1917-022
Nansemond County Chancery Causes: T.N. Wilroy vs Marian Elizabeth Wilroy

Fenwick

To George E. Bunting, Clerk of the Circuit Court of Nansemond County, Virginia.

T. N. Wilroy.....Complainant

vs. IN CHANCERY.

Marian Elizabeth Wilroy.....Respondent.

Issue summons First Rules, First Monday in February 1917.

J. T. Saunders p. q.

607 - Nor. — Ar.
Norfolk Bank
Book.

Sept. 7 Atty 7 Dec'd.

CHANCERY SUMMONS.

THE COMMONWEALTH OF VIRGINIA.

TO THE ~~SHERIFF OF NANSEMOND COUNTY~~ Sergeant of the City of Richmond, Virginia. —GREETING:

YOU ARE HEREBY COMMANDED TO SUMMON Marian Elizabeth Wilroy

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 First Monday in February, 1917, to answer a Bill in Chancery, exhibited against her in the said Court by T. N. Wilroy,

And have then and there this summons.

Witness. G. E. Bunting, Clerk of our said Court, at his office, this 16th day of January, 1917, in the 141st year of the Commonwealth.

~~A copy—Teste~~: ~~Clerk~~

Teste: G. E. Bunting, Clerk.

Executed this 18th day of January, 1917. by delivering a true copy of the within process to Marion Elizabeth Wilroy "In person" in the City of Richmond Virginia

~~In person, in the County of Nansemond, State of Virginia~~

Fee 50¢ Paid by Paul Latouche Jno. L. Sallenfield. [redacted]
Paul Latouche Cst Sergeant Richmond Va.

Virginia:

L. R. Shamblin, p. q.

T. H. Wilroy

vs. In Chancery.

Marion E. Wilroy

19 1 7

D. Brown Rules.

Clerk Monday.

NANSEMOND COUNTY COURT,

Process Book, No. 3

Page 143

IN THE CIRCUIT COURT OF NANSEMOND COUNTY.

Marian Elizabeth Wilroy
:
ads. : Demurrer. Second February Rules 1917.
:
T. N. Wilroy.

The said defendant says that the said bill is not sufficient in law.

Irving E. Rawlings, p.d.

Grounds of Demurrer:

The said marriage, as alleged by the Complainant, took place on the 11th day of August 1915; and the Complainant avers that the alleged desertion occurred on the ------- day of October 1915; yet he alleges that the defendant has deserted and abandoned him for a period of more than three years.

It is evident that three years could not have elapsed between October 1915 and the time ofthe institution of this suit, - First February Rules 1917.

Irving E. Rawlings, p.d.

IN THE CIRCUIT COURT OF HANOVER COUNTY.

Marian Elizabeth Wilroy

:

ads. : Demurrer.

:

T. N. Wilroy.

Filed Oct. 19, 1917.

Chas. O. Brooks, Jr., Clk

IRVING E. CAMPBELL,
ATTORNEY AND COUNSELLOR AT LAW,
RICHMOND, VIRGINIA.

IN THE CIRCUIT COURT OF NANSEMOND COUNTY.

Second February Rules 1917.

Marian Elizabeth Wilroy
:
ads. : Plea in Abatement.
:
T. N. Wilroy.

The plea of Marian Elizabeth Wilroy, defendant to the bill of complaint exhibited against her in this court by T. N. Wilroy.

This defendant, for plea to the said bill, says: That she is not now, nor was she at the time of the institution of this suit, a resident of Nansemond county, Virginia; that she is now, and was at the time of the institution of said suit, a resident of the State of Virginia, residing in the city of Richmond in said State; and that she did not last cohabit with the complainant in said Nansemond county, nor has she ever lived with him as man and wife in said county.

Wherefore the defendant doth plead to the said bill and to the jurisdiction of the said court, and prays the judgment of the court whether she shall be compelled to make any further or other answer to the said bill; and prays to be hence dismissed with her reasonable costs and charges in this behalf wrongfully sustained.

Irving E. Rowlett,

p. d.

State of Virginia,

City of Richmond, to wit:

Personally appeared before the undersigned, a notary public in and for the said city in the State of Virginia, Marian Elizabeth Wilroy, who made oath that the statements set out in the foregoing plea are true.

Marion Elizabeth Wilroy

Subscribed and sworn to before me
this 17th day of February 1917.

Irving E. Rowlett,
Notary Public.

IN THE CIRCUIT COURT OF NANSEMOND COUNTY.

Marian Elizabeth Wilroy

:

ads. : Plea in Abatement.

:

T. N. Wilroy.

Filed Feb. 19, 1917.

G. B. Bonniss, Clerk

IRVING E. CAMPBELL,
ATTORNEY AND COUNSELLOR AT LAW,
RICHMOND, VIRGINIA.

BILL

T. M. Wilroy.....Complainant.

vs. IN CHANCERY.

Marian Elizabeth Wilroy.....Respondent.

To the Honorable Judge of the Circuit Court of Nansemond County, Virginia:

Your complainant, T. M. Wilroy, respectfully represents:

(1) That on the 11th day of August, 1915, your complainant was lawfully married at Petersburg, Virginia, to Marian Elizabeth Fenwick, as will appear from a certificate of marriage herewith filed, marked "Exhibit A", and made a part of this bill; and,

(2) That continuously from the date of the said marriage until some time during the month of October, 1915, your complainant and the said Marian Elizabeth Fenwick lived together as husband and wife in Clencoe Springs, Florida; and,

(3) That the said Marian Elizabeth Fenwick has wilfully deserted and abandoned your complainant for a period of more then three years; that is to say, on the ___day of October, 1915, the said Marian Elizabeth Wilroy did voluntarily, wilfully and without any justification whatever, leave her home; that immediately before leaving she stated to your complainant that she was going to leave him forever and that she would never return to him, and she has never returned; and,

(4) That your complainant has resided and has been domiciled in this state ever since the afore-

said marriage, and for more than one year next preceding the commencement of this suit, and is now domiciled and now resides in this state; and,

(5) That your said complainant last lived with the said Marian Elizabeth Wilcox as husband and wife at Kissimmee Springs, Florida;

In consideration whereof, and forasmuch as your complainant is remediless in the premises save in a court of equity, your complainant prays that the said Marian Elizabeth Wilcox may be made a party defendant to this bill, and required, but not on oath, to answer the same, the oath being hereby waived; that process and decree may be issued, that I be divorced from the bond of matrimony with you exists by the aforesaid marriage be decreed him; that your complainant may have all such further, and other, and general relief in the premises as the nature of his case may require or to equity and good conscience may seem meet.

J. N. Lovejoy Complainant.
by J. H. Saunders Atty

Title

S. C. Title,

V. S. C. [illegible]

Virginia Elizabeth Title,

Pltfs

G. E. Brooks & Ors

Defts

J. R. SAUNDERS
Attorney at Law
PINNER BUILDING
Suffolk, Va.

CIRCUIT COURT

SECOND MONDAY IN JANUARY, MAY, JULY, AND OCTOBER

HON. JAMES L. McLEMORE, JUDGE
GEO. E. BUNTING, CLERK
S. E. EVERETT, COMMONWEALTHS' ATTORNEY
E. E. WAGNER, SHERIFF
C. R. FULGHAM, COUNTY TREASURER
LEE BRITT, COMMISSIONER OF ACCOUNTS

Nansemond County Clerk's Office

SUFFOLK, VA.,

Rule Notes:

T. H. Wilson
vs
Marian Elizabeth Wilson
Jan. 14, 1913 - Process issued, returnable to February Rules, 1st Monday, 1913.

J. R. Beardsley, M. D.

J. B. Wilson

vs.

Marian Elizabeth Wilson