

COMMONWEALTH OF VIRGINIA,

COUNTY OF ROCKINGHAM, to-wit:

In the Circuit Court of said County:

The grand jurors of the Commonwealth of Virginia, in and for the body of said county of Rockingham, and now attending said Court at its December term, 1936, upon their oaths do present that Willie Gaines, Marvin Williams, George Watson, ~~AND~~ Charles Byrd, ~~and~~ FOREST TILKEY, on or about December 6, 1936, in said county, a certain building, the property of the Harrisonburg Coca-Cola Company, there situate, feloniously did break and enter in the night time with intent the goods and chattels of the said Harrisonburg Coca-Cola Company in the said building then and there being, feloniously to steal, take, and carry away, and a certain safe of the value of one hundred dollars, of the goods and chattels of the said Harrisonburg Coca-Cola Company, in the said building then and there being found, feloniously did steal, take, and carry away, against the peace and dignity of the Commonwealth of Virginia.

This indictment is found on the testimony of C. S. Leake, James H. Boice, and J. W. Bazzle, witnesses sworn in Court and sent before the grand jury to give evidence.

HB

Commonwealth

vs.) Indictment

Willie Gaines - *nrh*
Marvin Williams - *nrh*
George Watson
Charles Byrd *nrh*

Forest

(Filvey)

Jan 14

Felony

December term, 1936

A True Bill:

J.W. Copman
Foreman

Witnesses:

✓ C. S. Leake
James H. Boice
J. W. Bazzle

D. W. Earman
Commonwealth's Attorney

POLICE DEPARTMENT

OFFICE OF THE CHIEF

JAS. H. BOICE
CHIEF OF POLICE

HARRISONBURG, VIRGINIA



SATURDAY MORNING, DECEMBER 19, 1936, 11:00 O'CLOCK A. M.

I, Willie Gaines, age 30, do of my own free will and accord make the following statement regarding the theft of a safe belonging to the Coca-Cola Company located on North Main Street, Harrisonburg, Virginia, on the night of December 6, 1936.

This statement is made voluntarily and without any threats or promises of reward being made to me by anyone for the purpose of this statement, and with the knowledge on my part that this statement may be used either for or against me.

Sunday night, December 6, around eleven o'clock, a colored boy known as "Sugar" came to me in the restaurant where I worked on Federal Street and asked me to borrow a car. With him was a tall then C. C. boy, colored, who I did not know, and a colored boy by the name of Marvin Williams. I told "Sugar", I didn't know where to get a car. I asked him then what he wanted with a car and I thought from the way he spoke we were going on a party. "Sugar" then suggested that I ask Homer Wood for his car, which I did, and Homer let me have his car about 11:30 Sunday night, December 6. I drove the car all the time it was borrowed from Homer Wood. When I got the car, we all got in and left from in front of Homer Wood's house on East Gay Street, and I asked "Sugar" "where to?" "Sugar" replied, "We need one more. I suggested we get Charlie Byrd. We then went by Charlie's house and got him. After getting Charlie, we all drove down East Washington Street and went by "Sugar's" house which is directly behind the Coca-Cola plant. "Sugar" told me to drive down the alley along side the house and turn the lights out, which I did. I turned around in this alley which runs between the back entrance of the Coca-Cola plant and Federal Street and backed in towards the rear entrance of the Coca-Cola plant. When I stopped, there was an iron safe lying on the ground ~~next to~~ near the right-hand side of the car. The other four boys got out and attempted to load this safe in the car, while I remained seated under the steering wheel~~x~~ in the car. When

POLICE DEPARTMENT

OFFICE OF THE CHIEF



HARRISONBURG, VIRGINIA

JAS. H. BOICE
CHIEF OF POLICE

SATURDAY MORNING, DECEMBER 19, 1936, 11:00 O'CLOCK A. M.

I, Willie Gaines, age 30, do of my own free will and accord make the following statement regarding the theft of a safe belonging to the Coca-Cola Company located on North Main Street, Harrisonburg, Virginia, on the night of December 8, 1936. This statement is made voluntarily and without any threats or promises of reward being made to me by anyone for the purpose of this statement, and with the knowledge on my part that this statement may be used either for or against me.

Sunday night, December 8, around eleven o'clock, a colored boy known as "Sugar" came to me in the restaurant where I worked on Federal Street and asked me to borrow a car. With him was a tall thin C. C. boy, colored, who I did not know, and a colored boy by the name of Marvin Williams. I told "Sugar" I didn't know where to get a car. I asked him then what he wanted with a car and I thought from the way he spoke we were going to a party. "Sugar" then suggested that I ask Homer Wood for the car, which I did, and Homer let me have his car about 11:30 Sunday night, December 8. I drove the car all the time it was borrowed from Homer Wood. When I got the car, we all got in the car and drove to a house on East Gay Street, and I asked "Sugar" where he was taking us. "Sugar" replied, "we need one more." I suggested we get Charlie's car. We then went by Charlie's house and got him. After getting Charlie, we all drove down East Washington Street and went by "Sugar's" house which is directly behind the Coca-Cola plant. "Sugar" told me to drive down the alley along the side of the house and turn the right out, which I did. I turned around in this alley which runs between the back entrance of the Coca-Cola plant and Federal Street and backed in towards the rear entrance of the Coca-Cola plant. When I stopped, there was an iron safe lying on the ground under the right-hand side of the car. The other four boys got out and attempted to load this safe in the car, while I remained seated under the steering wheel in the car. When

POLICE DEPARTMENT

OFFICE OF THE CHIEF

JAS. H. BOICE
CHIEF OF POLICE

HARRISONBURG, VIRGINIA



Page Two

Saturday Morning, December 19, 1936, 11:00 o'clock A. M. -- Statement of Willie Gaines.

they lifted the safe to load into the car, Charlie Byrd got scared and ran away and the safe fell against the car. As soon as Charlie left, I pulled away with the car and have Marvin Williams jumped on the running board. I ~~had~~ not seen "Sugar" or the C. C. boy since and I did not see Marvin Williams until he was brought in the jail on the 18th of December, 1936.

Given under my hand this 19th day of December, 1936.

WITNESSES:

E. S. Leake

Jas. H. Boice

John U. Jones

J. M. Baggett S. B. T.

Peray R. Wells

Willie Gaines

Subscribed and sworn to before me this 19th day of December, 1936.

C. Overton Lee

C. Overton Lee, Notary Public for the County
of Rockingham, State of Virginia.

My commission expires the 18th day of March, 1939.

POLICE DEPARTMENT

OFFICE OF THE CHIEF



HARRISONBURG, VIRGINIA

JAS. H. BOICE
CHIEF OF POLICE

Page Two
Saturday Morning, December 19, 1936, 11:00 o'clock A. M. -- Statement of Willie Gaines.

they lifted the safe to load into the car, Charlie Byrd got scared and ran away and the safe fell against the car. As soon as Charlie left, I pulled away with the car and Marvin Williams jumped on the running board. I had not seen "Sugar" or the C. C. boy since and I did not see Marvin Williams until he was brought to the jail on the 19th

of December, 1936.

Given under my hand this 19th day of December, 1936.

Willie Gaines

*Willie Gaines' confession
made December 19, 1936.*

*James H. Jones
J. H. Jones
J. H. Jones
J. H. Jones*

Witness my hand and seal this 19th day of December, 1936.

J. Overton Lee, Notary Public for the County
of Rockingham, State of Virginia.

My commission expires the 19th day of March, 1939.

In the Name of the Commonwealth of Virginia:

To the Sheriff of Rockingham County, Greeting:

You are hereby commanded to summon

Charlie Williams,

Dian Goodlee, & Homer Wood

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 *14th* day of *Jan.* 19*37* to testify and the truth to
say in behalf of the Defendant in the prosecution of the Commonwealth against

Willie Garner &

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

And this *you* 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 *17th*
day of *Jan.* 19*37*, and in the *16th* year of the Commonwealth.

J. Robert Switzer, Clerk

Not finding

Charlie Withers at his usual

place of abode, Executed Jan 12 1937 by delivering a

true copy of this

summons to Paul Macdon

Stuart Taylor

in person, at said

Charles Williamson

usual place of abode

Paul Macdon

his 11th above the age of 16 years, and ex-

hibit

D P Davis

D. S.

Jan 12 1937

executed by delivering a true copy of the

within Summons to

Thomas Woods

D P Davis D. S.

in person

1937

Jan. 14

Willie Gaines &

adg

Corn

Not finding

Dean Goodloe

at his usual

place of abode, Executed

Jan 12 1937

by delivering a

true copy of this

summons to Blanche Goodloe

his wife

in person, at said

Dean Goodloe

usual place of abode

Blanche Goodloe

his 11th above the age of 16 years, and exhibiting the purport & effect of

Commonwealth of Virginia:

To the Sheriff of Rockingham County, Greeting:

You are hereby commanded to summon

C. S. Leake, Jas. H. Baice,

& J. W. Bazzle

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 *Jan* 19 *37*

to testify and the truth to say in behalf of the Commonwealth before the GRAND JURY

Willie Garnis et al

who stands charged with a felony misdemeanor.

And this you 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 *21st*
day of *Dec* 19 *36*, and in the *161st* year of the Commonwealth.

J. Robert Switzer, Clerk

Com
m

Willie Gaines
et al

Jan 1
CS Clerk James N. Meier
J 20130336
J 20130336 SR C

1937

Jan. 4

IN THE CIRCUIT COURT OF ROCKINGHAM COUNTY, VIRGINIA

COMMONWEALTH

vs.

WILLIAM GAINES, CHAS. BYRD, MARVIN WILLIAMS

Charge to the Jury.

If you find the accused, William Gaines, ^{and} Charles Byrd, and Marvin Williams, or any of them, not guilty, you will say so and no more.

If you find them, or any of them, guilty of housebreaking, as charged in the indictment, then you will say so and fix their punishment at confinement in the penitentiary for a period of not less than one nor more than ten years, or, in your discretion, by confinement in jail not exceeding twelve months and a fine not exceeding five hundred dollars.

If you do not find them, or any of them, guilty of housebreaking, as charged in the indictment, but find them, or any of them, guilty of grand larceny, as therein charged, then you will say so and fix their punishment at confinement in the penitentiary for not less than one nor more than ten years.

IN THE CIRCUIT COURT OF ROCKINGHAM COUNTY, VIRGINIA

COMMONWEALTH

vs.

WILLIAM GAINES, CHAS. BYRD, MARVIN WILLIAMS

Commonwealth

v.

William Gaines, etc.,

Charge to the Jury

Charge to the Jury

If you find the accused, William Gaines, Charles Byrd, and Marvin Williams, or any of them, not guilty, you will say

if you find them, or any of them, guilty of housebreak-

ing, as charged in the indictment, then you will say so and

fix their punishment at confinement in the penitentiary for

a period of not less than one nor more than ten years, or, in

your discretion, by confinement in jail not exceeding twelve

months and a fine not exceeding five hundred dollars.

If you do not find them, or any of them, guilty of house-

breaking, as charged in the indictment, but find them, or any

of them, guilty of grand larceny, as therein charged, then you

will say so and fix their punishment at confinement in the

penitentiary for not less than one nor more than ten years.

In the Name of the Commonwealth of Virginia:

To the Sheriff of Rockingham County, Greeting:

You are hereby commanded to summon

*C. L. Leake, James H. Baice,
J. W. Bayne, John W. Jones & Percy R.
Wells*

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 *14th* day of *Jan.* 19 *37*,

to testify and the truth to say in behalf of the Commonwealth against

Willie Gaines &c

who stands charged with and indicted for a felony misdemeanor.

And this you 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 *8th*
day of *Jan.* 19 *37*, and in the *161st* year of the Commonwealth.

J. Robert Switzer, Clerk

Executed Jan 8 1937

C. S. Leathers, James
H. Davis, Earl Bagle, Jr. & James
and Percy D. Dill

signed in person.

R. H. Davis, Jr.
Earl Bagle, Jr. & R. C.

1937
Jan. 14

Carroll

Willie Gaines &

Come
of
Maine in
Hwy 1

1

The Court instructs the jury that the law presumes every person charged with crime to be innocent until the Commonwealth has established his guilt by evidence so strong, so clear and so conclusive, that there is left in the minds of the jury no reasonable doubt as to his guilt. This presumption is an abiding presumption, and goes with the accused through the entire case and applies at every stage thereof until repelled by proof. And in this connection the jury is instructed that it is never sufficient that the accused, upon speculative theory or conjecture, may be guilty; or that by the preponderance of the testimony his guilt is more probable than ~~his~~ ^{his} innocence; for until ~~his~~ ^{his} guilt has been proved beyond all reasonable doubt in the precise and narrow terms as charged in the indictment, the presumption of innocence still applies and they must acquit ~~him~~ ^{him}.

Stepen

1

The Court instructs the jury that the law presumes every person charged with crime to be innocent until the Commonwealth has established his guilt by evidence so strong, so clear and so conclusive, that there is left in the minds of the jury no reasonable doubt as to his guilt. This presumption is an abiding presumption, and goes with the accused through the entire case and applies at every stage thereof until repelled by proof. And in this connection the jury is instructed that it is never sufficient that the accused, upon speculative theory or conjecture, may be guilty; or that by the preponderance of the testimony his guilt is more probable than his innocence; for until his guilt has been proved beyond all reasonable doubt in the precise and narrow terms as charged in the indictment, the presumption of innocence still applies and they must acquit him.

Cum
v

Gaines

WMB

The jury are instructed that while it is dangerous to convict on uncorroborated testimony of an accomplice yet when such testimony is corroborated by other evidence and circumstances, they have the right to believe or disbelieve according to the circumstances the testimony of such accomplice.

Commonwealth of Virginia,
Rockingham County, To-Wit:

BE IT REMEMBERED, that on the 5th day of January, 1937,
Willie Gaines, principal and C. O. Spikes
surety, who justified to his sufficiency, came before me, Sheffey L. Davis
Bail Commissioner, of the said County of Rockingham,
(J. P. or Bail Commissioner)

and acknowledged themselves to be indebted to the Commonwealth of Virginia each in the sum of Five Hundred ^{no}/₁₀₀ Dollars, (\$ 500.00),
to be levied of their respective goods and chattels, lands and tenements, for the use of the Commonwealth of Virginia
rendered, and they each severally waived their homestead exemption to their recognizance; yet upon this condition:

That if the said Willie Gaines shall personally appear before
the Circuit Court of Rockingham County, at the Courthouse of said County, on the 14th day of the
January, 1937 at 9:30 A.M.
Term thereof, being the 14th day of January,
1937, and at such other time or times to which the proceedings may be continued or further heard, and before any
court or judge hereafter having or holding any proceedings in connection with the said charge, and then and there answer
the Commonwealth of Virginia concerning a certain felony whereof the
said Willie Gaines stands charged, and be bound under said recognizance until the
charge is finally disposed of or until it is declared void by order of a competent court, then the above recognizance shall
be null and void; otherwise to remain in full force and effect.

IN WITNESS WHEREOF, I hereunto affix my signature this 5th day of January, 1937.

Sheffey L. Davis
(J. P. or BAIL COMMISSIONER)

Commonwealth of Virginia,
Rockingham County, To-Wit:

BE IT REMEMBERED, that on the 3rd day of January, 1907,
[Signature] principal and
[Signature] surety, who justified to his sufficiency, came before me,
[Signature] of the said County of Rockingham,
(J. P. or Bail Commissioner)

and acknowledged themselves to be indebted to the Commonwealth of Virginia each in the sum of \$2500.00 Dollars.

to be levied of their respective goods and chattels, lands and tenements, for the use of the Commonwealth of Virginia

rendered, and they each severally waived their homestead exemption to their recognizance; yet upon this condition:

That if the said [Signature] shall personally appear before

the Circuit Court of Rockingham County, at the Courthouse of said County, on the 14th day of the

month of [Signature] 1907.

and at such other time or times to which the proceedings may be continued or further heard, and before any

court or judge hereafter having or holding any proceedings in connection with the said charge, and then and there answer

whereof the Commonwealth of Virginia concerning a certain

said [Signature] stands charged, and be bound under said recognizance until the

charge is finally disposed of or until it is declared void by order of a competent court, then the above recognizance shall

be null and void; otherwise to remain in full force and effect.

IN WITNESS WHEREOF, I hereunto set my signature this 3rd day of January, 1907.

[Signature]
(J. P. or Bail Commissioner)

Prisoners Report of Rockingham County Jail

Month of Dec 18 1936
Name Martin Williams Date Committed
Male yo Female Age 22 Race C Single yo 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? yo Write? yo Occupation Labor Offense Committed Investigation
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 \$

Dec 18 - Jan. 14 - 27 da

..... Deputy and Jailer

..... Sheriff

Martin

Prisoners Report of Rockingham County Jail

Name *James Williams*
 Male *Male* Female *Female*
 Age *22* Race *C* Single *Single* Married *Married* Divorced *Divorced*
 Place of Birth *Foreign Born* If Foreign Born *Foreign Born* Time in U. S. *Years* Months *Months*
 Physical Condition *Is Person a Drunkard?* or *Is Person a Victim?*
 Can Read? *Write?* Occupation *Write?* Offense Committed *Write?*
 City Ordinance *State* Held for Grand Jury *Months*
 Held for Trial *Years* Sentence *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*
 Call of Leg Marks *Foot Marks*
 Fingers of *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 *Sherrill*

The Commonwealth of Virginia, } To-wit
 Rockingham County, }
 To the Sheriff of Said County:

Whereas, James H. Boice of said County, has this day
 made complaint and information on oath before me, Harry Lee Bryan, Clerk T. J. Court
T. J. or J. P.
 of the said County, that Charles Byrd, William Gaines, and Marvin Williams,
 of the said County, on the 6th day of December, 19 36, in the said County, did
unlawfully and feloniously break and enter the Harrisonburg Coca-Cola
Company building, in the night time, with intent to commit larceny,
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 the Trial Justice of the said County, the body of the said Charles Byrd, William Gaines,
and Marvin Williams,
 to answer the said complaint and to be further dealt with according
 to law.

Given under my hand, this 28th day of December, 19 36.

Harry Lee Bryan
T. J. or J. P.

Memo. of Commonwealth Witnesses:

Name

Address

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

I, _____, (T. J. or J. P. or Bail Commissioner) _____, in and for the County of Rockingham, State of Virginia, do hereby certify that _____ and _____

Commonwealth of Virginia in the sum of _____ as his surety _____, have this day acknowledged themselves indebted to the _____ dollars (\$ _____) as to

which they severally waived their exemption, to be made and levied of their goods and chattels, yet upon this condition: That the said _____ shall appear before the Trial Justice Court of Rockingham County at _____

_____ on the _____ day of _____, 19____, at _____ o'clock A. M., and not depart hence without leave of said Court, and at such other time or times to which the proceedings may be continued or further heard, and before any court or judge hereafter having or holding any proceedings in connection with said charge, and then and there answer the Commonwealth of Virginia concerning the within charge until the same is finally disposed of, then this recognizance shall be null and void; otherwise to remain in full force and effect.

Given under my hand this, the _____ day of _____, 19____.

T. J. or J. P. or Bail Commissioner

Trial Justice Court

Criminal Docket No. _____

Commonwealth

vs.

Arrest Warrant

Charles Byrd,
William Gaines, &
Marvin Williams

Executed the within warrant by arresting and delivering the body of _____

before _____

this _____ day of _____, 19____.

Trial Justice

JUDGMENT

Upon the examination of the within charge, I find the accused

Fine	- - - - -	\$.....
Issuing Justice's Fee	-	\$.....
Clerk's Fee	- - - - -	\$.....
Trial Justice Fee	- -	\$.....
Arrest	- - - - -	\$.....
Summoning Witness	-	\$.....
Witness Attendance & Mileage		\$.....
Commonwealth's Attorney	- - - - -	\$.....
Jail Fees	- - - - -	\$.....
Total	- - - - -	\$.....

Prisoners Report of Rockingham County Jail

Month of Dec 18 1934
Name Willie Gains Date Committed
Male 70 Female Age 30 Race C Single Married 70 Divorced
Place of Birth If Foreign Born Time in U. S. Years months
Physical Condition Is Person a Drunkard? or Drug Victim?
Can Read? 70 Write? 70 Occupation seamstress Offense Committed Investigation
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 Jan 5 on bail

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 Jailer

..... Sheriff

Prisoners Report of Rockingham County Jail

Month of March 1938

Name Willie Davis Date Committed

Male Female Age 30 Race C Single Married Divorced

Place of Birth Ill Foreign born Time in U. S. Years months

Physical Condition I Person a Drunkard or Drug Victim?

Can Read? Write Occupation House 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 from Jail

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 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 Jailer

Sheriff

Comm
v.
James W.
DWD

7

The Court instructs the jury that the testimony of an accomplice in crime, that is, a person who~~x~~ actually commits or participates in a crime, is admissible in evidence, yet the evidence of an accomplice, when not corroborated by some person or persons not implicated in the crime, as to matters material to the issue, that is, matters connecting the defendants with the commission of the crime as ~~charged~~^{alleged} against them, ~~or either of them~~, ought to be received with great caution~~by~~ by the jury before they should convict on such testimony.

convicted on such testimony.
be received with great caution by the jury before they should
of the crime as charged against them, or either of them, ought to
that is, matters connecting the defendants with the commission
not implicated in the crime, as to matters material to the issue,
of an accomplice, when not corroborated by some person or persons
cognates in a crime, is admissible in evidence, yet the evidence
plice in crime, that is, a person whom actually commits or parti-
The Court instructs the jury that the testimony of an accom-

Copy
of
R. H. H. H.

The Jury find Willie Saines,
guilty of Grand larceny, as therein
charged in the indictment and
fix his punishment at four (4) years
in the Penitentiary, and we find Charles
Byrd, Not Guilty as charged in the
indictment.

C. H. Walter foreman

Prisoners Report of Rockingham County Jail

Month of Feb 11 1937
Name George Watson Date Committed
Male y Female Age 23 Race C Single y 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? y Write? y Occupation CCC Offense Committed House breaking
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 17
31
19
67

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 Jailer

..... Sheriff

Prisoners Report of Rockingham County Jail

Name Amos Victor
 Date Committed Feb 11
 Month of Feb 193 7
 Male ☒ Female ☐
 Age 23 Race W
 Single ☒ Married ☐ Divorced ☐
 Place of Birth W If Foreign Born W Time in U. S. W Years W months W
 Physical Condition W Is Person a Drunkard? W or Drug Victim? W
 Can Read? W Occupation W Offense Committed W
 City Ordinance W State W Held for Grand Jury W
 Held for Trial W Sentence W Years W Months W
 Fine W Costs W Time in Jail W Held for Penitentiary W
 Held as Insane W Held for Other Authorities W
 Behavior W Date of Discharge W

DESCRIPTION OF PRISONER

Height W Weight W Color of Eyes W Color of Hair W
 Teeth Marks W Hand Marks W
 Arm Marks W Face Marks W
 Shoulder Marks W Back Marks W
 Thigh Marks W Knee Marks W
 Calf of Leg Marks W Foot Marks W
 Fingers Off W Mole Marks W
 Neck Marks W Breast Marks W
 Left Arm Marks W Right Arm Marks W
 Left Leg Marks W Right Leg Marks W
 Fine After Prisoner at Jail; Amount to State \$ W
 Amount to City \$ W
 Deputy and Jailor W
 Sheriff W

POLICE DEPARTMENT

OFFICE OF THE CHIEF

JAS. H. BOICE
CHIEF OF POLICE

HARRISONBURG, VIRGINIA



SATURDAY MORNING, DECEMBER 19, 1936, 10:45 A. M.

I, Charles Byrd, age twenty-eight, do of my own free will and accord make the following statement regarding the theft of a safe belonging to the Coca-Cola Company located on North Main Street, Harrisonburg, Virginia, on the night of December 6, 1936.

This statement is made voluntarily and without any threats or promises of reward being made to me by anyone for the purpose of this statement, and with the knowledge on my part that this statement may be used either for or against me.

Sometime after midnight on the night of the 6th of December, Willie Gaines, Marvin Williams, a C. C. boy I do not know, and a boy called "Sugar", all colored, came to my house and awakened me and asked me to go with them for a few minutes. I had been drinking Sunday night and was felling pretty good at the time they came after me. I got in the car with these four boys and they went to the rear entrance of the Coca-Cola plant. Willie Gaines was driving the car and it was Willie who asked me to go along. On the way to the Coca-Cola plant I asked them what they wanted. All the inform tion they gave me was they wouldn't be but a minute. When they got to the Coca-Cola plant, there was a black iron safe lying on the ground a short distance from the rear door of the plant. When we got out of the car at the Coca-Cola plant and I saw this safe lying on the ground, I left right away. Someone did, however, ask me to help load this safe, but I did/^{not}make them any reply and left right away for home.

Given under my hand this 19th day of December, 1936.

WITNESSES:

Jas. H. Boice

Charles Byrd

POLICE DEPARTMENT

OFFICE OF THE CHIEF



HARRISONBURG, VIRGINIA

JAS. H. BOICE
CHIEF OF POLICE

SATURDAY MORNING, DECEMBER 19, 1936, 10:45 A. M.

I, Charles Byrd, age twenty-eight, do of my own free will and accord make the following statement regarding the theft of a safe belonging to the Coca-Cola Company located on North Main Street, Harrisonburg, Virginia, on the night of December 6, 1936.

This statement is made voluntarily and without any threats or promises of reward being made to me by anyone for the purpose of this statement, and with the knowledge on my part that this statement may be used either for or against me.

Sometime after midnight on the night of the 6th of December, Willie Gaines, Marvin Williams, a C. C. boy I do not know, and a boy called "Sugar", all colored, came to my house and awakened me and asked me to go with them for a few minutes. I had been drinking Sunday night and was feeling pretty good at the time they came after me. I got in the car with these four boys and they went to the rear entrance of the Coca-Cola plant. Willie Gaines was driving the car and it was Willie who asked me to go along. On the way to the Coca-Cola plant I asked them what they wanted. All the inform then they gave me was they wouldn't be out a minute. When they got to the Coca-Cola plant, there was a black iron safe lying on the ground a short distance from the rear door of the plant. When we got out of the car at the Coca-Cola plant and I saw this safe lying on the ground, I left right away. Someone did, however, ask me to help load this safe, but I did make them not reply and left right away for home.

Given under my hand this 19th day of December, 1936.

Witness:

Charles Byrd

Jas. H. Boice

POLICE DEPARTMENT

OFFICE OF THE CHIEF

JAS. H. BOICE
CHIEF OF POLICE

HARRISONBURG, VIRGINIA



Page Two

Saturday Morning, December 19, 1936, 10:45 A. M., -- Statement of Charles Byrd

WITNESSES:

J. M. B. 8. P. C.
[Signature]
Perce R. Wells

Subscribed and sworn to me this 19th day of December, 1936.

[Signature]

C. Overton Lee, Notary Public for the
County of Rockingham, State of Virginia

My commission expires the 18th day of March, 1939.

POLICE DEPARTMENT

OFFICE OF THE CHIEF



HARRISONBURG, VIRGINIA

JAS. H. BOICE
CHIEF OF POLICE

Page Two

Saturday Morning, December 19, 1936, 10:45 A. M., -- Statement of Charles Byrd

WITNESSES:

W. R. ...
...
...

*Statement of Charles Byrd
made Dec. 19, 1936.*

Subscribed and sworn to me this 19th day of December, 1936.

[Signature]

C. Overton Lee, Notary Public for the
County of Rockingham, State of Virginia

Commission expires the 18th day of March, 1938.

AUG - 1900 #1368

COMMONWEALTH

V.) Felony (hb)

~~WILLIE GAINES~~ N.Y. - 4 yrs
~~MARVIN WILLIAMS~~ Long jail
~~GEORGE WATSON~~ exp. - 18 mos
~~CHARLES BYRD~~ N.Y.
FOREST TILVEY exp.

Jan. 14

4 yrs - S. Lacey

6
137,138,155
2
262

jury	1.50
com	1.50
witnesses	4.00
	<hr/> 7.00

- 1 Geo. H. Hulster
- 2 Geo. L. Hopkins
- 3 G. H. Peery
- 4 R. P. Martin
- 5 G. F. Wallis
- 6 L. H. Rhodes
- 7 R. T. Cunningham
- 8 J. C. Leppan
- 9 P. W. Keefe
- 10 G. F. Holsinger
- 11 Raymond C. C. C.
- 12 L. B. Kramer



















