

1916-012 Chansey Cause: Robert Bagley vs Henrietta Bagley

224

Dale of Wright County

other surnames: Dixon,  
Saunders, Freeman

|  |  |                                                       |  |                                                                                                                                        |                                                        |
|--|--|-------------------------------------------------------|--|----------------------------------------------------------------------------------------------------------------------------------------|--------------------------------------------------------|
|  |  | Bagley<br>v. 1914<br>Bagley<br><br>Bill of Complaint. |  | <p>CLERK OF THE<br/>COURT OF COMMON PLEAS<br/>OF THE COUNTY OF WINDSOR</p> <p>Dec 13 1915</p> <p>Teste <i>John W. Deans</i> Clerk.</p> | PARKE P. DEANS<br>ATTORNEY-AT-LAW<br>WINDSOR, VIRGINIA |
|--|--|-------------------------------------------------------|--|----------------------------------------------------------------------------------------------------------------------------------------|--------------------------------------------------------|

December 13th. 1915: Bill filed: affidavit for order of publication filed: Order publication entered, posted and sent to Suffolk Herald for printing

Second December Rules, 1915: Continued on order Publication:

First January Rules, 1916: Continued on order Publication:

Second January Rules, 1916: Printers certificate filed, showing som-  
pletion of publication January 6th. 1916.

Third January Rules, 1916: Order of Publication executed and cause  
set down for hearing.

(5) That your complainant last cohabited with the said Henrietta Bagley near Windsor, in the County of Isle of Wight, and State of Virginia:

In consideration whereof, and forasmuch as your complainant is remediless in the premises save in a court of equity, your complainant prays that the said Henrietta Bagley may be made a party defendant to this bill, and required, but not on oath, to answer the same, the oath being hereby waived; that proper process may be issued; that a divorce from the bond of matrimony which was created by the aforesaid marriage be decreed him; that absolute control and custody of Mamie L. Bagley, Roosevelt Bagley, Desmoine Bagley and Mollie Bagley, their children be given to your complainant, and that your complainant may have all such further, and other, and general relief in the premises as the nature of his case may require or to equity shall seem meet.

Robert Bagley  
Complainant.

Parke P. Deans Counsel.

State of Virginia,

County of Isle of Wight to-wit:

Robert Bagley, the complainant named in the foregoing bill, being duly sworn, says that the facts and allegations therein contained are true, except so far as they are therein stated to be upon information, and that so far as they are therein stated to be upon information he believes them to be true.

Robert Bagley

Taken, sworn to and subscribed before me, Parke P. Deans a Commissioner in Chancery for the County and State aforesaid, in my County aforesaid, this 10th day of December, 1915.

Parke P. Deans  
Commissioner in Chancery.

In the Circuit Court of Isle of Wight County, Virginia:

Robert Bagley

v.

BILL

Henrietta Bagley.

To the Honorable Circuit Court of Isle of Wight County:

Your complainant, Robert Bagley respectfully represents:

(1) That on the\_\_ day of June, 189\_\_, your complainant, Robert Bagley was lawfully married in Lunenburg County, Virginia to Henrietta Dixon ~~as~~ will appear from a certificate of marriage herewith filed, marked "Exhibit A", and made a part of this bill;

(2) That continuously from the date of marriage until the 10th day of September, 1912, your complainant and the said Henrietta Bagley who was Dixon, lived together as husband and wife in Isle of Wight County, Virginia near Windsor;

(3) That from this marriage four children, to-wit: Mamie L. Bagley, age seventeen years; Roosevelt Bagley, age fourteen; Desmoin Bagley, age ten years and Mollie Bagley, age eight years, were born and now live with your complainant;

(4) That the said Henrietta Bagley has wilfully deserted and abandoned your complainant for a period of more than three years; that is to say, on the 10th day of September, 1912, the said Henrietta Bagley did, voluntarily, wilfully and without any justification whatever, leave their home in Isle of Wight County on a west bound Virginian Railway train and has never returned; and that your complainant has never heard from her since that day, nor does he now know where she is or whether she be dead or alive;

(5) That your complainant has resided and has been domiciled in this State ever since the aforesaid marriage and for more than one year next preceding the commencement of this suit, and is domiciled and now resides in this State; and

6

Robert Bayley

7 of January 22d

Humbert Bayley

Depositions

VERMILION CLAYTON COPIES OF THE  
ORIGINAL COURT OF THE COUNTY  
OF ISLE OF WIGHT

Filed 4<sup>th</sup> 1816

Filed

Teste

A. S. Johnson

Clerk

caused me to think that there was any trouble between them.  
It was plain to me that he made proper provision for her, I  
am sure of that.

Q. What sort of a man is Robert? A. He is a working man, straight-  
forward and honest, always stays in a job, and is quiet and peace-  
able, has never been in any trouble so far as I know.

Q. Where are his children now? A. They are either with him or  
in his care.

Q. Does he provide for his children well? A. Yes sir, he sends  
them to school and to church and gives them plenty to eat and  
wear.

Q. And further this deponent saith not.

Charles Freeman

State of Virginia,

County of Isle of Wight,

I, A. S. Johnson, a Commissioner in Chancery for the Circuit  
Court of the County of Isle of Wight, State of Virginia, do  
hereby certify that the foregoing depositions were this day  
taken before me in my said County, and duly certified.

Given under my hand this 4th. day of February, 1916.

A. S. Johnson  
Commissioner in Chancery.

*Courts fee \$ 5.00*

contrary. I went to their home several times while she was there. He owned his little place, having worked for it and paid for it.

Q. Does he attend church, and does he make his children go to church? A. Yes sir.

Q. Does he send the children to school? Yes sir.

Q. Has he lived in this County all the time since he came here some fifteen or eighteen years ago? A. Yes sir.

Q. Do you think Robert is the proper person to have custody and care of the children? A. Yes sir.

And further this deponent saith not.

MS. Saunders

Charles Freeman being duly sworn, deposes and says:

Q. Please state your name, age, residence and occupation? A. My name is Charles Freeman, I live in Isle of Wight County near Windsor, and am a farmer. I am forty five years old.

Q. Are you acquainted with Robert Bagley and his wife, Henrietta Bagley? A. Yes sir, I have been knowing them for ten years.

Q. Are they now living together? A. No sir, she left him in 1912, the 10th. September, and went away, I do not know where.

Q. Do you know whether she has ever tried to get the children away from Robert? A. No sir, I have never heard anything of it is she did.

Q. Do you know anything about the way Robert provided for her while they lived together as man and wife? A. Yes sir, he provided for her and treated her as nice as any colored man in his position could do. He was good to her. I went to the house often, where they lived, and I never saw anything that

Virginia: Circuit Court of the County of Isle of Wight.

Robert Bagley

vs) Chancery.

Henrietta Bagley.

The depositions of Mosel L. Saunders and Charles Freeman, taken before me, A. S. Johnson, a Commissioner in Chancery for the Circuit Court of the County of Isle of Wight, February 4th. 1916, at the Courthouse of said County, to be read as evidence in the suit above entitled, now pending in said court, in behalf of the complainant.

Moses L. Saunders being duly sworn, deposes and says:

Q. Please state your name, age, residence and occupation? A.

My name is Moses L. Saunders, I am thirty two years old; I live in Isle of Wight County, near Windsor, and am a farmer.

Q. Do you know Robert Bagley and Henrietta Bagley, the complainant and defendant in this suit, respectively, and if so state how long you have known them, and how well? A. I have known them for fifteen or eighteen years, ever since they moved down here, and I have been living in the same neighborhood with them ever since that time.

Q. Are they living together now? A. No sir, she left him 10th. September, 1912, and went away, I do not know where.

Q. Did they have any children? A. Yes sir, four, all of them living with him or in his care. Their ages are from about sixteen or seventeen years down to about eight or nine.

Q. Do you know why Henrietta left Robert? A. No sir, I do not.

Q. Is Robert an industrious and orderly man? A. Yes sir.

Q. What sort of a reputation does he bear in his community? A.

Good. I have never heard anything against him since I have known him.

Q. Did he provide for his wife when they lived together, according to his means? A. I think so, I have never heard anything to the

Robert Bagley  
 n { Cherry and  
 Heurich Bagley

VIRGINIA, CLERK OF THE  
 CIRCUIT COURT OF THE COUNTY  
 OF HALE IN COURT

Clerks

Office of SUFFOLK HERALD.

SUFFOLK, VA., JAN 26 1916 190---

I hereby certify that the order of which the annexed is a  
copy has been published in THE SUFFOLK HERALD in the  
manner prescribed by law---once a week for four successive weeks.  
beginning Dec 17 - 1915 and ending  
Jan 7 - 1916.

J. H. Stenwick  
Editor Herald  
J. H. Stenwick  
Manager

**VIRGINIA:** Clerk's Office of the Circuit Court of the County of Isle of Wight, December 13th, 1915.

Robert Bagley,

vs) Chancery

Henrietta Bagley.

The object of the foregoing suit is for the plaintiff, Robert Bagley, to obtain a divorce from the bond of matrimony with Henriette Bagley. And affidavit having been made and filed which asserts that diligence has been used by and on behalf of the plaintiff to ascertain in what county or corporation Henrietta Bagley is without effect, it is ordered that said Henrietta Bagley appear in the Clerk's Office of the Circuit Court of the County of Isle of Wight within fifteen days after due publication hereof, and do what may be necessary to protect her interests in this suit.

A copy Teste,

A. S. JOHNSON, Clerk.

Parke P. Deans, p. q.

Dec. 17-4t.

4

Robert Bayley  
vs { Chancery v. v. d.  
Harrison Bayley

Copy of order Prothonotary

VERIFIED TRUE COPY OF THE  
ORIGINAL ORDER OF THE COURT  
OF THE COUNTY OF KINGS

12713

1815

Deed

Teste Coffman Clerk

VIRGINIA: CLERK'S OFFICE OF THE CIRCUIT COURT OF THE COUNTY OF  
ISLE OF WIGHT DECEMBER 13th.1915.

Robert Bagley  
vs) Chancery  
Henrietta Bagley.

The object of the foregoing suit is for the plaintiff, Robert Bagley, to obtain a divorce from the bond of matrimony with Henriette Bagley. And affidavit having been made and filed which asserts that diligence has been used by and on behalf of the plaintiff to ascertain in what county or corporation Henrietta Bagley is without effect, it is ordered that said Henrietta Bagley appear in the Clerk's Office of the Circuit Court of the County of Isle of Wight within fifteen days after due publication hereof, and do what may be necessary to protect her interests in this suit.

A copy,

Teste, *A. Johnson* Clerk.

A copy of the above order was posted at the front door of the Courthouse, and a copy sent to Suffolk Herald for publication, December 13th. 1915.

Teste, *A. Johnson* Clerk.

Bagley

v. *Smith*

Bagley

Affidavit for Order of  
Publication

Subscribed and sworn to before me this 15th day of

15

Clerk.

*Notary Public for Oregon*

County of *Clatsop*, State of *Oregon*

Know all men by these presents

that *Bagley* is the owner of the

property described in the

within and subject to the provisions of the

and the same is hereby published for the purpose of

the same being the property of the said *Bagley*

and the same is hereby published for the purpose of

the same being the property of the said *Bagley*

and the same is hereby published for the purpose of

the same being the property of the said *Bagley*

and the same is hereby published for the purpose of

the same being the property of the said *Bagley*

and the same is hereby published for the purpose of

the same being the property of the said *Bagley*

and the same is hereby published for the purpose of

the same being the property of the said *Bagley*

and the same is hereby published for the purpose of

the same being the property of the said *Bagley*

and the same is hereby published for the purpose of

the same being the property of the said *Bagley*

and the same is hereby published for the purpose of

the same being the property of the said *Bagley*

and the same is hereby published for the purpose of

the same being the property of the said *Bagley*

and the same is hereby published for the purpose of

the same being the property of the said *Bagley*

and the same is hereby published for the purpose of

the same being the property of the said *Bagley*

and the same is hereby published for the purpose of

the same being the property of the said *Bagley*

Robert Bagley

v.

Affidavit.

Henrietta Bagley

State of Virginia,

County of Isle of Wight, to-wit:

This day Robert Bagley the above named plaintiff, personally appeared before me, Parke P. Deans a Commissioner in Chancery for the County and State aforesaid, in my County aforesaid and made oath that diligence has been used by and on behalf of the plaintiff to ascertain in what county or corporation, Henrietta Bagley, the above named defendant is, without effect.

Given under my hand and seal this 10th day of December, 1915

Robert Bagley

Subscribed and sworn to before me this 10th day of  
December, 1915.

Parke P. Deans  
Commissioner in Chancery.

Robert Bagley

v. 224

Henrietta Bagley.

C. O. B. 7, Page 324

DECREE

1916  
Feb. 7.  
Enter this

B. D. W.

PARKE P. DEANS  
ATTORNEY-AT-LAW  
WINDSOR, VIRGINIA

And nothing further remaining to be done in this suit  
it is further ordered that the same be removed from the docket.

1

Plaintiff

V.

Defendant.

Warmer  
in the ~~water~~ forward to land against open front where face of sandstone is

On consideration whereof, and it appearing to the court independently of the admissions of either party in the pleadings or otherwise, that the said parties were lawfully married on the 10th day of June, 1894; that Henrietta Bagley voluntarily, willfully and without any justification deserted the plaintiff on the 10th day of September 1912; <sup>that</sup> and they have been separated from that time; that the said parties resided <sup>were</sup> and domiciled in this State from the time of their marriage to the day of separation; that they last cohabited in the County of Isle of Wight; and that the plaintiff has been domiciled in this state and county for more than one year <sup>2</sup> preceding the commencement of this suit; the Court doth adjudge, order, and decree, that the said Robert Bagley and Henrietta Bagley be divorced from the bond of matrimony which was created by the aforesaid marriage, and the said said marriage be, and the same hereby is, dissolved <sup>and</sup> ~~and annulled~~, the Court doth further adjudge, order and decree that the care and custody of the infant children, Mamie L. Bagley, Roosevelt Bagley, Desmond Bagley and Mollie Bagley, by the aforesaid marriage, be awarded to the said Robert Bagley, with whom they shall remain.

shall remain.

IN THE COURT OF THE DISTRICT OF COLUMBIA

RECEIVED

IN DECEMBER

1891

Bagley

v. 124

Bagley.

Memo.

VERIFICATION OF THE  
DEED OF THE DISTRICT OF COLUMBIA  
OF THE DISTRICT OF COLUMBIA

1712

10 13

2nd

Upman

Clerk.

In the Circuit Court of Isle of Wight County, Virginia.

Robert Bagley

v.

IN CHANCERY

Henrietta Bagley.

To A. S. Johnson Clerk of Circuit Court:

ST  
A

Issue summons for Second December Rules, 1915.

ST  
A

ST  
A

John H. Camp p. 99

65.  
36.

Bagley, Robert.

-WITH ) M.L.

Henrietta Dixon.

1894, June 18th, Rec'd.

A COPY,

Teste:-

*John L. Quinn* Clk

*Bagley*  
*n of Cy No 224*  
*Bagley*

*Dated 7/4/1916*

# MARRIAGE LICENSE



Virginia, Lunenburg 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,

Robert Bagley

and Henrietta Dixon

Given under my hand, as Clerk of the County Court of Lunenburg this 7th day of June 19 1894.

Jno. L. Yates

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, June 10th, 1894

Place of Husband's Birth, Lunenburg

Place of Marriage, Lunenburg Co.

Place of Wife's Birth, "

Full Names of Parties Married, Robert Bagley

Place of Husband's Residence, "

and Henrietta Dixon

Place of Wife's Residence, "

Color, Colored

Names of Husband's Parents, Randal & Polly Bagley

Age of Husband, 21 years

Names of Wife's Parents, Simon & Molly Dixon

Age of Wife, 21 "

Condition of Husband (widowed or single or divorced) Single

Condition of Wife (widowed or single or divorced) Single

Occupation of Husband, Farming.

Given under my hand this 7th day of June 19 1894.

Jno. L. Yates,

Clerk.

## Certificate of Time and Place of Marriage.

I, certify that on the 10th day of June 1894 the

~~Church, or religious order of that name, do certify that on the~~ day of 19, at Mr. Simon Housein, Lunenburg County, Virginia.

License, I united in Marriage the persons named and described therein, under the authority of the annexed License.

~~Given under my hand this~~ day of 19.

C. C. Johnson.

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.

Henry Row  
for E. L. Jones, Clerk