

State } Burning Barn -
vs } Rockingham County
Andrew White } Removed from Stokes County -

September 25th 1868.

J. J. Martin - direct

night of Oct. 9th 1867

Slept in store-house - Burn ~~and~~ ~~from~~ ~~store-house~~ - Restless - Had sleep in afternoon - Got up several times - Put on half-push over logs & starting towards ~~some~~ Allen's house. Burn 24 x 24 at 1 1/2 oc - was awakened by flames Burn set on fire on Southeast corner - Saw Alarm Tully Fowler & wife, ~~William's~~ ~~niece~~ and wife present - Maj. Farrell and one or two sons came to assistance, also Warden Hunter and Henry Martin. About the time the barn was pretty well fallen Andrew White and Tom Allen - came. They had not been there for some time. White ~~Allen~~ speaking to Tully Fowler. White said ~~you~~ to Fowler - Have you any idea who did this? Tully replied "No? I asked them in. Alley said he had heard that some one was burning you up, and I came to see. Said Andrew White told him. Asked him where he first saw the light. He and Bradley Martin had been to ~~the~~ and first saw the light ~~near~~ Alex Martin's and heard the horns blow - and called Bradley Martin's attention to it. Again asked him where he saw the light. He said up on the ridge. Third time said he saw it at Cinda Martin's and called her attention to two lights coming up the ~~but~~. Said he then knew what was on fire. When he first came to work room, had soot on his face.

Next morn - with Japly & Ferrill went down
road to look for tracks. Just day break, found
fresh horse-truck - very slight ruin, found the
truck coming & going - looked as if made the night
previous - No tracks in the old road - Found in
a corner west of the way from the house - Right
hind track peculiar - Looked down road to Alex
Martins and found some tracks coming and going
on that road - Spence near the fork of
road when only - return track -

No track on Sandring Road -

Saw ally with horse - Examined horse - measure
corresponded with fork - noted his track and
it had the same peculiarity - Saw him
make tracks - Saw tramping in fence
corner about 80 yds - from barn, no track resem-
bling those on the other side of the road beyond.
Became pale when arrested -

Cross Eye -

23 or 24 year old -

Japley Fowler - Ed - White said
This is a bad spot have
you any idea who did it? Followed
the track which the truck 25 yds from
Stone house - till in sight of Ally's
house - Sheriff had overgrown the
chae -

Bradley Martin - saw no light - heard no
horn - saw no sunset - moon
three hours high -

Cecilia Martin - Col - Moon nearly down white
came there and called for Alex
Martin - Asked if said something was on fire
and asked if we did not want to go and see
what it was - Moon nearly down -

William Young - No smut on white's face at
the evening of the 9th -

Patrick Ferrill - Got to Martin's about half
- push one or -

Henry Martin - Saw smut on Andrew
Martin's face as he came
up to the barn by firelight
- when he first came -

Ellis Davis - Threat against J. P. Martin -

Austin Martin - White said he intended
to have revenge on Martin -

W. V. Chilton - Character only -

Arch - Fry - Character only -

Robt Wall - Character only -

Freddy - Character only -

The State must always establish two kinds of relation between the Accused and the Crime

1 - Motive { Specific motive -
General lawlessness - and bad
Character -

2 - { Material actual connection with the
criminal fact. Establish by testimony -
Proof of the ~~did~~ the Horse

11/12/1914

CHAUTAUQUA COUNTY NY HISTORICAL SOCIETY 2013

North

Road to Madison

Road to Piedmont Springs

Black Smith's Shop

Road

Road

Store House

Wagon

Building
J. J. Martin

Branch

May Tenelle

Alex Martin

Horse Stumpings

Old Road

Old Road

Road to J. J. Martin

Old Road

ridge

Road to Danbury

Stables

Linda Martin

Stables

Where A. Martin

South

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