

1920-014
Nansemond Co (Suffolk) Chancery Causes: Andrew Veal vs Arlethia Veal

Williams, Brewer, Bynum, Pearson

VIRGINIA,

IN THE CIRCUIT COURT OF NANSEMOND COUNTY,

Andrew Veal *

*

vs.

*

In Chancery.

*

Arlethia Veal *

To the Clerk of the Circuit Court of Nansemond County:

Issue summons for the plaintiff against the defendant

to second rules in March, ¹⁹²⁰ 3rd Monday, to answer a bill in Chancery.

^

William M. Cunningham

P.Q.

CHANCERY SUMMONS.

THE COMMONWEALTH OF VIRGINIA.

TO THE SHERIFF OF NANSEMOND COUNTY—GREETING:

YOU ARE HEREBY COMMANDED TO SUMMON.....Arlethia Veal.....

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...March, 1920..., to answer.....a.....Bill in
Chancery, exhibited against.....her.....
in the said Court by.....Andrew Veal.....

And have then and there this summons.

Witness. G. E. Bunting, Clerk of our said Court, at his office, this.....8th.....day of
.....March....., 19..20, in the 13.144th year of the Commonwealth.

~~A copy~~ Teste:

XXXXXXXXX Clerk }

Teste:

G. E. Bunting, Clerk.

Executed this.....day of....., 191... by delivering a true copy of the within process
to

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

Sheriff.

Wm. M. Crumpler, ... p. q.

Andrew Veal

vs. } In Chancery.

Arlethia. Deal.

19.02.00

March . . . Rules.

.....Thurs. Monday.

NANSEMOND COUNTY COURT,

Process Book, No. 3...

Page.....

Arthur Deal
could not be found at her
usual place of abode on the
... 11 ... day of March
1920, so the within process
was executed on the said
... 11 ... day of ~~Mar~~ 1920
within the county of Nanse-
mond by delivering a true copy
of the same in writing, and
giving information of its p
port to

Margaret Williams

who was found at

Asethia *Ueal*
usual place of abode, and who
is a member of

Asithia *Dea*
family, and above the age of
sixteen years.

E. B. Rawles

She'll of nails - no

To Arlethia Williams Veal:

Take notice that I shall, on the 3rd day of April, 1920,
at the
office of William M. Crumpler, Room 403, American Bank &
Trust Company Building, Suffolk, Va., between the hours of
9 A.M. and 9 P.M. on that day, proceed to take the depositions
of myself and others to be read as evidence in my behalf in
a certain suit in equity now depending in the Circuit Court
of Nansemond, in which I am the plaintiff and you are the
defendant, and if for any cause the taking of the said depo-
sitions be not taken on that day or if commenced and be not
concluded, they will be continued from day to day and from
time to time at the same place and between the same hours
without further notice to you.

Respectfully,

Wm. M. Crumpler.
P. G.

Andrew Veal

BY COUNSEL.

Executed this 11th day of March, 1920, by delivering a true copy of the within notice for the taking of depositions to Margaret Williams, she being a member of the family of Arlethia Veal above the age of sixteen years and found at the usual place of residence of said Arlethia Veal, the latter not being found at her usual place of residence or abode, and I having explained to said Margaret Williams the purport, meaning and contents of said notice.

E. B. Rawls
Sheriff

Notice of Depositions

ORIGINAL

~~Executed this 11 day of March by delivering a true copy of the within depositions to Margaret Williams who is over the age of 16 years and found at the usual place of residence of said Arlethia Veal, the latter not being found at her usual place of residence or abode, and I having explained to said Margaret Williams the purport, meaning and contents of said notice.~~
~~E. B. Rawls Sheriff~~

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,

Andrew Veal Jr.,

and Arlethia Williams

Given under my hand, as Clerk of the Circuit Court of said County this 15th day of November, 1906, ~~1911~~
S.M. Lawrence D.C. 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, 1906 November, 15	Place of Husband's Birth, Nansemond Co., Va.
Place of Marriage, Nansemond Co., Va.	Place of Wife's Birth, Nansemond Co., Va.,
Full Names of Parties Married, Andrew Veal Jr. & Arlethia Williams	Place of Husband's Residence, Nansemond Co. Va.
Race (white or colored), Colored	Place of Wife's Residence, Nansemond Co. Va.
Age of Husband, 21 years	Names of Husband's Parents, Andrew Veal & Angollette his wife.
Age of Wife, 18 years	Names of Wife's Parents, Mother's name Lizzie Williams
Condition of Husband, single Widowed or single or divorced	Occupation of Husband, Farm Laborer
Condition of Wife, single Widowed or single or divorced	

Given under my hand this 15th day of November 1906
S.M. Lawrence, D.C. Clerk.

Certificate of Time and Place of Marriage

I, _____, a _____ of the _____ Church, or religious order of that name, do certify that on the 15 day of November, 1906 ~~1911~~, at my house, under authority of the above License, I united in Marriage the persons named and described therein.

Given under my hand this 15 day of November ~~1911~~ 1906

Long copy affixed. R. S. Martin N.S. Martin

As 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 25, pages 36 and 37.)

STENOGRAPHER'S MINUTES.

In the Circuit Court of Lane County

Andrew Veal

Before

vs

Arletia Veal

19

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STENOGRAPHER'S TRANSCRIPT.

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The depositions of M. C. Bynum and others, taken before me, Maris January, a Notary Public, in and for the City of Suffolk, Virginia, pursuant to notice hereto attached, on the 3rd day of April, 1920, between the hours of 10 A. M. and 6 P. M., to be read as evidence in behalf of Andrew Veal, in a certain suit in equity depending in the Circuit Court of Nansemond County, wherein Andrew Veal is plaintiff and Arlethia Veal, defendant.

Present:- Wm. M. Crumpler, Attorney for plaintiff.

H. C. Bynum, being duly sworn, upon his oath, states and says as follows:

Q. What is your name, age, residence and occupation?

A. Name, H. C. Bynum; age, 50 years; residence, Nansmond County, near Drivers; occupation, farming.

Q. Do you know Andrew Veal and his wife, Arlethia Veal?

A. Yes, sir.

Q. Are they living together as husband and wife?

A. No, sir.

Q. Do you know when they separated?

A. No, sir.

Q. Do you know where she resides?

A. At Morrison's Fork, Nansmond County.

Q. How long has she been living there to your knowledge?

A. About eight years.

Q. How long to your knowledge have they been separated?

A. About eight years.

Q. Have you been in a position to know if they have lived together in that time?

A. Yes, sir. During this eight years Andrew Veal has worked on the farm just across the road from me and I know that they have not lived together. I had known him for something like four years before I had ever heard he had been married.

H. C. Bynum

Further this deponent saith not.

Andrew Veal

Two.

Andrew Veal, being duly sworn, upon his oath, deposes and says as follows:

Q. What is your name, age, residence, and occupation?

A. Name, Andrew Veal; age, 36; Hanceman County near Drivers; occupation, farming.

Q. Are you married?

A. Yes, sir.

Q. Are you living with your wife?

A. No, sir.

Q. Upon whose farm do you live?

A. T. E. Trotman's.

Q. Where does your wife live?

A. Morrison's Fork.

Q. How far apart are those two places?

A. Two and a half miles.

Q. How long have you been separated from your wife?

A. Eight or nine years.

Q. Did she leave you or did you leave her?

A. She left me.

Q. In what year did she leave you?

A. In the year 1910; September or October, I don't remember which.

Q. Where were you living at that time?

A. I was living in the same neighborhood I live now.

Q. Were you living in a house to yourself?

A. Yes, sir, we were.

Q. When she left you, did she tell you she was going?

A. No, sir. She left me in the morning. I was working when she left and at night I went for her and she told me she wasn't going back anymore.

Q. Had you had any trouble that caused her to leave you this way.

A. No, sir.

Q. What reason did she give you for leaving?

A. No reason at all. She just said, "because she wanted to!" So I went home and later moved my things to my mothers.

Q. How long did you live in the same house she moved from after she left?

A. About two months. I then moved my things to my mothers.

Q. Where does your mother live?

A. She lives in Mansfield County as I do.

Q. Did you all have quarrels once in a while before she left?

A. Once or twice before she left, though not enough to amount to anything.

Q. What is your understanding why she left you?

A. I have no idea except she was more governed by her people then by me and she wanted to be with her folks.

Q. Have you since the day she left you, tried to get her to come back?

Andrew Veal

Four

A. During the two months I stayed at the house I tried to get her to return but she refused.

Q. How often did you try?

A. Three or four times and she told me she never intended to come back, then or ever.

Q. How long have you lived in Nansenbnd County?

A. All my life.

Q. Did you ever have any children by your wife?

A. No, sir.

Q. Has she a child.

A. Yes, sir.

Q. How old is it?

A. About three years old.

Q. Have you ever lived with her since the time she first left?

A. We have never been together since the time she first left.

Further this deponent saith not.

Andrew Veal

Leonard Pearson, being duly sworn upon his oath, states and says as follows:

Q. What is your name, age, residence, and occupation?

A. Name, Leonard Pearson; age, 40; residence, Saratoga, Suffolk, Virginia; occupation, working at a saw mill.

Q. Do you know Andrew Veal and Arlethia Veal?

A. I got acquainted with them in 1906.

Q. Are they husband and wife?

A. Yes, sir. I was invited to the marriage reception.

Q. When were they married?

A. They were married in the Fall of 1906.

Q. Where did they live after they were married?

A. They lived on the county road and I lived on the back side of the farm but we both lived on the same farm.

Q. Are they living together now?

A. No, sir.

Q. Which one left the other?

A. Arlethia left him. She went on to her people at Morrison's Fork.

Q. When did she leave him?

A. When I know she left him, he went home to get breakfast and he came back and said he didn't get any breakfast. He said that his wife had gone away. She never would come back and I reckon she had told me a thousand times she never would come back again.

Q. Why did she leave?

A. She said she just didn't want him. I talked with her then off and on for five years after she left him but haven't had much chance to see her since and she always said that she'd never live with him again.

Q. What I meant for you to tell me was how long ago was it that she left him?

A. About ten years ago. It has been a long time ago.

Q. Do you know, that for five years following, that she didn't return to him?

A. She didn't ever return to him.

Q. Did he during that time ever live with her?

A. No, sir. I have never seen him no where in her presence since they broke up housekeeping.

Q. How long did he live in the house after she left him?

A. He lived there two months before he moved his things on to his mothers.

Q. How did he provide for her when he lived with her?

A. I did not visit them much but from the best I could see, he took care of her all right. She seemed to be kinder lazy.

Further this deponent saith not.

Witness:
Th. L. January

Leonard ^{Lis} Pearson
mark

Floyd Pearson, being duly sworn, upon his oath, states and says as follows:

Q. What is your name, age, residence and occupation?

A. Name, Floyd Pearson; age, 30; residence, Henningford County; occupation, saw-mill hand.

Q. Where did you live in 1906?

A. In Southampton County.

Q. Do you know Andrew Veal and Arlethia Veal?

A. Yes, sir.

Q. When did you first know them?

A. In the year 1907.

Q. Where at?

A. Morrison's Fork.

Q. Where were they living and where were you living?

A. I was living with my brother, Leonard, on the back of the field and they lived up on the road. All of us were living on the same farm.

Q. Are they living together now?

A. No, sir.

Q. When did they separate?

A. Sometime in 1910.

Q. Which one left the other?

A. Miss Arlethia left him.

Q. Where did she go?

A. She went down to Morrison's Fork to her aunt.

Q. Have they ever lived together since that time?

A. No, sir.

Q. How long after that did he live in the same house?

A. Nearly two months.

Q. Do you know why she left?

A. No, sir, I do not.

Q. Have you ever talked to her since?

A. Yes, sir.

Q. What did she say about why she left him?

A. She just said she didn't want him.

Q. How did he seem to take care of her?

A. He took care of her all right. He worked every day but she wouldn't work.

Q. Do you know whether or not, he ever tried to get her to come back?

A. I was working right over there across the road. He came over there from two to three times to get her to come back but she refused.

Q. Did she give any reason for not coming back?

A. She said she didn't want him.

Q. If they had lived together since she left, have you been in a position to know?

A. I was up to until about eighteen months ago.

Q. And have they been together at all since that time?

A. No, sir.

Floyd Pearson

Nine

Q. Has she a child?

A. Yes, sir.

Q. How old is the child, would you say?

A. He will be three years old the tenth of this coming May.

Further this deponent saith not.

Witness:

M. L. January

Floyd ^{his} Pearson
mark

VIRGINIA,

City of Suffolk, to-wit:

I, Maris January, a Notary Public, in and for the City aforesaid, in the State of Virginia, do hereby certify that the aforesaid depositions of M. C. Bynum, Leonard Pearson, Floyd Pearson, and Andrew Veal were duly taken, sworn to, and subscribed before me, at the time and place, for the purpose in the caption hereto mentioned.

Given under my hand this 3rd day of April, 1920.

Maris January
Notary Public.

IN THE CIRCUIT COURT OF NANSEMOND COUNTY.

Andrew Veal

vs.

Arlethia Veal

In Chancery.

This cause in which the defendant has been duly served with process and notice for the taking of depositions, and who has failed to appear, plead, answer or demur, came on for hearing this day upon the bill, the exhibits filed therewith, the depositions taken on behalf of the plaintiff pursuant to notice aforesaid; on consideration whereof the court being of the opinion that the plaintiff is entitled to a permanent divorce from the defendant *On the part of the defendant without justification or excuse.* on account of desertion, and it further appearing to the court that both of the said parties are domiciled in the State of Virginia, and in the County of Nansemond, and that they last cohabited in Nansemond County where the plaintiff has resided for more than twelve months preceding the institution of this suit, it is therefore ordered, adjudged and decreed that the said parties be, and they are hereby *from the bonds of matrimony* ~~permanently~~ divorced, the desertion of the defendant having exceeded the period of three years previous to the institution of this cause.

And nothing further remaining to be done in this cause, it is ordered that the clerk remove the same from the docket.

In the Circuit Court
of Nassau and Geo.

Andrew Neal }
 ^{vs} } Justices
Arletta Neal }

Decree

Enter Aug. 5. 1920.

Jas. L. Wilmore

#5-14-285

VIRGINIA,

IN THE CIRCUIT COURT OF NANSEMOND COUNTY.

Andrew Veal)

vs.)

Arlethia Veal)

In Chancery.

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

Your orator, Andrew Veal, humbly complaining, would respectfully show unto your honor, as follows:

F I R S T

He resides in Nansemond County, Virginia, in which locality he has resided for more than one year next preceeding the institution of this suit, and in which locality he last cohabited with his wife, the defendant above named.

S E C O N D

On the 15th day of October , 1906, in Nansemond County, Virginia, as will appear from a copy of the marriage register, marked Exhibit "A", herewith filed, and asked to be treated and read as a part of this bill, the said marriage having been performed by one Rev. N. S. Martin; that he lived and cohabited with his wife, in the said County of Nansemond, Virginia, from the date of their said marriage until the month of September or October, 1910, during one of which months his said wife, left, abandoned and deserted him without cause, justification or excuse, and to and including this date has not returned to him, though he has been to her and requested her to return to him.

T H I R D

His said wife, he is now informed, lives in Sleepy Hole District, with her Uncle, John Brewer, at Morrison's Ford.

Whereas inasmuch as your orator is remediless save in a court of equity, where matters of this sort are properly cognizable, he prays that his said wife be made a party defendant to

this bill, requiring her to answer the same, but an answer under oath is waived; that, upon the hearing, your honor will grant unto your orator a divorce, a vinculo ~~et~~ matrimoni; and for such other, further, and general relief as in equity may seem proper, and your orator will ever pray, etc.

Andrew Neal
By Counsel

William M. Cunningham
p.q.

Bill

Andrew Veal

vs.

Arlethia Veal

In
Chancery

Filed March 18, 1930

WILLIAM M. CRUMPLER
ATTORNEY AT LAW
SUFFOLK, VA.