4870

Commonwealth of Virginia

vs.

L. LOUISE CARPENTER

1935, May Term: -

) Upon an INDICTMENT of the Grand Jury for

) felonious arson

~~Nov. 25, 1935. - Tried by jury and found not guilty.~~

Nov. 25/35 - All witnesses recognized in the sum of $150.00 each for their appearance before this Court on Monday, January 27, 1935.

Nov. 26. - Demurrer sustained and indictment quashed

4870

FAIRFAX COUNTY, To-wit:

Commonwealth of Virginia

To the Sheriff of ~~Fairfax~~ Madison County,—*Greeting:*

You are hereby commanded to summon L. P. Gellum 77 miles fare 10/10/35 fare 11/25/35

to appear before our CIRCUIT COURT of Fairfax County, at the Court-house of said County, on the 10 day of October ~~Term, 193~~ 5, to wit: Thursday at 10 o'clock, A. M., to testify and the truth to speak on behalf of the Defendant in a certain matter of controversy depending and undetermined in said Court between Com. of Virginia Plaintiff, and L. Louise Carpenter Defendant, and this he shall in no wise omit, under penalty of £100. And have then there this writ.

Witness, F. W. RICHARDSON, Clerk of our said Court, at the Court-house aforesaid, the 19th day of September, 1935, and the 160 year of the Commonwealth.

F. W. Richardson, Clerk.

~~Court meets Monday in , 193~~

FAIRFAX COUNTY, To-wit:

Commonwealth of Virginia

To the Sheriff of ~~Fairfax~~ Orange County,—*Greeting:*

You are hereby commanded to summon M. W. Gooding 77 miles here 10/10/35 here 11/25/35

to appear before our CIRCUIT COURT of Fairfax County, at the Court-house of said County, on the 10th day of October ~~Term~~, 1935, to wit: Thursday, at 10 o'clock, A. M., to testify and the truth to speak on behalf of the Defendant, in a certain matter of controversy depending and undetermined in said Court between Commonwealth of Virginia Plaintiff, and L. Louise Carpenter Defendant, and this he shall in no wise omit, under penalty of £100. And have then there this writ.

Witness, F. W. RICHARDSON, Clerk of our said Court, at the Court house aforesaid, the 19th day of September, 1935, and the 160 year of the Commonwealth.

F. W. Richardson, Clerk.

☞ ~~Court meets Monday in~~ 193

FAIRFAX COUNTY, To-wit:

Commonwealth of Virginia

To the Sheriff of ~~Fairfax~~ Culpeper County,—*Greeting:*

You are hereby commanded to summon C. N. Mowell here 10/10/35 here 11/25/35 ?

R. 1. Winston Va 70

to appear before our CIRCUIT COURT of Fairfax County, at the Court-house of said County, on the 10

day of Oct ~~Nov~~, 193 5, to wit: Thursday

at 10 o'clock, A. M., to testify and the truth to speak on behalf of the Deft.

in a certain matter of controversy depending and undetermined in said Court between

Com. of Va

Plaintiff, and L. Lane Carpenter

Defendant, and this he shall in no wise omit, under penalty of £100. And have then there this writ.

Witness, F. W. RICHARDSON, Clerk of our said Court, at the Court-house aforesaid, the 21st

day of Sept, 193 5, and the 160th year of the Commonwealth.

F. W. Richardson, Clerk.

~~Court meets~~ Monday in ____, 193

FAIRFAX COUNTY, To-wit:

Commonwealth of Virginia

Culpeper

To the Sheriff of ~~Fairfax~~, County,—*Greeting:*

You are hereby commanded to summon Edward Broyles
Winston Va.

60 10/10/35 here 10/25/35 here 11/2/35

to appear before our CIRCUIT COURT of Fairfax County, at the Court-house of said County, on the 10th day of October ~~Term~~, 1935, to wit: Thursday at 10 o'clock, A. M., to testify and the truth to speak on behalf of the Defendant, in a certain matter of controversy depending and undetermined in said Court between Com. of Virginia Plaintiff, and L. Louise Carpenter Defendant, and this he shall in no wise omit, under penalty of £100. And have then there this writ.

Witness, F. W. RICHARDSON, Clerk of our said Court, at the Court-house aforesaid, the 19th day of September, 1935, and the 160 year of the Commonwealth.

F. W. Richardson, Clerk.

☞ ~~Court meets~~ Monday in , 193

FAIRFAX COUNTY, To-wit:

Commonwealth of Virginia

To the Sheriff of ~~Fairfax~~ Culpeper County—*Greeting:*

You are hereby commanded to summon ..... Issued 10/19/35 Issued 11/25/35

John Carpenter

Route #1 Culpeper, Winston Va

to appear before our CIRCUIT COURT of Fairfax County, at the Court-house of said County, on the 10 day of October ~~Term~~, 1935, to wit: Thursday at 10 o'clock, A. M., to testify and the truth to speak on behalf of the Defendant in a certain matter of controversy depending and undetermined in said Court between .....

Com of Virginia

Plaintiff, and L Louise Carpenter

Defendant, and this he shall in no wise omit, under penalty of £100. And have then there this writ.

Witness, F. W. RICHARDSON, Clerk of our said Court, at the Court house aforesaid, the 19th day of September, 1935, and the 160 year of the Commonwealth.

F W Richardson, Clerk.

☞ Court meets ..... Monday in ....., ~~193~~

FAIRFAX COUNTY, To-wit:

Commonwealth of Virginia

Culpeper

To the Sheriff of ~~Fairfax~~ County,—*Greeting:*

You are hereby commanded to summon .....

Carroll West 62
Culpeper Va

Leave 10/10/35
Leave 11/25/35

to appear before our CIRCUIT COURT of Fairfax County, at the Court-house of said County, on the 10th day of October ~~Term,~~ 193 5, to wit: Thursday

at 10 o'clock, A. M., to testify and the truth to speak on behalf of the Defendant

in a certain matter of controversy depending and undetermined in said Court between .....

Com. of Virginia

Plaintiff, and F Louise Carpenter

Defendant, and this he shall in no wise omit, under penalty of £100. And have then there this writ.

Witness, F. W. RICHARDSON, Clerk of our said Court, at the Court-house aforesaid, the 19 day of September, 193 5, and the 160 year of the Commonwealth.

F W Richardson, Clerk.

~~Court meets ..... Monday in ....., 193~~

FAIRFAX COUNTY, To-wit:

Commonwealth of Virginia

Culpeper

To the Sheriff of ~~Fairfax~~ County,—*Greeting:*

6 here 10/10/35
here 11/2/35

You are hereby commanded to summon Bruce Carpenter
R#1 Culpeper. Winston Va

to appear before our CIRCUIT COURT of Fairfax County, at the Court-house of said County, on the 10th day of October ~~Term~~, 1935, to wit: Thursday at 10 o'clock, A. M., to testify and the truth to speak on behalf of the Defendant in a certain matter of controversy depending and undetermined in said Court between Com. of Virginia Plaintiff, and L. Louise Carpenter Defendant, and this he shall in no wise omit, under penalty of £100. And have then there this writ.

Witness, F. W. RICHARDSON, Clerk of our said Court, at the Court house aforesaid, the 19th day of September, 1935, and the 160 year of the Commonwealth.

F. W. Richardson, Clerk.

~~Court meets Monday in , 193~~

FAIRFAX COUNTY, To-wit:

Commonwealth of Virginia

To the Sheriff of ~~Fairfax~~ Culpeper County,—*Greeting:*

You are hereby commanded to summon Dan West
Culpeper Va.

leg 10/10/35
here 11/25/35
6

to appear before our CIRCUIT COURT of Fairfax County, at the Court-house of said County, on the 10 day of October ~~Term, 193~~ 5, to wit: Thursday at 10 o'clock, A. M., to testify and the truth to speak on behalf of the Defendant in a certain matter of controversy depending and undetermined in said Court between Com. of Virginia Plaintiff, and L. Louise Carpenter Defendant, and this fee shall in no wise omit, under penalty of £100. And have then there this writ.

Witness, F. W. RICHARDSON, Clerk of our said Court, at the Court-house aforesaid, the 19th day of September, 1935, and the 160 year of the Commonwealth.

F. W. Richardson, Clerk.

~~Court meets Monday in , 193~~

FAIRFAX COUNTY, To-wit:

Commonwealth of Virginia

Culpeper.

To the Sheriff of ~~Fairfax~~ County,—*Greeting:*

You are hereby commanded to summon Mildred West
Culpeper Va.

6 V

have 10/19/35
here 11/25/35

to appear before our CIRCUIT COURT of Fairfax County, at the Court-house of said County, on the 10 day of October ~~Term~~, 1935, to wit: Thursday at 10 o'clock, A. M., to testify and the truth to speak on behalf of the Defendant in a certain matter of controversy depending and undetermined in said Court between

Com. of Virginia

Plaintiff, and L. Louise Carpenter

Defendant, and this she shall in no wise omit, under penalty of £100. And have then there this writ.

Witness, F. W. RICHARDSON, Clerk of our said Court, at the Court-house aforesaid, the 19th day of September, 1935, and the 160 year of the Commonwealth.

F. W. Richardson, Clerk.

~~Court meets Monday in , 193~~

FAIRFAX COUNTY, To-wit:

Commonwealth of Virginia

To the Sheriff of ~~Fairfax~~ Culpeper County,— *Greeting:*

You are hereby commanded to summon Jack Brown Rec 10/10/35 2nd Love 11/25/35

Jack Brown
R#1 Culpeper Va.

to appear before our CIRCUIT COURT of Fairfax County, at the Court-house of said County, on the 10 day of October ~~Term,~~ 1935, to wit: Thursday at 10 o'clock, A. M., to testify and the truth to speak on behalf of the Defendant in a certain matter of controversy depending and undetermined in said Court between

Com. of Virginia

Plaintiff, and L. Louise Carpenter

Defendant, and this he shall in no wise omit, under penalty of £100. And have then there this writ.

Witness, F. W. RICHARDSON, Clerk of our said Court, at the Court house aforesaid, the 19 day of September, 1935, and the 160 year of the Commonwealth.

F. W. Richardson, Clerk.

☞ ~~Court meets Monday in, 193~~

FAIRFAX COUNTY, To-wit:

Commonwealth of Virginia

To the Sheriff of ~~Fairfax~~ Orange County,—*Greeting:*

You are hereby commanded to summon Robrt L. A. Reid here 10/10/35 & 8 mm here 11/25/35

to appear before our CIRCUIT COURT of Fairfax County, at the Court-house of said County, on the 10th day of October ~~Term~~, 1935, to wit: Thursday at 10 o'clock, A. M., to testify and the truth to speak on behalf of the Defendant in a certain matter of controversy depending and undetermined in said Court between

Com. of Virginia

Plaintiff, and L. Louise Carpenter

Defendant, and this he shall in no wise omit, under penalty of £100. And have then there this writ.

Witness, E. W. RICHARDSON, Clerk of our said Court, at the Court-house aforesaid, the 19th day of September, 1935, and the 160 year of the Commonwealth.

F. W. Richardson, Clerk.

~~Court meets Monday in 193~~

FAIRFAX COUNTY, To-wit:

Commonwealth of Virginia

To the Sheriff of Fairfax County,—*Greeting:*

You are hereby commanded to summon ..... here 10/10/35 ret'd 11/25/35

Mrs. Ora Green (Herndon)

to appear before our ~~CIRCUIT~~ COURT of Fairfax County, at the Court-house of said County, on the 10th.

day of Oct., ~~Term~~, 193 5, to-wit: Thursday

at 10 o'clock, A. M., to testify and the truth to speak on behalf of the Deft

in a certain matter of controversy depending and undetermined in said Court between .....

Com. of Va

Plaintiff , and L. Lonnie Carpenter

Defendant , and this she shall in no wise omit, under penalty of £100. And have then there this writ.

Witness, F. W. RICHARDSON, Clerk of our said Court, at the Court-house aforesaid, the 5

day of Oct, 193 5, and the 160th year of the Commonwealth.

F. W. Richardson, Clerk.

☞ ~~Court meets~~ Monday in ....., 193

FAIRFAX COUNTY, To-wit:

Commonwealth of Virginia

To the Sheriff of Fairfax County,—*Greeting:*

You are hereby commanded to summon Robert Herron (Herndon) Rec'd 10/10/35 Rec'd 11/11/35 pf

to appear before our CIRCUIT COURT of Fairfax County, at the Court-house of said County, on the 10th day of Oct. ~~Term~~, 1935, to wit: Thursday at 10 o'clock, A. M., to testify and the truth to speak on behalf of the Defendant in a certain matter of controversy depending and undetermined in said Court between Com. of Va.

Plaintiff, and L. Louise Carpenter

Defendant, and this he shall in no wise omit, under penalty of £100. And have then there this writ.

Witness, F. W. RICHARDSON, Clerk of our said Court, at the Court-house aforesaid, the 27 day of Sept., 1935, and the 160 year of the Commonwealth.

F. W. Richardson, Clerk.

~~Court meets Monday in~~, ~~193~~

FAIRFAX COUNTY, To-wit:

Commonwealth of Virginia

To the Sheriff of Fairfax County,—*Greeting:*

You are hereby commanded to summon Catherine Holtzclaw (Herndon)

here 10/10/35

here 11/11/35

to appear before our CIRCUIT COURT of Fairfax County, at the Court-house of said County, on the 10 day of ~~September~~ October ~~Term,~~ 193 , to wit: Thursday at 10 o'clock, A. M., to testify and the truth to speak on behalf of the Defendant in a certain matter of controversy depending and undetermined in said Court between

Commonwealth of Virginia

Plaintiff , and L. Louise Carpenter

Defendant , and this ~~she~~ shall in no wise omit, under penalty of £100. And have then there this writ.

Witness, F. W. RICHARDSON, Clerk of our said Court, at the Court-house aforesaid, the 19 day of September, 1935, and the 160 year of the Commonwealth.

F. W. Richardson, Clerk.

☞ ~~Court meets Monday in , 193~~

FAIRFAX COUNTY, To-wit:

Commonwealth of Virginia

To the Sheriff of Fairfax County,—*Greeting:*

You are hereby commanded to summon A. I. Shirley (Herndon) 3-

here 10/10/35
Petit 11/25/35
11K

to appear before our CIRCUIT COURT of Fairfax County, at the Court-house of said County, on the 10 day of ~~September~~ October ~~Term~~, 1935, to wit: Thursday at 10 o'clock, A. M., to testify and the truth to speak on behalf of the Defendant in a certain matter of controversy depending and undetermined in said Court between

Commonwealth of Virginia

Plaintiff, and L. Louise Carpenter

Defendant, and this he shall in no wise omit, under penalty of £100. And have then there this writ.

Witness, F. W. RICHARDSON, Clerk of our said Court, at the Court-house aforesaid, the 19 day of September, 1935, and the 160 year of the Commonwealth.

F. W. Richardson, Clerk.

~~Court meets Monday in 193~~

FAIRFAX COUNTY, To-wit:

Commonwealth of Virginia

To the Sheriff of Fairfax County,—*Greeting:*

You are hereby commanded to summon John Newman (Herndon)

Serve 10/10/35
Serve 11/25/35/4

to appear before our CIRCUIT COURT of Fairfax County, at the Court-house of said County, on the 10 day of ~~October~~ September ~~Term~~, 1935, to wit: Thursday at 10 o'clock, A. M., to testify and the truth to speak on behalf of the Defendant in a certain matter of controversy depending and undetermined in said Court between

Commonwealth of Virginia

Plaintiff, and L. Louise Carpenter

Defendant, and this he shall in no wise omit, under penalty of £100. And have then there this writ.

Witness, F. W. RICHARDSON, Clerk of our said Court, at the Court house aforesaid, the 19 day of September, 1935, and the 160 year of the Commonwealth.

F. W. Richardson, Clerk.

~~Court meets Monday in ____, 193~~

FAIRFAX COUNTY, To-wit:

Commonwealth of Virginia

To the Sheriff of Fairfax County,—*Greeting:*

You are hereby commanded to summon Edward Newman (Herndon)

here 10/10/35 11/25/35 (14)

to appear before our CIRCUIT COURT of Fairfax County, at the Court-house of said County, on the 10 day of ~~September~~ October ~~Term~~, 1935, to wit: Thursday at 10 o'clock, A. M., to testify and the truth to speak on behalf of the Defendant in a certain matter of controversy depending and undetermined in said Court between

Commonwealth of Virginia

Plaintiff, and L Louise Carpenter

Defendant, and this he shall in no wise omit, under penalty of £100. And have then there this writ.

Witness, F. W. RICHARDSON, Clerk of our said Court, at the Court-house aforesaid, the 19 day of September, 1935, and the 160 year of the Commonwealth.

F. W. Richardson, Clerk.

~~Court meets Monday in , 193~~

FAIRFAX COUNTY, To-wit:

Commonwealth of Virginia

To the Sheriff of Fairfax County,—*Greeting:*

You are hereby commanded to summon Dan Simms (Herndon)

here 10/16/35
here 11/25/35 (14)

to appear before our CIRCUIT COURT of Fairfax County, at the Court-house of said County, on the 10th day of Oct. ~~Term~~, 1935, to wit: Thursday at 10 o'clock, A. M., to testify and the truth to speak on behalf of the Defendant in a certain matter of controversy depending and undetermined in said Court between

Com. of Va.

Plaintiff, and L. Louise Carpenter

Defendant, and this he shall in no wise omit, under penalty of £100. And have then there this writ.

Witness, F. W. RICHARDSON, Clerk of our said Court, at the Court-house aforesaid, the 27 day of Sept., 1935, and the 160 year of the Commonwealth.

F. W. Richardson, Clerk.

~~Court meets Monday in , 193~~

Also sent 8/25/35 -

W. W. Mathews

James Criddle

L. McCarroll, Dept. - 35

[redacted] } Comm.

FAIRFAX COUNTY, To-wit:

Commonwealth of Virginia

To the Sheriff of Fairfax County,—*Greeting:*

You are hereby commanded to summon A. H. Kirk (Herndon Va) issued 10/10/35 issued 11/2/35 issued 11/26/35

to appear before our CIRCUIT COURT of Fairfax County, at the Court-house of said County, on the 25th day of November ~~Term~~, 1935, to wit: Monday at 10 o'clock, A. M., to testify and the truth to speak on behalf of the Com. of Va. in a certain matter of controversy depending and undetermined in said Court between

Com. of Va.

Plaintiff, and Corporation

Defendant, and this he shall in no wise omit, under penalty of £100. And have then there this writ.

Witness, F. W. RICHARDSON, Clerk of our said Court, at the Court-house aforesaid, the 14th day of Nov, 1935, and the 160 year of the Commonwealth.

F. W. Richardson, Clerk.

~~Court meets Monday in , 193~~

Executed Nov 19
1935 by summoning
A. H. Kirk
Effie P Kirby
Sheriff
by V. C Cockerell
Deputy Sheriff

Com.
vs } Com.
Carpenters

To Monday.
Nov. 25th.
1935.

FAIRFAX COUNTY, To-wit:

Commonwealth of Virginia

To the Sheriff of ~~Fairfax~~ Madison County,—*Greeting:*

You are hereby commanded to summon Frank B. Brock, John W. Lee, L. L. Lee, L. R. Gilliam (88 mile) without subpoenaed

to appear before our CIRCUIT COURT of Fairfax County, at the Court-house of said County, on the 10 day of Oct. ~~Sept.~~ 1935, to wit: Thursday at 10 o'clock, A. M., to testify and the truth to speak on behalf of the Defendant in a certain matter of controversy depending and undetermined in said Court between

Com. of Va.

Plaintiff, and Louise Carpenter

Defendant, and this ~~the~~ shall in no wise omit, under penalty of £100. And have then there this writ.

Witness, F. W. RICHARDSON, Clerk of our said Court, at the Court-house aforesaid, the 19 day of Sept., 1935, and the 160 year of the Commonwealth.

F. W. Richardson, Clerk.

~~Court meets Monday in 193~~

Com. of Virginia
vs.
L. Louise Carpenter
To
Thursday Oct 10th
1935

Executed in Madison Co
Va the 20 day of Sept 1935
by delivering a true copy
in person to S R Gillum
Hunter Brock, and Mrs
W L Lord.

D H Lamb
Sgt.

FAIRFAX COUNTY, To-wit:

Commonwealth of Virginia

To the Sheriff of ~~Fairfax~~ Orange County,— *Greeting:*

You are hereby commanded to summon Robert L. A. Reid + W. W. Gooding

to appear before our CIRCUIT COURT of Fairfax County, at the Court-house of said County, on the 10 day of Oct, ~~Term~~, 193 5, to-wit: Thursday at 10 o'clock, A. M., to testify and the truth to speak on behalf of the Defendant in a certain matter of controversy depending and undetermined in said Court between Com. of Va

Plaintiff, and Louise Carpenter

Defendant, and this ~~they~~ shall in no wise omit, under penalty of £100. And have then there this writ.

Witness, F. W. RICHARDSON, Clerk of our said Court, at the Court-house aforesaid, the 19 day of Sept, 193 5, and the 160 year of the Commonwealth.

F. W. Richardson, Clerk.

~~Court meets Monday in , 193~~

Executed on the 7 day of Oct, 1935 by delivering a true copy of the within Summon to Robert L. A. Reid in person in Orange County Va.

W. B. Young Sheriff Orange County Va.

W. W. Gooding not found in Orange County.

Com. of Virginia
vs.
L. Louise Carpenter
To
Thursday Oct 10th
1935

FAIRFAX COUNTY, To-wit:

Commonwealth of Virginia

To the Sheriff of Fairfax County,—*Greeting:*

You are hereby commanded to summon Sergt. of the City of Richmond Samuel Stanier, Deputy State Fire Marshall. State Office Building. Richmond. Va

to appear before our CIRCUIT COURT of Fairfax County, at the Court-house of said County, on the 10th. day of Oct. ~~Nov.~~ 193 5 to wit: Thursday at 10 o'clock, A. M., to testify and the truth to speak on behalf of the Com. in a certain matter of controversy depending and undetermined in said Court between Com. of Va Plaintiff, and Mary Lou Carpenter & J. Lonie Carpenter Defendants, and this ~~thy~~ shall in no wise omit, under penalty of $100. And have then there this writ.

Witness, F. W. RICHARDSON, Clerk of our said Court, at the Court-house aforesaid, the 17 day of Sept, 193~~5~~, and the 160 year of the Commonwealth.

F. W. Richardson, Clerk.

☞ Court meets ~~Monday~~ in , 193

Executed in the City of Richmond, Virginia, September 19, 1935 by delivering a copy of the within Summons to Samuel Steiner, Deputy Fire Marshall.

JOHN G SAUNDERS, City Sergeant,

by [signature]
Dep. Ser.

Comm. of Va
vs.
Mutual Insurance Co. of Louisiana
To
Thursday Oct 10th
1935

FAIRFAX COUNTY, To-wit:

Commonwealth of Virginia

To the Sheriff of ~~Fairfax~~ Culpeper County,—*Greeting:*

You are hereby commanded to summon Edward Broyles, Bruce Carpenter R. 1. Culpeper, Winston Va. John Carpenter R. 1. Culpeper. Winston Va. Jack Brown R. 1. Culpeper. Va. Dan West. Culpeper. Mildred West. Culpeper & Carroll West. Culpeper.

to appear before our CIRCUIT COURT of Fairfax County, at the Court-house of said County, on the 10 day of ~~Sept~~ October, ~~Term~~, 193 5, to wit: Thursday at 10 o'clock, A. M., to testify and the truth to speak on behalf of the Defendant in a certain matter of controversy depending and undetermined in said Court between

Coun. Va.

Plaintiff, and Louis Carpenter

Defendant, and this ~~Writ~~ shall in no wise omit, under penalty of £100. And have then there this writ.

Witness, F. W. RICHARDSON, Clerk of our said Court, at the Court-house aforesaid, the 19 day of Sept., 193 5, and the 160 year of the Commonwealth.

F. W. Richardson, Clerk.

~~Court meets Monday in~~, 193

Executed in Culpeper County, Virginia, this 21, day of Sept. 1935 by delivering a true copy of the within summons to Jack Brown, Dan West, Carroll West, Mildred West in person Not finding John Carpenter at his usual place of abode I delivered a true copy of the within Summons to his wife Lucy she being over sixteen years of age and gave information of its purport to her at his usual place of abode. Not finding Bruce Carpenter at his usual place of abode I delivered a true copy of the within summons to his wife Lucy, and gave information of its purport to her at his usual place of abode Not finding Edgar Broyles at his usual place of abode I delivered a true copy of the within summons to Jack Brown he being a member of his family over sixteen years of age and gave information of its purport to him at his usual place of abode

Ed Payne Depty
For J.J.Nash, Sheriff

Com. of Virginia
vs.
Louise Carpenter.
To
Thursday Oct 10th
1935

FAIRFAX COUNTY, To-wit:

Commonwealth of Virginia

To the Sheriff of Fairfax County,— *Greeting:*

You are hereby commanded to summon ..... Chas (Cridler) James Cridler Herndon Va

to appear before our CIRCUIT COURT of Fairfax County, at the Court-house of said County, on the 10

day of ..... Term, 193 5, to wit: ..... Thursday

at 10 o'clock, A. M., to testify and the truth to speak on behalf of the ..... Deft

in a certain matter of controversy depending and undetermined in said Court between ..... Com. of Va

Plaintiff, and ..... E. Lovick Carpenter

Defendant, and this he shall in no wise omit, under penalty of £100. And have then there this writ.

Witness, F. W. RICHARDSON, Clerk of our said Court, at the Court-house aforesaid, the 21

day of ..... Sept, 1935, and the 160 year of the Commonwealth.

..... F. W. Richardson, Clerk.

☞ ~~Court meets ..... Monday in ..... 193~~

Com

Nft.

M

Carpenter

To Oct. 10

1935

Executed Sept 25 – 1935 –
by summoning Jamer
Bridler
Effie Kirby Sheriff
by V. C Cockerill
Deputy Sheriff

FAIRFAX COUNTY, To-wit:

Commonwealth of Virginia

To the Sheriff of Fairfax County,— *Greeting:*

You are hereby commanded to summon Allen H. Knight, Henry Magaw, U. G. Cockrill, W. Walker, Archie Summers, Clarence Lee, P. K. Nalley, Melvin Andrews (not here), W. A. Andrews

to appear before our CIRCUIT COURT of Fairfax County, at the Court-house of said County, on the 10th. day of Oct. ~~June~~, 1935, to wit: Thursday at 10 o'clock, A. M., to testify and the truth to speak on behalf of the Com., in a certain matter of controversy depending and undetermined in said Court between

Com. of Va.

Plaintiff, and Mary Lucy Carpenter & F. Louis Carpenter

Defendant, and this ~~Writ~~ shall in no wise omit, under penalty of £100. ~~And~~ have then there this writ.

Witness, F. W. RICHARDSON, Clerk of our said Court, at the Court-house aforesaid, the 17 day of Sept., 1935, and the 160 year of the Commonwealth.

F. W. Richardson, Clerk.

~~Court meets Monday in ....., 193~~

Com of Va

vs

Mary Louise Carpenter
and L. Louise Carpenter

To

Thursday Oct 10
1935

all persons named
within summoned
in person

E P Kirby Sheriff
by W B Cockrell
Deputy Sheriff

2 25
1 00
3 25

10
1 50
3 50
12 ad

FAIRFAX COUNTY, To-wit:

Commonwealth of Virginia

To the Sheriff of ~~Fairfax~~ County,—*Greeting:*

You are hereby commanded to summon C. N. Gould
R. 1. Winston. Va

to appear before our CIRCUIT COURT of Fairfax County, at the Court-house of said County, on the 10
day of Oct. ~~Term~~, 1935, to wit: Thursday
at 10 o'clock, A. M., to testify and the truth to speak on behalf of the Deft.
in a certain matter of controversy depending and undetermined in said Court between Com. of Va.

Plaintiff, and Sheriff Campbell

Defendant, and this ~~She~~ shall in no wise omit, under penalty of £100. And have then there this writ.

Witness, F. W. RICHARDSON, Clerk of our said Court, at the Court-house aforesaid, the 21
day of Sept., 1935, and the 160 year of the Commonwealth.

F. W. Richardson, Clerk.

☞ Court meets ~~Monday in~~ , 193

Executed in Culpeper Co Va
this 25 day Sept 1935 by
Deliving a true copy of
the with in sommons to
Charley Yowell in person

Dept For J J Nash Sherrif

Ed Payne

FAIRFAX COUNTY, To-wit:

Commonwealth of Virginia

To the Sheriff of Fairfax County,—*Greeting:*

You are hereby commanded to summon Dan Simms (Herndon)

+ Robert Hamm (Herndon)

to appear before our CIRCUIT COURT of Fairfax County, at the Court-house of said County, on the 10th.

day of Oct Term, 193 5, to-wit: Thursday

at 10 o'clock, A. M., to testify and the truth to speak on behalf of the Def't

in a certain matter of controversy depending and undetermined in said Court between

Com. of Va

Plaintiff, and Lorine Livingston

Defendant, and this ... shall in no wise omit, under penalty of £100. And have then there this writ.

Witness, F. W. RICHARDSON, Clerk of our said Court, at the Court house aforesaid, the 27

day of Sept., 193 5, and the 160 year of the Commonwealth.

F. W. Richardson, Clerk.

☞ Court meets ... Monday in ... 193

Com. of Va.

vs.

L. Louise Carpenter

to

Thursday,
October 10th, 1935
Executed Oct 1 - 1935
by summonsing
Robert Harris and
Dan Simms

Effie P. Kirby Sheriff
by C. C. Corkerell
Deputy Sheriff

FAIRFAX COUNTY, To-wit:

Commonwealth of Virginia

To the Sheriff of Fairfax County,—*Greeting:*

You are hereby commanded to summon A. J. Shirley (Herndon) W. W. McKinney (Herndon) Catherine Holtzclaw (Herndon) Raymond Holtzclaw (Herndon) Edward Newman, Herndon and John W. Coe (Rest) Herndon. Clarence Newman (Rest) Herndon. Wm. Newman Herndon.

to appear before our CIRCUIT COURT of Fairfax County, at the Court-house of said County, on the 10

day of October Term, 1935, to wit: Thursday

at 10 o'clock, A. M., to testify and the truth to speak on behalf of the Defendant

in a certain matter of controversy depending and undetermined in said Court between

Town of Va.

Plaintiff, and

L. Louie Carpenter

Defendant, and this they shall in no wise omit, under penalty of £100. And have then there this writ.

Witness, F. W. RICHARDSON, Clerk of our said Court, at the Court-house aforesaid, the 19

day of Sept., 1935, and the 160th year of the Commonwealth.

F. W. Richardson, Clerk.

☞ ~~Court meets Monday in~~ ~~, 193~~

To Thursday,
October 10,
1935

Com of Va.
v.

L. Louise Carpenter
Dft.

all persons named
within summoned
in person
E. F. Kirby Sheriff
by D. C. Cockerill
Deputy Sheriff

FAIRFAX COUNTY, To-wit:

Commonwealth of Virginia

To the Sheriff of Fairfax County,—*Greeting:*

You are hereby commanded to summon D. R. McGlincey and Mrs. Jennie McGlincey

to appear before our CIRCUIT COURT of Fairfax County, at the Court-house of said County, on the 10th day of October ~~Term~~, 1935, to wit: Thursday, Oct. 10, 1935 at 10 o'clock, A. M., to testify and the truth to speak on behalf of the Commonwealth in a certain matter of controversy depending and undetermined in said Court between

Com. of Virginia

Plaintiff, and Mary Lucy Carpenter

Defendant, and this they shall in no wise omit, under penalty of £100. And have then there this writ.

Witness, E. W. RICHARDSON, Clerk of our said Court, at the Court-house aforesaid, the 23rd day of September, 1935, and the 160th year of the Commonwealth.

E. W. Richardson, Clerk.

~~Court meets Monday in , 193~~

FAIRFAX COUNTY, To-wit:

Commonwealth of Virginia

To the Sheriff of Fairfax County,—*Greeting:*

You are hereby commanded to summon D. R. McGlincey and Mrs. Jennie McGlincey

to appear before our CIRCUIT COURT of Fairfax County, at the Court-house of said County, on the 10th day of October ~~Term~~, 1935, to wit: Thursday, Oct. 10, 1935 at 10 o'clock, A. M., to testify and the truth to speak on behalf of the Commonwealth in a certain matter of controversy depending and undetermined in said Court between

Com. of Virginia

Plaintiff, and Mary Lucy Carpenter

Defendant, and this they shall in no wise omit, under penalty of £100. And have then there this writ.

Witness, F. W. RICHARDSON, Clerk of our said Court, at the Court-house aforesaid, the 23rd day of September, 1935, and the 160th year of the Commonwealth.

F. W. Richardson, Clerk.

~~Court meets Monday in , 193~~

Com. of Va.

vs.

Mary Lucy Carpenter

to

Thursday,
October 10th, 1935

executed by serving
a summons in
writing upon
G. R. McGlincy
and Mrs Jennie McGlincy
in person

E P Kirby Sheriff
G. C. Carkendall
Deputy Sheriff

FAIRFAX COUNTY, To-wit:

Commonwealth of Virginia

To the Sheriff of Fairfax County,—*Greeting:*

You are hereby commanded to summon Melvin Andrews (Not found)

to appear before our CIRCUIT COURT of Fairfax County, at the Court-house of said County, on the 10th day of Oct ~~Term~~, 1935, to wit: Thursday at 10 o'clock, A. M., to testify and the truth to speak on behalf of the Com. in a certain matter of controversy depending and undetermined in said Court between Com of Va.

Plaintiff, and Mary Lucy Carpenter & L Louise Carpenter

Defendant, and this lie shall in no wise omit, under penalty of £100. And have then there this writ.

Witness, F. W. RICHARDSON, Clerk of our said Court, at the Court-house aforesaid, the 17 day of Oct, 1935, and the 160 year of the Commonwealth.

F. W. Richardson, Clerk.

☞ Court ~~meets~~ Monday in , 193

not found in
Fairfax Co
E. F. Kirby Sheriff
by C. B. Barksdale
Deputy Sheriff

IN THE CIRCUIT COURT OF FAIRFAX COUNTY, VIRGINIA

COMMONWEALTH OF VIRGINIA) Upon an INDICTMENT of the Grand
:)
versus)
: Jury for felonious arson.
L. LOUISE CARPENTER)

This day came the Commonwealth, by its Attorney, and the said L. Louise Carpenter in person and by counsel, and,by agreement of the Attorney for the Commonwealth and counsel for the accused, this case, which had, by order entered herein on the 25th day of November, 1935, is now set down for hearing forthwith, and thereupon counsel for the accused filed his demurrer in writing to the indictment returned herein by the grand jury on the 24th day of May, 1935, which demurrer was argued by counsel, and the Court having considered of its judgment thereon, doth sustain the said demurrer and doth now quash the said indictment, being of the opinion that the same does not charge a crime under the provisions of the Statutes of Virginia defining the crime of arson.

And thereupon the said L. Louise Carpenter is discharged from custody and the recognizance of bail heretofore executed by her, with A. T. Shirley as her surety, is now discharged of record.

11/26/35

IN THE CIRCUIT COURT OF THE
COUNTY OF FAIRFAX, VIRGINIA

----oOo----

COMMONWEALTH OF VIRGINIA

versus

L.LOUISE CARPENTER

Upon an INDICTMENT of the Grand Jury for felonious arson.

ORDER SUSTAINING DEMURRER AND QUASHING INDICTMENT.

Enter:

Entered in 1935 Common Law Order Book, page 178.

11/25/35
11/26/35

FAIRFAX COUNTY, To-wit:

Commonwealth of Virginia

To the Sheriff of Fairfax County,—*Greeting:*

You are hereby commanded to summon .....

Arthur J. Patton

to appear before our CIRCUIT COURT of Fairfax County, at the Court-house of said County, on the 25th day of November, ~~Term,~~ 193 5, to wit: Monday at 10 o'clock, A. M., to testify and the truth to speak on behalf of the Commonwealth in a certain matter of controversy depending and undetermined in said Court between .....

Com. of Va.

Plaintiff, and L. Louise Carpenter

Defendant, and this he shall in no wise omit, under penalty of £100. And have then there this writ.

Witness, F. W. RICHARDSON, Clerk of our said Court, at the Court house aforesaid, the 25th day of November, 193 5, and the 160th year of the Commonwealth.

F. W. Richardson, Clerk.

~~☞ Court meets Monday is~~ 193 By John M. Whaller, Deputy Clerk

Com. of Va.
vs.
L. Louise Carpenter

Subpoena for
Arthur J. Patton
to
Nov. 25, 1935.

Executed this 25th day
of Nov. by serving a
true copy of the within
summons on Arthur J
Patton in person.

E. S. Kirby
by H. T. Fragan D.Sh.

Commonwealth of Virginia, County of Fairfax, To-wit:

To the Sheriff of the Town of Herndon,--Greeting:

WHEREAS, Complaint has been made on oath to me, Allen H. Wirtz.

a ~~Justice of the Peace~~ Mayor, for the ~~County~~ Town aforesaid, on the information of V. C. Corseville & Samuel Steiner Deputy State Fire Marshall

that on the 27th day of April, 1935, in the County aforesaid,

That L. Louise Carpenter is charged with arson and an attempt to defraud an insurance Company

These are therefore in the name of the Commonwealth, to command you forthwith to apprehend and bring before ~~me, the Mayor of the Town of Herndon, or some other Justice of said County,~~ the Judge of the Circuit Court of Fairfax County the body of said L. Louise Carpenter, at Fairfax, on the 1st day of May Circuit Court, 1935, at 10 o'clock A. M., to answer the said complaint, and to be further dealt with according to law. And you are also directed to summon Walter Parr, C. L. Lee, Wm. Andrews, Arch Hummer, V. C. Corseville as witnesses.

Given under my hand and seal this 27th day of April, 1935.

Allen H. Wirtz, ~~J. P.~~ [L. S.]
Mayor

FAIRFAX COUNTY, To-wit:

Commonwealth of Virginia City Sergeant of Richmond Va

To the ~~Sheriff of Fairfax County,~~ — *Greeting:*

You are hereby commanded to summon Samuel Stamper

Deputy Fire Marshall Richmond. Va.

to appear before our CIRCUIT COURT of Fairfax County, at the Court-house of said County, on the 25th.

day of November, 1935, to-wit: Monday

at 10 o'clock, A. M., to testify and the truth to speak on behalf of the Commonwealth

in a certain matter of controversy depending and undetermined in said Court between

Com. of Va.

Plaintiff, and Mary Louise Mary Lucy Carpenter

Defendant, and this ~~he~~ you shall in no wise omit, under penalty of £100. And have then there this writ.

Witness, F. W. RICHARDSON, Clerk of our said Court, at the Court house aforesaid, the 14th.

day of Nov., 1935, and the 160 year of the Commonwealth.

F. W. Richardson, Clerk.

~~Court meets Monday in , 193~~

Executed in the City of Richmond, Virginia, November 15, 1935 by delivering a copy of the within Summons to Samuel Steiner, Deputy Fire Marshall.

JOHN G SAUNDERS, City Sergeant

by Raschmann
Dep. Ser.

Com. V. Va.
vs.
Com.
Capias

To Monday,
Nov. 25,
1935

Quashed

Commonwealth of Virginia,

County of Fairfax, to-wit.

In the Circuit Court for said County.

The grand jurors of the Commonwealth of Virginia, in and for the body of the County of Fairfax, and now attending the said Court, at its May term, 1935, upon their oaths present that L. Louise Carpenter, in the said County, on, to-wit, the 27th day of April, 1935, about the hour of, to-wit, 1:30 o'clock A. M., in the night time of that day, did then and there feloniously counsel and procure one Mary Lucy Carpenter to then and there feloniously and maliciously set fire to, burn and destroy a certain dwelling house then and there situate, in the County and State aforesaid, the dwelling house house and property of her, the said L. Louise Carpenter, and that she, the said Mary Lucy Carpenter, having been so feloniously counselled and procured by her, the said L. Louise Carpenter, to so do, on the hour, day and year aforesaid, in the County aforesaid, did then and there feloniously and maliciously set fire to, burn and thereby destroy the aforesaid dwelling house of her, the said L. Louise Carpenter, no person being in said dwelling house at the time, she, the said Mary Lucy Carpenter, so counselled and procured to do so by the said L. Louise Carpenter, feloniously and maliciously set fire to, burned and destroyed said dwelling house, and that she, the said L. Louise Carpenter, did then and thereby feloniously and maliciously commit the crime of arson in said County against the peace and dignity of the Commonwealth.

Lodgen M. Faw.
Attorney for the Commonwealth.

Witnesses called by the Court,
sworn, and sent to testify
before the grand jury.

Henry Magarity.
V. C. Cockerille.

Teste: This 20th day of May, 1935.
John M. Whalen Deputy Clerk
of said Court.

Quashed

In the Circuit Court for
Fairfax County, Virginia.

Commonwealth

vs.

L. Louise Carpenter.

Indictment for
felonious arson.

May term, 1935.

True Bill

Ralph C. Ennis
Foreman

Commonwealth of Virginia,

County of Fairfax, to-wit.

In the Circuit Court for said County.

The grand jurors of the Commonwealth of Virginia, in and for the body of the County of Fairfax, and now attending the said Court, at its May term, 1935, upon their oaths present that L. Louise Carpenter, in the said County, on, to-wit, the 27th day of April, 1935, about the hour of, to-wit, 1:30 o'clock A. M., in the night time of that day, did then and there feloniously counsel and procure one Mary Lucy Carpenter to then and there feloniously and maliciously set fire to, burn and destroy a certain dwelling house then and there situate, in the County and State aforesaid, the dwelling house and property of her, the said L. Louise Carpenter, and that she, the said Mary Lucy Carpenter, having been so feloniously counselled and procured by her, the said L. Louise Carpenter, to do so, on the hour, day and year aforesaid, in the County aforesaid, did then and there feloniously and maliciously set fire to, burn and thereby destroy the aforesaid dwelling house of her, the said L. Louise Carpenter, no person being in said dwelling house at the time, she, the said Mary Lucy Carpenter, so counselled and procured to do so by the said L. Louise Carpenter, feloniously and maliciously set fire to, burned and destroyed said dwelling house and that she, the said L. Louise Carpenter, did then and thereby feloniously and maliciously commit the crime of arson in said County, against the peace and dignity of the Commonwealth.

Lindsay M. Farr
Attorney for the Commonwealth.

Witnesses called by the Court,
sworn, and sent to testify
before the grand jury.

Henry Magarity.
V. C. Cockerille.
Walter Farr
Archie Hummer

Teste: This 24th day of May, 1935.

John M. McLaren, Deputy Clerk
of said Court.

Commonwealth of Virginia,

County of Fairfax, to-wit.

In the Circuit Court for said County.

The grand jurors of the Commonwealth of Virginia, in and for the body of the County of Fairfax, and now attending the said Court at its May term, 1935, upon their oaths present that L. Louise Carpenter, on, to-wit, the 27th day of April, 1935, in the said County, did feloniously and maliciously counsel and procure one Mary Lucy Carpenter to wilfully burn a certain dwelling house of her, the said L. Louise Carpenter, there situate, which said dwelling house at the time, she, the said L. Louise Carpenter, had caused to be insured against loss or damage by fire, with intent to feloniously injure the insurer of said dwelling house; and that she, the said Mary Lucy Carpenter, having been so feloniously and maliciously counselled and procured to set fire to and burn and cause to be burned the aforesaid dwelling house, by her, the said L. Louise Carpenter, did then and there, in the County and State aforesaid, on the day and year aforesaid, in the night time of that day, at, to-wit, 1:30 o'clock A. M., then and there feloniously, maliciously and wilfully set fire to, and cause to be burned and destroyed the aforesaid dwelling house, which at the time of such felonious destruction at the instance and request of her, the said L. Louise Carpenter, was then and there insured against loss or damage by fire, with intent on the part of her, the said L. Louise Carpenter, to thereby feloniously and maliciously injure the insurer of said dwelling house, against the peace and dignity of the Commonwealth.

Wolfgang M. Faye.
Attorney for the Commonwealth.

Witnesses called by the Court,
sworn, and sent to testify
before the grand jury.

Henry Magarity.
V. C. Cockerille.
Walter Faye
Archie Hummer

Teste: This 24th day of May, 1935.

John M. Whalen, Deputy Clerk
of said Court.

In the Circuit Court for
Fairfax County, Va.

Commonwealth

vs.

L. Louise Carpenter.

Indictment for feloniously procuring destruction of dwelling house with intent to injure insurer.

May term, 1935.

Yes True Bill

Alexander L. Keith
Foreman

We, the Jury, find the defendant not guilty.

Alexander L. Keith
Foreman

Quashed

Commonwealth of Virginia,

County of Fairfax, to-wit.

In the Circuit Court for said County.

The grand jurors of the Commonwealth of Virginia, in and for the body of the County of Fairfax, and now attending the said Court at its May term, 1935, upon their oaths present that L. Louise Carpenter, on, to-wit, the 27th day of April, 1935, in the said County, did feloniously and maliciously counsel and procure one Mary Lucy Carpenter to wilfully burn a certain dwelling house of her, the said L. Louise Carpenter, there situate, which said dwelling house at the time, she, the said L. Louise Carpenter, had caused to be insured against loss or damage by fire, with intent to feloniously injure the insurer of said dwelling house; and that she, the said Mary Lucy Carpenter, having been so feloniously and maliciously counselled and procured to set fire to and burn and cause to be burned the aforesaid dwelling house, by her, the said L. Louise Carpenter, did then and there, in the County and State aforesaid, on the day and year aforesaid, in the night time of that day, at, to-wit, 1:30 o'clock A. M., then and there feloniously, maliciously and wilfully set fire to, and cause to be burned and destroyed the aforesaid dwelling house, which at the time of such felonious destruction at the instance and request of her, the said L. Louise Carpenter, was then and there insured against loss or damage by fire, with intent on the part of her, the said L. Louise Carpenter, to thereby feloniously and maliciously injure the insurer of said dwelling house, against the peace and dignity of the Commonwealth.

Watson M. Tavenner.
Attorney for the Commonwealth.

Witnesses called by the Court,
sworn, and sent to testify
before the grand jury.

Henry Magarity.
V. C. Cockerille.

Teste: This 20th day of May, 1935.
John M. Whalen, Deputy Clerk
of said Court.

Quashed

In the Circuit Court for
Fairfax County, Va.

Commonwealth

vs.

L. Louise Carpenter.

Indictment for feloniously procuring destruction of dwelling house with intent to injure insurer.

May term, 1935.

True Bill

Ralph C. Ennis

Foreman

4871

Commonwealth of Virginia)
: UPON and INDICTMENT of the Grand Jury for felon-
vs.) iously procuring destruction of dwelling house
: with intent to injure insurer
L. LOUISE CARPENTER)

1935, May Term: -

Witnesses recognized $100.00 each.

Nov. 25, 1935. - Tried by jury and found not guilty.
(See file of Commonwealth vs. Mary Lucy Carpenter)

4871

November 13, 1935

Judge Walter T. McCarthy,

Clarendon, Virginia

Dear Judge:

I could not learn anything definite from Wilson Farr or Hugh Marsh regarding the cases of the Commonwealth of Virginia vs. Carpenter, so I telephoned Mr. E. H. DeJarnette, Jr., and he states that you set the case for trial on Monday, November 25, 1935, and that he will be here at that time. He also stated that the witnesses were recognized for their appearance on that date.

COPY

Three of the Jury Commissioners met here on yesterday and added the names of twelve (12) colored persons to the jury list, to replace twelve stricken therefrom because deceased, exempt from service, or disqualified.

I think we will have the minutes all ready for your signature by Friday afternoon if you desire to come up here at that time and sign them.

With kind regards, I am,

Sincerely yours,

Com. Vs Carpenter 10/10/35 - Continued

1 J Preston Rogers
2 Perry F Compston
3 Marvin Parsons
4 J.E. Green
5 Chas N. Hayden
6 John H Ruff
7 Walter Mercer
8 A L. Haight
9 J M Patterson
10 John W. Berry
11 W.S. Leeds
12 Louis E. Barbee
13 ~~R.A. Logan~~ Compston Davis
14 E.S. Castells
15 H.E. Brown
16 J.M. Carroll
17 James E. Mackell
18 Robert Stiner
19 R.E. Anders
20 Alvin Birch

Com Vs Carpenter

Jury Sworn at 12:22 P.M.

1 ~~T. Y. Cannaday~~
2 ~~Holmes Stroud~~
3 J. W. Helms
4 D. B. Minnick
5 ~~Malcolm Matheson~~
6 ~~Jethro Dove~~
7 Alton A Hampton
8 J. A. Dyer
9 Herbert W. Walker
10 ~~J. D. Hunnicutt~~
11 ~~Howard Dove~~
12 ~~Fred H. Leigh~~
13 ~~Benj F Merritt~~
14 P. R. Muttendoff
15 J W. Biggers
16 Norman Crouch
17 J. E. Harrison
18 Thos. P. Harris (Colored)
19 Wm H Randall (Colored)
20 Guss Burke (Colored)

No. 1

The defendant moves to quash the venire facias or the panel on the ground that the jury was improperly selected and selected from an improper jury list. on the ground that there are only 12 Colored people or negroes, and no women on the jury list of 300 from which the jury is drawn, although the defendant is a negro woman, and ~~and~~ on the ground that the negro population of Fairfax county is at least one fifth (1/5) of the entire population of said county, and 1/5 of the population of the district in which the defendant resides and the crime is charged to have been committed and 1/2 the of the population are women, and there are practically no negroes and no women on the list of jurors in the jury Box from which this panel is drawn being only 4 percent of negroes and no women on the jury list although the jury list is required to be taken from each district by Sec. 5988. Va. Code in accordance with percentage of population, and negroes and women have been for years systematically excluded from having their names in any or

any fair representation in the Jury Box;
The strikes allowed by law being
sufficient to, as a general rule,
purge the Jury of all women and
usually all negroes. women and negroes being discriminated against because they are women and Negroes.

L. Lanier Carpenter
by. E. H. DeJarnette Jr.

Commonwealth of
Virginia.

vs:

L. Lavinia Carpenter

Motion to Quash
and Discharge
Panel of Jurors.

Commwealth of Virginia

v.

L. L. Carpenter

The defendant comes and says that the indictment charged against her is insufficient in law - and for grounds of demurrer says that the defendant had a legal right to burn her own dwelling house in the day or night with or without malice and the charge of malice cannot make a legal action a crime.

L. L. Carpenter by

E. A. DeJarnette

Comm of Va.

v.

L. L. Carpenter.

The defendant excepts to the over ruling of the motion to quash the panel on the grounds fully set forth in said motion, and on the ground that she is deprived of her rights under the 14th amendment to the Constitution of the United States, and denied the right to be tried by members of her own race because she is a negro and deprived of the equal protection of the laws and by members of her own sex, women being now qualified voters under the law of Va. and otherwise entitled to act as jurors. defendant being a woman in distress with a large family of small children, other women similarly situated could better appreciate her condition than men.

L. L. Carpenter

by Edwards

Comm of Va.

v.

L. L. Carpenter

exceptions

no 1,

Filed 11/25/35

11/25/35

The Court's charge to the jury is as follows.

If they find the prisoner, Mary Lucy Carpenter, guilty of wilfully setting fire to and thereby causing to be burned and destroyed the dwelling house of L. Louise Carpenter, and that at the time the said dwelling house was insured against loss or damage by fire, with intent to injure the insurer, and if they find the prisoner, L. Louise Carpenter, guilty of having maliciously counselled and procured the said Mary Lucy Carpenter, to wilfully set fire to and cause to be burned the dwelling house of her, the said L. Louise Carpenter, and that at the time the said L. Louise Carpenter had caused said dwelling house to be insured against loss or damage by fire, with intent on the part of her, the said L. Louise Carpenter, to thereby injure the insurer as charged in the indictments, they shall fix their punishment by confinement in the penitentiary not less than two nor more than ten years.

If they find them not guilty, they shall say so and no more.