



At a Court summoned and held for the County of Southampton on the 28th day of March 1835³⁸⁵
for the examination of Thomas B. Beale touching a certain ~~murder~~ ^{murder} whereof he stands charged, viz.
the murder of Colonel Barnes at the City Keys in this County on Saturday the 11th instant.

Present Clements Rochelle, George McBarham Joseph T. Glend Samuel
Drewry and William A. Spark. Gent.

The Court being thus constituted the said Thomas B. Beale appeared in Court in discharge of his recogni-
zance entered into before Robert T. Maygrave a Justice of the Peace for this County and was set to
the bar in custody of the Sheriff of this County, and thereupon sundry witnesses were sworn and
examined as well on behalf of the Commonwealth as the prisoner and the prisoner was fully heard
by Counsel. On consideration whereof it is the opinion of this Court as the case appears to them
that the prisoner ought to be tried for the said Offense at the next Court Session Court of Law
and Chancery for this County. ^{to be held} Whereupon the said Thomas B. Beale together with Elliott
Whitehead and James Taylor his surety here in Court severally acknowledged themselves indebted
to his Excellency Lulien W. Tazewell Esq. Governor of the Commonwealth of Virginia that
is to say the said Beale in the sum of ~~one thousand~~ ^{one thousand} dollars and the said Elliott Whitehead
and James Taylor in the sum of ~~five hundred~~ ^{five hundred} and fifty dollars each of their respective goods &
chattels land & tenements to be levied and to the said Governor and his Successor for the use of
the Commonwealth and under this condition that if the said Thomas B. Beale shall
personally appear before the Judge of the Circuit Superior Court of Law & Chancery for
this County on the first day of the next Term by 10 O'clock of that day to stand trial
for the murder aforesaid of which he stands charged and shall not depart thence without
the leave of the said Court then this recognizance to be void or else to remain in full force and
virtue.

Be it remembered that Lewis Feltz, Sampson C. Rice, James Barnes, Barton Taylor
and Lulien W. Barham here in Court severally acknowledged themselves indebted to his
Excellency Lulien W. Tazewell Esq. Governor of the Commonwealth of Virginia in the sum
of \$333 1/3 dolls each of their respective goods and chattels land & tenements to be levied
and to the said Governor and his Successor for the use of the Commonwealth and under
this condition that if Feltz, Rice, Barnes, Taylor & Barham shall severally
make their personal appearance before the Judge of the Circuit Superior Court of Law and
Chancery for this County on the first day of the next Term and give such evidence as they &
each of them know or believe of the Commonwealth against Thomas B. Beale who stands
charged with murder and shall not depart thence without leave of the said Court then
this recognizance to be void or else to remain in full force & virtue.

Clement Rochelle