

1912-016
Nansemond Co (Suffolk)

Chancery Causes: Caroline Jones vs Silas Jones

Rodgers, Turner, Thomas

VIRGINIA:

In the Clerk's Office of the Circuit Court of the County of Nansemond.

Caroline Jones Pltff.)
vs.) In *Chancery*
Silas Jones Df't)

I hereby certify that on the *15th* day of *April*, 191*2*

I posted a copy of the order of publication entered herein, at the front door of the Courthouse of the County of Nansemond; that being on or before the next succeeding rule day after said order was entered.

Given under my hand this *15th* day of *April*, 191*2*

G. E. Bunting, Clerk,

By _____, Deputy Clerk.

State of Virginia,

In the Clerk's Office of the Circuit Court of Nansemond
County.

Caroline Jones.....Complainant.

vs. In Chancery.

Silas Jones.....Defendant.

This day S. E. Everett personally appeared before me,
George E. Bunting, Clerk of the Circuit Court of Nansemond
County, and made oath that Silas Jones, defendant in this
suit, is a non-resident of this state.

G. E. Bunting,

Clerk.

Apr. 15, 1912

AFFIDAVIT.

Caroline Jones

vs. In Chancery.

Silas Jones

State of Virginia,

In the Circuit Court of Nansemond County, to-wit:

In Vacation, April 3rd., 1912.

Caroline Jones.....Complainant.

vs. In Chancery.

Silas Jones.....Defendant.

The object of this suit is to obtain a divorce a
vinculo matrimonii for the complainant against the Defendant.
It appearing by affidavit that the said defendant, Silas
Jones, is a non-resident of this state, it is therefore ordered
that the said Silas Jones appear within fifteen days after due
publication of this notice in the Clerk's Office of our said
Court and do what is necessary to protect his interest.

.....*G. C. Bunting*.....
P

Clerk.

Apr. 13, 1912

ORDER OF PUBLICATION.

Caroline Jones

vs. In Chancery.

Silas Jones.

To the Clerk of the Circuit Court of Nansemond County, Virginia.

Caroline Jones.....Complainant.

vs. In Chancery.

Silas Jones.....Defendant.

Issue summons to Second Rules (Third Monday) in April,

1912.

Everett + Hutton

P.Q.

MEMORANDUM

Caroline Jones
vs. In Chancery.
Silas Jones

CHANCERY SUMMONS

THE COMMONWEALTH OF VIRGINIA,

TO THE SHERIFF OF NANSEMOND COUNTY—Greeting:

YOU ARE HEREBY COMMANDED TO SUMMON

Lilas Jones

to appear at the Clerk's Office of the Circuit Court of Nansemond County, at the Rules to be held for the said Court, on the *Third* Monday in *April*, 191*2*, to answer

Bill in Chancery, exhibited against

him

in the said Court by

Caroline Jones

and have then and there this summons.

WITNESS, G. E. BUNTING, Clerk of our said Court, at his office, this *3rd* day of *April*, 191*2*, in the 136th year of the Commonwealth.

A copy—Teste:

G. E. Bunting
A. L. Smitty

CLERK.

Teste:

G. E. Bunting
By A. L. Smitty

CLERK.

Everett & Sutton p. q.

A copy for
Leland Jones

vs. } In Chancery

1912

April Rules,
Thurs Monday.

NANSEMOND CIRCUIT COURT.

Process Book No. 3

Page 103

CHANCERY SUMMONS

THE COMMONWEALTH OF VIRGINIA,

TO THE SHERIFF OF NANSEMOND COUNTY—Greeting:

YOU ARE HEREBY COMMANDED TO SUMMON

Silas Jones

to appear at the Clerk's Office of the Circuit Court of Nansemond County, at the Rules to be held for the said Court, on the *Third* Monday in *April*, 191*2*, to answer

Bill in Chancery, exhibited against

him

in the said Court by

Caroline Jones

and have then and there this summons.

WITNESS, G. E. BUNTING, Clerk of our said Court, at his office, this *3rd* day of *April*, 191*2*, in the 13*6*th year of the Commonwealth.

A copy—Teste:

CLERK.

Teste:

CLERK.

G. E. Bunting
By A. L. Twitty, Jr.

Silas Jones not found
in Wadsworth's & Crumney
April 8 1912
AMBAKES
shuff

Everett & Sutton p. q.

Caroline Jones

vs.

In Chancery

Silas Jones

1912

April

Rules,

Third

Monday.

NANSEMOND CIRCUIT COURT.

Process Book No. 3

Page 103

STATE OF VIRGINIA,

In the Circuit Court of Nansemond County, to-wit:

In Vacation, April 3rd., 1912.

Caroline Jones.....Complainant.

vs. In Chancery.

Silas Jones.....Defendant.

The object of this suit is to obtain a divorce a vinculo matrimonii for the complainant against the defendant. It appearing by affidavit that the said defendant, Silas Jones, is a non-resident of this state, it is therefore ordered that the said Silas Jones appear within fifteen days after due publication of this notice in the Clerk's Office of our said court and do what is necessary to protect his interest.

Teste:

Geo. E. Bunting, Clark.

Everett & Hutton, p.q.

I, W. J. Kendrick, the editor and one of the proprietors of the Suffolk Herald, a newspaper printed in the City of Suffolk, in the County of Nansemond, do hereby certify that the foregoing order of publication was duly published in the said newspaper, for four successive weeks from and after the 19th. day of April, 1912.

W. J. Kendrick

Editor of the Suffolk Herald

Carloine Jones.....Complainant.

vs. In Chancery. Depositions.

Silas Jones.....Defendant.

Depositions of Mamie Rodgers, Henry Turner, Robert Rodgers and Blanche Thomas, Witnesses, taken before me, Bradford Hilby, a Commissioner in Chancery for the ^{Circuit Court of} County of Nansemond, in the State of Virginia, on the 21st. day of October, 1912, at Suffolk, in the aforesaid County and State between the hours of eleven o'clock and twelve o'clock, to be read in evidence in a suit in which Caroline Jones is Complainant and Silas Jones is defendant, pending in the Circuit Court for the County of Nansemond, in the State of Virginia.

Examination of witnesses: Present, Everett & Hutton, Counsel for Complainant.

Mamie Rodgers, being first duly sworn, deposeth and says in answer to interrogatories of complainant's attorneys as follows:

Question 1. Please state your name, age, place of residence and occupation.

Answer. My name is Mamie Rodgers. I am twenty-three years old and live at Beamon, Nansemond County, Virginia. I am a house-keeper.

Question 2. How long have you been living at Beamon.

Answer. Fourteen years.

Question 3. Do you know Caroline Jones and Silas Jones?

Answer I know both of them.

Question 4. Where did they live?

Answer. They lived at Beamon.

Question 5. How long did they live at Beamon?

Answer. They were living at Beamon when I went there.

Question 6. Were they married?

Answer. Yes, they were married.

Question 7. Are they living to-gether now?

Answer. No, they are not living to-gether.

Question 8. How long have they been living apart?

Answer. Since June, 1908.

Question 9. Where did they separate?

Answer They separated at Beamon, in Hennessy County, Virginia.

Question 10. Where do Silas and Caroline live now?

Answer. I do not know where Silas lives but Caroline's home is still at Beamon.

Question 11. You stated that they separated four years ago.

Which one left the other?

Answer. He left her and not only left her but left the community.

Question 12. Why did he leave her?

Answer. He didn't support her. He drank and got drunk and it was said that he ran after a woman by the name of Sue Epps. Anyhow, as soon as Sue Epps left, he left, too, and went where she was.

Question 13. Have they lived to-gether since?

Answer... No, they have been living apart ever since that time.

Question 14. Have you anything else to say?

Answer. Caroline was a good woman and a good worker and gave him no cause to leave her. He finally left her anyhow. He was running after a woman named Sue Epps and when she left he left and never returned. And further the said Dependent deposes not.

Manie Rodgers

Henry Turner, being first duly sworn, deposeseth and says in answer to the interrogatories of complainant's attorneys as follows:-

Q. Please state your name, age, residence and occupation.

A. My name is Henry Turner. I am sixty years old and live at Beamon, Virginia. I am a farmer.

Q. Do you know Caroline Jones and Silas Jones?

A. Yes.

Q. Were they married

A. Yes.

Q. Do they live to-gether now?

A. No, they do not live to-gether.

Q. Where did they last live to-gether?

A. At Beamon, Virginia.

Q. You have just stated that they did not live together. Which one left the other?

A. Silas Jones left Caroline Jones.

Q. When did he leave her?

A. He left her about the month of June, 1908.

Q. State whether he ever returned.

A. He returned once to Beamon, but he never lived with her again as far as I know.

Q. State whether or not she gave him cause to leave her so far as you know.

A. I only know that he would get drunk and beat her and finally left her. I could not say for what reason. Caroline Jones was a good woman and a high standing woman in the community. I have never heard anything against her.

And further this deponent saith not.

Henry ^{his} X Turner
wrote

Witness:

John H. Stinson

Robert Rodgers, being first duly sworn, deposeseth and says in answer to the interrogatories of the complainant's counsel as follows:

Q. Please state your name, age, residence and occupation.

A. My name is Robert Rodgers. I am thirty-nine years of age. I live at Beamon, Virginia, and am a farmer and preacher.

Q. Do you know Caroline and Silas Jones?

A. Yes, I know them both.

Q. How long have you known them?

A. Fifteen years.

Q. State whether Caroline and Silas are now living together.

A. They are not living together.

Q. Where do they live?

A. I do not know where Silas lives now, but Caroline's home is at Beamon.

Q. Where did they last live together?

A. Beamon.

Q. How long have they been living apart?

A. About four years.

Q. You have stated that they were living apart. Which left the other?

A. Silas Jones left Caroline Jones about four years ago and also left the community at the same time.

Q. State what you know as to his leaving her and the reason why he left.

A. He was subject to getting drunk and didn't support his wife or give her any help. He ran after a woman named Sue Epps. She left the community and then he left. When Caroline would ask him about it he would beat her.

Q. Has he been back since?

A. He came back once about three months after he left but staid at my house. He has never been with Caroline since. I have not

seen him since.

Q. What do you know of Caroline Jones as to her character etc.?

A. She is a good woman and has fine principles.

And further this deponent saith not.

Robert Rodgers

Blanche Thomas, being first duly sworn, deposeth and says in answer to the interrogatories of the complainant's counsel as follows:

Q. Please state your name, age, residence and occupation.

A. My name is Blanche Thomas. I am twenty-one years of age. I live at Beamon in Nansemond County and I do housework.

Q. Do you know Silas and Caroline Jones?

A. I do.

Q. How long have you known them?

A. About eleven years.

Q. State whether or not they are married so far as you know.

A. Yes, they have been living together and are married so far as I know.

Q. State whether or not they live together now.

A. They do not.

Q. State whether Silas Jones left her or whether she left Silas.

A. Silas left her about four years ago. It was in June, 1908.

Q. Do you know where Silas Jones lives now?

A. No. I do not.

Q. Do you know why he left her?

A. He was a drunkard and was mean to her. He ran after a woman

named Sue Epps. She left and Silas followed her.

Q. Where were they living at the time Silas left her?

A. They were living at Beamon, Virginia.

Q. What kind of a woman is Caroline Jones as far as you know?

A. She is a good, kind woman. She worked hard and had a good name in the community.

And further this deponent saith not.

Blanche Thamer

A certificate of marriage, duly attested by the Clerk of the Circuit Court of Nansemond County, is filed along with and as a part of this evidence and is marked exhibit "A".

State of Virginia,

County of Nansemond, to-wit:

I, Bradford Kilby, a Commissioner in Chancery for the *Circuit Court* of County of Nansemond in the State of Virginia, do hereby certify that the foregoing depositions were duly taken, reduced to writing, and signed by the witnesses, respectively, before me, at the place and at the time therein mentioned. In witness whereof I have hereunto set my hand ~~and affixed my official seal~~ in the office of S. E. Everett, at Suffolk, in the County and State aforesaid.

Bradford Kilby
Commissioner in Chancery.

Comm's. fee \$5.⁰⁰

Caroline Jones....., Complainant.

vs.

Silas Jones.....defendant.

This cause, in which the complainant appears to have proceeded in the mode prescribed by law against the non-resident defendant, Silas Jones, came on this day to be heard on the bill, depositions and exhibits taken on the 21st. day of October, 1912, before Bradford Kilby, a Commissioner in Chancery, and filed on behalf of the complainant as of said date, and was argued by counsel.

On consideration whereof and it appearing to the court that the said parties were lawfully married; that the said defendant has abandoned the said complainant; that a period of more than three years has now elapsed since the said abandonment; that the said Complainant has been domiciled in this state for more than ^{one} year next preceding the commencement of this suit; and that the said complainant and defendant last co-habited in the County of Nansemond, the court doth order, adjudge and decree that the said Caroline Jones and Silas Jones be divorced from the bond of matrimony which was created by the aforesaid marriage and the same hereby is dissolved and annulled.

And it is ordered that the said Silas Jones shall pay unto the said Caroline Jones her costs by her in this behalf expended, and nothing further remaining to be done in this suit, it is further ordered that the same be stricken from the docket.

Caroline Jones
vs. Decree.
Silas Jones

Enter the 7. ^{November} of ~~October~~,
1972.

Mrs Love Smore
Entered in Chancery
Order Book No. 4.
Page 536.

Entered in Chancery Order

Book No. _____, Page _____

TO THE HONORABLE JAMES L. McLEMORE, JUDGE OF THE CIRCUIT
COURT OF THE COUNTY OF NANSEMOND, VIRGINIA.

Caroline Jones.....Complainant.

vs. In Chancery.

Silas Jones.....Defendant.

Complaining, sheweth unto your Honor your Complainant, Caroline Jones, wife of Silas Jones, the following case:

That she has been a resident of the State over one year and last cohabited with the said Silas Jones, her husband, in Nansemond County; that on the 22nd. day of July, 1897, your Complainant was married to the said Silas Jones in Nansemond County, and since that time as far as the said Silas Jones would permit, your Complainant has been to him a constant, faithful and dutiful wife discharging all her duties and obligations as a wife to the best of her ability. Your Complainant's husband, the said Silas Jones, on the other hand has been negligent, cold and indifferent as a husband and was extremely abusive to your Complainant. In June, 1908, the said Silas Jones wilfully deserted and abandoned your Complainant without just cause and has never since returned and has never given her any support in any way.

In tender consideration whereof and for as much as your Complainant is remediless in the premises save in a court of equity where all matters of this kind are alone and properly cognizable, she prays that the said Silas Jones may be made a party defendant to this bill and required to answer the same upon oath; that your Complainant may be divorced from the said Silas Jones a vinculo matrimonii, and that all other, general and farther relief may be afforded your Complainant as the nature of her

case may require or to equity shall seem meet. And your Com-
plainant will ever pray, etc.

Witness:
H. E. Eversen Caroline ^{his} Jones
Complainant.

STATE OF VIRGINIA,

COUNTY OF NANSEMOND, TO-WIT:

This day Caroline Jones, the Complainant in the above bill,
personally appeared before me, H. E. Eversen,
a Notary Public in and for the County and State aforesaid, and
made oath that the statements made in the foregoing bill are
true.

Given under my hand this 1st. day of July, 1912.

H. E. Eversen N.P.

Everett & Hutton
Caroline Jones

vs. In Chancery.

Silas Jones

Filed in Clerk's Office
July 1, 1913.

G. E. Perkins

Clk.

EVERETT & HUTTON

ATTORNEYS AT LAW

SUFFOLK, VA.

CIRCUIT COURT

Second Monday in January, March, May
July and October

HON. JAMES L. McLEMORE, Judge
GEO. E. BUNTING, Clerk
J. U. BURGESS, Commonwealth's Attorney
ALEX. H. BAKER, Sheriff
C. R. FULGHAM, County Treasurer
LEE BRITT, Commissioner of Accounts

Nansemond County Clerk's Office

SUFFOLK, VA..

Clerk's Notes :

Caroline Jones

Vs. In Chancery

Silas Jones

1912.

Apr. 3, Process issued returnable to April Rules, Third Monday 1912;

Process returned not executed*--A non resident.

Apr. 15, Affidavit of non resident filed; Ord. Pub. as to Silas Jones.

" "Copy of Ord. of Pub. posted.

May 6, Continued for Bill.

July 1, Bill filed and set for hearing on ord. of pub.

Costs

Print Tax 1 50

Cluk 6 01

Sharp 50

Atty. 15 00

\$23 01

(Printer paid
by Mr. Everett.)

Ernest Hutton. Jr.

Caroline Jones
vs E. Channing
Class Jones

Final Decree
Nov 7, 1913.