COMMONWEALTH OF VIRGINIA,

COUNTY OF ROCKINGHAM, to-wit:

In the Circuit Court of said County:

The grand jurors of the State of Virginia, in and for the body of the county of Rockingham, and now attending said Court at its October term, 1933, upon their oaths present that Lonza Knight, on or about the 13th day of July, 1933, in the said county, feloniously did kill and murder one Andy Carrier, against the peace and dignity of the Commonwealth of Virginia.

This indictment is found on the testimony of F. P. Martin, a witness sworn in Court and sent before the grand jury to give evidence.

Murder

Commonwealth

v) Indictment

Lonza Knight

Felony

October term, 1933

A True Bill:

J N Swank
Foreman

Witnesses: C. R. Fawley
S. V. Shifflett
Link Ray
Raymond Ray

D. W. Earman
Commonwealth's Attorney

We the jury find the accused Lonza Knight guilty of Second degree murder as charged in the indictment and we recommend his confinement in the Penitentiary for seven years

C. R. Fawley
Foreman

We the jury find the defendant Zonza Knight guilty as charged in the indictment of second degree murder and fix his punishment at seven years in the penitentiary

C D Hale
Foreman

C. M. Clutter
V. L. Biedler
L. E. Davis
J. J. Crider
C. J. Neff
Frank Byerly
Jno. B. Earman
A. C. Shomaltz
M. M. Funkhauser
Casper H. Hinkle
Percy Rhades
C. D. Harlin
2 ha.

Jail fees 145d = 87.00
Impanel jury 1.50
arrest 1.50
Sum witness 16.00
$106.00
Committed fee 1.50
107.50

#1163

COMMONWEALTH OCT 1933

V.) Felony (murder)

LONZA KNIGHT V. S

Fee of Jail

ALVAH BUSHNELL COMPANY
Bushnell
PHILADELPHIA, PA.

31 60

IN THE CIRCUIT COURT OF ROCKINGHAM COUNTY, VIRINIA

COMMONWEALTH

vs. CHARGE TO THE JURY

LONZA KNIGHT

Your charge is to inquire whether the accused is guilty of the felony as charged in the indictment or not guilty.

If you find him guilty of murder, as charged in the indictment, and that the same was committed with malice aforethought and was willful, deliberate, and premeditated, then you shall find him guilty of murder in the first degree and ascertain his punishment at death, or, in your discretion, by confinement in the penitentiary for life, or for any term not less than twenty years.

If you find him guilty of murder, as charged in the indictment, and the same was committed with malice aforethought, and was not willful, deliberate, and premeditated, then you shall find him guilty of murder in the second degree, and ascertain his punishment by confinement in the penitentiary for not less than five nor more than twenty years.

If you find him not guilty of murder in the first degree or of murder in the second degree, but that he killed Andy Carrier without malice aforethought, actual or implied, upon a sudden heat, on reasonable provocation, or in mutual combat, you will find him guilty of voluntary manslaughter, and ascertain his punishment by confinement in the penitentiary for not less than one nor more than five years.

If you find him not guilty of murder in the first degree or of murder in the second degree, or of voluntary manslaughter, but guilty of involuntary manslaughter, you will say so and ascertain his punishment by confinement in the penitentiary for not less than one nor more than five years, or, in your discretion, assess a fine against him of not exceeding $1000, or by confinement in jail for not exceeding one year, or both.

If you find him not guilty, you will say so and no more.

Commonwealth
v.
Lonza Knight

Charge to the Jury

Com
v
Knight
Rich

INSTRUCTION NO. 1

The Court instructs the jury that murder is distinguished by the law in Virginia as murder in the first decree and murder in the second degree.

The Court instructs the jury that murder by poison, lying in wait, imprisonment, starving or any wilful, deliberate, and premeditated killing, or in the commission of, or attempt to commit, arson, rape, robbery, or burglary, is murder in the first degree. All other murder is murder in the second degree.

INSTRUCTION NO. 1

The Court instructs the jury that murder is distinguished by the law in Virginia as murder in the first degree and murder in the second degree.

The Court instructs the jury that murder by poison, lying in wait, imprisonment, starving or any willful, deliberate, and premeditated killing, or in the commission of, or attempt to commit, arson, rape, robbery, or burglary, is murder in the first degree. All other murder is murder in the second degree.

Com
v
Knight
Hub

INSTRUCTION NO. 2.

The Court further instructs the jury that whenever the killing is wilful, deliberate, and premeditated, the law infers malice from this fact.

INSTRUCTION NO. 20.

The Court further instructs the jury that whenever the killing is willful, deliberate, and premeditated, the law infers malice from this fact.

Carr
& Knight
HWB

INSTRUCTION NO. 9.

The Court instructs the jury that every unlawful homicide in Virginia is presumed to be murder in the second degree. In order to elevate the offence to murder in the first degree, the burden of proof is upon the Commonwealth, and to reduce the offence to manslaughter, the burden of proof is upon the prisoner.

INSTRUCTION NO. D.

The Court instructs the jury that every homicide in Virginia is presumed to be murder in the second degree. In order to elevate the offence to murder in the first degree, the burden of proof is upon the Commonwealth, and to reduce the offence to manslaughter, the burden of proof is upon the prisoner.

Com
v
Knight
Hus

INSTRUCTION NO. 4.

The Court instructs the jury that whoever kills a human being with malice aforethought is guilty of murder; that a murder which is perpetrated by poison, lying in wait, or any other kind of wilful, deliberate, and premeditated killing is murder in the first degree.

INSTRUCTION NO. 4.

The Court instructs the jury that whoever kills a human being with malice aforethought is guilty of murder; that a murder which is perpetrated by poison, lying in wait, or any other kind of willful, deliberate, and premeditated killing is murder in the first degree.

Com
v
Wright
Trial

INSTRUCTION NO. 5.

The Court instructs the jury that the rule of law is that a man shall be taken to intend that which he does, or which is a necessary consequence of his acts.

INSTRUCTION NO. 5.

The Court instructs the jury that the rule of law is that a man shall be taken to intend that which he does, or which is a necessary consequence of his acts.

Com
v
Speight
Poole

INSTRUCTION NO. 6.

The Court instructs the jury that on a charge of murder malice is presumed from the fact of killing. When the killing is proved, and is unaccounpanied with circumstances of palliation, the burden of disproving malice is thrown upon the accused.

Gun
Instructions

INSTRUCTION NO. 4.

The Court instructs the jury that on a charge of murder malice is presumed from the fact of killing. When the killing is proved, and is unaccompanied with circumstances of palliation, the burden of disproving malice is thrown upon the accused.

Com
v
Wright
1893

INSTRUCTION NO. 7.

The Court further instructs the jury that to constitute a wilful, deliberate, and premeditated killing it is not necessary that the intention to kill should exist any particular length of time prior to the actual killing. It is only necessary that such intention should come into existence for the first time at the time of killing, or any time previously.

Court's Instructions

INSTRUCTION NO. 7.

The Court further instructs the jury that to constitute a wilful, deliberate, and premeditated killing it is not necessary that the intention to kill should exist any particular length of time prior to the actual killing. It is only necessary that such intention should come into existence for the first time at the time of killing, or any time previously.

Com
v
Wright

INSTRUCTION NO. 8.

The Court further instructs the jury that a mortal wound given with a deadly weapon in the previous possession of the slayer, without any provocation, or even with slight provocation, is prima facie, wilful, deliberate, and premeditated killing, and throws upon the prisoner the necessity of showing extenuating circumstances.

Defense
Requested

INSTRUCTION NO. 7.

The Court further instructs the jury that a mortal wound given with a deadly weapon in the previous possession of the slayer, without any provocation, or even with slight provocation, is prima facie, willful, deliberate, and premeditated killing, and throws upon the prisoner the necessity of showing extenuating circumstances.

Crow
v.
Knight
10203

INSTRUCTION NO. 9.

The Court instructs the jury that in order to establish the charge of murder against the accused, it is not necessary for the Commonwealth to prove the motive of such murder.

Oliver v. Com., 151 Va. 533, 543, 145 S.E. 307

INSTRUCTION NO. 7.

The Court instructs the jury that in order to establish the charge of murder against the accused, it is not necessary for the Commonwealth to prove the motive of such murder.

Com v. Knight 1898

INSTRUCTION NO. 10.

The Court instructs the jury that if they believe from the evidence that, previous to the time of the killing, there was a grudge on the part of the prisoner towards the deceased; that the prisoner had previously declared that this grudge must be settled; and that he killed the deceased because of this aforesaid grudge, then such killing was wilful, deliberate, and premeditated, and is murder in the first degree. Gray v. Com. 92 Va. 772, 773, 22 S. E. 858.

Gun
Instructions

INSTRUCTION NO. 12.

The Court instructs the jury that if they believe from the evidence that, previous to the time of the killing, there was a grudge on the part of the prisoner towards the deceased; that the prisoner had previously declared that this grudge must be settled; and that he killed the deceased because of this aforesaid grudge, then such killing was willful, deliberate, and premeditated, and is murder in the first degree. Gray v. Com. 29 Va. 577, 578, 579 S. W.

Opm
v
Knight
HWB

INSTRUCTION NO. 11.

The Court instructs the jury that in order to establish self-defense it must appear from the evidence that the accused believed, and had reasonable grounds to believe, at the time of firing the shot, that he was in danger of death or serious bodily harm. ~~State v. Watson, 103 W. Va. 482, 483, 138 S. E. 117.~~

INSTRUCTION NO. 11.

The Court instructs the jury that in order to establish self-defense it must appear from the evidence that the accused believed, and had reasonable grounds to believe, at the time of firing the shot, that he was in danger of death or serious bodily harm.

Lowe
v.
Knight

INSTRUCTION NO. 12

The Court instructs the jury that the credibility of witnesses is a question exclusively for the jury, and the law is that where a number of witnesses testify directly opposite to each other, the jury is not bound to regard the weight of the evidence as equally balanced, the jury have the right to determine from the appearance of the witnesses on the stand, their manner of testifying, and their apparent candor and fairness, their apparent intelligence, and from all the other surrounding circumstances appearing on the trial, which witnesses are more worthy of credit, and to give credit accordingly.

INSTRUCTION NO. 12

The Court instructs the jury that the credibility of witnesses is a question exclusively for the jury, and the law is that where a number of witnesses testify directly opposite to each other, the jury is not bound to regard the weight of the evidence as equally balanced, the jury have the right to determine from the appearance of the witnesses on the stand, their manner of testifying, and their apparent candor and fairness, their apparent intelligence, and from all the other surrounding circumstances appearing on the trial, which witnesses are more worthy of credit, and to give credit accordingly.

Com
v
Knight
HWB

INSTRUCTION 18

The court instructs the jury that if they shall find from the evidence that the killing was done without malice--in the heat of passion, in a sudden brawl, on a sufficient provocation--such killing amounts to voluntary manslaughter only; if, however, they find that the killing was done in the heat of passion, but on a slight and insufficient provocation, such killing may amount to murder in the second degree.

INSTRUCTION 13

The court instructs the jury that if they shall find from the evidence that the killing was done without malice--in the heat of passion, in a sudden brawl, on a sufficient provocation--such killing amounts to voluntary manslaughter only; if, however, they find that the killing was done in the heat of passion, but on a slight and insufficient provocation, such killing may amount to murder in the second degree.

Com
v
Knight
VCW3

INSTRUCTION NO. 14

The Court instructs the jury that if they find from the evidence that the defendant shot and killed the deceased and that he relies upon self defense to excuse him for such act, the burden of showing such excuse is on the prisoner, and to avail him of such defense he must be proven by a preponderance of the evidence from all the facts and circumstances in the case.

INSTRUCTION NO. 14

The Court instructs the jury that if they find from the evidence that the defendant shot and killed the deceased and that he relies upon self defense to excuse him for such act, the burden of showing such excuse is on the prisoner, and to avail him of such defense must be proven by a preponderance of the evidence from all the facts and circumstances in the case.

Crow
v
Knight
Hwb

The Court instructs the jury that the law presumes every person to be innocent until every fact essential to his guilt is proven beyond a reasonable doubt, and, if there is upon the mind of the jury any reasonable doubt of the guilt of the accused, the law makes it their duty to acquit him. His guilt is not to be inferred because the facts proven may be consistent with his guilt, but they must be inconsistent with his innocence. Mere suspicion or probability of his guilt is not suggicient to convict, nor is it sufficient if the larger weight or preponderance of the evidence supports the charge in the indictment, but to warrant his conviction his guilt must be proven so clea rly that there is no reasonable theory consistent with the evidence, upon which he can be innocent.

B

Case v Knight 1 HWB

The Court instructs the jury that if they have a reasonable doubt as to the grade of the offense of which the accused may be guilty, if they believe from the evidence beyond a reasonable doubt that he is guilty at all, they should resolve that doubt in his favor, and find him guilty of the lower grade.

To illustrate: if they have a doubt as to whether the defendant is guilty of murder in the first degree or murder in the second degree, they shall resolve that doubt in favor of the defendant and find him guilty of murder in the second degree, if they have a doubt as to whether defendant is guilty of murder or manslaughter, they shall resolve that doubt in defendant's favor, and find him guilty of manslaughter, if they have a doubt as to whether he is guilty of voluntary or involuntary manslaughter, they shall resolve that doubt in favor of the accused and find him guilty of the lesser offense of involuntary manslaughter, and if they have a reasonable doubt as to whether he is guilty of manslaughter, then they shall resolve that doubt in the favor of the accused and acquit him.

C

Com
v
Knight
Hicks

The Court instructs the jury that a man upon his own premisis when attacked is under no duty to retreat but may resist the aggressor and in so doing may use such force as appears to him as a prudent man reasonably necessary to repel the attack.

D

Com
v.
Knight
17 Cush

The Court instructs the jury that when a man is threatened with danger, the law authorizes him to determine from appearances and the actual state of things surrounding him, as to the necessity of resorting to force; and, if he acts from reasonable and honest conviction, he will not be held criminally responsible for a mistake as to the actual danger, where other judicious men would have been mistaken; for when one man attempts to injure another, it gives the injured man the right to make use of such means to prevent injury as his behavior and the situation make necessary

E

Com
v.
Knight
NWB

The Court instructs the jury that although mere threats do not of themselves excuse a homicide, yet if they believe from the evidence that threats were made by the deceased, Carrier against the defendant Knight and heard by the accused such threats are evidence to be considered by the jury in determining the reasonableness and bona fides of the defendants plea of self-defense and of his belief that deceased meant to kill or do him some serious bodily harm.

S 123/828

Com v Knight 1888

F.

The Court instructs the jury that if they believe from the evidence that Carrier, or Carrier with others, did any act or that there were circumstances brought about by them of such a character as to afford the accused a reasonable ground for believing and he did believe that the said Carrier, or he in conjunction with others, designed to kill the said Knight, or to inflict on him great bodily harm, and there was imminent danger of carrying such design into immediate execution, then, under these circumstances, the killing is excusable, although it may have turned out afterwards that appearances were deceptive, and there was no design on the part of Carrier to kill the accused or to do him great bodily harm, and the jury must acquit the accused.

86 Va. 466

Allen v. Knight 182 US

H

The Court further tells the jury that when a person reasonably apprehended that another intended to attack him for the purpose of killing him or doing some member of his family bodily harm then such person has a right to arm himself for his own necessary self defense.

123/825

4.

If the jury believe from the evidence in this case that the defendant was assaulted by the deceased with such violence, as to make it appear to the defendant at the time that the deceased and those with him manifestly intended to take his life or the life of some member of his family or to do him or wife some great bodily harm and the danger was imminent and impending then, in that case, the defendant was not bound to retreat but had the right to stand his ground, repel force with force, and if need be kill his adversary to save his own life or prevent his receiving great bodily injury, and it is not necessary that it shall appear to the jury to have been necessary.

	18	~~Frank Minick~~
1	14	C. N. Clutter ✓
2	14	V. L. Biddle ✓
	~~6 1/2~~	~~G. X. Allen~~
3	18	L. E. Davis ✓
4	14	J. J. Crider ✓
	~~19~~	~~D. A. Eppard~~
5	8	C. J. Neff ✓
	12	
6	10	Frank Byerly ✓
	6	~~C. B. Cho~~
	5	~~Patrick J. White~~
7	3 1/2	Jno. B. Earman ✓
8	4	A. C. Showalter ✓
9	0	W. M. Funkhauser ✓
10	0	Casper H. Hinkle ✓
~~16~~	~~0~~	~~C. D. Shank~~
	~~0~~	~~Martin Aitert~~
11	0	Percy Rhoades ✓
	0	~~Lee Beard~~
12		C. H. Harlin ✓

Commonwealth of Virginia:

To the Sheriff of Rockingham County, Greeting:

You are hereby commanded to summon

C. R. Hawley, S. V. Shiffett &

Link Ray & Raymond Ray

to appear before the Judge of the Circuit Court of Rockingham County, at the Court House thereof, at ~~10~~ 9:30 *o'clock, a. m., on the* 16th *day of* Oct. 19 33, *to testify and the truth to say in behalf of the Commonwealth before the* GRAND JURY

Lonza Knight

who stands charged with and indicted for a felony misdemeanor.

And this they *shall not omit under penalty of* £100. *And have then and there this Writ.*

Witness, J. ROBERT SWITZER, *Clerk of our said Court, at the Court House, the* 10th *day of* Oct. 19 33, *and in the* 15 8th *year of the Commonwealth.*

J. Robert Switzer, *Clerk*

P & L. PRESS, HARRISONBURG, VA

Executed Oct-13-1933 by delivering a true copy of the within summon to C. R. Hawley, A. A. Hyatt, Link Ray & Raymond Ray -

each in person. C. R. Hawley Sh. C.

Coin

Lorya Knight

Sheriff Cost 2.00
4 writs

1933
Oct. 16

In the Name of the Commonwealth of Virginia:

To the Sheriff of Rockingham County, Greeting:

You are hereby commanded to summon

Annie Smith

to appear before the Judge of the Circuit Court of Rockingham County, at the Court House thereof, at 9:30 o'clock, a. m., on the 4th *day of* December 19 33, *to testify and the truth to say in behalf of the Commonwealth against*

Lonza Knight

who stands charged with and indicted for a felony ~~misdemeanor~~.

And this she *shall not omit under penalty of* £100. *And have then and there this Writ.*

Witness, J. ROBERT SWITZER, *Clerk of our said Court, at the Court House, the* 2d *day of* Dec. 19 33, *and in the* 158th *year of the Commonwealth.*

J Robert Switzer, Clerk

THE SERVICE PRESS, HARRISONBURG, VA. No. 457

executed Dec 2 - 1932 by delivering a true Copy of the

within Summons to Annie Smith

____ In person

L. F. Weirman Deputy Sh

O. R. Pasley Sheriff

Comm

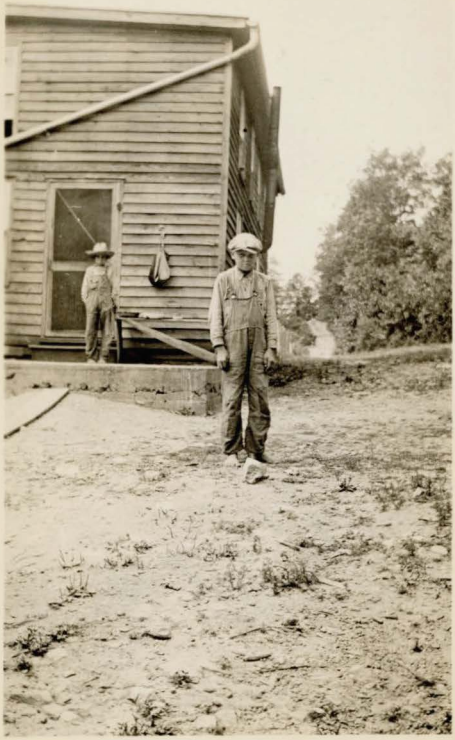
v.

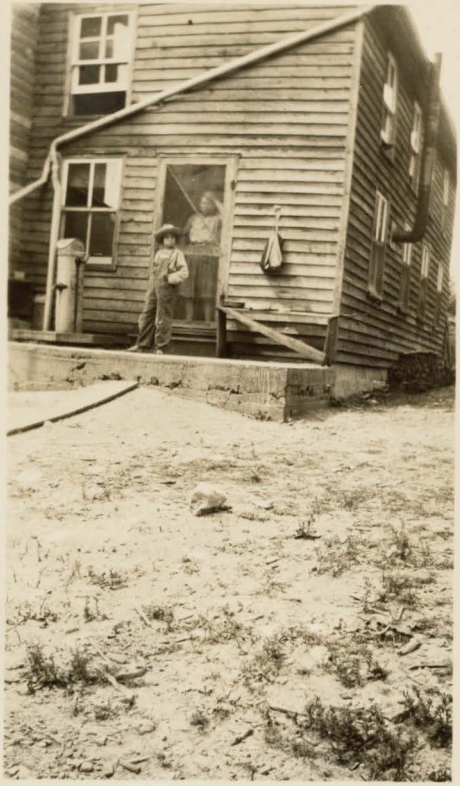
Longa Knight

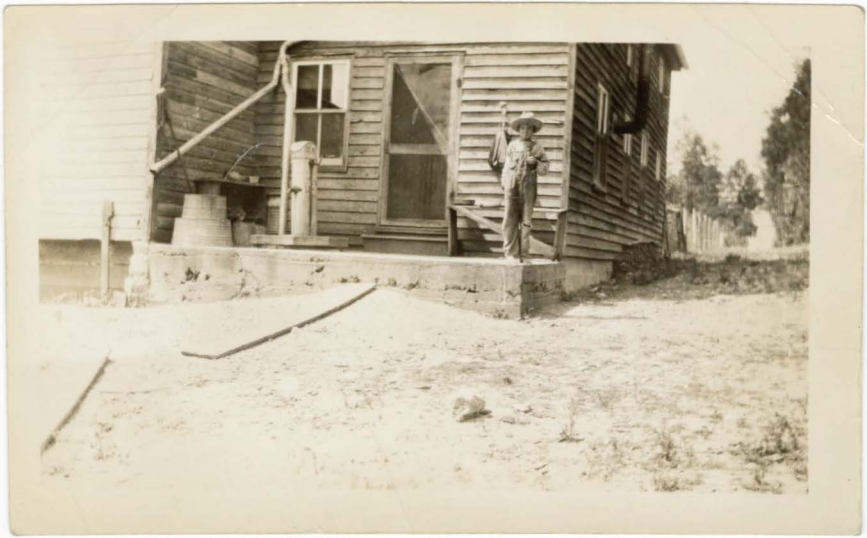
1933

Dec. 4

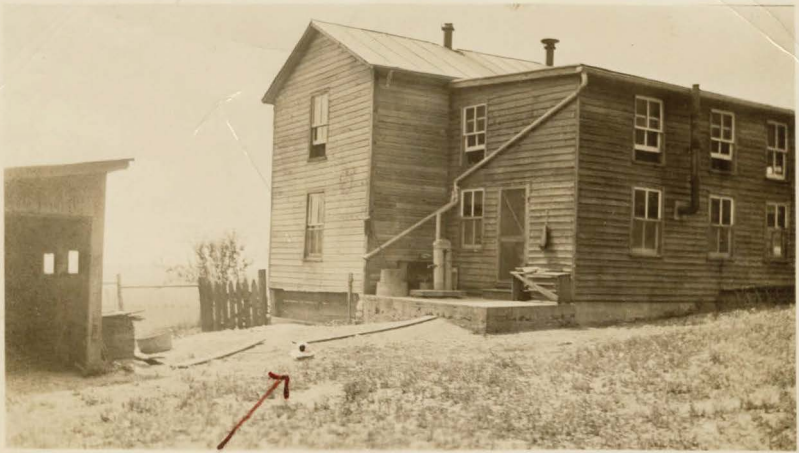
2







Com. Ex. II



BODY HERE

Exhit III

Ephesus 4

Con Exhibit I

Com
v
Lonza Knight

Witnesses

1.40
2.10
2.10
2.24
2.31
1.68
1.68
1.26
1.26
1.40
1.40
1.54
3.08
2.31

25.76*

Come
v
Lonya Knight
Jury

*

3.90
3.90
4.30
4.50
3.30
3.50
2.80
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3.10

39.80*
3.98
35.82
2 da.
$71.64

Exhibit X 3

Mt. Clinton, Va
Monday. April. 17. 1933.

Executed XXXX Dec,1st 1933 by delivering a true copy of the within summon to Jake Smith,William Payne,Earl Funk, Joe Crawford,Mrs Joe Crawford, C.R.Fawley,Link Ray,Charlie Lam,H.M.Coffman,and Dr F.L.Byers each in person.

Ward Ray

A.F.Meuman Deputy for C.R.Fawley,S.R.C.

Not finding R.O.Swank at his usual place of abode executed Dec,1st 1933 by delivering a true copy of this summon to Bettie Swank in person, at R.O.Swank usual place of abode Bettie Swank being a member of his familey above the age of 16 years and explaining the purport thereof to Her.

Not finding Ed Lam at his usual place of abode executed Dec,1st 1933 by delivering a true copy of this summon to Gernie Lam,at said Ed Lam usual place of abode Gernie Lam being a member of his familey above the age of 16 years,and explaining the purport thereof to her.

Not finding John Rolston at his usual place of XXXX abode Exeduted Dec,1st 1933 by delivering a true copy of this summon to Charlotte Rolston in person at said John Rolston usual place of abode Charlotte Rolston being a member of his familey above the age of 16 years and explaining the purport thereof to her.

Not finding Raymond Ray at his usual place of abode Executed Dec,1st 1933 by delivering a true copy of this summon to Link Ray, at said Raymond Ray usual place of abode Link Ray being a member of his familey above the age of 16 years,and explaining the purport thereof to him.

Not finding Franklin Lee at his usual place of XXX abode nor any member of his familey there whon services could be had, Executed Dec,1st 1933 by posting a true copy of this summon on the front door of his usual place of abode and leaving same posted there.

Boyd Lam not found in my bailwick.

A.F.Meuman Deputy for C.R.Fawley,S.R.C.

Executed XXXX Dec.1st 1933 by delivering a true copy of the within summon to Jake Smith, William Raymond Funk, Joe Crawfor d, Jim Joe Crawford, G.R.Hawley, Link Ray, Charlie Lam, H.M.Coffman, and Dr F.I.Byers each in person.

Deputy for G.R.Hawley, S.R.C.

Not finding R.O.Swank at his usual place of abode executed Dec.1st 1933 by delivering a true copy of this summon to Bettie Swank in person, at R.O.Swank usual place of abode Bettie Swank being a member of his family above the age of 16 years and explaining the purport thereof to Her.

Not finding Ed Lam at his usual place of abode executed Dec.1st 1933 by delivering a true copy of this summon to Dennis Lam, at said Ed Lam usual place of abode Dennis Lam being a member of his family above the age of 16 years, and explaining the purport thereof to her.

Not finding John Rolston at his usual place of XXXX abode Executed Dec.1st 1933 by delivering a true copy of this summon to Charlotte Rolston in person at said John Rolston usual place of abode Charlotte Rolston being a member of his family above the age of 16 years and explaining the purport thereof to her.

Not finding Raymond Ray at his usual place of abode Executed Dec.1st 1933 by delivering a true copy of this summon to Link Ray, at said Raymond Ray usual place of abode Link Ray being a member of his family above the age of 16 years, and explaining the purport thereof to him.

Not finding Franklin Lee at his usual place of XXXX abode nor any member of his family there when service could be had, Executed Dec.1st 1933 by posting a true copy of this summon on the front door of his usual place of abode and leaving same posted there.

Floyd Lam not found in my bailiwick.

Deputy for G.R.Hawley, S.R.C.

In the Name of the Commonwealth of Virginia:

To the Sheriff of Rockingham County, Greeting:

You are hereby commanded to summon John Myers, Dald Coffman, Charlie Frank, Wm. H. Myers, & John Swank

to appear before the Judge of the Circuit Court of Rockingham County, at the Court House thereof, at 9:30 o'clock, a. m., on the 5th *day of* Dec. 19 33 *to testify and the truth to say in* ***behalf of the Defendant*** *in the prosecution of the Commonwealth against* Lonza Knight

who stands charged with and indicted for a felony ~~misdemeanor~~.

And this they *shall not omit under penalty of £100. And have then and there this Writ.*

Witness, J. ROBERT SWITZER, Clerk of our said Court, at the Court House, the 4th *day of* Dec. 19 33, *and in the* 158th *year of the Commonwealth.*

J. Robert Switzer, *Clerk*

THE SERVICE PRESS, HARRISONBURG, VA.

FORM NO. 5

Lonza Knight

ads.

Cont.

Hammer & Hammer

1933

Dec. 5

executed Dec 4 1933

by delivering a true Copy of the

within summons to Lucy Myers Sol Coffman

Chas Frank Myers & John Myers

In person

C. A. Yancey D.S.C.

In the Name of the Commonwealth of Virginia:

To the Sheriff of Rockingham County, Greeting:

You are hereby commanded to summon H. M. Coffman, Jake Smith, William Payne, Franklin Lee, R. V. Swank, Ed. Lam, Earl Funk, Joe Crawford, Mrs. Joe Crawford, John Polston, C. R. Hawley, Link Ray, Ward Ray, Raymond Ray, Boyd Lam, Charles Lam, Dr. F. L. Byers

to appear before the Judge of the Circuit Court of Rockingham County, at the Court House thereof, at 9:30 o'clock, a. m., on the 4th *day of* December 19 33, *to testify and the truth to say in behalf of the Commonwealth against* Lonza Knight

who stands charged with and indicted for a felony ~~*misdemeanor*~~.

And this they *shall not omit under penalty of £100. And have then and there this Writ.*

Witness, J. ROBERT SWITZER, Clerk of our said Court, at the Court House, the 29th *day of* Nov. 19 33, *and in the* 158th *year of the Commonwealth.*

J. Robert Switzer, *Clerk*

THE SERVICE PRESS, HARRISONBURG, VA. No. 457

Com

v

Lonza Knight

1933

Dec. 4

In the Name of the Commonwealth of Virginia:

To the Sheriff of Rockingham County, Greeting:

You are hereby commanded to summon

O. D. Eye

to appear before the Judge of the Circuit Court of Rockingham County, at the Court House thereof, forthwith ~~*at 9:30 o'clock, a. m.*~~, *on the* 5th *day of* Dec. 19 33 *to testify and the truth to say in* ***behalf of the Defendant*** *in the prosecution of the Commonwealth against*

Longa Knight

who stands charged with and indicted for a felony ~~*misdemeanor*~~.

And this he *shall not omit under penalty of* £100. *And have then and there this Writ.*

Witness, J. ROBERT SWITZER, *Clerk of our said Court, at the Court House, the* 5th *day of* Dec. 19 33 *and in the* 158th *year of the Commonwealth.*

J. Robert Switzer, *Clerk*

THE SERVICE PRESS, HARRISONBURG, VA.

FORM NO. 5

Executed Dec 5 1933 by delivering a true Copy of the within Summons to C D Eyri

____ in person C A Huckey SRC

In the Name of the Commonwealth of Virginia:

To the Sheriff of Rockingham County, Greeting:

You are hereby commanded to summon

Jimmy Crawford

to appear before the Judge of the Circuit Court of Rockingham County, at the Court House thereof, forthwith ~~*at 9:30 o'clock, a. m.*~~, *on the* 4th *day of* Dec. 19 33 *to testify and the truth to say in* ***behalf of the Defendant*** *in the prosecution of the Commonwealth against*

Lonza Knight

who stands charged with and indicted for a felony ~~*misdemeanor.*~~

And this he *shall not omit under penalty of* £100. *And have then and there this Writ.*

Witness, J. ROBERT SWITZER, *Clerk of our said Court, at the Court House, the* 4th *day of* Dec. 19 33 *and in the* 158th *year of the Commonwealth.*

J. Robert Switzer, *Clerk*

THE SERVICE PRESS, HARRISONBURG, VA.

FORM NO. 5

1933

Executed BE 4 - by delivering a true Copy of the

within Summons to Jannie Crawford

in person C R Rankin M.D.

Lonza Knight

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Com

In the Name of the Commonwealth of Virginia:

To the Sheriff of Rockingham County, Greeting:

You are hereby commanded to summon Mrs. Lonza Knight, James Knight, ~~William Shoemaker~~, Rainley Swank, Annie Riley, Hattie Shoemaker, Joe Morris, Daniel Smith, Minnie Moak, William Payne, Geo. Bowman, Ernest Knight, Charles Lam, Edward Lam, Boyd Lam, Ben Knight, Clara Knight, Charles Knight, Marie Knight, Mrs. William Payne, James Crawford, & James Shoemaker,

to appear before the Judge of the Circuit Court of Rockingham County, at the Court House thereof, at 9:30 o'clock, a. m., on the 4th *day of* Dec. 19 33 *to testify and the truth to say in* ***behalf of the Defendant*** *in the prosecution of the Commonwealth against*

Lonza Knight

who stands charged with and indicted for a felony ~~misdemeanor~~.

And this they *shall not omit under penalty of £100. And have then and there this Writ.*

Witness, J. ROBERT SWITZER, Clerk of our said Court, at the Court House, the 1st *day of* Dec. 19 33, *and in the* 158th *year of the Commonwealth.*

J. Robert Switzer, *Clerk*

THE SERVICE PRESS, HARRISONBURG, VA.

FORM NO. 5

Lonza Knight

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Com.

Chas. A. Hammer,

p. d.

1933

Dec. 4

Prisoners Report of Rockingham County Jail

Month of July 13 1934

Name Sanzie Knight Date committed

Male yes Female Age 55 Race Colored Single Married yes Divorced

Place of Birth Mt Green Foreign Born Time in U. S. years months

Physical condition Good Is person a drunkard? or drug victim?

Can read? yes write? yes Occupation Farming Offence Committed Murder

City Ordinance State Held for Grand Jury

Held for trial Sentence 7 years months

Fine Costs Time in jail 145 days Held for penitentiary yes

Held as insane Held for other authorities

Behavior Excellent - Date of discharge Feb. 1-1934

No penitentiary

DESCRIPTION OF PRISONER

Height 5 8 Weight 160 color of eyes Brown Color of hair Black & Gray

Teeth marks Bad teeth. Hand marks

Arm marks — Face marks

Shoulder marks — Back marks

Thigh marks Knee marks

Calf of leg marks Foot marks

Fingers off Mole marks

Neck marks Breast marks

Left arm marks Right arm marks

Left leg marks Right leg marks

Fine after prisoner at jail; Amount to State $ Amount to City $

Deputy and Jailor

Sheriff.

Prisoners Report of Rockingham County Jail

Month of ..... 19..

Name ..... Date Committed .....

Male ..... Female ..... Age ..... Race ..... Single ..... Married ..... Divorced .....

Place of Birth ..... Foreign born ..... Time in U. S. ..... years ..... months

Physical condition ..... Is person a drunkard? ..... or drug victim?

Cause ..... Occupation ..... Where committed .....

City Ordinance ..... State ..... Held for Grand Jury .....

Held for trial ..... Sentence ..... years ..... months

Fine ..... Costs ..... Time in jail ..... Held for penitentiary .....

Held as insane ..... Held for other authorities .....

Behavior ..... Date of discharge .....

DESCRIPTION OF PRISONER

Height ..... Weight ..... color of eyes ..... Color of hair .....

Teeth marks ..... Hand marks .....

Arm marks ..... Foot marks .....

Shoulder marks ..... Back marks .....

Thigh marks ..... Knee marks .....

Cut of leg marks ..... Foot marks .....

Fingers off ..... Mole marks .....

Neck marks ..... Breast marks .....

Left arm marks ..... Right arm marks .....

Left leg marks ..... Right leg marks .....

Fine after prisoner at jail: Amount to State $ ..... Amount to City $ .....

..... Deputy and Jailor

..... Sheriff.

Prisoners Report of Rockingham County Jail

Month of July 13 1934

Name Lansie Knight Date committed

Male yes Female Age 45 Race Wh Single Married yes Divorced

Place of Birth Green County If Foreign Born Time in U. S. years months

Physical condition Good Is person a drunkard? or drug victim?

Can read? yes write? yes Occupation Farming Offence Committed Murder

City Ordinance State Held for Grand Jury Andy Carrier

Held for trial Sentence 7-Years years months

Fine Costs Time in jail Held for penitentiary

Held as insane Held for other authorities

Behavior Date of discharge

DESCRIPTION OF PRISONER

Height 5-5 Weight 160 color of eyes Dark Brown Color of hair Black

Teeth marks Fair Hand marks

Arm marks Face marks

Shoulder marks Back marks

Thigh marks Knee marks

Calf of leg marks Foot marks

Fingers off Mole marks

Neck marks Breast marks

Left arm marks Right arm marks

Left leg marks Right leg marks

Fine after prisoner at jail; Amount to State $ Amount to City $

Deputy and Jailor

Sheriff.

Prisoners Report of Rockingham County Jail

Month of ..... 19..

Name ..... Date committed .....

Male ..... Female ..... Age ..... Race ..... Single ..... Married ..... Divorced .....

Place of Birth ..... If Foreign Born ..... Time in U. S. ..... years ..... months

Physical condition ..... Is person a drunkard? ..... or drug victim?

Can read ..... write ..... Occupation ..... Offence committed .....

City Ordinance ..... State ..... Held for Grand Jury .....

Held for trial ..... Sentence ..... years ..... months

Fine ..... Costs ..... Time in jail ..... Held for penitentiary .....

Held as insane ..... Held for other authorities .....

Behavior ..... Date of discharge .....

DESCRIPTION OF PRISONER

Height ..... Weight ..... Color of eyes ..... Color of hair .....

Teeth marks ..... Hand marks .....

Arm marks ..... Face marks .....

Shoulder marks ..... Back marks .....

Thigh marks ..... Knee marks .....

Calf of leg marks ..... Foot marks .....

Fingers off ..... Mole marks .....

Neck marks ..... Breast marks .....

Left arm marks ..... Right arm marks .....

Left leg marks ..... Right leg marks .....

Fine after prisoner at jail; Amount to State $ ..... Amount to City $ .....

..... Deputy and Jailor

..... Sheriff.

Executed Dec,1st 1933 by delivering a true copy of the within summon to Mrs Lonza Knight, XXXX Earnest Knight, Rawley Swank, Annie Riley, Harve Shoemaker,Danial Smith,Minnie Mook,William Payne, Charles Lam,Charles Knight, Marie Knight, Mrs William Payne, James Crawford, James Shoemaker each in person.

Not finding James,Bennie and Clara Knight at their usual place of abode,Executed Dec,1st 1933 by delivering a true copy of the within summon to Mrs Lonza Knight in person, at said James,Bennie and Clare Knight usual place of abode Mrs Lonza Knight being a member of their familey above the age of 16 yeras,and explaining the purport thereof to her.

Not finding Joe Morris at his usual place of abode executed Dec,1st 1933 by delivering a true copy of this summon to Millie Morris in person, at said Joe Morris usual place of abode Millie Morris being a member of his familey above the age of 16 years,and explaining thr purport thereof to her.

Not finding Geo Bowman at his usual place of abode, Executed Dec,1st 1933 by delivering a true copy of this summon to Hellen Bowman in person,at said Geo Bowman usual place of abode Hellen Bowman being a member of his familey above the age of 16 years, and explaining the purport thereof to her.

Not finding Edward Lan at his usual place of abode, Executed Dec,1st 1933 by delivering a true copy of this summon to Gernie Lam in person, at said Edward Lam usual place of abode Gernie Lam being [illegible] familey above the age of 16 years, and explaining the purport thereof to her.

Boyd Lam not found in my bailwick.

S.F. Yeuman Deputy for C.R.Fawley,S.R.C.

Executed Dec,1st 1933 by delivering a true copy of the within summon to Mrs Ionza Knight, XXXX Earnest Knight, Hawley Swank, Annie Riley, Harve Shoemaker,Daniel Smith,Minnie Moor,William Payne, Charles Lam,Charles Knight, Marie Knight, Mrs William Payne, James Crawford, James Shoemaker each in person.

Not finding James,Bennie and Clara Knight at their usual place of abode,Executed Dec,1st 1933 by delivering a true copy of the within summon to Mrs Ionza Knight in person, at said James,Bennie and Clare Knight usual place of abode Mrs Ionza Knight being a member of their family above the age of 16 years,and explaining the purport thereof to her.

Not finding Joe Morris at his usual place of abode executed Dec,1st 1933 by delivering a true copy of this summon to Millie Morris in person, at said Joe Morris usual place of abode Millie Morris being a member of his family above the age of 16 years,and explaining the purport thereof to her.

Not finding Geo Bowman at his usual place of abode, Executed Dec,1st 1933 by delivering a true copy of this summon to Hellen Bowman in person,at said Geo Bowman usual place of abode Hellen Bowman being a member of his family above the age of 16 years, and explaining the purport thereof to her.

Not finding Edward Lam at his usual place of abode, Executed Dec,1st 1933 by delivering a true copy of this summon to Gernie Lam in person, at said Edward Lam usual place of abode Gernie Lam being a member of his family above the age of 16 years, and explaining the purport thereof to her.

Boyd Lam not found in my bailwick.

Deputy for C.R.Hawley,S.R.C.

Arrest Warrant

Commonwealth of Virginia, }
Rockingham County, } To-Wit:

To Sheriff, a Constable of said County:

Whereas, D. W. Earman of the said County, has this day made complaint and information on oath before me, B. C. Pattee a Justice of the said County, that Lonzie Knight of the said County, on the 13th day of July, 1933, in the said County, did unlawfully and felloniously kill and murder one Andy Carrier against the Peace and Dignity of the Commonwealth of Virginia.

These are therefore, in the name of the Commonwealth of Virginia, to command you forthwith to apprehend and bring before me, or some other Justice of the said County, the body of the said Lonzie Knight. to answer the said complaint and to be further dealt with according to law. And you are required to summon

to appear and give evidence in behalf of the Commonwealth, on the examination touching the said offence.

Given under my hand and seal this 18th day of July 1933., in the year 1933,

B. C. Pattie J. P. (Seal)

Service Press—170

July 25th

JUDGMENT

.....

Upon the examination of the within charge, I find the accused guilty as charged and held for detin of the Grand Jury next term of court

Fine - - - - - -	$.....
Clerk's Fee - - - -	$1.25
Justice's Fee - - - -	$3.00
Arrest - - - - - -	$1.00
Summoning Witness - -	$3.00
Witness Attendance and Mileage	$.....
Commonwealth's Attorney -	$5.00
Jail Fees - - - - - -	$7.30
Total - - - - -	$20.55

B. C. Pattee

Justice of the Peace

Commonwealth

vs. } Arrest Warrant

.....

Lizzie Knight

Executed the within warrant by arresting and delivering the body of

Bugo Knight

before B. C. Pattee J.P.

a justice of Rockingham County, and by summoning the within named witnesses in person this 13th day of July 1933

C. V. Yeakley D.B.C.

~~Constable~~ of Rockingham County

STATE OF VIRGINIA—COUNTY OF ROCKINGHAM, TO-WIT:

I, ..., a Justice of the Peace in and for the County of Rockingham, State of Virginia, do hereby certify that ..... and ..... as his suret...., have this day acknowledged themselves indebted to the Commonwealth of Virginia in the sum of ..... Dollars ($.....) to be made and levied of their goods and chattels, upon this condition: That the said ..... shall appear before the undersigned or the Circuit Court of Rockingham County, on the ..... day of ....., 193..., and not leave hence without leave of the said Court, to answer the charge in this warrant, or to await the action of the Grand Jury of the said County upon the within charge.

Given under my hand this, the ..... day of ....., 193.....

.....

....., J. P.