

1918-009
Nonsamond Co (Suffolk)

Chancery Causes: James Morris vs Nellie Morris

Lassiter, Wolfrey, Key, Perry, Morris

Hon. Geo. E. Bunting, Clerk of the
Circuit Court Nottoway Co. Va.

James Morris
vs

Deft

Nellie Morris

Deft.

Do see summons in plaintiff's special
defendant to first September Rule 1918
to answer a Bill in Chancery for
divorce.

R. H. Coe for.

\$7⁰⁰ deposited
Aug. 24, 1918.
Paid

She lives in Janice about
24th or 3rd street

Memo.
For Clerk.

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CHANCERY SUMMONS.

THE COMMONWEALTH OF VIRGINIA.

TO THE SHERIFF OF NANSEMOND COUNTY—GREETING:

YOU ARE HEREBY COMMANDED TO SUMMON..... **Nellie Morris**.....

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... **September, 1918**, to answer..... **2**..... Bill in Chancery, exhibited against..... **her**..... in the said Court by..... **James Morris**.....

And have then and there this summons.

Witness. G. E. Bunting, Clerk of our said Court, at his office, this..... **28th**..... day of **August**, 19. **18** ., in the **43rd** .. year of the Commonwealth.

A copy—Teste:

Teste:

....., Clerk. }

..... **G. E. Bunting**, Clerk.

By. *R. D. Bunting* D.C.

31st day

Executed this 31 day of Aug 1918 by delivering a true copy of the within process to Nellie M. Brown

in person, in the County of Nansemond, State of Virginia.

E. E. Wagner Sheriff.

Original

R. H. Rawles, p. q.

JAMES BROWN

vs. } In Chancery.

NEELIE BROWN

1918...

September Rules.

flat Monday.

NANSEMOND COUNTY COURT,

Process Book, No. 3...

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MORRIS VS. MORRIS.

NOTE OF ARGUMENT.

The charge of willful desertion for upwards of three years next preceeding the commencement of the suit is fully sustained by the evidence.

There seem to have been no unusual occurrences either immediately preceeding or following the desertion; therefore it is hard to produce proof as to this. It does appear, however, from the testimony that the only reason which the defendant ever gave for abandoning her husband was that she would not live in the country. Of course, this is without merit. He was a farmer and could not follow her around. It was her plain duty to live at the home he had provided for her. It appears very clearly that she must not have known her own mind nor had any positive convictions at the time of her marriage, as she only lived with him two weeks; it also appears that she did not care for him and does not now, because she has said, according to the testimony, that she "had no husband" and that she would not live with him another day. It further appears that she is fully determined that he shall not have an opportunity to even prevail upon her to return; he was driven away when he attempted it. It appears to me that he is clearly entitled to an absolute divorce.

Respectfully,

W. H. Reels. Atty

Argument.

MARRIAGE LICENSE



Virginia..... Nansemond County..... to-wit:

To any Person Licensed to Celebrate Marriages:

You are hereby authorized to join together in the Holy State of Matrimony, according to the rites and ceremonies of your Church, or religious denomination, and the laws of the Commonwealth of Virginia,

James Morriss

and Nellie Lassiter

Given under my hand, as Clerk of the..... Circuit..... Court
of Nansemond Co. this 23rd day of September 1913

G. E. Bunting,..... Clerk

CERTIFICATE TO OBTAIN A MARRIAGE LICENSE,

TO BE ANNEXED TO THE LICENSE, REQUIRED BY SECTION 2229 OF THE CODE OF VIRGINIA, AS AMENDED BY ACT OF FEBRUARY 16, 1910.

Time of Marriage, Sept. 24, 1913.....	Place of Husband's Birth, Edenton, N.C.....
Place of Marriage, Suffolk, Va.....	Place of Wife's Birth,..... N.C.....
Full Names of Parties Married, James Morriss & Nellie Lassiter.....	Place of Husband's Residence, Nansemond Co.....
Race (white or colored), Colored.....	Place of Wife's Residence, Nansemond Co.....
Age of Husband, 30 years.....	Names of Husband's Parents, Nathan Morriss and Bettie his wife.....
Age of Wife, 35 ".....	Names of Wife's Parents,.....
Condition of Husband, divorced divorced.....	Occupation of Husband, Farmer.....
Condition of Wife, widowed widowed.....	

Given under my hand this 23rd day of September 1913

G. E. Bunting,..... Clerk

Certificate of Time and Place of Marriage

I, J. F. Jordan....., a minister of the Universalist Church, or religious order of that name, do certify that on the 24th day of September 1913, at Suffolk Va., under authority of the above license, I united in Marriage the persons named and described therein.

Given under my hand this 25th day of September 1913

A true copy, By, Ruler V. Bunting D.C. J. F. Jordan

The Minister or other person celebrating a marriage is required, within thirty (30) days thereafter, to return the license and certificate of the Clerk and his certificate of the time and place at which the marriage was celebrated to the Clerk who issued the license; failure to comply with these requirements of the law makes the minister or other person celebrating the marriage liable to a fine of not less than ten nor more than twenty dollars for each offense (See Section 2229 of the Code of Virginia, as amended, by Act approved February 16th, 1910, Acts 1910, Chapter 28, pages 36 and 37.)

Ex. A.

The depositions of Charles Wolfrey, and others, taken before Bradford Kilby, a Commissioner in Chancery for the Circuit Court of the City of Suffolk, pursuant to notice hereto annexed, at the office of R. H. Rawles, in Suffolk, Virginia, between the hours of 8 A. M. and 6 P. M., on Saturday, the 21st day of September, 1918, to be read as evidence on behalf of the plaintiff in a certain suit in equity pending in the Circuit Court of Hansemond County, wherein James Morris is plaintiff and Bellie Morris is defendant.

PRESENT.

R. H. Rawles, counsel for plaintiff.

The defendant did not appear either in person or by counsel.

Charles Wolfrey, being duly sworn, deposes and says as follows:

Examined by R. H. Rowles,

Q. State your name, age, residence, occupation, and if you know the parties to this suit?

A. Charles Wolfrey, 57 years, Hansmond County, near Suffolk, farmer. I know the parties.

Q. How long have you known them?

A. I have known the defendant for about ten or fifteen years; I have known the plaintiff for some six or seven years.

Q. Where does the plaintiff now reside?

A. He lives on the White Marsh Road not far from Suffolk, and not far from my residence, and works for Mr. Robert R. Smith.

Q. Please state whether the ~~plaintiff~~ defendant is now living with the plaintiff?

A. No, she is not.

Q. Do you remember about the time they were married?

A. Yes, it was, so far as I can remember, in the year 1912.

Q. Can you state where the plaintiff took his wife after marriage?

A. He took her to his home on the farm next to mine.

Q. How far was their residence or dwelling house from your residence?

A. Not over 200 yards, perhaps not quite that much.

Q. State how often you saw them after marriage?

A. I saw them almost daily; could easily see them and all their goings and movements, from my house to his. They were very near neighbors.

Q. Please state what is the character and disposition of the plaintiff?

A. He is a hard working man, he labors all the time and does not idle, he made a good neighbor.

Q. State how long the ~~plaintiff~~ defendant lived with the plaintiff after marriage?

A. To the best of my memory, for two or three weeks, not to exceed three weeks.

Q. Where did she then go?

-2- Charles Wolfrey.

A. She moved right back to Jerico; that was where she lived when he married her.

Q. Can you recall the day that she left him?

A. Yes, I remember it very well. I think it was in the fall of the year, and after she had been married and been there about two or three weeks, one day when he was away from home, she packed up her things, had them put in a wagon, left his home and went back to Jerico.

Q. Did he to your knowledge, ever give her any cause for leaving him?

A. Not to my knowledge.

Q. Did you ever hear her make any complaint of his mistreating her?

A. No, I never did.

Q. Did I understand you to say that the plaintiff still lives in the same neighborhood and close to you?

A. Yes.

Q. After she left him on that occasion, can you say whether she ever returned to live with him?

A. I am positive she never returned to live with him after she left him on that occasion.

Q. State if you would have seen her if she had come back to live with him?

A. Yes, I would have seen her.

Q. You have seen him almost all the time since, have you not?

A. Yes, practically all the time.

Q. State if he has been living alone since that time?

A. Yes, he has.

Q. State if you have seen the defendant since she left her husband on the occasion named, and if so, about how many times?

A. I have seen her quite a number of times, but have only talked to her three times, since she left.

Q. State about, as well as you can remember, the first time you talked to her?

A. I think, so far as I can remember, it was about two years ago.

-3- Charles Wolfrey.

She was at her home in Jerico.

Q. State what she said about her husband and about having left him?

A. I asked her when she had seen her husband, and she replied that she did not have a husband, she said "I don't want him, I do not care anything for him, and I never expect to go back to live with him any more."

Q. What excuse did she give for leaving him?

A. She gave none, except that she did not want him.

Q. When was the second time you talked to her?

A. That was about a year after the first time, she was at the same place. I said, I seen y ur old man the other week, when have you seen him? She replied, "I haven't got no old man, I don't want him, and I never intend to live with him any more."

Q. State if she impressed you with the idea that she never would return to live with him again?

A. Yes, that is true.

Q. When did you last talk with her about her husband?

A. On yesterday, I had heard about the divorce suit, and I said, your husband is going to get clear of you tomorrow, and she said - "so I have heard; I am already clear of him now; have been clear of him many a day, and I never intends to live with any more, I don't want him; "

Q. How long has the plaintiff been living continuously in this County?

A. Ever since I have known him, certainly for 6 or 7 years.

Q. He still lives here, does he not?

A. Yes sir.

Q. How long has the defendant been living continuously in this county?

A. Ever since I have known her, for ten or fifteen years, she is still living in this county.

Q. Where did she and her husband last cohabit?

A. In this county, at the place at which he took her to live, after the marriage, that is, in Hanscom County, on the White Marsh

-4- Charles Wolfrey - Will Key.

road, not far from my residence.

Q. From your knowledge of the facts in this case, are you prepared to state that the defendant has never been back to live with her husband since she left him on the occasion you have mentioned?

A. Yes, I am positive about that.

And further this deponent saith not.

Witness:
Bradford Wiley

Charles ^{his} Wolfrey
mark

WILL KEY, being duly sworn deposes and says as follows:

Examined by R. M. Rawles,

Q. State your name, age, residence, occupation and if you know the parties to this suit?

A. Will Key, 51, Hanssmond County, Va., white marsh road not far from Suffolk, farmer. I know both the parties.

Q. How long have you known them?

A. I have known the plaintiff some ten or twelve years, I have known the defendant since her marriage to the plaintiff.

Q. Where is the plaintiff now living?

He lives

A. ~~xxxxxxx~~ in Cypress District, on the White Marsh road, not far from Suffolk, works for Mr. R. R. Smith, on his farm.

Q. Where is the defendant now living?

A. In Jerico, a suburb of Suffolk, in Hanssmond County.

Q. Do you recall about the time that the plaintiff and defendant were married?

A. Yes, they were married, I think, in the year 1913.

Q. Where did he take her to live after the marriage?

A. Right at his home on the White Marsh road, in Hanssmond County, not far from Suffolk.

Q. How far was their residence from your residence?

A. Well, about 250 yards I reckon.

Q. Mr. Charles Wolfrey states that he lived on one side of these

-5- Will Key.

people; please state if your residence was on the other side of their residence?

A. Yes, it was on the next adjoining farm.

Q. State if you saw them often during after their marriage?

A. Yes, almost every day.

Q. Can you see them from their residence to your residence?

A. Yes.

Q. How long did she live with him after the marriage?

A. Two or three weeks.

Q. Is that all?

A. Yes.

Q. What do you know about the character, habits and disposition of James Morris?

A. He is of good character, so far as I know; his habits are good and he is of a peaceable disposition, so far as I know.

Q. Do you recall the day on which his wife left him, after she had been with him for two or three weeks?

A. Yes, I remember the time very well; it was about two or three weeks after she had gone down there to live with him; I saw her with my own eyes when she was moving away and leaving him.

Q. Do you know whether he was at home on that day or not?

A. He was not at home on that day, I had seen him go away that morning, coming towards Suffolk.

Q. Then do I understand you to say that she left him in his absence?

A. Yes sir.

Q. Please state if she took any of her things away with her?

A. Yes, she left on a wagon and she had her things packed in the wagon.

Q. Do you know what caused, or whether ~~she~~ he ever gave her any cause for leaving him?

A. No sir, I do not.

Q. Being a very close neighbor, did you ever know him to give her any cause for going away and leaving him as she did?

A. I never have heard of any.

-6- Will Key.

Q. Did you ever hear of her making any complaint about his treatment of her?

A. None at all.

Q. Can you say whether or not she ever went back to live with him after she left him?

A. No sir, I am very sure she did not.

Q. If she had gone back you would have known the fact, would you not?

A. I certainly would.

Q. Why would you have known it?

A. Because I was right there and saw them almost daily, and I would surely have seen her if she had gone back to live with him. I am sure she never did return.

Q. Where did she go to live after she left him?

A. She went back to Jerico.

Q. Has she been living in Jerico ever since?

A. So far as I know, I think she has, I am almost sure she has. I am sure she has never returned to live with her husband.

Q. Have you ever seen her or talked with her since she left on the occasion named?

A. No, I never have.

Q. How long has the plaintiff, James Morris, been living continuously in Hansemond County?

A. Ever since I knew him, about ten or fifteen years, and he still lives in this county.

Q. How long has defendant been living continuously in this county?

A. Ever since I knew her, which has been since their marriage.

Q. Where did they last cohabit?

A. At the home to which he carried her in Hansemond County, which was quite near to my residence.

And further this deponent saith not.

W. C. Key

Witness:

Bradford Kilby

-7- Peyton Perry.

PEYTON PERRY, being duly sworn deposes and says as follows:

Examined by R. H. Rawles.

Q. State your name, age, residence, occupation and if you know the parties to this suit?

A. Peyton Perry, 30 years old, Hansemond County, near Suffolk. I know the parties.

Q. How long have you known James Morris?

A. About ten year .

Q. How long have you known his wife?

A. Ever since their marriage, a little before.

Q. Do you know whether the defendant is now living with the plaintiff?

A. No sir, she is not living with him.

Q. State where James Morris lives?

A. He lives on the White Marsh road near Suffolk.

Q. Where does his wife live?

A. She lives in Jerico.

Q. Do you know what efforts he has made to induce his wife to return and live with him?

A. I was with James Morris one Sunday a few weeks ago, and he said he was going to see if he could get his wife to come back to live with him, and asked me to go with him. We both went to where his wife lived in Jerico, which is near Suffolk in Hansemond Courty. When we got there and made ourselves known, a man by the name of Hunt came to the door and asked what we wanted, and Morris said he wanted to see his wife, and was told that she was there. She then came to the door and asked James Morris what he wanted, he began to tell her, but she became very angry and told him, without giving him a full chance to speak, to get out of there and that if he didn't get out of that yard, she would put the man on him.

Q. Did she seem to be quite angry when she saw her husband?

A. She was real angry.

Q. Did you then leave?

-8- Peyton Perry.

A. Yes, both of us got right out, and came right on away.

Q. Was your trip a peaceable one?

A. Yes, it was.

Q. State if anything took place to cause her to get angry?

A. No sir, nothing in the world.

Q. State who else you saw about the house except the defendant and the man Hunt, on this occasion?

A. I saw no one else around there at all.

And further this Deponent saith not.

his
Peyton X Perry
mark

Witness:

Bradford Kilby

JAMES MORRIS, being duly sworn deposes and says as follows:

Examined by R. H. Rowles.

Q. State your name, age, residence, occupation and if you know the parties to this suit?

A. James Morris, 48 years, Hansemond County, Va., on White Marsh road near Suffolk. I work on the farm of Mr. R. R. Smith. I am the plaintiff, the defendant is my wife.

Q. When were you married?

A. In the year 1912.

Q. Where did you get married?

A. Here in Suffolk.

Q. Where was your wife living at the time of your marriage?

A. In Jerico, which is near Suffolk.

Q. Was she a single woman, or a widow woman at that time?

A. She was a widow woman.

Q. Have there been any children by that marriage?

A. No sir.

Q. Where did you take your wife to live after you married her?

A. I took her out to my home where I was then living, on the farm of Mr. Rufus E. Potter, on the White Marsh Road, in Hansemond County, near Suffolk.

Q. Please state if that home of yours was anywhere near the home of Charles Wolfrey and of Will Key?

A. Yes, it was on the public road between their two residences.

Q. How far were their residences from your residence?

A. Mr. Key lived about 250 yards on a guess, and Mr. Wolfrey about 150 yards.

Q. Were these residences all in plain sight of each other?

A. They were.

Q. How did you treat your wife after you married her?

A. Well sir, I treated her all right, did the best I could for her. I gave her a good home, plenty to eat and wear, and did the best I could for her.

Q. Did you ever quarrel with her, or beat or strike her?

A. No sir, we never did have no fusses, and I never struck or

James Morris.

beat her in my life.

Q. State if you mistrusted her in any manner?

A. No, I didn't know it sir, not as I know of.

Q. State if your wife is now living with you?

A. No sir.

Q. How long did she live with you after the marriage?

A. Only about two or three weeks.

Q. Why did she then leave you and your house and home?

A. Well, she said she didn't want to live in the country, that she wasn't going to live in the country.

Q. Is that the only excuse she ever gave?

A. Yes sir. I have never heard of any other.

Q. Did you try to induce her to live with you?

A. Yes sir, I tried to have her stay, wanted her to stay.

Q. After she left, did she ever return, or has she ever returned to live with you a single day?

A. No, she has never been back any more.

Q. What efforts, if any, have you made to induce her to return; have you sent for her and asked her to come back?

A. Yes, I have asked her myself, and wanted her to return.

Q. Did she refuse?

A. Yes, I went to her house and asked her, and she refused.

Q. Has she ever given you any other reason for leaving other than that she did not want to live in the country?

A. No sir.

Q. Are you still living out on the White Marsh road?

A. Yes sir.

Q. Before bringing this suit, state if you tried to induce her to return to live with you?

A. Yes.

Q. Tell where you went, what you said, and all about it?

A. I went to her house one Sunday, I found her living in Jerico, Peyton Perry was with me;

Q. Did you find anybody else there?

A. Yes sir, there was another man there in the house with her. I asked her to come back and live with me again. When I spoke

James Morris.

to her she got mad at once, and told me to get out of that yard, and if I didn't she would put the man on me.

Q. What did you do?

A. I got out of there just as quick as I could.

Q. Where were you living when you brought this suit?

A. In Hansemond County.

Q. How long have you been living continuously in this county?

A. I have been here about 24 year.

Q. Where did you and your wife last cohabit?

A. At my residence in Hansemond County.

Q. How long has she been living in Hansemond County, continuously so far as you know?

A. Certainly as much as ten years.

Q. Please tell the court, if from all the facts in this case, you are satisfied that your wife will never again return to live with you?

A. Yes sir. I feel sure that she will never come back. I have been told that she has time and again said that she would never come back to live with me any more.

And further this deponent saith not.

his
James X Morris
mark

Witness:
Bradford Kilby.

VIRGINIA:

City of Suffolk, to-wit:

I, Bradford Kilby, a Commissioner in Chancery for the Circuit Court of the City of Suffolk, do certify that the foregoing depositions of Charles Wolfrey, Will Key or Kea, Peyton Perry, Robert R. Smith, and James Morris, were duly taken sworn to and subscribed before me at the time and place mentioned in the caption hereto.

Given under my hand this 21st day of September, 1918.

Com's fee: \$5.⁰⁰ Paid.

Bradford Kilby
Commissioner in Chancery.

August 24th 1918.

To Nellie Morris;

Please take notice that I shall proceed on Saturday the 21st day of September 1918 between the hours of 8 A. M. and 6 P. M. of that day at the office of R. H. Rawles on Washington Square in Suffolk Virginia, to take the depositions of Will Key, Charles Williford and others to be read as evidence in my behalf in a certain suit in equity now pending in the Circuit court of Nansemond county wherein I am plaintiff and you are defendant ; and if from any cause the said depositions be not commenced on that day or if commenced be not concluded then the taking of the same will be adjourned and continued at the same place and between the same hours until the same shall have been completed . Take due notice and govern yourself accordingly .

Respectfully

James Morris by

R H Rawles Counsel .

Notice
to Take Depositions

Executed on the 31... day of
Aug. 1918 within the county of
Nansemond, by delivering a
true copy of the within process,

in writing, to *Nellie*.....

Morris..... in person

E. E. Wagner
.....
Sheriff of Nansemond County.

IN THE CIRCUIT COURT OF HANSENOMD COUNTY:

James Morris,

vs.

In Chancery.

Nellie Morris.

This cause came on this day to be heard on the bill of the complainant, and the depositions taken after due notice; and the defendant on whom process appears to have been served, and who appears to have been regularly proceeded against in the manner prescribed by law, failing to appear, demur, plead or answer, and was argued by counsel.

On Consideration whereof, it appearing to the court from the evidence submitted in this cause, that the defendant has wilfully abandoned and deserted the plaintiff for upwards of three years next preceeding the beginning of this suit, without any just or legal cause; that both plaintiff and defendant have been domiciled in the County of Hansenomd for upwards of one year next preceeding the commencement of this suit; that they are both residents of the County of Hansenomd, and State of Virginia, and were such at the institution of this suit, and that they last cohabited in the said County of Hansenomd; the court doth order, adjudge and decree that an absolute divorce a vinculo matrimonii be and the same is hereby granted unto the plaintiff James Morris against his wife Nellie Morris, and that the marriage relations heretofore existing between them be and the same are hereby wholly annulled and set aside.

And it appearing that nothing further remains to be done in this cause, it is ordered that the same be stricken from the docket.

Final Decree.

Enter Octo 14. 1918.
Jas. S. W. Linsare

Chancery Order
Book No. 5
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TO THE HONORABLE JAMES L. McLEMORE,
JUDGE OF THE CIRCUIT COURT OF HANBROOK COUNTY:

Humbly complaining, sheweth unto the Court your orator
James Morris, of said County, the following case:

Your orator says that he was married to his present
wife Nellie Morris, who was formerly a widow by the name of
Nellie Insiter, in the City of Suffolk, in the year 1913, *do affirm*
of a Certified Copy of the Marriage License & marriage bonds file
He says that after said marriage he was at all times a true,
faithful, kind and indulgent husband; that he provided his
wife with a good home and with all the necessities and some
of the comforts of life, and was prepared to do and did, while
she remained with him, everything he could as a husband to make
her life pleasant and happy. He fulfilled his whole duty to-
ward her. Your orator says that after marrying in Suffolk,
he took his wife down to his residence on a farm on the White
Marsh road, near Suffolk in said County, to live; that she re-
mained with him after said marriage only two weeks; that during
that time she expressed herself frequently as being entirely
dissatisfied with living in the country; that she finally said
she would not live in the country, and that thereupon after hav-
ing lived with him only two weeks, she without any just or legal
cause or excuse whatever wilfully abandoned and deserted her
husband, and came back to Jarico, a suburb of Suffolk, in said
county; that she left his home and bed and board one day while
he was away from home, she taking her things with her. That
she has never given to any one, so far as he can learn, any
excuse for having thus abandoned and deserted her husband, ex-
cept the fact that she was not willing to live in the country.
Your orator further says that he has never been able by any means
to induce her to return to live with him, although he has endeavored
to persuade her to come back; he further says that he was a far-
mer; that he was engaged in work on the farm under contract and
that he could not leave the home to which he had taken her, to

*marked by A. J. ...
a part of this file*

follow her back to Suffolk to live; your orator further says that after his said wife thus left him, he remained living on the farm mentioned, ~~in said county, and the~~ and the adjoining farm of Robert R. Smith, in said county, where he has been until the present time, and which is his present residence.

Your orator further says that he is informed and believes and therefore charges that his said wife has taken up with and is living with another man in Jerico, in said County of Hansemond; that as a final effort to induce her to return again and resume her marital relations as she was in duty bound to do, he went in company with another man to see her at the place of her present abode, in Jerico in said County; that he asked her to come back and live with him again; that when he arrived at her residence he found her in the house with another man; that she became very angry and ordered your orator out of the house, telling him that if he did not leave immediately she would make the other man beat him, whereupon your orator says he forthwith left.

He therefore charges that his said wife has wilfully abandoned and deserted him without any just or legal cause or excuse, for upwards of three years before the beginning of this suit.

Under the circumstances of this case, and inasmuch as he feels that there is no probability of a reconciliation, he thinks it best to secure for himself an absolute divorce, and he is informed and believes that he is entitled to one. He says that he and his said wife are now residents of Hansemond County, and have been domiciled in said County for upwards of one year next preceeding the commencement of this suit, in fact, all of their lives, and that they last cohabited in said county. He further says that there are no children by said marriage; that neither he nor his wife own any real estate and but little chattel property.

IN TENDER CONSIDERATION WHEREOF, And forasmuch as your orator is without remedy in the premises, save by the aid of a court of equity where such matters are alone and properly cognizable, your orator prays that the said ~~Nellie~~ Morris may be made a party defendant to this suit, and required to answer this bill, though an answer under oath is hereby waived; that proper notice may be issued; that all proper depositions may be taken after due notice; and that your orator may be granted a full and absolute divorce, a vinculo matrimonii from his said wife; and for all such other, further and general relief as this case may require, or which to equity may seem meet, and he will ever pray, etc.

James Morris & R. H. Rawles
Coexecutors.

VIRGINIA:

City of Suffolk, to-wit:

I, R. H. Rawles, a Notary Public for the city aforesaid in the State of Virginia, whose term of office expires on the 20th day of January, 1919, do certify that James Morris, whose name is signed to the foregoing bill, has this day personally appeared before me, in my said city, and being duly sworn, made oath that the statements contained in the above bill as coming of his own knowledge are true, and that all other statements therein contained as coming from knowledge or information derived from others he believes to be true.

Given under my hand this 2^r day of September, 1918.

R. H. Rawles N.P.

Bill

Filed Sept. 2nd 1918.