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COMMONWEALTH OF VIRGINIA

COUNTY OF ROCKINGHAM, to-wit:

In the Circuit Court of Rockingham County, April Term, 1956.

The Grand Jurors of the Commonwealth of Virginia, in and for the body of the County of Rockingham, now attending the Circuit Court of the said County, upon their oath present that Mathew W. Wilson, Jr., on the 2nd day of December , 1955, in said County of Rockingham, with force and arms, in and upon the body of one Betty Ann Hoover, she, the said Betty Ann Hoover, then being a female person over the age of sixteen years, to-wit: the age of seventeen years, feloniously did make an assault, and her, the said Betty Ann Hoover, did then and there violently and feloniously beat, choke, wound and abuse, with the intent her, the said Betty Ann Hoover, then and there feloniously to ravish and carnally know, against her will and by force, against the peace and dignity of the Commonwealth of Virginia.

Upon the evidence of Sheriff M. L. Hoover and Betty Ann Hoover, witnesses sworn in open Court and sent to the Grand Jury to give evidence.

COMMONWEALTH

V. INDICTMENT

MATHEW W. WILSON, JR.

A TRUE BILL

Foreman

Charles E. Earman, Jr.
Commonwealth's Attorney

COMMONWEALTH

V.

MATTHEW W. WILSON, JR.

INSTRUCTION 1

The Court instructs the jury that under the indictment in this case and depending upon your conclusions under the evidence and the instructions of the Court, the accused may be found guilty of either attempted rape or assault and battery or not guilty.

The Court further instructs the jury that if you believe from the evidence beyond a reasonable doubt that Matthew W. Wilson, Jr., intended to have sexual intercourse with Betty Ann Hoover and that he committed some overt act toward carrying out that purpose, by force and against her will, then you should find him guilty of attempted rape as charged in the indictment, even though you may further believe that he voluntarily abandoned his purpose before such offense of rape was completed.

The Court further instructs the jury that such an overt act must amount to more than mere preparation; it must be an act of such nature as to demonstrate an intention to commit the offense in question and directed towards accomplishing that purpose but it need not be the last proximate act toward the consummation of the offense.

The Court further instructs the jury that if you believe from the evidence beyond a reasonable doubt that the accused, by force, took hold of Betty Ann Hoover and attempted to remove some of her clothing or placed his hand on intimate parts of her body with the intent to have sexual intercourse with her, by force and against her will, and that such conduct amounted to an overt act on his part and was directed toward having such intercourse, then you should find the accused guilty of attempted rape, as charged in the indictment.

COMMONWEALTH

V.

MATTHEW W. WILSON, JR.

INSTRUCTION

The Court instructs the Jury that under the indictment in this case and depending upon your conclusions under the evidence and the instructions of the Court, the accused may be found guilty of either an offense or assault and battery or nothing.

The Court instructs the Jury that if you believe from the evidence beyond a reasonable doubt that Matthew W. Wilson, Jr., intended to have sexual intercourse with Betty Ann Hoover and that he committed some overt act toward carrying out that purpose, by force and against her will, then you should find him guilty of attempted rape as charged in the indictment.

The Court further instructs the Jury that such an overt act must amount to more than mere preparation; it must be an act of such nature as to demonstrate an intention to commit the offense in question and directed towards accomplishing that purpose but it need not be the last proximate act toward the consummation of the offense.

The Court further instructs the Jury that if you believe from the evidence beyond a reasonable doubt that the accused, by force, took hold of Betty Ann Hoover and attempted to remove some of her clothing or placed his hand on intimate parts of her body with the intent to have sexual intercourse with her, by force and against her will, and that such conduct amounted to an overt act on his part and was directed toward having such intercourse, then you should find the accused guilty of attempted rape as charged in the indictment.

The Court further instructs the jury that if you believe from the evidence beyond a reasonable doubt that the accused, Matthew W. Wilson, Jr., committed an assault and battery by an unlawful touching or handling of Betty Ann Hoover, but that such act or acts on his part did not amount to an attempt to have sexual relations with said Betty Ann Hoover, then you should find him guilty of assault and battery as charged in the indictment. The slightest touching of the person of another is a battery, for every one's person is sacred and no other has the right to touch it, except, of course, when lawfully done, as by consent or in the exercise of the right of self defense.

5-9-56

The court further instructs the jury that if you believe from the evidence beyond a reasonable doubt that the accused, Matthew W. Wilson, Jr., committed an assault and battery by an unlawful touching or handling of Betty Ann Hoover, but that such act or acts on his part did not amount to an attempt to have sexual relations with said Betty Ann Hoover, then you should find him guilty of assault and battery as charged in the indictment. The slightest touching of the person of another is a battery, for every one's person is sacred and no other has the right to touch it, except, of course, when lawfully done, as by consent or in the exercise of the right of self defense.

INSTRUCTION NO. 2

The Court instructs the jury that Matthew W. Wilson, Jr. is presumed to be innocent of the crimes charged against him until his guilt is established by the evidence beyond every reasonable doubt, and the Court further instructs the jury that this presumption of innocence goes with the said Matthew W. Wilson, Jr. throughout the entire trial, and applies to every stage thereof.

The Court further instructs the jury that to convict the said Matthew W. Wilson, Jr. the jury must be satisfied, beyond any reasonable doubt, as to the proof of every fact essential to his conviction; and where the evidence and the reasonable inferences therefrom leave any reasonable doubt upon the minds of the jury as to the proof of such fact, they must find for the accused.

5-9-56

INSTRUCTION NO. 7

The Court instructs the jury that Matthew W. Wilson, Jr. is presumed to be innocent of the crimes charged against him until his guilt is established by the evidence beyond every reasonable doubt, and the Court further instructs the jury that this presumption of innocence goes with the said Matthew W. Wilson, Jr. throughout the entire trial, and applies to every stage thereof.

The Court further instructs the jury that to convict the said Matthew W. Wilson, Jr. the jury must be satisfied, beyond any reasonable doubt, as to the proof of every fact essential to his conviction; and where the evidence and the reasonable inferences therefrom leave any reasonable doubt upon the minds of the jury as to the proof of such fact, they must find for the accused.

5-9-66

COMMONWEALTH

V.

MATTHEW W. WILSON, JR.

INSTRUCTION 3

In considering whether or not the Commonwealth has met its burden of proving the guilt of the accused beyond reasonable doubt, the Court instructs the jury that you should not overlook the word "reasonable" nor its meaning. A reasonable doubt is a doubt which is founded on reason, and is not to be confused with imaginable or possible doubt, for the law does not say that a man must be proved guilty beyond every imaginable, conceivable, or possible doubt.

In passing upon the sufficiency of the proof of the charge, the jury must limit its consideration to the evidence presented at the trial of this case, including the natural and reasonable inferences to be drawn therefrom. The jury cannot go beyond such evidence to create doubt, nor can you go beyond such evidence to find inferences of guilt.

Furthermore, the jury should bear in mind that any such doubt arising from lack of evidence, from conflicting testimony, or from questionable proof of any particular fact, should be a doubt of a material fact essential to the proof of the guilt of the accused and not a mere doubt concerning immaterial and nonessential circumstances.

If, after a reasonable and honest consideration of all of the evidence, your minds are left in such a state of doubt as to prevent you from reaching a convinced belief of the guilt of the accused, then the Commonwealth has failed to meet its burden.

If, on the other hand, after an impartial and reasonable consideration of all the evidence in the case, you have an abiding conviction of the truth of the charge, you are then satisfied beyond all reasonable doubt.

5-9-56

COMMONWEALTH

V.

MATTHEW W. WILSON, JR.

INSTRUCTION 2

In considering whether or not the Commonwealth has met its burden of proving the guilt of the accused beyond reasonable doubt, the court instructs the jury that you should not overlook the word "reasonable" not its meaning. A reasonable doubt is a doubt which is founded on reason, and is not to be confused with imaginary or possible doubt, for the law does not say that a man must be proved guilty beyond every imaginable, conceivable, or possible doubt.

In passing upon the sufficiency of the proof of the charge, the jury must limit its consideration to the evidence presented at the trial of this case, including the instant and reasonable inferences to be drawn therefrom. The jury cannot go beyond such evidence to create doubt, nor can you go beyond such evidence to find inferences of guilt.

Furthermore, the jury should bear in mind that you such doubt arising from lack of evidence, from conflicting testimony, or from unexplainable proof of any particular fact, should be a doubt of a material fact essential to the proof of the guilt of the accused and not a mere doubt concerning immaterial and nonessential circumstances.

If, after a reasonable and honest consideration of all of the evidence, you find that we left in such a state of doubt as to prevent you from rendering a convicted pellet of the guilt of the accused, then the commonwealth has failed to meet its burden.

If, on the other hand, after an impartial and reasonable consideration of all the evidence in the case, you have an abiding conviction of the truth of the charge, you are then satisfied beyond all reasonable doubt.

2-8-76

COMMONWEALTH

V.

MATTHEW W. WILSON, JR.

INSTRUCTION 4

The Court further instructs the jury that circumstantial evidence is just as legal and may be just as effective as direct evidence, provided that the attending circumstances proven are of such character and force as to satisfy the minds of the jury of the defendant's guilt beyond reasonable doubt.

5-9-56

COMMONWEALTH

v.

MATTHEW W. WILSON, JR.

INSTRUCTION 4

The court further instructs the jury that circumstantial evidence is just as legal and may be just as effective as direct evidence. Provided that the attending circumstances prove one of such character and force as to satisfy the minds of the jury of the defendant's guilt beyond reasonable doubt.

2-5-75

COMMONWEALTH

V.

MATTHEW W. WILSON, JR.

INSTRUCTION 5

The Court instructs the jury that the credibility of witnesses is a question exclusively for the jury; and the jury have the right to determine from the appearance of the witnesses on the stand, their manner of testifying, the reasonableness and consistency of their testimony, their apparent candor and fairness, their apparent intelligence or lack of intelligence, the relationship of the witness to the parties, if any, the interest of the witness in the result of the trial, if any appear, and from all other surrounding circumstances appearing on the trial, determine which witnesses are more worthy of credit and what is the relative weight of any such testimony, and to give credit accordingly.

5-9-56

COMMONWEALTH

v.

MATTHEW W. WILSON, JR.

INSTRUCTION 2

The court instructs the jury that the credibility of witnesses is a question exclusively for the jury; and the jury have the right to determine from the appearance of the witnesses on the stand, their manner of testifying, the reasonableness and consistency of their testimony, their apparent candor and fairness, their apparent intelligence or lack of intelligence, the relation-ship of the witness to the parties, if any, the interest of the witness in the result of the trial, if any appear, and from all other circumstances appearing on the trial, determine which witnesses are more worthy of credit and what is the testimony which witnesses are more worthy of credit and to give credit accordingly.

COMMONWEALTH

V.

MATTHEW W. WILSON, JR.

INSTRUCTION 6

The Court instructs the jury that if they have any reasonable doubt as to the grade of the offense of which the accused is guilty, that is, whether the accused is guilty of an attempt to rape or guilty of assault and battery, they must find him guilty of the lesser offense.

5-9-56

COMMONWEALTH

v.

MATTHEW W. WILSON, JR.

INSTRUCTION 6

The court instructs the jury that if they have any reasonable doubt as to the grade of the offense of which the accused is guilty, that is, whether the accused is guilty of an attempt to rape or guilty of assault and battery, they must find him guilty of the lesser offense.

We the Jury find the defendant Matthew N. Nelson guilty of assault and battery, and fix his punishment at four months confinement in jail and a fine of Three hundred dollars.

Chas Boyd
Foreman

COMMONWEALTH

V.

MATTHEW W. WILSON, JR.

CHARGE TO JURY

If you find the accused, Matthew W. Wilson, Jr., guilty of attempted rape, as charged in the indictment, you will say so and fix his punishment at death or in your discretion by confinement in the penitentiary for life or for any term not less than three years.

If you do not find him guilty of attempted rape, but find him guilty of assault and battery, then you will say so and fix his punishment by confinement in jail for a period not exceeding twelve months, or by a fine not exceeding Five Hundred Dollars, or by both such fine and imprisonment.

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

COMMONWEALTH

V.

MATTHEW W. WILSON, JR.

CHARGE TO JURY

If you find the accused, Matthew W. Wilson, Jr., guilty of attempted rape, as charged in the indictment, you will ex so and fix his punishment at death or in your discretion by confinement in the penitentiary for life or for any term not less than three years.

If you do not find him guilty of attempted rape, but find him guilty of assault and battery, then you will fix so and no more.

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

Case - Exhibit "A"

Dec 4, 1955

My name is Matthew William Wilson Jr. I have been informed of my rights. I live 3012 Dunglow Rd, Baltimore 22, Maryland. On the night of Dec 1, 1955 I went to the Bridgewater - W&L Basketball game at Lee High in Staunton with a friend. Before arriving at the game we stopped and had 5 or 6 beers at a tavern. We left the game in the 3rd quarter and stopped at another tavern for more beer. We then came back to Harrisonburg and I stopped at Jess' lunch for 2 hot dogs. My friend wanted a hamburger so we went to the Keller Restaurant next. While there I made a date with a waitress for 12:30. I took my friend back to school and returned at 12:30 to pick the girl up. We left the restaurant and proceeded on route 42 to Dayton. We turned off in Dayton and parked on a side road between Dayton and Bridgewater. I had intentions of intercourse. I asked her how old she was and she said 17. When we stopped the car we talked shortly. I did not touch her in the car. What we talked about is not quite clear. She has said something about me asking her to take her pants down, but M.W.

M.W.

Matt Wilson

arrest 7:30 pm

9:30 PM

Corr Ex 1-(a)

previous to this she said she was 17 and I thought I better not try anything. Suddenly she opened the door and ran out. I chased her and caught her in a short distance. I put my hand around her neck, then put my M.W. belt around her neck to keep her quiet. When she calmed down we got back in the car. She had lost her shoe, but we couldn't find it when we looked. We left and I took her home and saw her go in. I got back to school at 3:00 A.M. Friday, Dec 2, 1955.

I have not been threatened or promised anything. This has been written on my own free will.

Signed Matthew William Wilson Jr.

W M. L. Hoover D.S.R.C.

W Allen S Harvey Sgt B'water.

Comp. Form 18-A

COPY

STATE OF VIRGINIA
COUNTY OF Rockingham } To-Wit: No.

TO ANY SHERIFF OR POLICE OFFICER:

Whereas, Deputy Sheriff M.L. Hoover

has this day made complaint and information on oath before me, Donald S. Evans (Name)

Justice of the Peace (Title) of the said County, that

Mathew W. Wilson, Jr. in the said County

did on the 2nd day of December, 19 55: Unlawfully and felonious ly

did make an assault on Betty Ann Hoover, a female over the age of 16 years, to-wit: the age of 17 years and her the said Betty Ann Hoover, did attempt to ravish and carnally know against her will by force against the peace and dignity of the Commonwealth of Virginia.

These are, therefore, to command you, in the name of the Commonwealth, to apprehend and bring before the Trial Justice Court of the said County, the body (bodies) of the above accused, to answer the said complaint and to be further dealt with according to law. And you are also directed to summon

_____ color _____ Address _____ ☐

_____ color _____ Address _____ ☐

_____ color _____ Address _____ ☐

_____ color _____ Address _____ ☐

_____ color _____ Address _____ ☐

as witnesses.

Given under my hand and seal, this 4th day of December, 19 55

Donald S. Evans (Seal)
(Title of Issuing Officer)
Justice of the Peace

STATE OF VIRGINIA—COUNTY OF _____, to-wit:

I, _____ a Trial Justice / Justice of the Peace in and for the County aforesaid, State of Virginia, do certify that _____

and _____, as his suret_____, have this day each acknowledged themselves indebted to the Commonwealth of Virginia in the sum of _____ Dollars ($_____), to be made and levied of their respective goods and chattels, lands, and tenements to the use of the Commonwealth to be rendered, yet upon this condition: That the said _____, shall appear before the Circuit / Trial Justice Court of _____ County, on the _____ day of _____, 19____, at _____ M., at _____, Virginia, and at any time or times to which the proceedings may be continued or further heard, and before any court thereafter having or holding any proceedings in connection with the charge in this warrant, to answer for the offense with which he is charged, and shall not depart thence without the leave of said court, the said obligation to remain in full force and effect until the charge is finally disposed of or until it is declared void by order of a competent court; and upon the further condition that the said _____ shall keep the peace and be of good behavior for a period of _____ days from the date hereof.

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

NONAPPEARANCE SHALL BE DEEMED TO CONSTITUTE A WAIVER OF TRIAL BY JURY

_____ T. J., J. P.

DOCKET NO. _____

COMMONWEALTH

vs.

WARRANT OF ARREST

Mathew W. Wilson, Jr.

Executed this, the _____ day of _____, 19____

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

To - 4-13-56 2:P.M.

Total $ _____

Costs _____

Fine $ _____

Plea. N.G. 1-13-56. Reg. Tr.

The following witnesses were recognized to appear before the Circuit / Trial Justice Court of _____ County, Virginia, at _____, Virginia, at _____ M., on the _____ day of _____, 19____, under penalty of $ _____

COSTS

Warrant $ _____

Trial _____

Bail _____

Arrest _____

Mileage _____

Clerk _____

Jail Fee and Board _____

Witness Attendance _____

Summoning Witnesses _____

Commonwealth Attorney _____

Total Costs $ _____

Fine _____

Total $ _____

C 27680

In the Name of the Commonwealth of Virginia:

To the Sheriff of Rockingham County, Greeting:

You are hereby commanded to summon Ralph P. Sliffield

to appear before the Judge of the Circuit Court of Rockingham County, at the Court House thereof, at 9:30 ~~10~~ *o'clock, a. m., on the* 9 *day of* May 1956 *to testify and the truth to say in behalf of the Defendant in the prosecution of the Commonwealth against*

M. W. Wilson Jr

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 8 *day of* May 1956, *and in the* 180 *year of the Commonwealth.*

J. Robert Switzer, *Clerk*

EXECUTED 5/9/56 IN THE COUNTY OF ROCKINGHAM BY DELIVERING A TRUE COPY OF THE WITHIN Summons TO Ralph P. Shifflett IN PERSON.

M. L. Hooned Dep for

A. L. STRAWDERMAN
SHERIFF
ROCKINGHAM COUNTY

C2768

Writ Sum 40c

.00 T

12.50
12.50
10.48
2.00
2.00
98.70
3.00
141.18 T

In the Name of the Commonwealth of Virginia:

To the Sheriff of Rockingham County, Greeting:

You are hereby commanded to summon

SHERIFF M. L. HOOVER

BETTY ANN HOOVER

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 16th day of April, 1956, to testify and the truth to say in behalf of the Commonwealth before the Grand Jury, against MATHEW W. WILSON, JR.

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

And this you shall not omit under penalty. And have then and there this Writ.

Witness, CHARLES E. EARMAN, JR., Commonwealth's Attorney for Rockingham County and the City of Harrisonburg, Virginia, at the Court House, the 11th of April, 1956, and ~~in~~ the 180 year of the Commonwealth.

Charles E. Earman, Jr.

Commonwealth's Attorney

EXECUTED 4-11-56 IN THE COUNTY OF ROCKINGHAM BY DELIVERING A TRUE COPY OF THE WITHIN Writ
TO Sheriff M. L. Hoover
IN PERSON.

Edward A. Bend, Deputy

A. L. STRAWDERMAN
SHERIFF
ROCKINGHAM COUNTY.

2 Writs .40 = .80

EXECUTED 4-11-56 IN THE COUNTY OF ROCKINGHAM BY DELIVERING A TRUE COPY OF THE WITHIN Summons
TO Betty Ann Hoover
IN PERSON.

M. L. Hoover

A. L. STRAWDERMAN
SHERIFF
ROCKINGHAM COUNTY.

In the Name of the Commonwealth of Virginia:

To the Sheriff of Rockingham County, Greeting:

You are hereby commanded to summon

SHERIFF M. L. HOOVER

MRS. VIOLA HOOVER

BETTY ANN HOOVER

OFFICER GIFFORD JOSEPH

RALPH P. SHIFFLETT, Echo Restaurant

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 9th day of May, 1956, to testify and the truth to say in behalf of the Commonwealth ~~before the Grand Jury,~~ against MATTHEW W. WILSON, JR.

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

And this you shall not omit under penalty. And have then and there this Writ.

Witness, CHARLES E. EARMAN, JR., Commonwealth's Attorney for Rockingham County and the City of Harrisonburg, Virginia, at the Court House, the 24th of April, 1956, and in the 180th year of the Commonwealth.

Charles E. Earman, Jr.

Commonwealth's Attorney

EXECUTED 4-25-56 IN THE COUNTY OF ROCKINGHAM BY DELIVERING A TRUE COPY OF THE WITHIN Wit Summ TO M. L. Hoover IN PERSON. Edward A. Byrd Jr.

A. L. STRAWDERMAN
SHERIFF
ROCKINGHAM COUNTY

4-26-54

RECEIVED
APR 25 1956
SHERIFF'S OFFICE OF ROCKINGHAM COUNTY

Not finding Viola Hoover at his usual place of abode, Executed 4-26-54 by delivering a true copy of this Summon to Betty ann Hoover her Daughter in person, at said Viola Hoover usual place of abode. Betty ann Hoover, being a member of his family above the age of 16 years, and explaining the purport thereof to her.

A. L. Strawderman S.R.C.

Deputy Sheriff M. L. Hoover

EXECUTED 4-26-54 IN THE COUNTY OF ROCKINGHAM BY DELIVERING A TRUE COPY OF THE WITHIN Summon TO Betty Ann Hoover IN PERSON. M. L. Hoover

A. L. STRAWDERMAN
SHERIFF
ROCKINGHAM COUNTY

Not finding Ralph P Shifflett at his usual place of abode, Executed 4-26-54 by delivering a true copy of this Summon to Anne Shifflett his wife in person, at said Ralph P Shifflett usual place of abode. Anne Shifflett, being a member of his family above the age of 16 years, and explaining the purport thereof to her.

A. L. Strawderman S.R.C.

Deputy Sheriff M. L. Hoover

5 Wit Summ .40 ea = $2.00

EXECUTED 4-28-56 IN THE COUNTY OF ROCKINGHAM BY DELIVERING A TRUE COPY OF THE WITHIN Summons TO Gifford Joseph IN PERSON.

M. F. Hoover Dep Sh

A. L. STRAWDERMAN

SHERIFF

ROCKINGHAM COUNTY

ROCKINGHAM COUNTY

SHERIFF

A. L. STRAWDERMAN

IN PERSON

TO

COPY OF THE WITHIN

ROCKINGHAM BY DELIVERING A TRUE

EXECUTED IN THE COUNTY OF

OFFICIAL RECEIPT

C. A. S. No. 4

OFFICE OF THE CLERK OF THE COURT
ROCKINGHAM COUNTY

HARRISONBURG, VA., Apr. 16, 1956

Nº 12553

Received of Porter R. Graves, J.P.

For the account of Cash bond

One Thousand & 00/100 Dollars

IN SETTLEMENT OF THE FOLLOWING	ACCOUNT	AMOUNT	
Cash Bond of			
Mathew W. Wilson, Jr.	#8a	1000	00

Clerk

Margie Bowers

Deputy Clerk

EVERETT WADDEY CO., RICHMOND VA.

OFFICIAL RECEIPT

C. A. E. No. 1

OFFICE OF THE CLERK OF THE COURT
ROCKINGHAM COUNTY

HARRISONBURG, VA., _____, 19____

Received of _____

For the account of _____

_____ Dollars

In Settlement of the Following	Account	Amount

Clerk

Deputy Clerk

No 12553

FORM TJ 8—50 SETS

OFFICE OF

THE TRIAL JUSTICE

Harrisonburg VIRGINIA April 16, 1956 19

To J. Robert Switzer, County Clerk
Hbg Va.

I Hand you Herewith my Check No 4285 *In settlement of my account as follows:*

DATE	DESCRIPTIONS	AMOUNT	
4-16-56	Cash Bond for		
	Matthew W. Wilson, Jr.	1,000	00
	Docket 20041-A		

Yours very truly,

Lilo Swartz
Clerk

Trial Justice

Harrisonburg April 16, 1956

To J. Robert Burton, County Clerk
Bldg No.

Date	Descriptions	Amount
4-16-56	Cash Bond for Matthew W. Wilson, Jr. Docket 200 + 1-A	1,000 00

Yours very truly,

Sidney L. Burton
Sheriff

SEARCH WARRANT

State of Virginia,

~~County~~ City of Harrisonburg, **to-wit:** Rockingham

To the Sheriff or any Police Officer of ~~the said~~ County:

WHEREAS, M.L. Hoover has this day made oath before me that he verily believes that a certain 1949 Black Ford Sedan located in Ashby District of ~~said~~ Rockingham County at or near Bridgewater, Virginia, and described further as a 1949 Black 1949 Ford Sedan, Maryland Registration JK-31-36 and occupied by or in possession of Matthew William Wilson, Jr. unlawfully contains, contrary to law, buttons and blood stained clothing

and that such information was received through a reliable person, or that he has reasonable cause for such belief.

THESE ARE, THEREFORE, In the name of the Commonwealth, to command you forthwith in the day or night to enter the said premises above described and there diligently search for the said buttons and blood stained clothing and if the same, or any part thereof, be found upon such search to bring the same, and the person, or persons, in whose possession same are found, before the Trial Justice Court of said County to be disposed of or dealt with according to law. And this you shall in no wise omit.

Given under my hand and seal, this 6th day of December, 19 55.

John E. Leake, ~~Trial Justice~~ [SEAL]

JUSTICE OF THE PEACE

COMMONWEALTH OF VIRGINIA

vs. { SEARCH WARRANT

Matthew William Wilson, Jr.

Ashby District,

December 6 issued, 19 55

The within warrant executed in the County of Rockingham

on the 6th day of December, 19 55, by searching the within

described premises and seizing the following:

that Coupe per front seat of car

and arresting

M. L. Hoover

Sheriff ~~Police~~ ~~Pro. Insp'r.~~

Dep

$4.00
C02
C9
3/12

1.00
C01
1.50
1.50
4.00

APA—104 JP—60M—12-54

OFFICIAL RECEIPT FOR CASH DEPOSIT IN LIEU OF RECOGNIZANCE WITH SURETY

~~COUNTY~~ City OF Harrisonburg VIRGINIA **№ 41242 J**

RECEIVED OF Mathew W. Wilson Sr FOR THE APPEARANCE

OF Mathew W. Wilson Jr BEFORE

THE Trial Justice COURT OF Rockingham COUNTY

ON THE 13th DAY OF January 1956 AT 2 ~~A.M.~~ P.M. TO ANSWER CHARGE MADE AGAINST HIM-

~~HER~~ UNDER OATH BY M. L. Hoover ON THE 4th DAY OF December 1955

One Thousand 00/100 DOLLARS $ 1000.00

WHICH INCLUDES FEE OF THE JUSTICE FOR TAKING THIS RECOGNIZANCE

Dec. 14 1955

SECTION 19-107, 1950 CODE OF VIRGINIA James A. Lemon

Justice of the Peace

DUPLICATE—TO COURT OR JUSTICE

APA—124 2P—50M—12-54

OFFICIAL RECEIPT FOR CASH DEPOSIT IN LIEU OF RECOGNIZANCE WITH SURETY

No. 41242 1

COUNTY OF _____ VIRGINIA

RECEIVED OF _____ FOR THE APPEARANCE

OF _____ BEFORE

THE _____ COURT OF _____ COUNTY

ON THE _____ DAY OF _____ 19__ AT _____ P.M. TO ANSWER CHARGE MADE AGAINST HIM-

SELF UNDER OATH BY _____ ON THE _____ DAY OF _____ 19__

_____ DOLLARS $_____

WHICH INCLUDES FEE OF THE JUSTICE FOR TAKING THIS RECOGNIZANCE

_____ 19__

SECTION 19-107, 1950 CODE OF VIRGINIA

_____

Justice of the Peace

DUPLICATE—TO COURT OR JUSTICE

Comp. Form 18-A

STATE OF VIRGINIA
COUNTY OF Rockingham

To-Wit: No.

TO ANY SHERIFF OR POLICE OFFICER:

Whereas, Deputy Sheriff M.L. Hoover

has this day made complaint and information on oath before me, Donald S. Evans (Name)

Justice of the Peace (Title) of the said County, that

Mathew W. Wilson, Jr. in the said County

did on the 2nd day of December, 19 55: Unlawfully and feloniously

did make an assault on Betty Ann Hoover, a female over the age of 16 years, to-wit: the age of 17 years and her the said Betty Ann Hoover, did attempt to ravish and carnally know against her will by force against the peace and dignity of the Commonwealth of Virginia.

These are, therefore, to command you, in the name of the Commonwealth, to apprehend and bring before the Trial Justice Court of the said County, the body ~~(bodies)~~ of the above accused, to answer the said complaint and to be further dealt with according to law. And you are also directed to summon

_____ color _____ Address _____ ☐

_____ color _____ Address _____ ☐

_____ color _____ Address _____ ☐

_____ color _____ Address _____ ☐

_____ color _____ Address _____ ☐

as witnesses.

Given under my hand and seal, this 4th day of December, 19 55

Donald S Evans (Seal)
(Title of Issuing Officer)
Justice of the Peace

STATE OF VIRGINIA—COUNTY OF _____, to-wit:

I, _____ a Trial Justice / Justice of the Peace in and for the County aforesaid, State of Virginia, do certify that _____

and _____, as his suret_____, have this day each acknowledged themselves indebted to the Commonwealth of Virginia in the sum of _____ Dollars ($_____), to be made and levied of their respective goods and chattels, lands, and tenements to the use of the Commonwealth to be rendered, yet upon this condition: That the said _____, shall appear before the Circuit / Trial Justice Court of _____ County, on the _____ day of _____, 19____, at _____ M., at _____, Virginia, and at any time or times to which the proceedings may be continued or further heard, and before any court thereafter having or holding any proceedings in connection with the charge in this warrant, to answer for the offense with which he is charged, and shall not depart thence without the leave of said court, the said obligation to remain in full force and effect until the charge is finally disposed of or until it is declared void by order of a competent court; and upon the further condition that the said _____ shall keep the peace and be of good behavior for a period of _____ days from the date hereof.

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

NONAPPEARANCE SHALL BE DEEMED TO CONSTITUTE A WAIVER OF TRIAL BY JURY

_____ T. J., J. P.

DOCKET NO. 20041 A

COMMONWEALTH

vs.

Mathew W. Wilson, Jr.

WARRANT OF ARREST

Executed this, the 4 day of December, 1975

M. F. Hoover by Jr.
A. F. Stanley
S.P.C.

Upon the examination of the within charge, ~~I find the accused~~ Upon motion by the defendant that Preliminary be waived it is so ordered, & the defendant is held for action of the Grand Jury. Bond in the amount of $500 is set. April 12 1976

Upon 13 to by J. April 1976
Judge
T. J.

Total $ _____

Costs _____

Fine $ _____

The following witnesses were recognized to appear before the Circuit / Trial Justice Court of _____ County, Virginia, at _____, Virginia, at _____ M., on the _____ day of _____, 19____, under penalty of $_____

COSTS

Warrant + Search Warrant	$ 4.00
Trial	2.00
Bail	1.50
Arrest	1.50
Mileage 21 x 8	1.68
Clerk	1.75
Jail Fee and Board	.50
Witness Attendance	
Summoning Witnesses	1.00
Commonwealth Attorney	4.50
Total Costs	$ 13.93
Fine	
Total	$

Witness Subpoena

Commonwealth of Virginia:
County of Rockingham, to-wit:
To the Sheriff of said County, Greeting:

You are hereby commanded, in the name of the Commonwealth of Virginia to summon

M. L. Hoover, Dep. Sheriff none
Betty Ann Hoover none claimed

to appear before the Trial Justice Court of said County, sitting at Harrisonburg, Virginia, in said County, on 13th day of April, 1956, at the hour of 2 P.M. of that day to give evidence in behalf of Com'th

in the pending case of Com'th

v. Mathew W. Wilson, Jr.

Given under my hand this 10th day of April, 1956.

Ada C. Swanty

~~Clerk~~
Subs. Clerk

7-52-5M-Garrison

EXECUTED 11-4-55 IN THE COUNTY OF ROCKINGHAM BY DELIVERING A TRUE COPY OF THE WITHIN Witness Subpoena TO M. L. Weaver IN PERSON.

Edward W. Weaver

A. L. STRAWDERMAN
SHERIFF
ROCKINGHAM COUNTY

RECEIVED
APR 10 1956
SHERIFF'S OFFICE
ROCKINGHAM COUNTY

Trial Justice Court

Docket No. 20041A

Com'th

V. (Witness Subpoena

Mathew W. Wilson, Jr.

To April 13, 1956 at 2 PM

EXECUTED 4-11-56 IN THE COUNTY OF ROCKINGHAM BY DELIVERING A TRUE COPY OF THE WITHIN Summons TO Betty Ann Weaver IN PERSON.

A. L. STRAWDERMAN
SHERIFF
ROCKINGHAM COUNTY

TRIAL JUSTICE COURT

Criminal Docket **Nº 20041 A**

Com'th

V.

Mathew W. Wilson Jr
Defendant

Recd 1-17-56 JDQ&CB $1000.00 LHH

a.w. Appearance Date 1-13-56

Trial Date 4-13-56

4-13-56 To Grand Jury.
Ck #4285 to JRS $1000.00

✓

820 1000.00

To — Grand Jury. PRG.TS

WN 1-2 Cont'd

Martin M. Pancake
Samuel S. Heatly
Stanford Runion
John H. Byrd
Charles F. Crider
Warren Eberly
Robert F. Carter
Alfred Good
Wm A. Meares
Lagmon Lantz
Russell Lipe
Howard Mathews

Le atty	12.50
Clerk	12.50
Sheriff	10.48
J-G	4.00
Leake	4.00
Jury	98.70
Wit	3.00
	141.18
Fine	300.00
	441.18

1000.00
441.18
558.82

Docket No. 3133. APR. 1956

COMMONWEALTH of VIRGINIA

VS.) Felony (attempted rape)

MATHEW W. WILSON, JR. bail

Lawrence H. Hoover p. d.
Own (x) Appointed ( )

1956
April 16. Return of Grand Jury. 9/280

April 16. Accused arraigned and plea of n.g. ~~and rem. to jail.~~ 9/280

May 9. Jury imp. &, verdict of guilty & 4 mo. in jail & $300.00 fine. 9/291

CIRCUIT COURT OF ROCKINGHAM COUNTY, VA.