

1928-015 Chancery Causes. Indiana Jones & al VS Hattie May Jones

497

Dsl of Wright County

other surnames: Smith,
Fulgham, Briggs, Ensley,
Shields, Williams, Chapman,
Gay.

VIRGINIA: IN THE CIRCUIT COURT OF THE COUNTY OF ISLE OF WIGHT.

Indiana Jones, Susan Smith,
Carrie Fulgham, Anderson
Jones, Eunice Briggs, Sallie
Jane Ensley, Idolia Jones,
Indiana Shields, Nora Jones
and Virginia Williams,

v) Chancery. 497

Hattie May Jones.

Issue summons for the defendant to answer the complainants a
bill in chancery, to be filed against her, in the Circuit Court
of the County of Isle of Wight, in the State of Virginia, at the
rules to be holden on the third Monday in February, 1927, directed
to the Sheriff of the County of Nansemond, in the State of Virgin-
ia, and send same to the undersigned:

Johnson and Stephens p.q.

To the Clerk of the Circuit Court of the County
of Isle of Wight, in the State of Virginia.

Virginia: Circuit Court
of Isle of Wight County.

Indiana Jones, et als.

v) Chancery. 497

Hattie May Jones.

Memorandum.

Filed Jan. 21-27.

Teste, N. W. Edwards; et al.

Dep. for N. S. 150

Process issued & sent
to pith atty 1/21/27.

LAW OFFICES
JOHNSON AND STEPHENS
SMITHFIELD, VIRGINIA

VIRGINIA: IN THE CIRCUIT COURT OF THE COUNTY OF ISLE OF WIGHT.

Indiana Jones, Susan Smith, who was Jones,
Carrie Fulgham, who was Jones, Anderson
Jones, Eunice Briggs, who was Jones, Sally
Jane Ensley, who was Jones, Idolia Jones,
Indiana Shields, who was Jones, Nora Jones,
and Virgie Williams, who was Jones.

v) Chandery. 497

Hattie May Jones,

This day came the complainants in this case, by their attorneys, and stated that determination and settlement of the matters and things for which this suit has been brought has been effected; and that complainants do not, further, claim or demand any part or portion of the property mentioned in their bill of complaint.

And nothing further appearing to be done in this cause it is adjudged, ordered and decreed that the same be dismissed from the docket.

Virginia: Circuit Court of
the County of Isle of Wight.

Indiana Jones et als

v) Chancery. 497

Hattie May Jones.

we consent to the entry of this
decree.

John M. Stephens
Attorney for the complain'ts

E. H. Williams
Attorney for the defendants

1428

Apr. 3-11

Enter this

Book

C.O.B. 8-439

4
1.40
0.10
1.30

Commonwealth of Virginia,

Hammond
To the Sheriff of ~~Isle of Wight~~ County—Greeting:

WE COMMAND YOU, That you summon Hattie May Jones,

(at C. W. Salem)

to appear at the Clerk's Office of the Circuit Court of the County of Isle of Wight at the rules
to be holden for the said Court on the Third Monday in February, 1927,
to answer a bill in chancery, exhibited against her
in our said Court by Indiana Jones et als.,

And have then and there this writ.

Witness, R. A. EDWARDS, Clerk of our said Court, at the Courthouse, this 21st
day of January, 1927, and in the 151st. year of the
Commonwealth.

R. A. Edwards Clerk.

Johnson & Stephens, Attys. for Ptf's.

Indianã Jones

vs. }

CHANCERY NO. 497

Hattie May Jones

ORIGINAL SUBPOENA

Virginia, Clerk's office of the Circuit
Court of the County of Isle of Wight.

....., 19.....
Returned, entered and filed.

Teste:

.....Clerk

To 2nd Feb - Rules

1927
J. Huron & Stephens p. q.

Executed on the 10th day of Feb
1927, within the County of Nansemond, State
of Virginia, by delivering a true copy of the with-
in summons notice, in writing, to Hattie
May Jones in person,
J. B. Pawler
Sheriff of Nansemond County

By Deputy Sheriff of Nansemond County

KNOW ALL MEN BY THESE PRESENTS, that I, Indiana Jones, of the County of Isle of Wight, State of Virginia, the complainant in the herein-after styled cause, do, hereby, give notice of lis pendens, by this memorandum, filed in the Clerk's Office of the Circuit Court of the County of Isle of Wight, State of Virginia, on the 21st day of January, 1927, which sets forth as follows: That there is now pending in the Circuit Court of the County of Isle of Wight, State of Virginia, a certain cause, the title of which is Indiana Jones and others against Hattie May Jones. The general object of said suit is to set aside as fraudulent and void a certain deed made by the M. R. Jones to Hattie May Jones, bearing date the 1st. day of November, 1926, and entered of record in the Clerk's Office of the said County of Isle of Wight as of the 15th. day of December, 1926, in Deed Book 99, page 12, and to subject the property therein mentioned to the rights of the complainants in said suit as widow and heirs at law of the said M. R. Jones. The description of the said property is as follows:

That certain lot, piece or parcel of land situate, lying and being in the County of Isle of Wight, State of Virginia, beginning at an oak near the intersection of the County Road leading from Woodland Church with the road leading from Carroll's Bridge, and runs along the road towards Carroll's Bridge as follows: N. 19 degrees W. 2 chains, thence N. 26 W. 10 chains; thence N. 50 W. 3.15 chains; to corner on Mrs. Garner, thence along the line of Mrs. Garner S. 45 W. 3 chains to a gum tree, S. 41 W. 9 chains to a pine tree, thence S. 41 W. 6.10 chains to oak, thence S. 65 E. 19.9 chains along a line of marked trees to the said road leading from Woodland Church, thence along said road N. 9 E. 5 chains, thence N. 14 E 4.15 to starting point, it being the same land conveyed to the said M. R. Jones by B. F. Gay and wife, by deed of record in said Clerk's Office, reference to which is hereby invited.

Witness my hand this 17th day of January, 1927.

Witness:

Eunice Briggs

State of Virginia,

County of Isle of Wight, to-wit:

I, S. T. Holland, a Notary Public for the County of Isle of Wight, State of Virginia, do hereby certify that Indiana Jones,

Indiana Jones
Mann

whose name is signed to the foregoing memorandum of lis pendens,
has this day personally appeared before me and acknowledged the same,
in my said County.

Given under my hand this 17th day of January, 1927.

My Commission Expires Nov. 5, 1927

S. J. Williams, Notary Public.

I, R. A. Edwards, Clerk of the Circuit Court of the County of Isle
of Wight, Va. pursuant to section 6469, of the Code of Virginia,
do hereby authenticate the foregoing memorandum of Lis Pendens
and I do hereby certify that on the 21st day of January, 1927,
suit was instituted and is now pending by Indianna Jones et als
against Hattie May Jones in the aforesaid Court whose title,
general object, amount of claim asserted, description of
property, as well as the names of the persons whose property
is intended to be affected, or as set forth in this memorandum.

Teste,

R. A. Edwards Clerk

VIRGINIA: Clerk's office of the Circuit Court of the County of
Isle of Wight Janv 21, 1927, at 11 o'clock A.M.
Lis Pendens
this ~~was~~ was received and with the certificate annexed, admitted
to record.

Teste R. A. Edwards Clerk.

By E. Ray Miles
D.C.

Indiana Jones

447

Les Pendens

Book 99

Page 36.

Chg Antio & Medding.

VIRGINIA: IN THE CIRCUIT COURT OF THE COUNTY OF ISLE OF WIGHT.

Indiana Jones: Susan Smith, who was Jones:
Carrie Fulgham, who was Jones: Anderson
Jones: Eunice Briggs, who was Jones: Sally
Jane Ensley, who was Jones: Idolia Jones:
Indiana Shields, who was Jones: Nora Jones:
and Virginia Williams, who was Jones:

v) Chancery. _____

Hattie May Jones:

TO HONORABLE BENJAMIN DEY WHITE,

JUDGE OF THE CIRCUIT COURT OF THE COUNTY OF ISLE OF
WIGHT, VIRGINIA:

Your complainants, Indiana Jones: Susan Smith, who was Jones; Carrie Fulgham, who was Jones; Anderson Jones; Eunice Briggs, who was Jones; Sally Jane Ensley, who was Jones; Idolia Jones; Indiana Shields, who was Jones; Nora Jones; and Virginia Williams, who was Jones; the said Indiana Jones being the widow of M. R. Jones, sometimes called Mathias Jones or Matthew Jones, and the other complainants herein named being the children of the said M. R. Jones by said Indiana Jones, humbly complaining, show to the Court:

1. That the said Indiana Jones, who was Indiana Chapman, was married to the said M. R. Jones, sometimes called, etc., in the State of North Carolina, some thirty seven years ago, or more; that they lived together, in the State of North Carolina, as man and wife, for several years; that they then came to Virginia and resided near Chuckatuck for several years; that they then moved to the premises in this bill of complaint specifically mentioned, which is the property conveyed to the said M. R. Jones, by B. P. Gay and wife, about four miles from the Courthouse of Isle of Wight County, where she, the said Indiana M. Jones resided with the said M. R. Jones, as his wife, until about two years before his death, which occurred in the latter part of the year 1926, when he drove her away from home and threatened her with violence if she ever returned, and with death

should she complain to the authorities against him.

2. That the other complainants herein mentioned are the children of the said M. R. Jones sometimes called, etc., and the said Indiana M. Jones, and have been, at all times, by both of them, recognized as such.

3. That your complainants are informed that after the said M. R. Jones drove the said Indiana Jones away from home, as aforesaid, he obtained a license from the Clerk's Office of the County of Nansemond, in the State of Virginia, to marry Hattie May Jones, the defendant herein named, and did marry her or attempt to do so.

4. That at the time the said M. R. Jones, sometimes called, etc. drove the said Indiana Jones away from home he owned a tract of land, in the County of Isle of Wight, about four miles from the county seat, and near Woodland Church, which was conveyed to him by B. P. Gay and wife, and in which the said Indiana Jones now has a dower right and the said children are the owners as heirs at law of the said M. R. Jones, sometimes called, etc.

5. That by his deed bearing date the 1st. day of November, 1926, the said M. R. Jones, sometimes called, etc. executed a deed, which purports to convey to the said Hattie May Jones, the defendant herein named, the property conveyed to him by the said B. P. Gay and wife, which conveyance is in fraud of the rights of the complainants and is without consideration, and is void, and should be set aside.

6. In tender consideration whereof, and forasmuch as your complainants are without remedy in the premises, save in a court of equity, where matters of this kind are alone and properly cognizable, they pray that the said Hattie May Jones may be made a party defendant to this bill and required to answer the same, though not under oath, oath to such answer being hereby waived; that proper process issue; that the deed aforesaid, from the said M. R. Jones, sometimes called, etc., to the said Hattie May Jones, be declared to be fraudulent and void because without consideration and because of fraud on their rights, and set aside; that all proper or-

ders and decrees may be entered and inquiries directed; and, that your complainants may have such further, other and general relief as the nature of their case may require, or to equity shall seem meet.

And your complainants will ever pray, etc.

Notice is hereby given that the court will be asked to allow counsel for the complainants a reasonable fee for prosecuting this suit on their behalf, to be a charge upon the property aforesaid.

Indiana Jones

Susan Smith

Carrie Fulgham

Auderson Jones

Eunice Briggs

Sally Jane Easley

Idolia Jones

Indiana Shields

Nora Jones and Virginia Williams

By counsel.

Johnson and Stephens

p. q.

Virginia: Circuit Court
of Isle of Wight County.

Indiana Jones, et als.

v) Chancery. 447

Hattie May Jones.

Bill in Chancery.

LAW OFFICES
JOHNSON AND STEPHENS
SMITHFIELD, VIRGINIA

The Linden Printing Company, Hartford, Connecticut