

1911-13

Southampton County Chancery

Scott, G. W.

vs

Scott, Thos.

"Divorce"

Rosa Scott

H.B. Billingsbury

Thos. Scott

1910 Nov 32nd paid

H.B. Billingsbury

WILLIAM SHANDS, P2
ATTORNEY AND COUNSELLOR AT LAW
COURTLAND, VA.

To Hon J.L.MeLemore Judge of the circuit court of Southampton County Va,

---In Chancery sitting----

Humbly complaining, your orator, Rosa, Seott, begs leave to shew to the court, that on Sept 25th, 1905, in the aforesaid county she then being, single and known as Rosa, Minnis, was duly married by preacher, M. Pitchford to one Thos. Seott of said county, that he lived with her for a short time, being anything but a kind and loving husband even during the time he lived with her, and she did her best to make him a good and loving and industrious husband, but he unmindful and careless of such, willfully deserted and abandoned her in a short time and has not lived with her far more than three years, or had anything to do with her, The marriage and cohabitation took place in the aforesaid county where both parties live, and he has no idea or intention of ever trying to live with her again, All this was done without any fault on the part of the plaintiff. Nor has his conduct since leaving her been at all exemplary, Such being the facts your orator wishes to be divorced and freed by law from him and most earnestly asks the court to grant her a divorce from him, In tender consideration whereof, and in as much as she is without relief save in a court of equity where such matters are alone cognizable, She prays that the said Thos. Seott may be made a party defendant to this suit, and duly required to make proper answer to the same, and that the court would grant your orator a divorce from the bond of marriage with him according to law, And that the court would grant your orator all such other, further, general and special relief, as the nature of her case may require or to equity seem meet and proper, as in duty bound your orator will ever pray &.

Rosa. Seott

By Wm. Shouds her attorney

Scatt

no

Scatt

Sprain Chip

1906 1st Jan Rules.

Executed this 30th
day of December 1905
by delivery of a
true copy of the
within writ to
Rosa Scatt in person

J. W. Bryant Deputy

J. L. Williams

THE COMMONWEALTH OF VIRGINIA.

TO THE SHERIFF OF SOUTHAMPTON COUNTY, GREETING:

WE COMMAND YOU TO SUMMON.....

Rosa Scott

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 *Jan.* 190*6*
next, to answer a Bill in Chancery exhibited against *her*
in our said Court by *Thomas A. Scott*

And this *she* 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
28 day of *December*, 190*5*, in the *30* year of the Commonwealth.

Teste :

B. F. McLemore, C. C.

Scott Thomas

- 12 3/4 Bill in Academy.

Scott, Rosa

1966 - 1st. Jan Rules - Filed.

B. F. McLeeward b. b

TO THE HONORABLE ROBERT R. PRENTIS, JUDGE OF THE CIR-
CUIT COURT OF SOUTHAMPTON COUNTY, VIRGINIA:

which is hereby expressed: IN CHANCERY: the marriage heretofore

and Humbly complaining, your complainant, Thomas Scott, and
showeth unto the Court the following cause of complaint:

That on the 25th day of September, 1905, he was united
in marriage with Rosa Minnis, in Southampton County, Virginia,
as will more fully appear from a copy of the marriage license
herewith filed marked "Exhibit A" and prayed to be read as a
part of this bill; that your said complainant and his said wife
lived together in Southampton County, Virginia, (in which said
place they still reside, though separately, as hereinafter stat-
ed) until the latter part of November, 1905, when to the great
grief, humiliation and sorrow of your complainant he became
aware of the fact that prior to their said marriage his said
wife, without the knowledge of your complainant, had been a
prostitute; that immediately upon obtaining knowledge of the
said fact he at once informed her that he could no longer live
with her as a husband, and he here states and alleges that he
has not, since his knowledge of the fact that she was a prosti-
tute, as aforesaid, co-habited with his said wife.

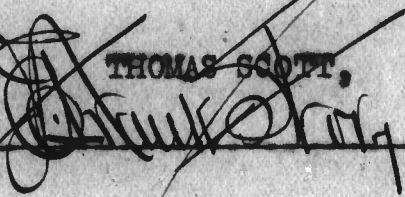
That the said Rosa Scott (nee Mennis), the defendant,
having been a prostitute prior to her said marriage with your
complainant, without his knowledge, and he never having co-
habited with her since his knowledge of the fact, your complain-
ant is advised that he is entitled to a divorce a vinculo mat-
rimonii from her.

In tender consideration whereof, and inasmuch as your
complainant is without remedy save in a Court of Equity, where
such matters are alone and properly cognizable, your complain-
ant prays that the said Rosa Scott may be made a party defendant

to this bill and required to answer same, though answer under oath is hereby expressly waived; that the marriage heretofore had and solemnized between the said Rosa Scott (nee Mannis) and ~~you~~ complainant may be dissolved and annulled, and your complainant entirely divorced a vinculo matrimonii from the said defendant, and that all such other, further, general and special relief may be granted your complainant as the nature of his case may require or to equity may seem meet.

And your complainant will ever pray &c.

THOMAS SCOTT,

By , his Attorney.

, P. q.

Scott

iv } Stat: Rules

Scott

1 Jan - 06

Thomas Scott

"

Stat: Rules

Rosa Scott

1906. Dec 28 - Process if - to 1" Jan'y Rules 1906

1906 - 1" Jan'y Rules - Process ret'd Executed -

Bill & Exhibits filed -

Daarce Nisi

1906. 2" Jan'y Rules: Bill taken for Confessed -

Cause set for hearing.

To The Sheriff of Southampton County Va. To Execute

Thos. Scott,

My dear Thomas Scott, now
his wife from any person
who is a member of the
age of fifteen years
could not be found, Thomas
Scott's usual place of
abode on the 6th day of
Jan'y 1911, to the with the
on the 6th day of Jan'y.
1911, with in the County
of Southampton by leaving
a true copy of the same in
writing posted at the front
door of said County place
of abode.

Yours Truly
J. L. Turner Sheriff
By J. L. Turner S.D.

Circuit

vs.

NOTICE.

County and Va.

January 21st 1911

Has been

Has been

To The Sheriff of Southampton County Va ,To Execute-----

To Thos. Seott, ...

You are hereby notified that on the ~~9th~~^{ninth} day of ~~January~~....., in the year 1911...., at the office of William Shands...at Courtland Va..... Va., between the hours of 8..... A. M. and 8..... P. M. of that day, I shall proceed to take the depositions of A. P. Porter. W. D. 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,

Courtland Va,

January 3rd 1911

..... Rosa Lorie

By Wm. Shands Her Counsel

Scott Rosa

v } Spacie Chen

Scott Thos

1910-2" Nov Rules.

Neither Tom Scott nor
his wife nor any person
who is a member of Tom
Scott's family have over
the age of fifteen
years could be found
at Tom Scott's usual
place of abode on the
18th day of Nov. 1910
the writ in summons
was served on the
18th day of Nov. 1910 with
in the County of Pasquot
tore by leaving a true copy
the same in writing put
at the front door of said
place of abode

Jas D Turner Sheriff
By J. A. L. W. S.

The Commonwealth of Virginia.

TO THE SHERIFF OF SOUTHAMPTON COUNTY—GREETING:

We command that you summon

Thos Scott

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 *3rd* Monday in *Nov* 1910 to answer a Bill in Chancery exhibited against *him* in our said Court by *Rosa Scott*

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

Witness, *H. F.* McLEMORE, Clerk of our said Court, at the Courthouse this *18th* day of *Nov*, 1910, in the *30th* year of the Commonwealth.

Teste:

H. F. McLenore C. C.

Dea. Scott,

75 (Deposited)

Dea. Scott,

1911 Jan 9. paid
H. M. C. C.

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

The depositions of W.D.Porter and A.P.Porter,
of William, Shands Courtland Va, between the hours of 9 A.M. and 6 P.M. on Jan'y
9th, 1911, in the chancery cause of Rosa, Seott Against Thos. Seott now pending
in the circuit court of Southampton County Va, before me C.J. Edwards,
a commissioner in chancery for the circuit court of Southampton County Va,
pursuant to notice herewith filed and duly executed, The said evidence to read
as evidence in behalf of the plaintiff, Rosa. Seott in the said suit,

The witness W.D.Porter being first duly sworn, deposes and says as follows,

Q 1, State yer age, residence, occupation and whether you know the parties to
this suit or not.

A 1, About 58 years old, farmer and reside near Handson Southampton County Va,
and know the parties to this suit very well both live very near me, the
plaintiff has been working for me for some years,

Q 2, Do you know whether the parties live together now or not, and if not how
long has it been since Thos. Seott lived with the plaintiff, Rosa. Seott,?

A 2, They do not live together, It has not been less than four years, in fact
some longer than that, ^{left and} ~~had~~ refused to live with her or have anything to do
with her, since he left her,

Q 2, State so far as you know did she make him a good wife during what time
he did live with her?

A 3, ^{Yes} So far as I knew, and they lived near me. ~~She~~ ^{He} is a very industrious, well
behaved woman, and as I have stated above, she has been working me for years
and I hence am in a position to know her pretty well,

Q 4, Do you know whether they have ever lived together since he parted from
and left her?

A 4, No they have not, and as I have stated above, he not only went live with
her, but dont even go near her or have anything to do with her, and has
fully left and abandoned her, And further this deponent sayeth not,

Signed,

W.D. Porter

The witness A.B.Porter being first duly sworn,deposes and says as follows,

Q 1,State your age,residence,occupation and if you know the parties to this suit or not.

A 1,I am thirty-seven years old, reside near Handson Southampton County Va and know the parties to this suit very well,as they live not far from me

Q 2,About how long ago were they married and how long did they live together after the marriage?.

A 2,Some over five years ago,were married in the county of Southampton Va, minister marrying them being named M.Pitchford,they did not live together but a very short time,

Q3,Do you know whether Thos.Scott lives with the plaintiff,Rosa,Scott now or not,and if he does not,how long has it been since he did live with her?

A 3,No sir,he does not live her,and has not lived with her since he left her over four years ago,ner so far as I know does he help her in any way,in f he never has anything to do with her,

Q,4,State so far as you know did she behave herself properly during such time as Thos.Scott did live with her,

A 4,Yes sir,she certainly did,and since he left her she has been working for my father W.D.Porter a good deal and she is a hard working ,industrious woman, and I see her quite often and in position to know,

Q⁵ Do both of the parties still live in Southampton County Va,?.

A T,Yes,and since the defendant left Rosa,her grandfather helps to take care of her,for Thos.Scott went do anything for her or have anything to do with her in any way,So far I know he left and abandoned her for no good cause at all,And further this deponent sayeth not—

Signed,

A. P. Porter

Office Of

William, Shands,

Courtland Va Jan'y 9th, 1911.

I.C.J. Edwards, a commissioner in chancery for the circuit court of Southampton County Virginia, hereby certify, that the above depositions of W.D. Porter, and A.P. Porter, were duly taken before me at the time and place and for the purpose mentioned in the caption, and were duly subscribed to and sworn to before me by the said parties in my said county, both of the said witnesses being well known to me as farmers and residents of the said county, Given under my hand this 9th day of January 1911.

Claud J. Edwards

Commissioner in Chancery for the circuit court for
Southampton County, Va.,

Comrs fee \$5,

Witness fees,

W.R. Porter .50.

A.P. Porter .50.

Scott
and
Mimmis } Ua. Li.

1905-

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,

Thomas Scott

and Rosa Minnie

Given under my hand, as Clerk of the Circuit Court of Southampton Co. this 25th day of Sept. 1905.

B. F. McEnroe, 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, Sept. 25 th 1905.	Place of Husband's Birth, Southampton Co.
Place of Marriage, Southampton Co.	Place of Wife's Birth, " "
Full Names of Parties Married, Thom. Scott	Place of Husband's Residence, " "
and Rosa Minnie	Place of Wife's Residence, " "
Color, Col.	Names of Husband's Parents, _____
Age of Husband, 30	Names of Wife's Parents, Jack and Missie
Age of Wife, 18	Minnie
Condition of Husband (widowed or single or divorced) _____	Occupation of Husband, Laborer
Condition of Wife (widowed or single or divorced) Single	

Given under my hand this 25th day of Sept. 1905.

B. F. McEnroe, Clerk.

Certificate of Time and Place of Marriage

I, W. Fitchford, of the Cur. Co.

Church, or religious order of that name, do certify that on the 28th day of Sept. 1905, at The home, under authority of the above License, I united in Marriage the persons named and described therein.

Given under my hand this 28th day of Sept. 1905.

Rev. W. Fitchford.

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.

Rosa.Scott,
Vs(Final Decree,
Thos.Scott,

To be entered Jany(17) 5orm 1911,

Wm L. Moore

ENTERED @ C.O.B.

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Rosa.Scott,

Vs(Final Decree,

Thos.Scott,

This day this cause which has been duly 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 cohabited in the county of Sputhampton Va, where the parties are now living, and have so resided for the twelve months next preceeding the institution of this suit, *and that the charge of desertion & abandonment as charged in the bill have been fully sustained.* the court doth adjudge, order and decree, that the marriage heretofore had and solemnized between the plaintiff, Rosa.Scott and the defendant Thos.Scott, shall be, and the same is hereby dissolved, and that the saidc Rosa.Scott, be divorced from the said Thos.Scott, And there appearing nothing further to be done in this cause, ordered that the same be removed from the docket,