

1906-06

Southampton County Chancery - Hines, Peter vs Hines, Hattie (Nichols)

Divorce

To The Honorable R.R. Prentiss, Judge of the Circuit Court of
Southampton County Va,

In Chancery,

Humbly complaining, your orator Peter Hines, sheweth unto your honor, that On Decr 25th, 1897, he was duly married in the County Of Southampton, to one Hattie Nicholson, all of which will more fully appear from a copy of said marriage license, marked exhibit A, filed with this bill and prayed to be read as appart of the same, that he did all in his power to make her a loving and a good husband, providing for her in every way in the very best manner he could, but notwithstanding all this, she sometime in May 1900, without any good cause, or reason, in fact with none, dliberately left and deserted your orator and has never lived with him since, Your orator has good reason to believe that since she has left him she has been guilty of adultery, Your arator states that the marriage took place in aforesaid county, and there was the place where she lived with him, Such being the case your orator wishes to be divorced from her,

In tender consideration whereof, and inasmuch as your arator is without relief save in a court of equity where such matters are alone cognizable, He prays that the said Hattie Hines, may be made a party ^{defendant} plaintiff to this bill and required to make full and perfect answer to the the same, And that your orator may be entirely divorced from her, and the marriage be dissolved. And that the court would grant your orator such other, further, general and special relief as the nature of his case may demand or to equity seem meet, As in duty bound your orator will ever pray, may it so please the court,

Peter Hines

By Wm Olands
his Counsel

Peter Hines
or } Stat: Rules
Katie Hines

✓

Peter Hines

Pltiff

et al

Stat: Rules

Hattie Hines

Defth

1906 - June 22nd. Process ip^d to 1st July: Rules.

" 1st July Rules: Process ret^d Executed.

Bill & Ex: filed.

De vera nisi.

1906. 2nd July Rules: Bill taken for Confessed
and Cause set for hearing.

MARRIAGE LICENSE

Virginia, Southampton 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,

Peter Himes
and Hattie Nicholson

Given under my hand, as Clerk of the County Court of Southampton Co this 24th day of Dec'r 1897
B. F. McLennan 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 3, 1900.

Time of Marriage, Dec 25, 1897	Place of Husband's Birth, Brunswick
Place of Marriage, Southampton	Place of Wife's Birth, A. C.
Full Names of Parties Married, Peter Himes Hattie Nicholson	Place of Husband's Residence, Southampton
Color, W. C.	Place of Wife's Residence, "
Age of Husband, 27 years	Names of Husband's Parents, —
Age of Wife, 18 "	Names of Wife's Parents, Ben and Emma Nicholson
Condition of Husband (widowed or single or divorced) single	Occupation of Husband, Farmer
Condition of Wife (widowed or single or divorced) "	

Given under my hand this 24th day of Dec'r 1897
B. F. McLennan Clerk.

Certificate of Time and Place of Marriage.

I, Daniel P. Dillard, a _____ of the _____
Church, or religious order of that name, do certify that on the 25th day of
December 1897, at _____, at _____, under authority of the above
License, I united in Marriage the persons named and described therein.

Given under my hand this 25th day of December 1897.

Daniel P. Dillard.

The Minister celebrating a marriage is required, within two months thereafter, to return the License to the Office of the Clerk who issued the same, with an endorsement thereon of the FACT of such marriage, and of the TIME and PLACE of celebrating the same.

A Copy: Teste - B. F. McLennan. D. C.
By: Euba D. Dillard. D. C.

Hines

23-2

Sp. in Chan.

Hines

1906-1st July Rules
Executed on The 23rd

day of June. 1906.

in the City of
Newport News, Virginia

by delivering to
Hattie Hines

in person a
True copy of the

within mentioned

Order of the
City of Newport News

My C. C. Curtis, Secy.

Sept. fee for costs paid
in C. C. Curtis
C. C. Curtis, Secy.

THE COMMONWEALTH OF VIRGINIA.

TO THE ~~SHERIFF OF SOUTHAMPTON COUNTY~~, GREETING:

WE COMMAND YOU TO SUMMON *Heath Hines*

to appear at the Clerk's Office of our Circuit Court of Southampton County, at the Rules to be holden for the said Court on the *1st* Monday in *July* 1906 - next, to answer a Bill in Chancery exhibited against *h. r. d.* in our said Court by *Peter Hines*

And this *he* shall in nowise omit under penalty of law. And have then there this writ.

Witness, B. F. McLEMORE, Clerk of our said Court, at the Courthouse, this *2nd* day of *June*, 1906, in the *24th* year of the Commonwealth.

Teste :

B. F. McLemore, C. C.

1906

Spicer, Peter

— 20³ Decree

Spicer, Hattie

Enter this July 18, 1906

Robert R. Smith

Entered in

D. O. B. - p. 282.

William Shanks, p. 9.

* Hines, Peter, *
* vs. *
* Hines, Hattie, *

This day this cause came on to be heard on the bill of the complainant, and the exhibits therewith filed and the depositions of witnesses; the defendant, Hattie Hines, against whom process was returned, duly executed, still failing to appear and plead, answer or demur, and was argued by counsel.

On consideration whereof, the Court doth adjudge, order and decree that the marriage heretofore had and solemnized between Peter Hines and Hattie Hines, be, and the same is hereby dissolved; and that the said Peter Hines be forever divorced a vinculo matrimonii from the said Hattie Hines.

And it appearing to the Court that nothing remains to be done in this cause, ^{it} is ordered that it be removed from the docket.

4 July 1906
Peter Hines

vs.

NOTICE.

Hattie Hines

executed in the City
of Newport News, Virginia
on the 7th day of
July, 1906. by Relinquishing
to Hattie Hines
in person a true
copy of the within
notice.

E. W. Milstead, Sergeant
of City of Newport News,
Virginia.

By C. C. Curtis of the City.

Sgt. fee 50¢ paid
C. C. Curtis of the City



..... *Hattie Hines*

You are hereby notified that on the *13th* day of *July*, in the year 190*6*....., at the office of *Wm Shands* *Coventland Va.*..... Va., between the hours of ...*8*... A. M. and ...*6*... P. M. of that day, I shall proceed to take the depositions of *J. T. Porter*

..... and others, to be read as evidence in my behalf in a certain *suit in chancery* depending in the *Circuit* Court for Southampton county, wherein I am *Plaintiff* and you are *defendant*.....; and if, from any cause, the taking of the said depositions be not commenced, or, if commenced, be not concluded on that day, the taking thereof will be adjourned from day to day, at the same place and between the same hours, until the same shall be completed.

Your obedient servant,

..... *Peter Hines*

To
City Sergeant of
Newport Rhode Island
By

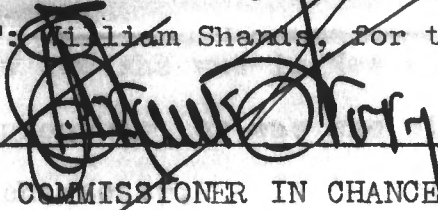
Wm Shands
his attorney

*
* Hines, Hattie, *
* *
* vs. *
* *
* Hines, Peter. *
* *

Deposition.

The depositions of J. T. Porter and Ephrim Mason, taken before me, E. Frank Story, a commissioner in chancery for the circuit court of Southampton County, Virginia, pursuant to notice hereto annexed, at the office of William Shands, in the town of Courtland, Southampton County, Virginia, on the 12th day of July, 1906, between the hours of 8 A. M. and 6 P. M., to be read as evidence on behalf of Peter Hines, the plaintiff, in a certain suit in equity, depending in the Circuit Court of Southampton County, Virginia, wherein Hattie Hines, is defendant and Peter Hines is plaintiff.

PRESENT: William Shands, for the plaintiff.


COMMISSIONER IN CHANCERY.

A. She was with bad people and an disreputable person.
Q. Do you think any pure woman would be found in such places as you saw her?
A. No I know a pure woman would not be found in such places.
Q. When they were married and living together they lived in Capron this county did they not?
A. Yes sir.

And further this deponent saith not.



Witness, J. T. Porter, being duly sworn deposes as follows:

Q. What is your name, age, residence, occupation, and do you know the parties to this suit.

A. J. T. Porter, age 27 years, occupation, lumberman and know the parties to this suit well, in fact have known the defendant ever since she was a child.

Q. Do you know whether the defendant, Hattie Hines, now lives with the plaintiff, Peter Hines, or not.

A. I know she does not live with him; she left him sometime in year 1900, and has not been back or lived with him since.

Q. Did he treat her well while she lived with him.

A. Yes he treated her well.

Q. Do you know why she left him.

A. No, I don't know, she left him of her own accord.

Q. Do you know where she is now.

A. No I do not know where she is now, but the last time I saw her she was in Newport News.

Q. You said when you last saw hwe she was in New Port News,- was she then conducting herself properly, or was she with bad people, that is people od bad moral charactor.

A. She was with bad people and in disreputable places.

Q. Do you think any pure woman would be found in such places as you saw her.

A. No I know a pure woman would not be found in such places.

Q. When they were married and living together they lived in Capron this county did they not.

A. Yes sir.

Q. Since she left him has she ever been back to live with him.
And further this deponant saith not.

J. T. Porter

John J. Hines
mar

Witness, Ephrim Mason, being duly sworn deposes as follows:

Q. What is your name residence, age, occupation and do you know the parties to this suit.

A. Ephrim Mason, fifty-two years old, reside in Capron, Southampton County, Virginia, lumberman, and know the parties to the suit.

Q. Do Peter and Hattie Hines now live together or not.

A. They do not, she left Peter something like seven or eight years ago.

Q. Did she leave him of her own accord.

A. She must have done so, for she had no cause whatever for leaving him.

Q. How did he treat her and provide for her when she lived with him.

A. Very good.

Q. Do you know where she is now, but when I last saw her, about four years ago she was in Newport News.

Q. What was she doing there when you saw her.

A. She seemed to be doing nothing but idling, and I would judge she was leading a bad life.

Q. You say she was leading a bad life,- do you mean to say that she was in places where loose and immoral women and men go.

A. Yes, indeed I do, I am sure of that fact.

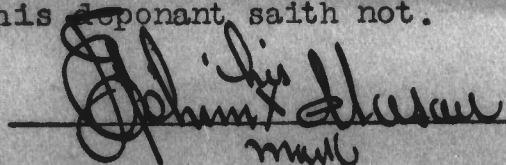
Q. When they lived together did they live in Capron in this County.

A. Yes sir.

Q. Since she left him has she ever been back to live with him.

A. No sir she has never been back.

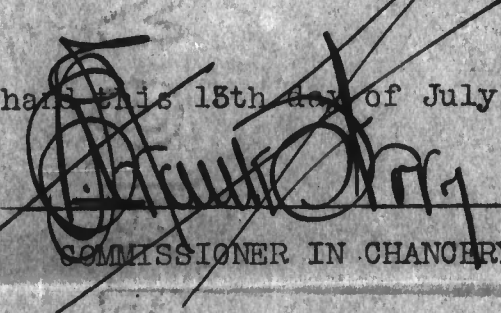
And further this deponent saith not.

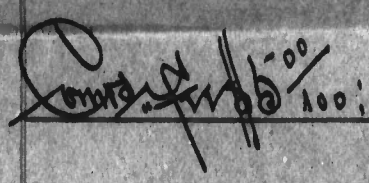

_____.

STATE OF VIRGINIA, (to-wit:
Southampton County, (

I, E. Frank Story, a commissioner in chancery for the circuit court in and for the county aforesaid, in the State of Virginia, do hereby certify that the foregoing depositions were duly taken, reduced to writing, and signed by the witnesses, J. T. Porter and Ephrim Mason, respectively, before me, at the place and time therein mentioned, pursuant to the annexed notice.

Given under my hand this 13th day of July, 1906.


COMMISSIONER IN CHANCERY.


J. T. Porter
100

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Tax Cert. 40 - filing away papers - 25. 65

Feb 2/07 paid - B & M Lumber Co. 4.86

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Pd Am. Standard Law Co. 16.50

E. Frank Ferry. Comm in Chg 5.00

\$ 26.86