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

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Title: Rhodes, James and Walter Lee Rhodes: Commonwealth Cause, Albe-

marle County

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VIRGINIA -- Albemarle County, to-wit:

(wast ho.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 Khodes

on the you day of March - 1882 - about the hour of eight o'clock, in the hight of the lame day, in the wanty of Allewards, in and whom one John O. Mapie, in the beace of God, and the bestle of this State, then and there being, Jeloniously, willfully and of his madice aforethought did make an aparent; and that the laid James Phodes, then and there with a certain are, which he the back James Rhodes in his hands Then and there held the said John O. Mapie in and when the head of him the haid John O. Mapie, then and there feloniously, hellfoly and of his welice of one thought did strike, giving unto him the laid John O. Mapie, then and there with the Paid are, by the throke aforesaid, in manner aforesaid, in and when the head of him the laid John O. Mapie, one mortal wound, and Devellacion the practice and Contusion of Which laid heartil wound, fracture and Contusion the laid John O. Mopie then and There untently died; And the jurns aforesaid whom their oath ofereraid do further present that walter Lee Rhodes, on the day and year bost aforeraid, in the Courty of use was present, counselling, aiding, abotting and afristing the raid James Rhodes, the belong and hunder afra Said to do and Commit, and sotte pirons afrasas Who their oath ofereraid, do say that the said James Rhodes and water Lee Rhouses, the laid John O. Masia his mariner and form afores aid belowersty, wilfully and of their motice afore thought did Kill and hunder against the peace and dignity of the Commonwealth of Virginia. (Court 40.2.) - and the juins of eresais whom their oath of neroid do farther present that walter Lee thouse on the 7 a day of March 1882 about the hour of eight Offork in the high of the lame day, in the County of alof Wood, and the heaple of This State, Then and there heing, belonionshy, willfully and of his maker after thought did more an aparet, and they the laid waller de Rhodes the most an aparet, and the the laid waller we know then and there with a certain axe which he the laid waller see thodes in his hands then and then held the laid to that I then the head of him the laid to the O. Make, then and there beloniously helfully and or his make, aforethingsh did truke, giving but him the laid John O.

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 assult; 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 aforethrought 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 laid are, by the stroke of him the laid John O. Mapie one morrise wounds fracture and Contusion; of Which laid moriae wound pacture, and contusion, & he the laid Who O Mapie Then and there died, and the jurior oforeraid when their vall afresaid do faither present that James Rhodes on the day and year last oforeraid, in the County aforesaid pelonionshy wiefully and of his modice aforether ght was present, counselling, aiding, abetting and apisting the Paid Walter Lee Rhodes, the Jelony and Murden aforesaid, to do and counit; and to the jurar afromain when their oath aferesaid, do lay that the Daise Malter Lee Rhodes and James Rhodes, the laid John O. Mapie, in manner and form aforeraid, beloniously willfully, and of their mobile afrethunght did Kill a murder against the peace and digath of the Commonwealth of Virginia. Mheper: lworn by the lourt and les to the Frank Tang: - Break M. Phillips, James Banks, Luc. Pague, Mr. Hirsh, Mu A. Thead. H. H. learne, Ino Devetica, Rev. John E. Mapie, W. W. Mapey, heie wood, James W. Cado, Coward Allen Micajollovon ally from ? a do parter present that wellow seas the way of Marile 1882 about the hour of in and when we tohn O Makie, in the the people of this Hole, Her and Hara converse, welfield, and of his make after a certain area hours lieu and Were held the Join

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 —

74. day of March - 1882. about the hour of eight delock, in the hight of laid day, in Albemante County in and when one Elizabeth Mapie, in the heave of God and the people of this State, then and there heing, beloniously willfully and of his mobile afterethought and wasce an apault, and they the Paid James Rhodes with a certain age, which he the Paid James Rhodes in his hauss than and there held, the said Elizabeth Mapie, in and when the hear of have the laid Elizabeth Massie, then and the beloniously wilefully and is his make of orethinght did thinke, giving unto hente laid Cligabeth Mossie, then and there with the laid are, by the throke aforesaid, in manner aforesaid, in and when the hear of her the said Elizabeth Mapie one thortee wound, fracture and Continion, of which lair motile wound fracture and contracion the said Elizabeth Mapie then and there listantly dies, And & The firm aforesaid whom their auth aforesais, do farther present that walter Lee Phones on the day herd years last afresair, in the Court of the har her greatly, belowered, holdfully and of his weare of nother get was bressed, Courselling, acting, abelling and appropriate fair laws Rhodes, the belong had murken afresaid, who to do and Council; and to the jurors afresaid, who were appropriately the committee of the property of the property of the second secon Their wath afresair, do bay that the lair fames Khodes and Walter Lea Rhodes We laid Elizabeth Mapie, in manner and form aforesais, belowiously, willfully and of their walice abone. thought aid kill and nursen against the peace and dignity of the Commonwealth of Vogenia . -Muesay: Joseph A. Phillips, James Bauser, his Million White, Henry Starke, hornan Shuman, M. C. Layne M. Hiroh, Who A. Sheer, HA, George, no Divator Len Mo. E. Mapey, hail Wood, James W. Eads, Evward Jallen.

Whores ally pro ?

Comwth}

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 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

Allegans of the state of the st

Comwith
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

Manant of arest Found Charlettiontle Allemente County lours. to IW Telman, Constable, or any one of the Comtables of alternate Carry. Whereas, W.C Payne of said County has this day made complaint Vinfameetin in oak lifere me S. M Heard, of said Courty, that famus Rhodes and Waller Xe Rhodes of the said County, on the 7 d day of March 1882, in the said County; felomently & of then malice afacthought did thet I mur der John O Thapie and Elyabeth Mafrie. These are therefore in the name of the Communically a command you fathwith to affection & hing before me or some other fulled of the sound County, the bodies of the said James Rhodes & W Lee Rhodes hansun said Complaint, and to be further deel mit according Giran under my hand theel then git day of Seo M Homa De Julea of allemarte les Ejecuted 9 of March 1882 by arrest of le Les Rhody, James Phodes not fund TW Yelman Cae Charldernelo Va 18 Mench 1882, The accens Le Rhodis was this day height 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

famination on within Charge I the Councils July not hamy rendered their virted, the case is continued until the 25 th day of March Geo m Hound SP 1882 March 25 lease continued unte 29 ch Mach 1882 See m How In Charlemelo Va 29 march 1882 The accused W Lew Rhodes being hought beforeme thaday, in purson, warres an of amenden of lus care ; where when he is sent on far Indediners by the next Grand Juny of alluncul Carry Cast, for the mender heren Cherry, and ho is herely commelled to the face of said County to be held to award the adven of sound france fruy, I he to further dealt mit according below in the auten Chaye Su M Hiard IP I felia whif Clerk of allimate Court herely Centry that the fagury is a her long of the Warrens of acres of James Wheder & Walter Lee Photos w the law of the lemmanuel or said Janus Rhedy & W Lee Phorys as when he ches offer a Guen arean my hand the seel of ged bunt offeto the 13 Q1 1882 In Wyficlerle

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.

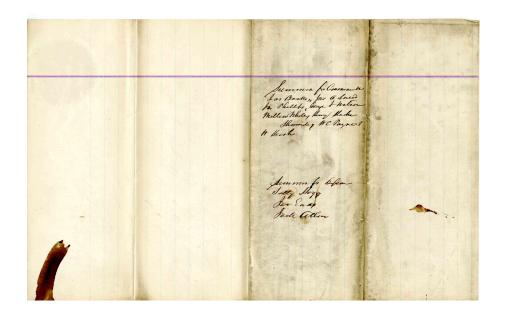
 $1882~\mathrm{March}~25~\mathrm{Case}$ continued until 29th March 1882

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



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.
To J. W. Tilman Contable, Sorgeant of said Town, or any one of the
the Constables of Albemarle County, or any Policeman of said Town: WHEREAS, M. G. Payhe — of said Town and County, has this day made complaint and information or said 1.6
County, has this day made complaint and information on oath before me J. W. Hoard of said Town that James Rhodes and Malle Les Phodes of the said Town and County, on the J. Th.
belowershy and of their walice aforther all
did Kill and nurder 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 9 the day of Marth 1882.
Gro W Ho and (SEAL.)
Tustice og 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 forthwith

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.

Charlottes ville Va: 18 March 1882: He accused Lee Rhodes was this day brought before me for examination on within charge, the Coroners Tury not having sendered their benefit, the case is white until the 25th day of March 1882. If so Me Hoard & P. 1882: March 25 .- Case Continuers until 29 th march 1882. Gro mo Hoard & p Charlo thriville Va. 29th March 1882. He accused N. Lea Rhoules being trought before this day, in berson, waiver an examination of his case; whereaften he is rent on for indictioned by the best grows Tuny of albemante County Count, for the number herein therefor, and he is hereby committee to the fail of tain towards to be held to await the action of law ground Tuny, the be that the within deads with according to law on the within charge. Grom Hoard Issuing and trying warrant. 188 er Chodes and W. Les Khodes Ecousales ge of mod 1881 & chock of all guns of the Games of the games of the deriver of the stands

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.

 $1882\colon$ 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