

1911-11

Southampton County Chancery. Newsom, Helen M. (DeLoatch) vs Newsome, Samuel

Divorce

Helen M. Newson

183 Bell + 1/2 mile

Samuel Newson

191 3/4 - 1/2 mile

3474

WILLIAM SHANDS
ATTORNEY AND COUNSELLOR AT LAW
COURTLAND, VA.

To the Hon. J. L. McEmore Judge of the circuit court of Southampton Co, Va,

In Chancery,

Humbly complaining your orator, Helen M. Newsom, sheweth unto your honor, that on November the 24th, 1904, she then being single and named Helen M. DeLoatche, she was married in the county of Southampton Va by Rev F. L. Mason to Samuel Newsom of said county, as will more fully appear by a copy of the marriage license herewith filed, marked exhibit No One and prayed to be read as a part of this bill, That your orator did her best to make him a loving, true and industrious wife, working hard^{ly} furnish her home, keep it in good order, bringing her earnings to aid in the support of her husband and her herself cooking and washing for him, and doing all that a good wife could do for her husband, That notwithstanding all this, her said husband, after a while grew harsh and unkind to her, treating her in a thoughtless and unkind way, And at last after having lived with her for some little time over twelve months, he without any good cause, willfully abandoned and deserted her and continues to desert, abandon and live apart from her, and have nothing to do with her, he having at the time he deserted her in aforesaid county, taken all his property away and left her nothing to aid her in any way, That they were married in the county of Southampton Va, and there was where they lived while together after marriage until he deserted her, That it has been over three years since he deserted and abandoned her, In tender consideration whereof, and in-as much as your orator is without relief save in a court of equity where such matters are cognizable, she therefore prays that the said Samuel Newsom, may be made a party defendant to this bill and ^{required} to make full and perfect answer to the same, that your orator may be entirely divorced from him, and the marriage dissolved, And that the court would grant her all such other, further, and general and special relief as the nature of her case may require or to equity seem meet, As your orator will ever pray,

Helen M. Newsom

By Wm. Shands
her attorney

Wm. Shands p. 93

Helen.M.Newson,

Vs(Final Decree,

Samuel.Newson,

To be entered July 1911 Term 1911

James L. McManis

ENTERED - C.O.B.

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Helen.M.Newson,

Vs(Final ^Decree,

Samuel.Newson,

This day this caude which has been regularly matured at rules,came on to be heard on the plaintiff,s bill and the depositions of witnesses,and was argued by counsel.On consideration whereof,it appearing that the parties last ebhabited in the county of Southampton Virginia where

the parties are now living and have so resided for the twelve months

and that the defendand has dweltt and aband oned the complaciant for more than 3 years
preceeding the institution of this suit,the court doth adjudge,order and

decrees that the marriage heretoforehad and solemnized between the plaintiff

Helen.M.Newson and the defendant Samuel.Newson,shall be and the same is

hereby dissolved,and that the said Helen .M.Newson,nbe divorced from the

said Samuel.Newson.And there appearing nothing further to be done in this

cause,ordered that the same be removed from the docket,

before the institution of this suit.

Henry M. Newsum
v.

Samuel Newsum

Depositions

1911 July 3. Ref.
H.M.N.

WILLIAM SHANDS,
ATTORNEY AND COUNSELLOR AT LAW
COURTLAND, VA.

The depositions of Frank Mason and others, taken at Courtland Va at the office of Wm. Shands on July 3rd, 1911 between the hours of 8 A.M. and 8 P.M., in the chancery cause of Helen M. Newson against Samuel Newson, before me Claude, J. Edwards, a commissioner in chancery for the circuit court of Southampton County Va, same to be read as evidence in behalf of the plaintiff, Helen M. Newson in said suit, and taken pursuant to notice hereto attached,

The witness Frank Mason being first duly sworn, deposes and says as follows,
1st Q, What is your age, residence, occupation and do you know the parties to this suit?

1st A, Am forty years old, live in Southampton Co, Va, near parties to this suit, and have known them well for a long time, I am a farmer, We all live near Breweryville Va,

2nd Q, Do you know when the parties were married and how long they lived together?

2nd A, In the fall of 1904, I think it was on Thanksgiving day that year, they lived together a little over a year, when Samuel Newson left his wife, they were living on the George Turner home farm near Koske in this county at the time he left her, he left her and took all his property away and left her without any thing to aid her,

3rd Q, Do you know how he treated her while he lived with her, and how she behaved towards him?

3rd A, I do, He was very unkind to her, in fact cruel to her, often beating her and without any just cause, because she certainly worked hard and did her best to aid him and make him a good wife, Once just before the time for her confinement he beat her so badly that she miscarried and had a very hard time,

4th Q, Has he ever lived with her since he left her?

4th A, No sir, he has not, nor has he ever come near her or aided her in any way, in fact he has told me he never intended to live with her any more, The common report is that he is going with another woman in preference to his wife, and on intimate terms and relations with her, Both her and his wife live in Southampton Co Va, And further this deponent sayeth not,

Witness Joshua Leigh, Frank Mason

The witness Joshua, Leigh, being duly sworn deposes and says as follows,

1 Q, State your age, occupation, residence and do you know the parties to this suit,

1st A, Am 30 years old know the parties to this suit very well, Am Farmer,

When they were married in the fall of 1904, they lived on the adjoining farm to mine near Koskood Southampton Co Va, They lived together a little over twelve months, then Sam left and deserted his wife and without any good cause, he even took everything he had in the house where they lived and left her with nothing, I am now living at Drewryville Va,

2nd Q Do you know how he treated her while he lived with her and how she acted towards her?.

2nd A, I do, he was very cruel towards her, I was passing along the road by the house in which they lived one day, and he was beating her very badly, she is a smart industrious woman And I know did her best to make him a good wife and aid him all she could, I know he is a sorry worthless man, and made her a bad and cruel husband while he lived with her,

3rd, Q Now long has it been since he deserted her and has he ever lived with her since he deserted her?.

3rd A, As I have said before, he did not live with her but a little over one year, so he has not lived with since he left her, thus he it has been some over five years since he deserted her, I know he has not lived with her since he deserted her, And he has since told me he never intended to live with her again, In fact to common report is that he has taken up with another woman,

4th Q Where do the parties live now? and do you know where the marriage took place?.

4th A, As I said above, they were married in this county and all the time they lived together was in this county, They still live in this county, but have not lived together since he deserted her, F.L. Mason, was the preacher who married them, And farther this deponent sayeth not,

Signed,

Joshua Leigh

The witness Mary.Mason being duly sworn deposes and says as follows,

1st Q State your age, residence, occupation and if you know the parties to this suit,?

1st A, Am 47 years old, know the parties to this suit well, have know them all their lives, I live near Breweryville in this county near where the parties live, My husband is a farmer and I help him, and attend to my house hold duties,

2nd Q, State if you know when and where the parties were married and if they live together now or not,?

2nd A, Married in Southampton Co Va on Thanksgiving day I think it was, Nov 24th, 1904, by preacher F.L. Mason, They do not live together now, for about a little over a year after they were married, Samuel Mason deserted and left his wife, and he has not lived with her since,

3rd Q State if you know, how he treated her while he did live with her, and also state how she behaved herself,?

3rd A, He was very unkind and cruel to her often beating her and abusing her

I waited on her on once, when she was confined and had a miscarriage shortly after he had beat her right badly, she had a mighty hard time then, He deserted her not long after then, I know she was an industrious woman and did her best to make him a good wife. He is just naturally a cruel man

4th Q, While they did live together where were they, and has he ever lived with her since he left her, And how long has it been since he deserted her

4th A, They lived near Koskoo in this county while they did live together,

He has never lived with her since he deserted her, And he certainly deserted her without any good cause at all, He even took all his property away and left her with out anything thing, It was been some over five years since he deserted her, He told me, and I understand many others too, that he never intended to live with her again, And further this deponent sayeth not,

Signed,

Joshua Leigh

Mary X Mason
her mark

Office Of Wm. Shands, Courtland Va July 3rd, 1911,
Virginia,
Southampton County to-wit;-

I Claude, J. Edwards, a
Commissioner in chancery for the circuit court of Southampton County Va,
hereby certify that the above depositions of Frank, Mason, Joshua, Leigh and
Mary. Mason were duly taken before at the time and place and for the purpose
in the caption mentioned and were duly sworn to and subscribed to before me
in my said county by the said parties, Said depositions along with the notice
for taking the same, are herewith filed, Given under my hand this 3rd day of
July 1911,

Claude J. Edwards
Commissioner in chancery,

Comrs fee \$5,

in ~~Cambridge~~ ^{Cambridge} Co.
Executed this 23rd
day of June 1911
by delivering ^(at law) copy
of within summons
to Samuel Newton
in person

Geo T. Sumner Sg
By J. E. Sumner Sg

VS.

NOTICE.

Samuel Newton

John W. Newton

To Samuel Newsum

You are hereby notified that on the 3rd day of July, in the
year 1941....., at the office of William Shands St. Gertraud Jr
Va., between the hours of 8 A. M. and 8 P. M. of that day, I shall proceed to take the dep-
ositions of Frank Mason and
..... 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 com-
menced, 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,

June 22nd 1941

Robert M. Newsum
By Council

Newsoms Helene M
or { Allan Spaw Cho

Newsoms Samuel

1911-1" J. E. Kelly

^{in (at) [illegible] Co}

Executed this 23rd

day June 1911

by delivering copy
of within [illegible]

to Samuel Newsom

in person

Just 9 June 1911

By J. E. Kelly
Sper

Alias Summons.

The Commonwealth of Virginia.

To The Sheriff Of Southampton County—Greeting:

WE COMMAND THAT YOU SUMMON

Samuel Newson

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 1911* to answer a Bill in Chancery exhibited against *her* in our said Court by

Helen M. Newson

And this *Rel* shall in no wise omit under penalty of law. And have then there this writ.

Witness, H. B. McLEMORE, Clerk of our said Court, at the Courthouse, this

21st day of *June*

1911

, in the *135th* year of the Commonwealth.

Teste:

H. B. McLeMore

C. C.

Neasom
and
Delsalee } Mon. Li.

1904

Exhibit No. One.

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,

Samuel Nesson
and Helen M. DeLoatche

Given under my hand, as Clerk of the Circuit Court of Southampton Co. this 22nd day of Nov. 1904.

R. F. McLenore 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, Nov. 24 th 1904	Place of Husband's Birth, Southampton Co.
Place of Marriage, Southampton Co.	Place of Wife's Birth, " "
Full Names of Parties Married, Samuel Nesson and Helen M. DeLoatche	Place of Husband's Residence, " "
Color, Col.	Place of Wife's Residence, " "
Age of Husband, 22 years	Names of Husband's Parents, Andrew and Pattie Nesson
Age of Wife, 17 "	Names of Wife's Parents, James DeLoatche and Mary Mason
Condition of Husband (widowed or single or divorced), Single	Occupation of Husband, Laborer
Condition of Wife (widowed or single or divorced), "	

Given under my hand this 22nd day of Nov. 1904.

R. F. McLenore Clerk.

Certificate of Time and Place of Marriage.

I, F. L. Mason, Minister of the Baptist Church, or religious order of that name, do certify that on the 24th day of Nov. 1904, at Southampton Co., under authority of the above License, I united in Marriage the persons named and described therein.

Given under my hand this 6th day of Jan. 1905.

F. L. Mason

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 - Rele. - H. P. McLenore Clerk.
By: R. M. Wells D. C.

M.

TO H. B. McLEMORE, DR.
CLERK OF THE CIRCUIT COURT OF SOUTHAMPTON COUNTY

25	13	Atty 10	Doc 18	per bus	15	76
7th	Dep	10	Rules	100		115
Ent	return	35				35
Deem	36	Copy	License	50		86
For	Cost	20				20
7th	paper				25	25
H.B.	McL	Dr.	<u>Paul</u>			3.57