

Rhodes, James and Walter Lee Rhodes: Commonwealth Cause, Albemarle County

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Title: Rhodes, James and Walter Lee Rhodes: Commonwealth Cause, Albemarle County

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VIRGINIA--Albemarle County, to-wit:

(Court no. 1.)

IN THE County — COURT FOR SAID COUNTY.

The jurors of the Commonwealth of Virginia in and for the body of the County of Albemarle and now attending the said Court upon their oath, present that *James Rhodes*

on the *7th* day of *March* 1882 - about the hour of eight o'clock, in the night of the same day, in the County of Albemarle, in and upon one John O. Mapie, in the peace of God, and the people of this State, then and there being, feloniously, willfully and of his malice aforethought did make an assault; and that the said James Rhodes, then and there with a certain axe, which he the said James Rhodes in his hands then and there held, the said John O. Mapie in and when the head of him the said John O. Mapie, then and there feloniously, willfully and of his malice aforethought did strike, giving unto him the said John O. Mapie, then and there with the said axe, by the stroke aforesaid, in manner aforesaid, in and when the head of him the said John O. Mapie, one mortal wound, ~~and~~ fracture and contusion, of which said mortal wound, fracture and contusion the said John O. Mapie then and there instantly died; And the jurors aforesaid upon their oath aforesaid do farther present that *Walter Lee Rhodes*, on the day and year last aforesaid, in the County aforesaid feloniously, willfully and of his malice aforethought ^{against the peace and dignity of the Commonwealth of Virginia.} was present, counselling, aiding, abetting and assisting the said James Rhodes, the felony and murder aforesaid to do and commit, and so the jurors aforesaid, upon their oath aforesaid, do say that the said James Rhodes and *Walter Lee Rhodes*, the said John O. Mapie in manner and form aforesaid, feloniously, willfully and of their malice aforethought did kill and murder against the peace and dignity of the Commonwealth of Virginia. —

(Court no. 2.) - And the jurors aforesaid upon their oath aforesaid do farther present that *Walter Lee Rhodes* on the *7th* day of *March* 1882 about the hour of eight o'clock in the night of the same day, in the County of Albemarle, in and upon one John O. Mapie, in the peace of God, and the people of this State, then and there being, feloniously, willfully and of his malice aforethought did make an assault, and that the said *Walter Lee Rhodes* then and there with a certain axe, which he the said *Walter Lee Rhodes* in his hands then and there held the said John O. Mapie, in and when the head of him the said John O. Mapie, then and there feloniously, willfully and of his malice aforethought did strike, giving unto him the said John O.

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VIRGINIA -- Albemarle County, to-wit:
(Court no.1.) IN THE County - COURT FOR SAID COUNTY.
The jurors of the Commonwealth of Virginia in and for the body of the County of Albemarle and now attending the said Court upon their oath, present that James Rhodes on the 7th: day of March-1882- about the hour of eight o'clock, in the night of the same day, in the County of Albemarle, in and upon one John O. Massie, in the peace of God, and the people of this state, then and there being, feloniously, willfully, and of his malice aforethought did make an assault; and that the said James Rhodes, then and there with a certain axe, which he the said James Rhodes in his hands then and there held, the said John O. Massie in and upon the head of him the said John O. Massie, then and there feloniously, willfully and of his malice aforethought did strike, giving unto him the said John O. Massie, then and there with the said axe, by the stroke aforesaid, in manner aforesaid, in and upon the head of him the said John O. Massie, one mortal wound, fracture and contusion, of which said mortal wound, fracture and contusion the said John O. Massie then and there instantly died; and the jurors aforesaid upon their oath aforesaid do farther present that Walter Lee Rhodes, on the day and year last aforesaid, in the county aforesaid feloniously, willfully and of his malice aforethought was present, counselling, aiding, abetting and assisting the said James Rhodes, the felony and murder aforesaid to do and commit, and so the jurors aforesaid, when their oath aforesaid, do say that the said James Rhodes and Walter Lee Rhodes, the said John O. Massie in manner and form aforesaid, feloniously, willfully and of their malice aforethought did kill and murder against the peace and dignity of the Commonwealth of Virginia.
(Court no. 2.) - And the jurors aforesaid whom their oath aforesaid do farther present that Walter Lee Rhodes on the 7th day of March 1882 about the hour of eight o'clock in the night of the same day, in the County of Albemarle, in and upon one John O. Massie, in the peace of God, and the people of this State, then and there being, feloniously, willfully and of his malice aforethought

did make an assault, and that the said Walter Lee Rhodes then and there with a certain axe, which he the said Walter Lee Rhodes in his hands then and there held the said John O. Massie, in and upon the head of him the said John O. Massie, then and there feloniously willfully and of his malice aforethought did strike, giving unto him the said John O.

Mapie, then and there, with the said axe, by the stroke
 aforesaid in manner aforesaid, in and when the head
 of him the said John O. Mapie one mortal wound,
 fracture and contusion; of which said mortal wound
 fracture, and contusion, he the said John O. Mapie then
 and there died; And the jurors aforesaid upon their
 oath aforesaid do farther present that James Rhodes
 on the day and year last aforesaid, in the County
 aforesaid, feloniously, wilfully and of his malice aforethought
 was present, counselling, aiding, abetting and assisting the
 said Walter Lee Rhodes, the felony and murder aforesaid,
 to do and commit; and so the jurors aforesaid upon
 their oath aforesaid, do say that the said Walter Lee
 Rhodes and James Rhodes, the said John O. Mapie,
 in manner and form aforesaid, feloniously, wilfully,
 and of their malice aforethought did kill and
 murder against the peace and dignity of the
 Commonwealth of Virginia.

Witness: sworn by the Court and sent to the
 Grand Jury: - Joseph N. Phillips, James Banks,
 Geo. Miller White, Henry Clarke, Norman Shuman, W.C. Payne,
 M. Kirk, John A. Sheed, H.W. George, Geo. D. Watson,
 Rev. John E. Mapie, W. W. Mapes, Neil Wood,
 Samuel W. Cass, Cowart J. Allen.

Miscellaneous ally for?
 Commit 3

Commit
 4
 James Rhodes
 Walter Lee Rhodes
 Commit for
 Murder of
 John O. Mapie

Jane & Bill

Larry Madson

Norman

1882 Oct

Memorandum to
 Circuit Court of Alabama

Massie, then and there, with the said axe, by the stroke aforesaid in manner aforesaid, in and upon the head of him the said John O. Massie one mortal wound, fracture and contusion; of which said mortal wound fracture, and contusion, he the said John O. Massie then and there died; and the jurors aforesaid upon their oath aforesaid do farther present that James Rhodes on the day and year last aforesaid, in the County aforesaid, feloniously, willfully and of his malice aforethought was present, counselling, aiding, abetting and assisting the said Walter Lee Rhodes, the felony and murder aforesaid, to do and commit; and so the jurors aforesaid upon their oath aforesaid, do say that the said Walter Lee Rhodes and James Rhodes, the said John O. Massie, in manner and form aforesaid, feloniously willfully, and of their malice aforethought did kill and murder against the peace and dignity of the Commonwealth of Virginia.

Witnesses : sworn by the Court and sent to the
 Grand Jury: Joseph N. Phillips, James Banks,
 Jno. Milton White, Henry Starke, Norman Shumate, W. C. Payne,
 M. Hirsh, John A. Sneed. H. H. George, Jno. D. Watson,
 Rev: John E. Massie, W. W. Massey, Neil Wood,
 James W. Eads, Edward J. Allen.
 Micajah Woods Atty For
 Comwth}

Comwth
 vs}
 James Rhodes
 and
 Walter Lee Rhodes

Indict for
 murder of
 John O. Massie

True Bill
 [Jerry?] W Martin
 Foreman
 1882 Octr
 Remanded to
 Circuit Court of Albemarle

VIRGINIA--Albemarle County, to-wit:

IN THE *County* — COURT FOR SAID COUNTY.

The jurors of the Commonwealth of Virginia in and for the body of the County of Albemarle and now attending the said Court upon their oath, present that *James Rhodes* —

on the *7th* day of *March* - 18 *82*. about the hour of eight o'clock, in the night of said day, in Albemarle County, in and upon one Elizabeth Mappie, in the peace of God and the people of this State, then and there being, feloniously, willfully and of his malice aforethought did make an assault, and that the said James Rhodes with a certain axe, which he the said James Rhodes in his hands then and there held, the said Elizabeth Mappie, in and upon the head of ~~the~~ the said Elizabeth Mappie, then and there feloniously willfully and of his malice aforethought did strike, giving unto her the said Elizabeth Mappie, then and there with the said axe, by the stroke aforesaid, in manner aforesaid, in and upon the head of her the said Elizabeth Mappie one mortal wound, fracture and contusion, of which said mortal wound fracture and contusion the said Elizabeth Mappie then and there instantly died. And ~~the~~ the jurors aforesaid upon their oath aforesaid, do further present that Walter Lee Rhodes on the day and year last aforesaid, in the County aforesaid, feloniously, willfully and of his malice aforethought was present, counselling, aiding, abetting and assisting the said James Rhodes, the felony and murder aforesaid to do and commit; And so the jurors aforesaid, upon ~~their oath aforesaid~~ their oath aforesaid, do say that the said James Rhodes and Walter Lee Rhodes the said Elizabeth Mappie, in manner and form aforesaid, feloniously, willfully and of their malice aforethought did kill and murder against the peace and equity of the Commonwealth of Virginia. -

Witnesses: Joseph A. Phillips, James Banks, Geo. Milton White, Henry Starks, Norman Shumate, W. C. Payne, M. Kirsh, Wm. A. Sheed, H. H. George, Wm. D. Watson, Sen. M. C. Mappie, Neil Wood, James W. Eads, Edward J. Allen.

W. Wood atty gen
Commth

VIRGINIA -- Albemarle County, to-wit:

IN THE County - COURT FOR SAID COUNTY.

The jurors of the Commonwealth of Virginia in and for the body of the County of Albemarle and now

attending the said Court upon their oath, present that James Rhodes on the 7th. day of March - 1882. about the hour of eight o'clock, in the night of said day, in Albemarle County, in and upon one Elizabeth Massie, in the peace of God and the people of this State, then and there being, feloniously, willfully and of his malice aforethought did make an assault, and that the said James Rhodes with a certain axe, which he the said James Rhodes in his hands then and there held, the said Elizabeth Massie, in and upon the head of her the said Elizabeth Massie, then and there feloniously willfully and of his malice aforethought did strike, giving unto her the said Elizabeth Massie, then and there with the said axe, by the stroke aforesaid, in manner aforesaid, in and upon the head of her the said Elizabeth Massie one mortal wound, fracture and contusion, of which said mortal wound fracture and contusion the said Elizabeth Massie then and there instantly died. And the jurors aforesaid upon their oath aforesaid, do farther present that Walter Lee Rhodes on the day and year last aforesaid, in the County aforesaid, feloniously, willfully and of his malice aforethought was present, counselling, aiding, abetting, and assisting the said James Rhodes, the felony and murder aforesaid, to do and commit; and so the jurors aforesaid, upon their oath aforesaid, do say that the said James Rhodes and Walter Lee Rhodes the said Elizabeth Massie, in manner and form aforesaid, feloniously, willfully and of their malice aforethought did kill and murder against the peace and dignity of the Commonwealth of Virginia.

Witnesses : Joseph N. Phillips, James Banks,
 Jno. Milton White, Henry Starke, Norman Shumate,
 W. C. Payne, M. Hirsh, John A. Sneed. H. H. George,
 Jno. D. Watson Rev Jno. E. Massey, Neil Wood,
 James W. Eads, Edward J. Allen.
 M. Woods Atty for
 Comwth}

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Comwlth
vs. }
James Rhodes
&
Walter Lee Rhodes
Indict for
murder of
Elizabeth Massie
True Bill
[Jerry?] W Martin
Foreman
1882 Octr.
Remanded to
Circuit Court of Albemarle

Warrant of Arrest
Town of Charlottesville

Albemarle County - Va.

To T W Selman, Constable, or any one of the
Constables of Albemarle County.

Whereas, W. C. Payne of said County has
this day made complaint & information in oak
before me G. M. Hoar, of said County, that James Rhodes
and Walter Lee Rhodes of the said County, on the 7th day
of March 1852, in the said County, feloniously & of
their malice aforethought did kill & murder John O'Neefe
and Elizabeth Neefe.

There are therefore in the name of the Commonwealth,
to command you faithfully to apprehend & bring before
me or some other Justice of the said County, the bodies
of the said James Rhodes & Walter Lee Rhodes to answer
said Complaint, and to be further dealt with according
to law.

Given under my hand & seal this 9th day of
March 1852

Geo M Hoar Secy
Justice of Albemarle Co

Endorsed -

Executed 9th of March 1852 by arrest of W Lee
Rhodes, James Rhodes not found

T W Selman Cac

Charlottesville Va 18 March 1852, the accused
Lee Rhodes was this day brought before me for

Warrant of Arrest

Town of Charlottesville

Albemarle County to wit:

To T W Tilman, Constable, or any one of the
Constables of Albemarle County.

Whereas, W. C Payne of said County has
this day made complaint & information on oath
before me G. M Hoard, of said County, that James Rhodes
and Walter Lee Rhodes of the said County, on the 7th day
of March 1882, in the said County, feloniously & of
their malice aforethought did kill and murder John O Massie
and Elizabeth Massie.

These are therefore in the name of the Commonwealth
to command you forthwith to apprehend & bring before
me or some other Justice of the said County, the bodies
of the said James Rhodes & W Lee Rhodes to answer
said Complaint, and to be further dealt with according
to law

Given under my hand & seal this 9th day of
March 1882

Geo M Hoard Seal

Justice of Albemarle Co

Indured

Executed 9 of March 1882 by arrest of W Lee
Rhodes, James Rhodes not found

T W Tilman C A C

Charlottesville VA 18 March 1882, the accused
Lee Rhodes was this day brought before me for

examination on either charge & the Criminal
Jury not having rendered their verdict, the
case is continued until the 25th day of March
1882

Geo W Heard JP

1882 March 25 Case continued until 29th March
1882

Geo W Heard JP

Charlottesville Va 29 March 1882 The accused
W Lee Rhodes being brought before me this day, on
jurors, warrants and commitment of his case; where
upon he is sent on for indictment by the next
Grand Jury of Albemarle County Court, for the
murder of James Cheaps, and he is hereby com-
mitted to the jail of said County to be held to
await the action of said Grand Jury, & to be
further dealt with according to law on the
within charge

Geo W Heard JP

I John W Goff Clerk of Albemarle
County hereby certify that the foregoing is a
true copy of the Warrant of Arrest of
James Rhodes & Walker Lee Rhodes, in
the Case of the Commonwealth vs said
James Rhodes & W Lee Rhodes, as returned to this
office - Given under my hand & the seal of
said Court this 13th day of 1882

John W Goff Clerk



examination on another charge & the Coroner's
Jury not having rendered their verdict, the
case is continued until the 25th day of March
1882

Geo M Hoard J.P.

1882 March 25 Case continued until 29th March
1882

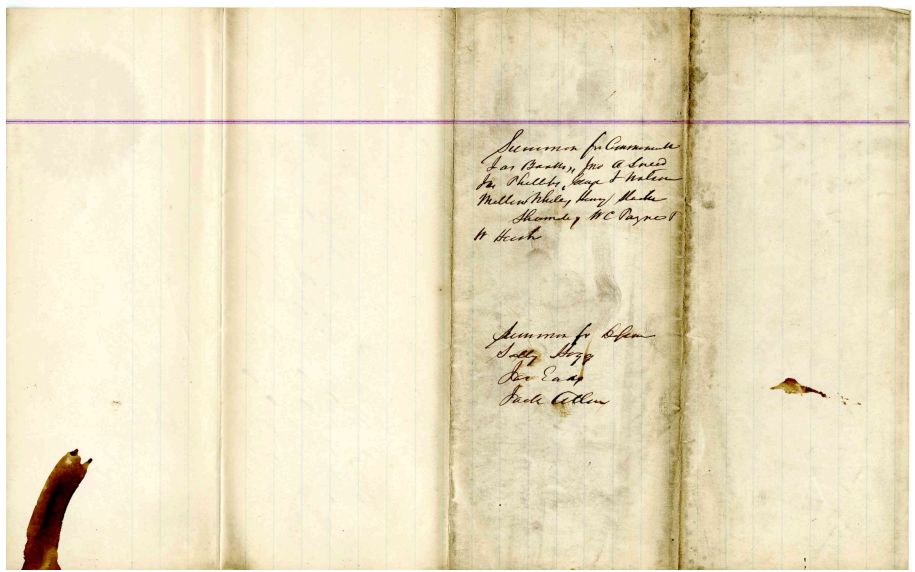
Geo M Hoard JP

Charlottesville Va 29 March 1882 the accused
W Lee Rhodes being brought before me this day, in
person, waives an examination of his case; whereupon
he is sent on for Indictment by the next
Grand Jury of Albemarle County Court, for the
murder herein charged, and he is hereby committed
to the Jail of said County to be held to
await the action of said Grand Jury, & to be
further dealt with according to law on the
written charge

Geo M Hoard JP

I John W Goss Clerk of Albemarle

Court hereby Certify that the foregoing is a
true Copy of the Warrant of Arrest of
James Rhodes & Walter Lee Rhodes in
the Case of the Commonwealth vs said
James Rhodes & W Lee Rhodes as [returned?] to this
office Given under my hand & the seal of
said Court affixed this 13 Al [April] 1882
Jno W Goss Clerk



Summa per Comandante
For Baster, pro a Sued
Pa. Phelley, King & Water
Mellen Phelley King, Water
Khandy W.C. Dreyer
to Huch

Summa per Baster
Sally King
Dea. King
Paula Collins

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Summon for Commonwealth
Jas Banks, Jno A Sneed
Jas Phillips, George [T?] Watson
Milton White, Henry Starke
Shumate, W C Payne &
W Hirsh
Summon for Defense
Sally Hogg
Jas Eads
Jack Allen

WARRANT OF ARREST.

TOWN OF CHARLOTTESVILLE,

ALBEMARLE COUNTY—TO-WIT:

To *J. W. Tilman Constable*, Sergeant of said Town, or any one of the Constables of Albemarle County, or any Policeman of said Town:

WHEREAS, *W. C. Payne* — of said Town and County, has this day made complaint and information on oath before me *G. W. Hoard* of said ^{County} ~~Town~~, that *James Rhodes and Master Lee Rhodes* of the said Town and County, on the *7th* day of *March* — 1882, in the said Town and County, ~~did~~ feloniously and of their malice aforethought did kill and murder *John O. Mapie, and Elizabeth Mapie* —

These are, therefore, in the name of the Commonwealth, to command you forthwith to apprehend and bring before me or some other Justice of the said County, the body of the said *James Rhodes and W. Lee Rhodes* to answer said complaint, and to be further dealt with according to law.

Given under my hand and seal this *9th* day of *March* 1882.

G. W. Hoard (SEAL.)
of Charlottesville.

Justice of Albemarle Co.

WARRANT OF ARREST.

TOWN OF CHARLOTTESVILLE,
ALBEMARLE COUNTY- TO-WIT:

To T. W. Tilman Constable, or any one of the
the Constables of Abemarle County,

WHEREAS, W. C. Payne of said

County, has this day made complaint and information on oath before me

G. M. Hoard of said County, that James Rhodes and

Walter Lee Rhodes of the said County, on the 7th

day of March 1882, in the said County,

feloniously and of their malice aforethought

did kill and murder John O. Massie, and

Elizabeth Massie

These are, therefore, in the name of the Commonwealth, to command you forth-
with

to apprehend and bring before me or some other Justice of the said County,

the bodies of the said James Rhodes and W. Lee Rhodes

to answer said complaint, and to be further dealt with according to law.

Given under my hand and seal this 9th day of March 1882.

Geo M Hoard (SEAL.)

Justice of Albemarle Co.

Charlottesville Va: 18 March 1882: The accused Lee Rhodes was this day brought before me for examination on within charge, & the Coroner's Jury not having rendered their verdict, the case is continued until the 25th day of March 1882. Geo W. Hoard J.P.

1882: March 25.- Case continued until 29th March 1882. Geo W. Hoard J.P.

Charlottesville Va. 29th March 1882. The accused W. Lee Rhodes being brought before me this day, in person, waived an examination of his case; whereupon he is sent on for indictment by the next Grand Jury of Albemarle County Court, for the murder herein charged, - and he is hereby committed to the jail of said County to be held to await the action of said Grand Jury, & to be further dealt with according to law on the within charge.

Geo W. Hoard J.P.

Commonwealth of Virginia

Warrant of Arrest

vs. _____

of _____

Arrested by _____

Summon for Commonwealth: Geo. C. Freed, George S. Weston

Geo. R. Smith, Milton Spivey, R. W. Starnes, Wm. Spurgate, W. C. Patton, W. R. Kern

Summon for Defense: Selby Hogg, Jas. East, Jack Allen

COSTS: _____

Issuing and trying warrant. _____

Summoning witnesses. _____

Witnesses. _____

Arrest. _____

Executed _____ day of _____ 1882

Executed by me by order of the Court 1882 by Sheriff J. W. Stone

Geo W. Hoard J.P.

Charlottesville Va: 18 March 1882: the accused Lee Rhodes was this day brought before me for examination on within charge, & the Coroner's Jury not having rendered their verdict, the case is continued until the 25th day of March 1882.

Geo M. Hoard J.P.

1882: March 25- Case continued until 29th March 1882.

Geo M Hoard J.P.

Charlottesville Va. 29th March 1882. The accused W. Lee Rhodes being brought before me this day, in person, waived an examination of his case; whereupon he is sent on for indictment by the next Grand Jury of Albemarle County Court, for the murder herein charged, - and he is hereby committed to the jail said County to be held to await the action of said Grand Jury, and to be further dealt with according to law on the within charge.

Geo M Hoard

J.P.

Commonwealth of Virginia

vs.} Warrant of Arrest

Summon for Commonwealth:

Jas. Banks Jno. A. Snead

Jos. Phillips George [F?] Watson

Milton White

Henry Starke

___ Shumate

W.C. Payne

M. Hirsch

Summon for Defense:

Sally Hogg

Jas. Eads

Jack Allen

COSTS:

Issuing and trying warrant.

Summoning witnesses

Witnesses

Arrest

Executed Day of 188

Executed 9th of March 1882 by Arrest of W Lee

Rhods James Rhoads not found

T W Tilman

C A C

Contributions Message

Beka Castagna, Marisa Rothenberger, Bill, LVA, Melisa Suarez Zapata, Gianluca De Fazio and The Library of Virginia