



H A W Happer	1.50
E R Shank	2.55
G E Zirkle	3.20
G B Uline	2.30
G W Atchison	2.60
W M Merrifield	1.50
W C Speller	3.30

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16.95

Whereupon the said Burke, referring to the said action at law of A. L. Shifflett against Solomon J. Hensley, spoke to the said Rhodes in substantially the following words, to-wit: "Well, I just want to see you and to say to you that we would like to have a fair trial, like to have a fair verdict from you in the case. This is all a hatched up scheme to get some money out of Sol Hensley."

Faint, illegible text on aged paper, possibly bleed-through from the reverse side. The text is arranged in several lines across the page.



COMMONWEALTH OF VIRGINIA.

COUNTY OF ROCKINGHAM, to-wit:

In The Circuit Court of said County:

The jurors of the Commonwealth, in and for the body of the county of Rockingham, and now attending the Circuit Court of said county at its October term 1920, upon their oaths present that Floyd Burke heretofore, to-wit, on the \_\_\_\_ day of \_\_\_\_\_, 1920, in the county aforesaid, did wickedly and unlawfully, with intent to corruptly influence one Miller D. Rhodes, who had been summoned as a juror on a special jury for trial at the April term, 1920, of the Circuit Court of Rockingham County, a certain action at law then pending in the said Court in which one P. A. Shifflett was plaintiff and Solomon J. Hensley was defendant (the said Hensley being the father-in-law of the said Burke) and to make him, the said juror, more favorable in his attitude as a juror on the trial of the said case to the side of the said Solomon J. Hensley, approached the said Rhodes before the day appointed for the said trial in the town of Broadway, Rockingham County, Virginia, near which town the said Rhodes resided, and was told by the said Burke that he had been summoned for a juror for the 12th day of May, to which statement the said Rhodes replied, "Yes, sir." [Whereupon the said Burke said, "Well, I just want to see you and to say to you that we would like to have a fair trial; like to have a fair verdict from you in the case. This is all a hatched up scheme to get some money out of" -- his father in law] against the peace and dignity of the Commonwealth of Virginia.

AND THE JURORS AFORESAID UPON THEIR OATHS AFORESAID DO FURTHER PRESENT that Floyd Burke, heretofore on the \_\_\_\_ day of \_\_\_\_\_, 1920, in the county aforesaid, did wickedly and unlawfully, with intent corruptly to in-

COMMONWEALTH OF VIRGINIA

COUNTY OF ROCKINGHAM, to-wit:

In the District Court of said County:

The Jurors of the Commonwealth, in and for the

body of the county of Rockingham, and now attending the District Court of said county at its October term, 1920, upon

their oaths present that Floyd Burke heretofore, to-wit, on the \_\_\_\_ day of \_\_\_\_\_, 1920, in the county aforesaid,

did unlawfully and unlawfully, with intent to corruptly influence one Miller J. Rhodes, who had been summoned as a

juror on a special jury for trial at the April term, 1920, of the District Court of Rockingham County, a certain action

at law then pending in the said Court in which one R. S. Elliott was plaintiff and Solomon J. Henning was defendant

(the said Henning being the father-in-law of the said Burke) and to make him, the said juror, more favorable in his attitude

as a juror on the trial of the said case to the side of the said Solomon J. Henning, approached the said Burke before

the day appointed for the said trial in the town of Broadway, Rockingham County, Virginia, near which town the

said Burke resided, and was told by the said Burke that he had been summoned for a juror for the 12th day of May, to

which statement the said Burke replied, "Yes, sir." Whereupon the said Burke said, "Well, I just want to see you and

to say to you that we would like to have a trial; like to have a fair verdict from you in the case. This is all I

needed up before to get some money out of" -- His father in law, against the peace and dignity of the Commonwealth of

Virginia.

AND THE JURORS APPROVED UPON THEIR OATHS AND SAID TO FURTHER PRESENT THAT FLOYD BURKE, HERETOFORE ON THE

\_\_\_\_ day of \_\_\_\_\_, 1920, in the county aforesaid, did unlawfully and unlawfully, with intent corruptly to in-



fluence one S. H. Lewis, who had been summoned as a juror on a special jury for <sup>the</sup> trial at the April term, 1920, of the Circuit Court of Rockingham County, a certain action at law then pending in the said Court in which one R. L. Shifflett was plaintiff and Solomon J. Hensley was defendant (the said Hensley being the father-in-law of the said Burke), and to make him, the said juror, more favorable in his attitude as a juror on the trial of the said case to the side of the said Solomon J. Hensley, approached the said S. H. Lewis on Monday before the day of the trial at his home near Port Republic, Rockingham County, Virginia, and stated that he would like to see him, the said Lewis, privately; whereupon the said Lewis and Burke went inside of Lewis' barn, and when in the barn, the said Burke said to the said Lewis, "I see you have been summoned as a juror;" whereupon the said Lewis replied he had, and then Burke said to Lewis, "Well, you know what case it is on." Lewis said, "No, I don't." Whereupon the said Burke said to the said Lewis that it was the Sol Hensley case. The said Lewis then stated to the said Burke that he did not suppose it was the Hensley case as he had understood from the paper that it was to be a special jury and the summons did not mention that it was a special jury; whereupon the said Burke replied, "I think that is the case," to which Lewis replied, "Well, I won't discuss it at all with you. I don't want to hear anything more about it. I will answer that summons and may get on the case, and if I do I will go entirely by the evidence I hear there, and do not care to hear anything that is out of place, and I think it is out of the place to discuss it now." Whereupon the said Burke replied, "I do not want to influence you," to which Lewis replied, "Not that I would be influenced by what I hear, but I think it best not to have any talk about it at all." Whereupon the said Burke replied to the said Lewis, "I didn't mean to discuss it, but I just want to ask you to

Witness one S. A. Lewis, who had been summoned as a juror on  
a special jury for trial at the April term, 1888, of the Cir-  
cuit Court of Rockingham County, a certain section of law then  
pending in the said Court in which one A. L. Balford was  
Plaintiff and Solomon J. Henaley was defendant (the said Henaley  
being the father-in-law of the said Burke), and to make  
him, the said juror, more favorable in his attitude as a juror  
on the trial of the said case to the side of the said Solomon  
J. Henaley, approached the said S. A. Lewis on Monday before  
the day of the trial at his home near Fort Republic, Rock-  
ingham County, Virginia, and stated that he would like to see  
him, the said Lewis, privately; whereupon the said Lewis and  
Burke went inside of Lewis' barn, and when in the barn, the  
said Burke said to the said Lewis, "I see you have been sum-  
moned as a juror; whereupon the said Lewis replied he had,  
and then Burke said to Lewis, "Well, you know what case it  
is, do you?" Lewis said, "No, I don't." Whereupon the said Burke  
said to the said Lewis that it was the Sol Henaley case.  
The said Lewis then stated to the said Burke that he did not  
suppose it was the Henaley case as he had understood from  
the paper that it was to be a special jury and the unknown  
did not mention that it was a special jury; whereupon the  
said Burke replied, "I think that is the case," to which  
Lewis replied, "Well, I won't discuss it at all with you."  
I don't want to hear anything more about it. I will answer  
that summons and say yes on the case, and if I do I will do  
positively by the evidence I hear there, and do not care to  
hear anything that is out of place, and I think it is out  
of the place to discuss it now." Whereupon the said Burke  
replied, "I do not want to influence you," to which Lewis  
replied, "Not that I would be influenced by what I hear,  
but I think it best not to have any talk about it at all."  
Whereupon the said Burke replied to the said Lewis, "I  
didn't mean to discuss it, but I just want to ask you to



give him a fair trial," to which Lewis replied, "I will be guided by the evidence and the instructions of the court." Whereupon the said Burke replied to the said Lewis again, "Well, I saw a certain man who was on the other jury and he says there wasn't any evidence; that the next jury, if it goes by the evidence, Mr. Hensley need not fear, will have nothing to fear"; against the peace and dignity of the Commonwealth of Virginia.

This indictment if found on the testimony of Miller D. Rhodes and S. H. Lewis, witnesses sworn in court and sent before the grand jury to give evidence.

October Term, 1880

Commonwealth of Virginia

vs.

Miller D. Rhodes

vs. S. H. Lewis

vs. S. H. Lewis

Commonwealth of Virginia  
D. W. C.  
vs. S. H. Lewis

We the jury find the accused Floyd Burke  
guilty as charged in the indictment and give his  
punishment at a fine of \$25.<sup>00</sup>

E. K. ...

ed illu I" ,olige aival holw of " ,.I will be  
guided by the evidence and the instructions of the court."  
Whereupon the said Burke replied to the said Lewis again,  
"Well, I saw a certain man who was on the other jury and he  
had these words and evidence...  
seen by the evidence. Mr. Hensley need not fear, will have  
nothing to fear": against the peace and dignity of the Com-

October Term, 1920.

Commonwealth

vs.

Floyd Burke

For Misdemeanor

A True Bill

*D. W. ...*  
FORGEMAN

D. W. ...  
Commonwealth's Attorney

We the jury find the accused Floyd  
Burr guilty of conspiracy as charged in  
the indictment and fine his fine at Twenty five  
Dollars (\$25<sup>00</sup>)

E. R. Shaw Foreman



H. K. W. T. Koppin  
212. Shreve  
102. G. Miller  
613. White  
Law. K. L. L. L.  
W. M. M. M. M.  
1010. Sp. L. L.

5.25  
1.25  
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7.70

If the jury believe from the evidence that the accused, Floyd Burke, corruptly attempted to influence juror Miller D. Rhodes or juror S. H. Lewis in the trial of the case of **P. A** Shifflett vs. Solomon J. Hensley by making said jurors or either of them more favorable in his attitude as a juror on the trial of said case to the side of Solomon J. Hensley, whether successful or not in said attempt, then said Burke is guilty of the crime of embracery as charged in the indictment.

Commonwealth

vs.  
Duroy Burke

Instruction

It is the duty of the jury to believe from the evidence that the  
defendant, Duroy Burke, corruptly attempted to influence  
Judge Miller D. Hogan or James S. E. Lewis in the trial  
of the case of Commonwealth vs. William J. Conroy by  
making said juror or either of them more favorable in  
his attitude as juror on the trial of said case to the  
defendant, Duroy Burke, than he would be if he were  
not a juror, and whether or not he was so influenced, the  
defendant is guilty of the crime of  
obstruction of justice in the indictment.

U. W. Farwell  
Commonwealth's Attorney