the 6th. day of May 1861 till paid, and her costs by her in this behalf expended.

Isaac Long, Peter K. Pence and N. J. Baughen, the Commissioners appointed heretofore to lay off and assign Dower to Julia Ann Kyger, widow of Alexander Kyger in the lands of her deceased husband, having this day made their report, assigning to said widow as her Dower A 128½ in the cleared land and 23 Acres of timber, said assignment of Dower is confirmed and ordered to be recorded.

But it is agreed by the widow and heirs of said Alexander Kyger- that so much of said Report as relates to the growing crops is not confirmed- but the question of the widow's interest in the issues and profits of the land of which Alexander Kyger died seized- of her rights under the exemption law- and what she has received or owes the estate shall be decided by A. M. Newman and C. A. Yancey- or such umpire as they may choose, if they fail to agree- and that their award may be entered up as the judgment of this Court.

Gideon B. Reed, &c, surv'g. partners of &c, Pltff,
vs
Jacob Lincoln, &c, surv'g. partners of &c, defts. } In Debt.

This day came the parties by their attorneys, and the death of Jonas Reed, one of the Plaintiffs in this cause was suggested, and it is ordered that this cause proceed in the name of the surviving Plaintiff, Gideon B. Reed.

M. Hogshead, for &c, Pltff,
vs
Wm. P. McCall, deft. } In Debt.

This day came again the parties by their Attorneys, and the Plaintiff moved the Court to set aside the verdict of the Jury in this cause, and grant him a new trial, which motion the Court doth overrule, It is therefore consid- ered by the Court that the Defendant go hence without day, and recover against the Plaintiff, his costs, by him, in this behalf expended.

John P. Hogshead, for &c, Pltff
vs
Wm. P. McCall, deft. } In Debt.

This day came again the parties by their Attorneys, and the Plaintiff moved the Court to set aside the verdict of the Jury in this cause, and grant him a new trial, which motion the Court doth overrule, It is therefore considered by the Court that the Defendant go hence without day, and recover against the Plaintiff, his costs, by him, in this behalf expended.

Thomas J. Huggins, Pltff
vs
John C. Morrison, deft. } In Case.

This day came the parties, by their Attorneys, and the Defendant filed his plea of non-assumpsit, to which the Plaintiff replied generally, and thereupon it is considered by the Court that the office judgment be set aside, and the trial of the issue continued until the next term.

M. Harvey Flook's Admr.
vs
J. H. Roleton & G. Eastham } Upon a suq. sued out under a Writ of Fieri Facias against G. Douglas Gray & A. S. Gray

Ordered, That this cause be dismissed.

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

James Kenney

At a County Court continued and held in and for the County of Rockingham, on Saturday Sept. 7, 1872.

Present: - Hon. James Kenney, presiding.

Jacob Lincoln, Pltff

vs. } In Debt.

A.C. Lincoln, A.H. Brewer & D. Pennybacker, Defts

This day came again the parties by their attorneys, and the cause was submitted to the decision of the Court, and the Court is of opinion that the same be dismissed. It is therefore considered by the Court that the Defendants go hence without day, and that they recover against the Plaintiff their costs by them, in this behalf expended.

David Bowman, Exor. of John Bowman, dec'd, Pltff

vs. } In Debt.

John Bowman, jr, Deft

This day came again the parties by their attorneys, and the Defendant moved the Court to set aside the verdict of the Jury and the judgment rendered ~~at~~ at a former day of this term of the Court in this cause, which motion the Court overruled, to which action of the Court in refusing to set aside the verdict and grant a new trial, the defendant by his counsel, excepted, and tendered this bill of exceptions, which he prays may be signed, sealed and enrolled, and made a part of the record in this cause, which is accordingly done, and is in words & figures following to-wit "Be it remembered, that on the trial, &c.

Memo:- Upon the trial of this cause, the defendant by counsel, excepted to four several opinions of the Court given upon the trial, and tendered his four several bills of exceptions, marked 1 - 2 - 3 & 4, which he prays may be signed, sealed and enrolled, and made a part of the record in this cause, which is accordingly done, and are in the words & figures following, to-wit "Be it remembered, &c."

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

James Kenney

Virginia,

In the Clerk's Office of the County Court of Rockingham County, September 13, 1872.

Peter Guyer, Pltff

vs. } In Debt.

Rebecca Guyer, Deft.

This day the Defendant, Rebecca Guyer personally appeared in the Clerk's office aforesaid, and acknowledged the Plaintiff's action, and confessed a judgment for $330.00 with legal interest thereon from the 1st day of January 1861, till paid, and costs. It is therefore considered that the Plaintiff recover against the Defendant the sum of $330.00 with interest thereon from the 1st day of January 1861, till paid, and his costs by him in this behalf expended.

At a County Court held in and for the County of Rockingham on Monday, September 16, 1872.

Present:- Hon. James Kenney, presiding.

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

Mortgage,	George K. Brigham	to Wm L. Brewer,
Bargain & Sale,	J. Samuel Harnsberger	" St. C. Kyle,
" "	Peter Sowerwine & wife,	" Wm F. Bowers,
" "	Jeke Buchong & wife,	" Abraham Buchong,
" "	S. Herring & others,	" Bridgewater Manfg. Company,
" "	John Holsinger & wife	" Peter Holsinger,
Trust Deed,	F. W. Shipman & wife,	" G. G. Grattan, Trustee,
Bargain & Sale,	S. N. Hoffman, Exor. of J. Rush,	" Jacob Bonds,
" "	John A. Caden & wife,	" John Zigler,
" "	George May & wife	" Israel Caplinger,
" "	Annanias Pirkey & wife	" James R Caden,
" "	A. S. Gray,	" A. G. Butler (Re-admitted)
" "	A. S Rosenberger,	" Wm Shipp,
" "	G. W Berlin,	" Isaac Wisvander,
Deed of Gift.	De Witt C. Jones & wife,	" Stephen Hughes, &c, Trustees,
Bargain & Sale,	St. Clair Dovel & wife,	" R. A. Stephens,
" "	James M. Dovel & wife	" R. A. Stephens,
" "	Rebecca J. Hamlett,	" R. A. Stephens,
" "	D. Landes & wife	" Anna Landes, &c,
" "	P. Bradley & Co.,	" Charles Fields,
" "	David Kline & wife	" Martin Kline,
" "	Wm B. Yancey & wife	" Edmond Shiflett,
Deed of Trust.	W. Pirkey,	" C. A. Yancey, Trustee,
Bargain & Sale,	W. D. F. Dovel & wife	" R. A. Stephens,
" "	Saml. Carpenter & wife	" John Carpenter,
" "	Jacob Silvus & wife	" Saml. & M. J. Good,
Homestead,	Thomas S. Morris,	"
Deed of Trust,	D. B. Devier	" G. A. Berlin, Trustee,
" " "	Wm Wright & wife	" G. W. Berlin, "
Bargain & Sale,	G. W. Skelton	" S. C. Switzer & others, Trustees,
" "	Andrew Helms & wife	" Saml. C. Switzer,
" "	Peter Roller & wife,	" Saml. C. Switzer,
" "	Jacob Keil & wife,	" Henry Keil,
" "	Henry Keil & wife	" Jacob Keil,
" "	W. S. Lusty, Commr.	" Henry Keil,
Deed of Trust	J Grim & wife	" Isaac Long, Trustee,

Rules are awarded against Lewis Utt, H. Clay Jones, & Adam Koontz, for their failure to appear at this term of the Court as Veniremen in case of Commwlth. vs Sandy Grant, returnable to next term of the Court.

The following settlement having been filed in the Clerk's office, the time prescribed by law, and no exceptions being taken thereto, was ordered to be recorded viz:

Settlement of the Acct of Silas Hunton, Comm. for Henry Anders,

The following Appraisement and Sale Bills were this day returned into Court and no exceptions being taken thereto, were ordered to be recorded, viz:-

Appraisement & Sale Bill of the Estate of Wm. Saufley, dec'd;
" Bill of the Estate of James Fitzwaters, dec'd.
Sale " " " " " " Wm. H. Wise, dec'd.

On the motion of Wm. C Simmons, It is ordered that Mary Elizabeth Bazzle, an infant over the age of 14 years, be summoned to appear before the Court on to-morrow, to nominate a suitable person as guardian.

L. L. Byrd, Jailor of this County, this day presented in Court an Account against the Commonwealth of Virginia, amounting to the sum of $128.40 dieting prisoners, (Archee Ogden & John Cameron,) which being sworn to in Court, was examined and allowed by the Court, and ordered to be certified to the Auditor of Public Accounts for payment.

On the motion of C. G. Jennings, who made oath thereto according to law, and together with E. Sipe and M. D Jennings, his sureties, (who justified as to their sufficiency,) entered into and acknowledged a bond in the penalty of $12000.00 conditioned according to law, a certificate is granted him for obtaining letters of administration in due form upon the Estate of Joshua Jennings, dec'd,

And upon his further motion, the Court doth appoint Michael Earmon, Peter Neff, Reuben Koontz, Reuben Sellers and Andrew S. Hunton to appraise said Estate of Joshua Jennings, any three of whom may act, after first being duly sworn.

Lucy C. Roberts, aged 18 years, this day appeared in Court and made choice of her father, Thomas Roberts, as her guardian, whereupon said Thomas Roberts, together with G. H. Mauzy, his surety, (who justified as to his sufficiency,) entered into and acknowledged a bond in the penalty of $300.00 conditioned according to law, and qualified accordingly.

On the motion of Benjamin D. Bowman, who made oath thereto according to law, and together with Jacob Dundore, his surety, (who justified as to his sufficiency,) entered into and acknowledged a bond in the penalty of $2500.00 conditioned according to law, a certificate is granted him for obtaining letters of administration upon the Estate of Rebecca N. Firebaugh, dec'd, in due form.

And upon his further motion, the Court doth appoint John F. Craun, George Riser, Caleb Dean and C. Miller to appraise said Estate of Rebecca N. Firebaugh, any three of whom may act, after first being duly sworn.

On motion of James A. Ralston, Sheriff of this County, Samuel C. Bare is permitted to qualify as his Deputy, it appearing to the Court that he is a man of honesty and good demeanor.

The writing purporting to be the last will and testament of Sarah Allebaugh, dec'd. was this day presented in Court and proven by the oaths of Isaac Wright and Jno. D. Price, two of the subscribing witnesses thereto, and the codicil annexed to said will, and made a part thereof was proven by the oaths of J. Gilmer Minor & Isaac Wright, the two subscribing witnesses thereto, and thereupon the said Will and Codicil were admitted to probate.

The writing purporting to be the last will and testament of George Maxty, dec'd. was this day presented in Court, and being proven by the oath of Preston Rhodes to be wholly in the hand-writing of the deceased, was admitted to probate as his last will and testament.

Upon the petition of M. J. Moyerhoeffer, and others, (more than fifty qualified voters of Ashby Township,) the only Township proposed to be affected thereby, it appearing to the Court that the said petition has been posted for over thirty days at the Court-House of the County, and at the voting places of said Township. It is ordered that the places of holding elections in said Township be changed, by establishing Moyerhoeffer's Store as a place for opening polls in said Township, in addition to the places already established by law, and that Isaac Long be appointed Registrar, Harvey Wise, C. A. Van Lear and John Moyerhoffer be appointed Judges of Election at said voting place.

It is ordered that all the powers of S. R. Allebaugh, late Sheriff of Rockingham County, and as such Admr. of David Coffman, be, and the same are hereby revoked and annulled.

On the motion of Evans D. Coffman, who made oath thereto according to law and together with Jonathan Shafer his surety, by his Attorney in fact, W. S. Suity, under a power of attorney executed by the said Jonathan Shafer, entered into and acknowledged a bond in the penalty of $20000 conditioned according to law, a certificate is granted him for obtaining letters of administration de bonis non, in due form, upon the Estate of said David Coffman, dec'd.

John Showalter, Pltff
vs.
P. S. Roller & Jno. J. Roller, Defts. } On a Notice

J. N. Loewenbach, Pltff
vs.
Eshman & Oetrichen, Defts. } Upon a Sug.

Ordered that the above-named causes be placed upon the Court's Docket.

Ordered, That the Treasurer of Rockingham County pay to John Paul, Attorney for the Commonwealth for said county, the sum of $41.66 2/3 for his services in this Court for the month of September 1872.

It appearing to the Court that Silas Newton Committee for Henry Andes has duly acknowledged service of a Notice from Andrew Andes, his surety, requiring him to execute a new bond as said Committee, and asking to be relieved of his said surety-ship, It is considered by the Court that the said Andes be relieved as surety on the bond of said Newton, and thereupon the said Silas Newton appeared in Court, and together with John H. Rolston of D., Jacob Roudabush, John Seil and James Huffman, (who justified as to their sufficiency,) entered into and acknowledged a bond in the penalty of $2600cc conditioned according to law, and qualified accordingly.

Zeph English, Pltff
vs
Wm. C. Simmers & Abram C. Simmers, Defts } Upon a bond executed for the purchase of Property at Sheriff's sale, under act of Assembly, passed &c.,

This day came the Plaintiff by his Attorney, and the Defendants being solemnly called, came not, the notices was proved, and it considered by the Court that the Plaintiff recover against the Defendants the sum of $78.38 with interest thereon from the 3d day of June 1871 till paid, and his costs by him in this behalf expended.

Samuel Bare Pltff
vs
P. S. Roller & John J. Roller, Defts. } Upon a bond executed for the purchase of Property at Sheriff's sale, under act of Assembly, passed &c.,

This day came the Plaintiff by his Attorney, and the Defendants being solemnly called, came not, the notice was proved, and it is considered by the Court that the Plaintiff recover against the Defendants the sum of $596.cc with interest thereon from the 25th day of August 1871 till paid, and his costs by him in this behalf expended.

On the motion of the Heirs of Mathias Snyder, decd, It is ordered that his Estate be committed to James P. Paxton, Sheriff of this county, for administration, it appearing to the Court that his Admr. Wm. Saufley has departed this life.

On the motion of Samuel Wright, John Paul attorney for the Commonwealth appearing and defending the motion, and John H. Moore Assessor for Franklin Township being examined as a witness, It appearing to the Court that the said Samuel Wright has been erroneously assessed with two instead of one tithable for the year 1871, and having paid the same It is ordered by the Court that the sum of $1.50 tax on said tithable erroneously assessed and collected be refunded to him by the Treasurer of this county.

On the motion of L. B. M. Rice, who made oath thereto according to law, and together with James F. Lowman, his surety, (who justified as to his sufficiency,) entered into and acknowledged a bond in the penalty of $1200cc conditioned according to law, a certificate is granted him for obtaining letters of administration in due form upon the Estate of Anna Snell, decd. And upon his further motion Samuel Selick, Abraham Miller, Elias Hollen, John A. Miller & Joel Selick are appointed by the Court to appraise the Estate of the said Anna Snell, decd, any three of whom may act, after being first duly sworn.

Sandy Grant, late of the county of Rockingham, who stands indicted of a felony by him committed on the 18th day of July 1872, was this day again led to the bar in custody of the Jailor of this County, and the Venirenen summoned for his trial being called, twenty-~~two~~ ~~appeared~~ of whom appeared, viz S.J. Jones, F. M. Flick, Franklin Liskey, E. W. Sibert, John Mefely, James Steele, John M. Royer, A. A. Wise, J. R. Jones, Samuel Rockman, A. K. Fletcher, D. M. Switzer, R. J. Detter, R. D. Cashen, J. H. Dwyer, Wm. C. McAlister, Thomas Swanson, Wm. Coffman, Warner Douthat, John Snyder & Wm. Willis, & B. H. Washington - eight of whom, viz - E. W. Sibert, James Steele, A. A. Wise, J. R. Jones, D. M. Switzer, R. D. Cashen, J. H. Dwyer and Thomas Swanson were excused from serving by consent of counsel for the prisoner and one, B. H. Washington being found not duly qualified and free from exceptions, the Court ordered the Sheriff to summon three additional Venirenen to appear here forthwith, and the Venirenen so summoned appeared, viz - M. B. Childres, Julius J. Martz and S. J. Keller, and being, together with the other thirteen Venirenen, examined by the Court, and found to be duly qualified and free from exceptions - the Panel of sixteen was complete, the prisoner was furnished with a copy thereof, and having stricken therefrom the names of four of the persons of said panel, viz: - John Messely, M. B. Childress, Wm. Willis and S. J. Keller, - the remainning twelve persons, viz: - F. M. Flick, Franklin Liskey, J. M. Royer, Samuel Rockman, A. K. Fletcher, R. J. Detter, Wm. C. McAlister, Wm. Coffman, Warner Douthat, John Snyder, Julius J. Martz and S. J. Jones, thereby constituting the Jury, who being so elected tried and sworn the truth ~~to speak~~ of and upon the premises to speak, 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 upon their oaths do say, "we the Jury find the Defendant guilty in manner and form as charged in the indictment, and ascertain the term of his imprisonment in the County Jail at ten (10) months, and ascertain his amercement at One Hundred and fifty dollars." Thereupon the Jury was discharged. And it being demanded of the prisoner if anything for himself he had or knew to say, why the Court should not now proceed to pronounce judgment against him according to law, and nothing being offered or alleged in delay of judgment, It is considered by the Court that the said Sandy Grant be imprisoned in the Jail of this County for the space of ten (10) months, (the period by the Jurors in their verdict ascertained, and that the Commonwealth recover against him the sum of $150.00 Fine and her costs by her, in this behalf expended. And thereupon the prisoner was remanded to Jail.

Ordered That this Court be adjourned until to-morrow morning at 8 o'clock.

James Kenney

At a County Court continued and held in and for the County of Rockingham, on Tuesday, September 17, 1872.

Present:- Hon. James Kenney, presiding.

Wm. P. McCall, Pltff
vs
David Stinespring, &c, } on a D. Bond executed for the forthcomng of Prpety upon day of sale.

This day came the Plaintiff by his Attorney, and the Defendants being solemnly called, came not, the Notice was proved and it is considered by the Court that the Plaintiff have judgment & Execution according to bond and for costs.

C. W. Boyd, Agent for F. M. Flick ~~and Derrick Pennybacker~~, this day having produced in Court the recommendations of the Common Council of the town of Harrisonburg, applied for leave to keep ~~a Restaurant~~ an Eating House and to retail spirituous liquors and wines at the ~~Silver Building~~ in the town of Harrisonburg, and it appearing to the satisfaction of the Court that the applicant ~~is a~~ man of good character, not addicted to drunkenness, and will probably keep such house as the law requires. It is ordered that License be granted him to keep such ~~Eating House~~ at his place of business, and also to retail spirituous liquors, &c, under Merchants' Retail Liquor License, until May 1, 1873.

Derrick Pennybacker, this day having produced in Court the recommendation of the Common Council of the town of Harrisonburg, applied for leave to keep an Ordinary and to retail spirituous liquors, wines at his rooms in rear of the American Hotel, in the town of Harrisonburg, and it appearing to the satisfaction of the Court that the applicant is a man of good character, not addicted to drunkenness, and will probably keep such house as the law requires. It is ordered that License be granted him to keep such Ordinary and also to retail spirituous liquors, &c, under Merchants Retail Liquor License, until May 1, 1873.

On their motion, Charles R., David & Joseph, infant children of David Leffman, over the age of 14 years, this day appeared in Court and made choice of their brother Evans D. Leffman as their guardian, and no Estate coming into the hands of said guardian, no bond was required of him, thereupon he appeared in Court and qualified as guardian of said infant children of David Leffman, dec'd.

Partlow & Lambert, Pltff
vs
Jacob W. Bowen, Deft. } Upon a motion to set aside a judgment

This day came again the parties by their Attorneys, and the Plaintiffs moved the Court to set aside a certain judgment obtained against them by the Defendants, and on consideration the Court doth overrule said motion, and it is considered by the Court that the Defendant recover against the Plaintiffs his costs by him in this behalf expended.

George W. Airey, Simon S. Harman and Abraham Anders, Commissioners appointed at the August Term last of this Court, to view and report upon the Harrisonburg & Franklin Turnpike as to its completion & whether it is Toll-worthy, this day reported to the Court that in their opinion said road for the first 5 miles from the town of Harrisonburg is in every way made and completed according to the terms of its Charter, and believe the Company entitled to toll for that distance, which report is confirmed by the Court.

On the motion of A. C. Long & W. C. Flook Admrs of Davd Flook, decd, It is ordered that B. G. Patterson be and he is hereby appointed Trustee in a certain Deed of Trust executed by W. R. Long to David Flook, instead of Ed. N. Varner, who has departed this life, it appearing to the Court that said W. R. Long has had due notice of this motion.

It is ordered that it be certified to the Auditor of Public Accounts that John Paul, Attorney for the Commonwealth for this County, is entitled to the sum of $10.00 for prosecuting to conviction in one case of Felony that of Commonwealth vs Sandy Grant.

C. A. Baldwin &c, Plff
vs
G. W. Berlin, Deft. } Upon a Notice.

This day came again the parties by their Attorneys, and the cause submitted to the Court, and It is considered by the Court that the Plaintiffs recover against the Defendant the sum of $300.00 with interest thereon from the 17th day of September 1872, till paid, and their costs, by them in their behalf expended.

Mary E. Bazzel an infant over the age of 14 years, having been summoned to appear this day to nominate a guardian, and having failed to do so, on the motion of Andrew Bazzel, her husband, the Court doth appoint him Trustee of the Separate Estate Guardian of said Mary E. Bazzel, and thereupon he appeared in Court, and together with Wm. C. Simmers, his surety, (who justified as to his sufficiency) entered into and acknowledged a bond in the penalty of $300.00 conditioned according to law, and qualified accordingly.

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

James Kenney

In Vacation, Sept. 28, 1872.

Ordered, That Richard E. Hopkins be appointed Registrar of Mc Gaheysville Precinct, Stonewall Township, in Rockingham County, in the place of Hugh O'Brian removed. Given under my hand this 28th day of September 1872,

James Kenney.

State of Virginia - County of Rockingham. To-wit:
This day W. E. Roller personally appeared before me James Kenney, Judge of the County Court of Rockingham County, and qualified as Deputy for Henry S. Soule, Collector of Ashby Township in the county aforesaid, by taking the several oaths prescribed by law. Given under my hand this 15th day of October 1872.

James Kenney, Judge of the County Court of Rockingham Co.

Ordered that Mat. H. Nicholas, Franklin Livery & M. Royer, Samuel Rockman, & R. Fletcher &c. Letter, Wm. C. McAlister, Wm. Coffman, Varner Brethat, Solomon Lurger, Julius Grim & Marty and S. Jones be allowed the sum of $10.00 as Prin. money in case of Commonwealth vs Sandy Grant & that the Auditor of Public Accounts be certified the same.

At a County Court held in and for the County of Rockingham, on Monday, October 21st 1872,

Present:- Hon. James Kenney, presiding.

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

Bargain & Sale,	James C. Heltzel & wife,	to Lewis Powell,
" "	Hy. S. Showalter & wife	" same,
" "	G W Skelton & wife	" Annie Keagy,
" "	A. Miller & wife, &c,	" Jane E. Woodson, &c,
" "	J. T. Logan, Commr. &c,	" Ague & Healing Springs Co.
" "	Amy Armentrout,	" James Bolton,
" "	S. G. Glick, Commr.	" William Swartz,
" "	Thomas Moore & others,	" James Chapman,
" "	Samuel Thomas & wife,	" Morgan Chapman,
" "	Thomas Moore	" Otis Moore,
" "	Otis Moore, & wife & others,	" Thomas Moore,
Article of Agreement,	Jacob Byerly	& P. D. Byerly,
Bargain & Sale,	R. H. Gilmer & wife	to James M. Wellman,
" "	Abm. Spitzer & wife	" Joseph Spitzer,
" "	J. H. Zirkel & wife,	" David Brenneman,
Deed of Trust,	Joseph Good	" Robert Ryger,
Bargain & Sale,	S. H. Lewis & Sarah Raines	" R. M. Kyle, (old deed,)
" "	L. L. Lewis & wife,	" Sam'l H. Lewis,
" "	Joseph Williamson & wife,	" Wm J. Sandy,
" "	Joseph Kelly,	" Henry Kelly, (old deed,)
Article of Agreement,	James Magalis,	& Shoemaker & Hoover,
Deed of Trust,	Shoemaker & Hoover,	to James Magalis,
Bargain & Sale,	John A. Herring,	" Joseph S. Loose,
" "	Julia A. Ryger,	" Asa S. Baugher,
" "	S. R. Allebaugh, Commr.	" R. B. Jones,
" "	Jacob Strickler & wife,	" Isaiah R. Young,
" "	Pierce Perry & wife	" John Bolsinger,
Deed of Trust,	Samuel Carpenter & wife,	" B. G. Patterson, Trustee,
Bargain & Sale,	Edmond Shiflett & wife,	" Edward Herring & wife,
" "	David H. Landes & wife,	" George G. Hall,
Homestead,	Peter Walker,	
Mechanic's Lien,	Joseph Bare,	& Reuben Bonds,
Bargain & Sale,	G. F. Barbee & wife,	to John Stover,
" "	Wm B. Compton, Commr.	" Joseph Rupp,
" "	Jacob L. Silbert & others,	" W. G. Harman,
Power of Attorney,	E. J Johnson,	" George W Johnson,

The Appraisement and Sale Bill of the Estate of Peter Wise, dec'd, was this day presented in Court, and no exceptions being taken thereto, were ordered to be recorded.

The following settlements having been filed in the Clerk's office, the time prescribed by law, and no exceptions being taken thereto were ordered to be recorded, viz:-

Settlement of the Acct of A.S. Rosenbergen, Admr. of Samuel Hendley,
" " " " " D. Rust, " " Elizabeth Cochenour,
" " " " " A.C. Long, " " David Flook,
" " " " " Jasper Hause, " " Abram Wenger,
" " " " " same, " " same,
" " " " " Jacob & Christian Shank, Exrs. of Jacob Shank,
" " " " " Jackson Maxey " " Elizabeth Thomas,
" " " " " A.C. Long, guardian of James H. W. Earmon,
" " " " " A.S. Rosenbergen, " " Delilah A. Hendley,
" " " " " Wm. G. Anders, " " George W. Anders,
" " " " " Samuel Shank, Trustee for Catharine Brenneman,

The Court doth order that the number of Grand Jurors ~~xxxxxxxxxx~~ to serve at other than the regular Grand Jury Terms, be limited to six.

On the motion of Joseph A. Mitchell, a duly commissioned Notary Public in and for the County of Rockingham, he is permitted to renew his bond as such, and thereupon he appeared in Court, and together with E. S. Mitchell, his surety, (who justified as to his sufficiency,) entered into and acknowledged a bond in the penalty of $500.00, conditioned for the faithful execution of the duties of his office. Which bond is ~~ordered~~ directed to be recorded by the Clerk of this Court, who is also directed to transmit a copy of said bond, and a copy of this order, to the Auditor of Public Accounts. And thereupon the said Joseph A. Mitchell took the oaths prescribed by law.

On the motion of John G. Cootes, a duly commissioned Notary Public in and for the county of Rockingham, he is permitted to renew his bond as such, and thereupon he appeared in Court, and together with J. S. Logan, his surety, (who justified as to his sufficiency,) entered into and acknowledged a bond in the penalty of $500.00 conditioned for the faithful execution of the duties of his office. Which bond is ordered to be recorded by the Clerk of this Court, who is also directed to transmit a copy of said bond, and a copy of this order, to the Auditor of Public Accounts. And thereupon the said John G. Cootes took the oaths prescribed by law.

On the motion of John Gangwer, a duly commissioned Notary Public in and for the county of Rockingham, he is permitted to renew his bond as such and thereupon he appeared in Court, and together with Joseph Wilhite, his surety, (who justified as to his sufficiency,) entered into and acknowledged a bond in the penalty of $500.00 conditioned for the faithful execution of the duties of his office. Which bond is ordered to be recorded by the Clerk of this Court, who is also directed to transmit a copy of said bond, and a copy of this order, to the Auditor of Public Accounts. And thereupon the said John Gangwer took the oaths prescribed by law.

On the motion of A.B. Armentrout, the Estate of James Whitmore is committed to James P. Ralston, Sheriff of this County, for administration, it appearing to the Court that he has been dead more than three months.

On the motion of D. H. Lee Maity a duly commissioned Notary Public in and for the County of Rockingham, he is permitted to renew his bond as such, and thereupon he appeared in Court, and together with Daniel G. Maity, his surety, (who justified as to his sufficiency,) entered into and acknowledged a bond in the penalty of $500 conditioned for the faithful execution of the duties of his office. Which bond is ordered to be recorded by the Clerk of this Court, who is also directed to transmit a copy of said bond and a copy of this order to the Auditor of Public Accounts. And thereupon the said D. H. Lee Maity took the oaths prescribed by law.

On the motion of William R. Warren, who was, on the 15th day of October 1872, duly commissioned by the Governor of Virginia, a Notary Public, in and for the County of Rockingham, this day appeared in Court, and together with J. W. Gordon, his surety, (who justified as to his sufficiency,) entered into and acknowledged a bond in the penalty of $500 conditioned for the faithful execution of the duties of his office. Which bond is ordered to be recorded by the Clerk of this Court, who is also directed to transmit a copy of said bond and a copy of this order to the Auditor of Public Accounts. And thereupon the said William R. Warren took the oaths prescribed by law.

N. B. Hill

J. C. & W. A. Hill, Admrs. of J. W. Hill, dec'd. } Upon a notice.

John A. Noon, Plff
David H. Silbert, Deft } Att

Ordered that this cause be placed upon the Court's Docket.

C. N. Van Lear, Road Commr. for Ashby Township, this day presented in Court an account against the County of Rockingham, for one day's services in laying off Road from Keezletown to Bacons Corner, amounting to $2.00 under an order of the Court at a former term, which being sworn to, was examined and allowed by the Court, and ordered to be certified to the Treasurer of this County, for payment.

On the motion of M. M. Gilbert, the Court doth consent to the transfer of the Ordinary License granted at the April Term last of this Court to M. D. Lee at Timberville, in this County, and on the motion of said Gilbert, a certificate is granted him for obtaining License as a Retail Liquor Merchant at his place of business in Timberville, it appearing to the Court that he is a man of good character, not addicted to drunkenness, and will probably keep such an House as the law requires, and the place being a suitable one.

John A. Switzer, surety on the official bond of Benj. F. Spicer as Administrator of Mrs. Ann Lee, having notified said Spicer that on the 1st day of this Court, he would move the Court to require him to give additional surety as said Admr. and said Spicer appearing and declining to execute new bond, It is ordered by the Court that his powers as said Administrator of Mrs. Ann Lee lee and the same are hereby revoked.

On the motion of James N. Wilcher, the Estate of Mrs. Ann Lee is committed to James P. Ralston, Sheriff of this County, for administration.

On the motion of S.K. Newham, the Estate of G.S. Newham, dec'd, is committed to James P. Ralston, Sheriff of this County, for administration.

The writing purporting to be the last will and testament of Mrs. Ann Davisson was this day presented in Court, and being proven by the oaths of J.W. Gordon and B.E. Long, the two subscribing witnesses thereto, was admitted to probate. And on the motion of B.G. Patterson, the Executor therein named he is permitted to qualify as Executor, mutatis mutandis of said Ann Davidson; and thereupon he appeared in Court and entered into and acknowledged a bond in the penalty of $16000 cc conditioned according to law, without security, (the said Will directing no security to be taken,) and qualified accordingly.

And on the further motion of said Executor the Court doth appoint B. E. Long, N.J. Nicholas, Wm. A. Conrad and J.R. Jones, to appraise the Estate of said Ann Davisson, any three of whom may act, after first being duly sworn

The writing purporting to be the last will and testament of Martin Miller was this day presented in Court, and being proven by the oaths of Jacob Thomas and Jacob Hoover, two of the subscribing witnesses thereto, was admitted to probate. And on the motion of Martin Miller, jr., the Executor therein named he is permitted to qualify as Executor under the Will of said Martin Miller, and thereupon he appeared in Court, and together with Joseph Miller, Isaac Miller, Henry Miller, Samuel Miller, Andrew Hep, John P. Wright & Benjamin Driver, his sureties, (who justified as to their sufficiency,) entered into and acknowledged a bond in the penalty of $3000 cc conditioned according to law, and qualified accordingly.

And on the further motion said Executor, the Court doth appoint Peter Cline, Jacob Hoover and David Evers to appraise the Estate of said Martin Miller, after first being duly sworn.

On the motion of Rev. E.P. Funk, and it appearing to the Court that he is a regularly-licensed minister in the United Brethren in Christ Church, he is duly authorized to celebrate the Rites of Matrimony by the County Court of Rockingham, and thereupon he appeared in Court, and together with John B. Gangwer, his surety, (who justified as to his sufficiency,) entered into and acknowledged a bond in the penalty of $1500 cc conditioned according to law, and qualified accordingly.

On the motion of Newton B. Saufley, Edward S. Kemper, Isaac Long Harvey Wise & Chas. A. Van Lear are appointed to assign Dower in the Real Estate of Wm. Saufley, dec'd to his widow.

cap.

Application for change in public road from Wittig's Store to Overly place:- It is ordered that the following land-owners along the route of the proposed change, to-wit:- Josiah Dowden, Abel Dove, Jacob C. Dove and Silas P. Heckel, be summoned to the next term of this Court to shew cause against the change in said road, in accordance with the report of Henry Wittig, Commissioner of Roads for Plains Township.

issued

Ordered, That Capias be awarded in case of the Commonwealth vs Jacob C. Yaukey, jr, and also in case of Commonwealth vs Peter Riggleman, heretofore convicted in this Court of Petit Larceny.

On the motion of N. N. Wilson, who made oath thereto according to law, appeared in Court, and together with Andrew Teutchenberger and A. C. Rohr, his sureties, (who justified as to their sufficiency,) entered into and acknowledged a bond in the penalty of $2500.00, conditioned according to law, a certificate is granted him for obtainning letters of administration, with the will annexed, in due form, upon the Estate of Mrs. Sarah Allebaugh, decd;

And upon the further motion of said Administrator the Court doth appoint Henry Shacklett, Mr. C. Harrison & John Paul to appraise the Estate of said Sarah Allebaugh, after first being duly sworn.

On the motion of George Bowman, one of the sureties on the official bond of Anna Bowman as Admx. of Noah Bowman, decd, a Rule is awarded against her to shew cause, if any she can, why she should not be required to execute a new bond as such Admx. returnable to the next term of this Court.

Henry Pulse, Road Commr. for Linville Township this day presented in Court an Account against the County of Rockingham, amounting to $3.00 for viewing Road from Melrose to Linville, under an order of Court, and making Report, which being sworn to, was examined and allowed by the Court, and ordered to be certified to the Treasurer of this county for payment.

N. N. Beery, Assessor of Linville Township, this day presented in Court an Account against the County of Rockingham, amounting to $30.00 for extending County, Parish & Railroad Tax on Land and Property Books for 1872, which being sworn to, was examined and allowed by the Court, and ordered to be certified to the Treasurer of this county for payment.

Joseph W. Rhodes, Assessor of Central Township, this day presented in Court, an Account against the County of Rockingham, amounting to $30.00 for extending County, Parish & Railroad Tax on Land & Property Books for 1872, which being sworn to, was examined and allowed by the Court, and ordered to be certified to the Treasurer of this County for payment.

John A. Thomas, Assessor of Plains Township, this day presented in Court, an Account against the County of Rockingham, amounting to $30.00, for extending County, Parish & Railroad Tax on Land & Property Books for 1872, which being sworn to, was examined and allowed by the Court, and ordered to be certified to the Treasurer of this County for payment.

An order of this Court having been made at the May term thereof 1872, exonerating Solomon B. Mulva from the payment of $4.08 State Tax for the year 1871 and $12.04 County Tax for the year 1871, on two tracts of Land - 180¼ Acres and 41¾ Acres, described as lying on Turnis Creek, Brock's Gap, the same having been paid by J. G.

Winfield and it appearing that at the time the said Hulva had also paid the same, the order then made is amended by the above sums being ordered to be refunded to said Hulva by the County Treasurer.

Thos. K. Ramsburgh, Pltff
Wm. S. Whitmore & Benj. S. Reily, Defts. } Upon a notice upon a bond executed for the purchase of property at Sheriff's sale, under Act of Assembly passed May 28, 1870, &c.

This day came the Plaintiff by his Attorney, and the Defendants being solemnly called and not appearing, It is considered by the Court that the Plaintiff recover of the Defendants the sum of $95.97 with interest thereon from the 18th day of April 1871, till paid, and his costs by him in this behalf expended.

J. L. Silbert, Foreman, Geo. W. Effinger, Thomas Washington, John Rife, Adam Koontz, N. B. Pence and Wm. H. Kanacope were sworn and impanneled a Grand Jury in and for the body of the County of Rockingham, and having received their charge from the Court, retired to their room to consider of their presentments, and after some time returned into Court, and ~~made the following~~ presentments, viz:- An Indictment against Madison Snowden for Burglary, a true bill - An Indictment against James Waters, for Petit Larceny, a true bill, An Indictment against John Green, for Petit Larceny, a true bill, An Indictment against James Waters for breaking and entering shop in night time, a true bill, An Indictment against N. J. Hall for selling ardent spirits without a licence, a true bill, and having completed the business before them, they were discharged from further attendance upon this term of the Court. And it is ordered that proper process do issue.

Process issued.

John Deady, a native of the County of Cork, Ireland, and owing allegiance to the Queen of Great Britain, this day appeared in Court, and made application to be admitted a citizen of the United States, and it appearing to the satisfaction of the Court from the certificate of the Clerk of the County Court of Fauquier County, Va; that he declared his intention in said Court on the 26th day of May 1855, to become a citizen of the United States, and that he has continued to reside therein since that time, and during that time has behaved as a man of good moral character, attached to the principles of the Constitution of the United States and well disposed to the good order and happiness of the same, It is therefore ordered by the Court that the said John Deady be admitted a citizen of the United States upon his taking the oaths prescribed by the laws in regard to naturalization. And thereupon the said John Deady declared on oath that he will support the Constitution of the United States, and that he doth absolutely and entirely renounce and abjure all allegiance and fidelity to every foreign Prince, Potentate, State or sovereignty, and particularly to Victoria, Queen of England, and that he will support the Constitution of Virginia.

Oaths & postage

Ordered That this Court be adjourned until to-morrow morning at 9 o'clock.

James Kenney

At a County Court continued and held in and for the County of Rockingham, on Tuesday, October 23rd. 1872,

Present:- Hon. James Kenney, presiding.

cp^{d}. Ordered That J. L. Silbert, George W. Effinger, Thomas Washington, John Rife, Adam Koontz, D. B. Pence, and Wm. A. Karacofe be each allowed the sum of One Dollar for services as Grand Jurors at this term of the Court,

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On the motion of Moses Walton & D. Rodeffer, a Rule is awarded against Mrs. Barbara Bowman, Admx. of Alex. Bowman, dec'd, to shew cause if any she can, why she should not be required to execute new bond, with surety, as said Admx. returnable to the first day of the next term of this Court.

Peter Walker, Pltff
vs.
Reuben Walker, Deft. } Unlawful Detainer.

This day came the parties by their Attorneys, and for reasons appearing to the Court, this cause is continued until the next term at the cost of the Defendant, and Rules are awarded against the Defendants witnesses, for their failure to appear at this term, returnable to first day of next term.

Commonwealth
vs.
Madison Snowden, } Indictment for Burglary.

This day the prisoner was led to the bar of the Court, in custody of the Jailor of this County, and by his Attorney filed a general demurrer to the Indictment, and on his motion the trial was continued until the next term.

The Court doth appoint Jo^{s}. N. Hammer, Registrar for McGaheysville Precinct, in this county, in place of R. E. Hopkins, heretofore appointed, who has declined to act.

L. J. Byrd, Jailor of this County, this day presented in Court an Account against the Commonwealth of Virginia, amounting to the sum of $120.80 for receiving, dieting, and clothes furnished Lorenzo Scott, cold. a Lunatic, which being

cp^{d}. sworn to in Court, was examined and allowed by the Court, and ordered to be certified to the Auditor of Public Accounts for payment.

The said Byrd proved to the Court that immediately after the commitment, application was made to the Board of Directors of the Central Lunatic Asylum, and as soon as said application was granted, said Lunatic was carried thereto.

L. J. Byrd, Jailor of this County, this day presented in Court, an Account against the County of Rockingham ~~County~~, amounting to $15.15 for wood, &c.,

cp^{d}. furnished the Court House, which being sworn to in Court, was examined and allowed by the Court, and ordered to be certified to the Treasurer of this County, for payment.

L. L. Byrd, Jailor of this County, this day presented in Court an Account against the Commonwealth of Virginia amounting to the sum of $16.00 for receiving, dieting &c Jonathan Crist, a Lunatic, which being sworn to in Court, was examined and allowed by the Court, and ordered to be certified to the Auditor of Public Accounts for payment.

The said Byrd proved to the Court that immediately after the commitment, application was made to the Board of Directors of both Asylums, and that said applications were refused until the 8th of October, at which time said Lunatic was carried to the Western Asylum.

J. N. Jackson this day presented in Court an Account against the County of Rockingham, amounting to the sum of $4.00 for 2 days services @ $2.00 per day for laying off a road from Paul's Mill to Shickel's School House, by order of this Court, which being sworn to in Court, was examined and allowed by the Court, and ordered to be certified to the Treasurer of this County for payment.

J. W. Erwine this day presented in Court an Account against the County of Rockingham, amounting to the sum of $4.00 for 2 days services @ $2.00 per day, for laying off a road from Paul's Mill to Shickel's School House, by order of this Court, which being sworn to in Court, was examined and allowed by the Court, and ordered to be certified to the Treasurer of this County for payment.

Wm. Beard this day presented in Court an Account against the County of Rockingham, amounting to the sum of $3.00 for 2 days services, @ $1.50 per day, as Surveyor, in laying off Road from Paul's Mill to Shickel's School House, which being sworn to in Court, was examined and allowed by the Court, and ordered to be certified to the Treasurer of this County for payment.

W. E. Carrier, Pltff
vs
John Shoemaker's Adm'x Deft

Upon a notice to quash an Execution.

This day came again the parties by their Attorneys, and the Plaintiff moved to quash an Execution sued out of the Clerk's office of this Court on the 23d day of March 1871, by the Deft vs the Pltff, and the Court having heard the evidence and argument of counsel, upon consideration doth overrule the motion to quash, and it is considered by the Court that the Deft. recover against the Plaintiff her costs in this behalf expended.

On the motion of A. E. Veneberger, a duly commissioned Notary Public in and for the County of Rockingham, he is permitted to renew his bond as such, and thereupon he appeared in Court, and together with C. C. Strayer, his surety, (who justified as to his sufficiency,) entered into and acknowledged a bond in the penalty of $500 conditioned for the faithful execution of the duties of his office. Which bond is ordered to be recorded by the Clerk of this Court, who is also directed to transmit a copy of said bond, and a copy of this order to the Auditor of Public Accounts. And thereupon the said A. E. Veneberger took the oaths prescribed by law.

J. A. Loewenbach Pltff
vs
Eshman & Oestricher, Defts. } Upon a rug. ruled out under a writ of Fieri Facias against Samuel Gradwohl.
Ordered, That this cause be dismissed agreed.

J. A. Loewenbach, Pltff
vs
Edward L. Peale, Deft. } Unlawful Detainer
The defendant filed his plea of not guilty,
This day came again the parties by their Attorneys, and the Court directed the Sheriff to summon a Jury of twelve, dispensing with the List, and thereupon came the Jury so summoned, to-wit: A. C. Rohr, John M. Royer, Isaac Winegord, J. Hop. Ralston, Robert R. Fletcher, James N. Kearney, William Ott, Samuel Hockman, J. N. Buffy, S. T. Rohr, S. A. Davis & Thomas Washington who being so elected, tried and sworn the truth to speak upon the issue joined, and having fully heard the evidence and the 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 that the Defendant unlawfully withholds from the Plaintiff possession of the premises described in the writter summons," It is therefore considered by the Court that the Plaintiff recover of the Defendant the possession of the premises in the summons described, and also recover against him his costs by him in this behalf expended And the Sheriff of this County is directed to deliver possession of the aforesaid premises to the Plaintiff.

unit of Possession issued.

Emanuel Lipe Pltff
vs
John Baga, Deft. } Sug.

same, Pltff
vs
same, Deft. } Sug.
Ordered that these causes be dismissed.

Ordered That A. C. Rohr, John M. Royer, Isaac Winegord, J. Hop. Ralston, Robert R. Fletcher, James N. Kearney, William Ott, Samuel Hockman, J. N. Buffy, S. T. Rohr, S. A. Davis & Thomas Washington be allowed one dollar each, for services as Petit Jurors at this term of the Court.

Issued

This day came A. B. Irick, who alleges that he is aggrieved by an entry in the property Book made by Wm. D. Hammick, Commr. of the Revenue for said County in the year 1870, whereby he is charged with $15.00 State Tax and $3.90 Railroad Tax for the year 1870, on $3000 Bank stock of 1st Nat Bank of Harrisonburg; and thereupon the said A. B. Irick moved the Court to exonerate him from the payment of $18.90, the taxes so erroneously assessed charged against him for said year; which motion was defended by John Paul, the attorney for the Commonwealth for said County, and the said Wm. D. Hammick, the Commissioner who made the assessment, was examined as a witness touching the application.

cert'd. and

And it appearing that said book, in which said alleged erroneous entry has been made, was certified by the Clerk of the County Court of this county, on the day of 187, and that application

for redress against the erroneous entry was made on this day for the first time; and it appearing that the said Bank stock was not taxable under the law for that year and that the said A. B. Snick has paid said amount of $18.20 so erroneously charged against him. All which the Court certifies as facts proved, ~~upon the application aforesaid~~. said A. B. Snick is erroneously charged on said book An consideration whereof, and from such facts so proved, the Court is satisfied that the said A. B. Snick is erroneously charged on said book with taxes amounting to $18.20; whereupon it is ordered that the said amount of $18.20 ($15.00 State Tax & $3.20 Railroad Tax,) be refunded to said A. B. Snick.

Ordered That Court be adjourned until to-morrow morning at 9o'clock.

James Kenney

At a County Court continued and held in and for the County of Rockingham, October 23, 1872.

Present:- Hon. James Kenney, presiding.

On motion of J. A. Loewenbach, Admr. of Elizabeth Huffman, dec'd, the Court doth appoint Geo. J. Kisling, J. L. Silbert & S. M. Ott to appraise the Estate of said Elizabeth Huffman, after first being duly sworn.

It is ordered that the Treasurer of Rockingham County pay to John Paul, Attorney for the Commonwealth, the sum of $41.66⅔ for his services in this Court for the month of October 1872.

S. S. B. Hill, the security upon the official bond of S. G. & Wm. A. Hill, Admrs. of the Estate of John M. Hill, dec'd, having notified said Admrs. to the first day of this term, to give additional security as said Admrs. and they appearing in Court and declining to execute new bond, It is considered by the Court that the powers of said Administrators be and the same are hereby revoked.

On the motion of J. Saml. Harnsberger, who made oath thereto according to law, he appeared in Court and together with S. G. Hill & Wm. A. Hill, his sureties, (who justified as to their sufficiency,) entered into and acknowledged a bond in the penalty of $15000.00, conditioned according to law, a certificate is granted him for obtaining letters of administration, in due form, de bonis non with the will annexed, upon the Estate of John M. Hill dec'd.

And upon the further motion of said Administrator, Wm. Ott, Wm. A. Conrad, J. L. Silbert and Wm. A. Harrison are appointed to appraise the Estate of said John M. Hill, dec'd, any three of whom may act, after first being duly sworn.

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

James Kenney

In Vacation. -

Ordered That the Clerk of this Court issue a Venire Facias directed to the Sheriff of this County, to summon 24 Grand Jurors to serve at the November Term, 1872.