

1917-023 Chancery Causes: John Thomas Griffin vs Cora Turner Griffin

259

Isle of Wight County

other surnames: Bradshaw,
Mitchell, Turner

John Thomas Griffin

vs.

Cora Turner Griffin.

(B I L L)

1st March Rules 1917

*Process returned executed.
Dec filed. Decree nisi*

2nd March Rules 1917

*Defendant not having
appeared, cause set for
hearing*

HUGH L. HOLLAND
ATTORNEY AT LAW
SUFFOLK, VIRGINIA

Given under my hand this 1st day of March, 1917.

Lon G. Taylor
Notary Public.

My commissions expire on the 7th day of November,
1919.

Fourth: 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

Fifth: That your Complainant last co-habited with the said Cora Turner Griffin in the County of Isle of Wight, 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 Cora Turner Griffin 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 issue, that a divorce from the bond of matrimony, which was created by the aforesaid marriage, be decreed him; 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.

Witness:

Lon G. Taylor.

John Thomas Griffin
his
mark
Complainant.

Angus Holland,

Counsel.

State of Virginia,

City of Suffolk -----to-wit:

This day, John Thomas Griffin, the Complainant named in the foregoing bill, personally appeared before me in my city aforesaid, and made oath before me that the facts and allegations therein contained are true, except so far as they are therein stated to be upon information, and so far as they are therein stated to be upon information, he believes them to be true.

IN THE CIRCUIT COURT OF ISLE OF WIGHT COUNTY, VIRGINIA:

John Thomas Griffin ----- Complainant
vs. B I L L
Cora Turner Griffin ----- Defendant

To the Honorable Circuit Court of Isle of Wight County:
Your Complainant, John Thomas Griffin, respectfully represents:

First: That on the _____ day of December, 1903
Your Complainant, John Thomas Griffin, was lawfully married in
Southampton County, Virginia, as will appear from a certificate
of marriage marked "EXHIBIT-A" and made a part of this bill;
and

Second: That continuously from the date of said marriage,
until the _____ day of January, 1911, your Complainant and
the said Cora Turner Griffin lived together as husband and wife,
near Carrsville, in the County of Isle of Wight, in the State
of Virginia; and

Third: That the said Cora Turner Griffin has wilfully
deserted and abandoned your Complainant for a period of more
than three years, that is to say, on the _____ day of January,
1911, the said Cora Turner Griffin did voluntarily, wilfully
and without any justification, whatever, leave her home; that
immediately before leaving she stated to your Complainant
that she was going to leave him forever, and that she would
never return to him; and that your Complainant has never seen
her since that day, nor does he know where she is, or whether
she be dead or alive except that he is informed that she is living
in the City of Norfolk, Virginia; and

2

John Thomas Griffin
of Chancery
Cora Turner Griffin

Subpoena

Executed in the
City of Norfolk the
26. day of February
1917. by delivering a
copy here of to Cora
Turner Griffin in
person.

C. L. Huggins Sergt
City of Norfolk
by C. L. Quinn
Deputy

Serpts fee 50c

C. L. Quinn
clerk

VIRGINIA CLERKS OFFICE OF THE
CIRCUIT COURT OF THE COUNTY
OF ISLE OF WIGHT

2/1 1917
Returned certified

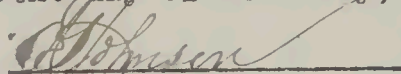
Teste, A. Johnson Clerk.

VIRGINIA: CIRCUIT COURT OF THE COUNTY OF ISLE OF
WIGHT.

COMMONWEALTH OF VIRGINIA,
TO THE SERGEANT OF THE CITY OF NORFOLK, GREETING:

We command you that you summon Cora Turner Griffin
to appear at the Clerk's Office of the Circuit Court
of the County of Isle of Wight, at the rules to be
holden therefor on the first Monday in March, 1917,
to answer a bill in chancery filed against her by
John Thomas Griffin. And have then and there this
writ.

Witness, A. S. Johnson, Clerk of the Cir-
cuit Court of the County of Isle of Wight, at the
Courthouse, this 19th. day of February, 1917.

 Clerk.

Hugh L. Holland, p.g.

Residence of defendant reported to be 324 Cumberland
Street.

32x

Griffin

65 Fayette

John Thomas Griffin

vs.

Cora Turner Griffin.

ORIGINAL

(Notice of taking depositions)

Executed in the City of Norfolk, Va.,
this the 23 day of March 1917 by
serving a Copy hereof on

Cora Turner
Griffin

W. L. PIERSON.

W. L. PIERSON,

Sergt. City of Norfolk, Va.

By *B. L. Quinn* Deputy.

Receipt fee 50cts paid

works at 65 Fayette

"ORIGINAL"

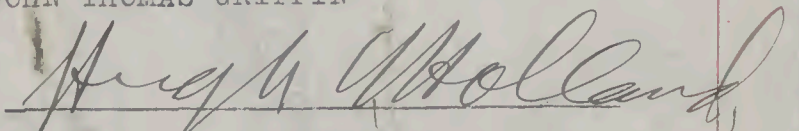
To Cora Turner Griffin:

Take notice that I shall on the 3rd day of April, 1917, at the office of Bradford Kilby, on Washington Square, in the City of Suffolk, Virginia, between the hours of 10:00 A. M. and 5:00 P. M., on that day, proceed to take the depositions of Johnnie Bradshaw and others, to be read as evidence in my behalf in a certain chancery suit depending in the Circuit Court of the County of Isle of Wight, wherein you are defendant, and wherein I am plaintiff, and if from any cause the taking of the said depositions be not commenced on that day, or, if commenced, be not concluded on that day, the taking of the same will be adjourned and continue from day to day, or from time to time, at the same place and between the same hours, until the same shall be completed.

Given under my hand this 21st day of March,
1917.

JOHN THOMAS GRIFFIN

By

A handwritten signature in dark ink, appearing to read "Hugh Holland", written over a horizontal line.

His Attorney.

John Thomas Griffin

VS

Cora Turner Griffin.

(DEPOSITIONS)

HUGH L. HOLLAND
ATTORNEY AT LAW
SUFFOLK, VIRGINIA

Virginia,

County of Nansemond, to-wit:

I, Bradford Kilby, a Commissioner in Chancery for the Circuit Court of Nansemond County, Va. do hereby certify that the foregoing depositions of John Thomas Griffen, Johnnie Bradshaw, and George W. Mitchell, were duly taken, sworn to, and subscribed before me, at the time and place and for the purpose in the caption hereto mentioned.

Given under my hand this 3rd. day of April 1917.

A handwritten signature in cursive script, reading "Bradford Kilby", written over a horizontal line.

Commissioner in Chancery for the
Circuit Court of Nansemond County, Va.

Comr's fee: \$5.

John Thomas Griffin

John Thomas Griffin being duly sworn deposes and says:

- Q. State your name, age, residence and occupation.
- A. John Thomas Griffin, 37 years, Isle of Wight County, farming.
- Q. When did you and your wife separate.
- A. I don't know exactly. About six years ago.
- Q. Did you leave her or did she leave you?
- A. She left me.
- Q. How long did you live together after you were married?
- A. We lived together about eight years.
- Q. Where did you live?
- A. We lived in Southampton County awhile, about three or four years, then we went to Isle of Wight to live, and lived there until we separated.
- Q. You lived in Isle of Wight up until the time she left you?
- A. Living in Isle of Wight, near Carrsville, Va.
- Q. What did she say when she left?
- A. She said she was going to leave me, and wasn't coming back.
- Q. Did she say she was not coming back?
- A. Yes.
- Q. Did you give her any reason to leave you?
- A. No, I did not give her any reason.

By the Commissioner

- Q. Did you treat her well and provide a home for her, good food, good clothes, comfortable and according to your ability.
- A. Yes, sir, I certain did, as good as I could.

By Mr. Holland.

Q. Do you know what reason your wife had for leaving you?

A. I saw her several times going with Wills Banks, and he left about the same time she did, and I think that was her reason for leaving, to go off with him.

And further this complainant saith not-

John Thomas ^{his} Griffie
mark

Witness:
L. H. Taylor.

Johnnie Bradshaw being duly sworn deposes and saith as follows:

Q. State your name, age, residence and occupation.

A. Johnnie Bradshaw, 21 years old, public work. I live in Southampton County, near Sedley, Va.

Q. Did you know John Thomas Griffin and Cora Turner Griffin at the time they were living together as husband and wife?

A. Yes, sir.

Q. About how often did you see them?

A. I saw them sometimes twice a month, and sometimes three times a year.

Q. You knew them pretty well, did you not?

A. Yes, sir.

Q. Which one left the other.

A. She left him. She left him in the house they were living together in.

Q. When did she leave him?

A. She left him in 1911, I think.

Q. Have they lived together since that time.

A. No, sir, not that I know of.

Q. You would have known it had they gone back together?

A. Yes, sir, if they had gone back together, I would have known it.

Q. What kind of a husband did he make her?

A. From the time I have seen them, he looked like he made her a pretty good husband. He farmed, and did what a poor man could on a farm.

- Q. Did he mistreat her in any way to your knowledge?
- A. I never heard of him mistreating her at all.
- Q. Did she give him any reason to leave him?
- A. No, sir, not that I know of.
- Q. Where were they living at the time she left him.
- A. Near Carrsville, in Isle of Wight County, Va.
- Q. Where is John Thomas Griffin living now?
- A. He is living near Carrsville, on Mr. Freeman's farm.
- Q. How long has he been living in Carrsville?
- A. Ever since she left him.
- Q. Has John Thomas Griffin Been living in Virginia, in Isle
o of Wight County, more than a year preceding the commence--
ment of this suit.
- A. Yes, sir, he lived in Isle of Wight County ever since she
left him.

And further this deponent saith not.

Johnnie ^{his} Bradshaw
mark

Witness:
L. G. Saylor.

George Mitchell being duly sworn deposes and says:

- Q. Please state your age, name, residence and occupation.
- A. George Mitchell, 31 years, near Carrsville, Va., farming.
- Q. Did you know John Thomas Griffin and Cora Turner Griffin when they were living together.
- A. I knew them in 1910.
- Q. What kind of a husband did Griffin make?
- A. He seemed to be a pretty fair husband at the time I knew them.
- Q. Did he mistreat her in any way?
- A. I never knew anything of it.
- Q. When did she leave him?
- A. In 1911, I think.
- Q. Where were they living at the time she left him?
- A. Near Carrsville, Isle of Wight County, Va.
- Q. Have they lived together as husband and wife since that time?
- A. No, sir.
- Q. If they had gone back together would you have known about it?
- A. Yes, sir. I lived within a quarter of a mile of them.
- Q. Did he give her any reason to leave him that you know of?
- A. None that I know of.
- Q. Did he support her as a husband in his circumstances was able to do?
- A. Yes, it seems to me he did.
- Q. Where has he been living since you have been knowing him?
- A. In Isle of Wight County, Va.

By the Commissioner

Q. You do not know why she left?

A. I don't know her reason. I heard her say that she was going to leave him. It was at my wife's mother's house when she made that statement.

Q. Is that where you live?

A. Yes, sir.

Q. She did not give any reason?

A. No, she just made that expression.

Q. How long after she made that statement was it before she left?

A. It was about a week.

Q. Did you see her when she left, pack her duds and go.

A. No, I was not there. I do not know what day she left. The next day after she left, John Griffin told me that his wife left yesterday, as he met me to-day.

Q. You met John and he told you that his wife had left.

A. Yes, he told me that his wife had left.

And further this deponent saith not.

J. H. Mitchell

The depositions of John Thomas Griffen and others, taken before me, Bradford Kilby, a Commissioner in Chancery for the Circuit Court of Nansemond County, Va. pursuant to notice hereto annexed, at my office in the City of Suffolk, Va. on the 3rd. day of April 1917, between the hours of 10 A.M. and 5 P.M. to be read as evidence in behalf of John Thomas Griffen in a certain suit in equity depending in the Circuit Court of Isle of Wight County, Va. wherein Cora Turner Griffen is Defendant and John Thomas Griffen is Complainant.

Present; Hugh L. Holland, Attorney for the Complainant.

No Attorney for the defendant.

John Thomas Griffin

vs. } 260

Cora Turner Griffin.

(D E C R E E)

1917
Apr. 2.
Enter this
B.D.W.

Col. B. 7 Page 408

HUGH L. HOLLAND
ATTORNEY AT LAW
SUFFOLK, VIRGINIA

John Thomas Griffin

vs.

IN CHANCERY

Cora Turner Griffin

In the Circuit Court of Isle of Wight County,
Virginia:
in which the defendant has been duly served with process.
This cause came on this day to be heard on the bill
of complaint, and the depositions of witnesses, taken after due
and legal notice to the defendant, ~~as required by law, and~~
~~the defendant, who appears to have been served with process~~
and the defendant still
~~in the manner prescribed by law,~~ failing to plead, answer
or demur, and was argued by counsel.

On consideration whereof, it appearing to the the
Court from the evidence ~~submitted~~ in this cause, that the said
defendant, Cora Turner Griffin, ~~since her marriage with the~~
~~plaintiff,~~ *the complainant* has deserted him for a period of more than three
prior to the institution of this cause,
years, that the plaintiff is a resident of the County of
in said county and
Isle of Wight, and has been domiciled in the State of Virginia,
for more than twelve months next preceding the commencement
of this suit, and that the plaintiff and defendant last co-
habited in the County of Isle of Wight, the Court doth adjudge,
order and decree that the ~~said plaintiff be,~~ *complainant* and he is hereby
granted a ~~full~~ divorce a vinculo matrimonii from the said
defendant, and that the marriage heretofore solemnized be, and
the same is, hereby ~~annulled and set aside,~~ *dissolved* and it appearing
that nothing further remains to be done in this cause, it is
ordered to be stricken from the docket.

John Thomas Grippie
to of Cy No 259
Per Turner Grippie

Memo

VIRGINIA CLERK'S OFFICE OF THE
CIRCUIT COURT OF THE COUNTY
OF ISLE OF WIGHT

21st 1917

Filed

Testo, A. Johnson Clerk.

IN THE CIRCUIT COURT OF ISLE OF WIGHT COUNTY, VIRGINIA:

John Thomas Griffin ----- Plaintiff

VS. IN CHANCERY

Cora Turner Griffin ----- Defendant

Please summon defendant for plaintiff, In Chancery,
to first March (1917) rules.

Hugh Holland p. q.

4
Biffen John
20 } Ma. Li.
Lumer Cora

1903 - Dec. 24

Page 453.

"Exhibit A"

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,

and John Griffin
Kora Turner

Given under my hand, as Clerk of the Circuit Court of Southampton County, this 24th day of December 1903

L. A. Gay 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, <u>December 27th 1903</u>	Place of Husband's Birth, <u>Southampton Co.</u>
Place of Marriage, <u>Southampton Co.</u>	Place of Wife's Birth, <u>"</u>
Full Names of Parties Married, <u>John Griffin</u> <u>and Kora Turner</u>	Place of Husband's Residence, <u>"</u>
Color, <u>Colored</u>	Place of Wife's Residence, <u>"</u>
Age of Husband, <u>23</u> years	Names of Husband's Parents, <u>Frank and</u> <u>Ada Griffin</u>
Age of Wife, <u>22</u> "	Names of Wife's Parents, <u>John and</u> <u>Emma Turner</u>
Condition of Husband (widowed or single or divorced) <u>Single</u>	Occupation of Husband, <u>Laborer</u>
Condition of Wife (widowed or single or divorced) <u>"</u>	

Given under my hand this 24th day of December 1903

L. A. Gay Clerk.

Certificate of Time and Place of Marriage.

I, certify that on the 27th of the day of December, 1903
~~Church, or religious order of that name, do certify that on the~~ day of
19, at her home, under authority of the above
License, I united in Marriage the persons named and described therein.

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

J. P. Hicks

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: File: H. B. M. - Deane, Clerk
By: B. M. Miller, D.C.