

recognizance entered into on the 28th day of May 1857 before James E. Peters and William H. Drury two of the Justices of the peace of this County and thereupon the Attorney for the Commonwealth with the consent of the Court said that he will not further prosecute on behalf of the Commonwealth against the said W^m B. Westbrooke in this case. Therefore it is considered by the Court that the said W^m B. Westbrooke be discharged from custody.

Absent James E. Peters, Presiding Justice, present David Russell Justice.

Albert G. News who stands charged with a felony by him committed in the County of Southampton and within the jurisdiction of this Court in this that the said Albert G. News, did, in the County of Southampton on the 28th day of May in the year 1857 maliciously and unlawfully shoot William B. Westbrooke with intent to maim, disfigure, disable or kill the said Westbrooke this day appeared in Court in discharge of his recognizance entered into on the 28th day of May 1857, before James E. Peters and William H. Drury two of the Justices of the peace of this County and was set to the bar in the custody of the Sheriff of this County and the Court having heard the evidence it appears to the Court that a felony has been committed and that there is probable cause to charge the said Albert G. News therewith and doth remand him for trial in the Circuit Court of this County, of the offence with which he stands charged. And thereupon the said Albert G. News moved the Court to be allowed to give Bail for his appearance before the said Circuit Court which motion the Court understood and allowed him to give Bail in the sum of five hundred Dollars with security in the like sum of five hundred Dollars. Whereupon the said Albert G. News together with Edwin B. Glendon, John H. Stith and Edmund C. Bailey his securities acknowledge themselves to be indebted to the Commonwealth of Virginia in the manner following, that is to say; the said Albert G. News himself in the sum of five hundred Dollars and the said Edwin B. Glendon, John H. Stith and Edmund C. Bailey his securities in the like sum of five hundred to be levied of their respective goods and chattels, lands and tenements and to the use of the said Commonwealth rendered; Yet upon this condition that if the said Albert G. News shall personally appear before the judge of the Circuit Court of this County on the first day of the next Term to stand his trial for a felony by him committed in this County and within the jurisdiction of this Court in this that the said Albert G. News, did, in the County of Southampton on the 28th day of May in the year 1857 maliciously and unlawfully shoot William B. Westbrooke with intent to maim, disfigure, disable or kill the said Westbrooke and shall not depart thence without the leave of the said Court, then the above recognizance shall be void otherwise to remain in full force and virtue.

Be it remembered that W^m B. Westbrooke, Geo. M. Williamson, John H. Stith, Nathaniel S. Lefay and W. A. Jelks came into Court and acknowledge themselves to be indebted to the Commonwealth of Virginia each in the sum of \$100.00 to be levied of their respective goods and chattels, lands and tenements and for the use of the said Commonwealth rendered, Yet upon this condition that if they and each of them shall personally appear before