

1920-019 Chancery Causes, Ezechiel Watson Jones vs Mary E. Jones

294

Isle of Wight County

other SURNAMES: Hundley,
Williams, Delk

³
E. Jones. Plaintiff
vs. The Chaucery 1914
Mary E. Jones. Defendant
Bill

7 mo January rules 1919
Process returned executed
Bill filed. Decees nisi

ERNEST H. WILLIAMS
Attorney-at-Law
SMITHFIELD, VIRGINIA

VIRGINIA:

IN THE CIRCUIT COURT OF ISLE OF WIGHT COUNTY:

E.W.JONES _____ PLAINTIFF.

VS: IN CHANCERY.

MARY E. JONES _____ DEFENDANT.

TO THE HON. B.D.WHITE, JUDGE OF THE SAID COURT:

Your Complainant, E.W.Jones, respectfully represents that on October 15th., 1903, he was married to the said Defendant, in the County of Isle of Wight, Virginia, as will appear by a copy of the marriage license, herewith filed, marked Exhibit "A" and made a part of this bill; and,

That your Complainant was a constant, dutiful and faithful husband to the said Defendant; and,

That the said Defendant has willfully deserted and abandoned your Complainant for a period of more than three years, that is to say, that on the 9th. day of September, 1912, the said Defendant, without any justification willfully deserted and abandoned your Complainant, and has never offered to return, and such desertion and abandonment has continued to this time; and,

That your Complainant has resided in the County of Isle of Wight, Virginia, all his life, and last cohabited with the said Defendant in the said County.

In consideration whereof, and for as much as your Complainant is remediless in the premises save in a Court of equity, he prays that the said Defendant, Mary E.Jones, may be made a party defendant to this bill and be required to answer the same, an answer under oath being waived; that proper process may be issued; that a divorce from the bond of matrimony created by the said marriage be decreed him; and that your Complainant may have all such further and general relief as the nature of his case may require or to equity shall seem meet.

And your Complainant will ever pray, etc.

E. Williams

P.Q.

W. Jones

By Counsel

E. W. Jones

vs) Chancery. No. 294

Mary E. Jones.

Subpoena.

Executed in the City of
Richmond, Va., on the 11th day
of January 1919, by delivering
a true copy thereof: to
Mary E. Jones, in person.

John S. Fatterfield
Deputy Sheriff
by
Richmond Va
Paul Patouche
Deputy.

Filed Jan 20/1919
W. C. Johnson. Clk

Fee 50[¢] Paid

COMMONWEALTH OF VIRGINIA,

TO THE SERGEANT OF THE CITY OF RICHMOND, GREETING:

We command you that you summon Mary E. Jones to appear at the Clerk's Office of the Circuit Court for the County of Isle of Wight, at the rules to be holden therefor, on the third Monday in January, 1919, to answer a bill in chancery filed against her by E. W. Jones. And have then and there this writ.

Witness, A. S. Johnson, Clerk of said Court, at the Courthouse, this 9th. day of January, 1919, and in the 142nd. year of the Commonwealth.

Teste,


_____ Clerk.

E. H. Williams, p.q.
Smithfield, Va.

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JONES, PLAINTIFF

VS) IN CHANCERY.

JONES, DEFENDANT.

DEPOSITIONS.

E. H. WILLIAMS
ATTORNEY-AT-LAW
SMITHFIELD, VIRGINIA

Jones — — — — — Deed
v.

Jones — — — — — Def.

Notice to Take Deed.

Executed in the City of
Richmond, Va. on the 25th
day of January 1919, by
delivering a true copy thereof;
to Mary E. Jones, in person.

John S. Patton, Jr.
City Sergeant
by Richmond,
Va.

Paul H. Hatcher
Deputy

Mary E. Jones

Fee 50^c Paid.

TO MARY E. JONES:

Take notice that I shall, on the 1st. day of February, 1919, at the office of E.H.Williams, in the Town of Smithfield, Virginia, between the hours of 9 A.M. and 6 P.M., on that day, proceed to take the depositions of John Munford and others, to be read in my behalf, in a certain suit now depending in the Circuit Court of the County of Isle of Wight, Virginia, wherein you are defendant and 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 continued 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 24th., day of January, 1919.

E.H. Williams p.q.

Mary E. Jones
BY COUNSEL.

Defendant lives at #1024 West Main Street.

T.H.Delk being duly sworn deposes as follows:

Q. What is your name age, residence and occupation?

A. T.H.Delk, 44, Isle of Wight County, Farming.

Q. Do you know Watson Jones and Mary E. Jones?

A. Yes Sir. Very Well.

Q. About how long is it since they lived together as man and wife?

A. Five or six years.

Q. Have you ever heard Mary E. Jones say anything about living with Watson Jones?

A. I have heard her say at my house time and time again that she was never going to live with him again.

Q. Did these parties last live together in the County of Isle of Wight?

A. Yes Sir.

And further this deponent saith not.

T. H. Delk,

Virginia,
County of Isle of Wight, to-wit:

I, George F. Whitley, a Commissioner in Chancery of the Circuit Court for the County aforesaid, in the State of Virginia, do here by certify that the aforesaid depositions of E. W. Jones, T. H. Delk and ~~F. M. Hundley~~, were duly taken, sworn to, and subscribed before me at the times and place and for the purpose in the caption hereto mentioned.

Given under my hand this 20th day of November, 1920.

Geo. F. Whitley,
Commissioner in Chancery

J. M. Hundley, being duly sworn, deposes as follows:

Q. What is your name, age, residence and occupation?

A. Farmer, Post Office at Smithfield, thirty years old, name is J. M. Hundley.

Q. Do you know ^EWatson — Jones and Mary E. Jones, his wife?

A. Yes.

Q. How long?

A. I been knowing him the last fifteen or twenty years and her all my life, she is older than I am.

Q. What relation is she to you?

A. Sister.

Q. Are they now living together?

A. Not as I know of, I don't think so.

Q. How long since they separated, tell the number of years?

A. I couldn't tell you to save my life.

Q. The best you can.

A. I think it has been much as eight years ago, seven or eight.

Q. Have you heard her make any statements as to whether or not she expected to live with him again.

A. Yes Sir, I heard her say she never expected to live with him again.

Q. Did they last live together in Isle of Wight County?

A. Yes Sir.

Q. Do you know where they were married?

A. Yes, at home, near Bob's Post Office, or near Moonlight.

Q. Is that in Isle of Wight County?

A. Yes Sir.

And further this deponent saith not-

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

E. W. JONES,-----Plaintiff,

VS.) In Chancery,

MARY E. JONES,-----Defendant.

The depositions of E. W. Jones, and others, taken before me, George F. Whitley, a Commissioner in Chancery of the Circuit Court of Isle of Wight County, pursuant to notice hereto annexed, at the time and place mentioned in the said notice, as to the witnesses, E. W. Jones and T. H. Delk, ~~and continued at the same place to November 20th, 1920, at which time depositions of J. A. Hundley were taken,~~ to be read as evidence in behalf of E. W. Jones, in a certain suit in equity now depending in the said Court between the parties above mentioned.

Present: E.H.Williams for the plaintiff.

E.W.Jones, being duly sworn deposes as follows:

Q. What is your name, residence, age and occupation?

A. E.W.Jones, Isle of Wight County is my residence and my home, but for the last fews years I have lived for a short while in many different places but I have never changed my residence from Isle of Wight, I was born in Isle of Wight, have lived here all of my life and expect to die here, I am 42 years of age and for the present I am engaged in checking freight.

Q. When and where were you Married?

A. October 15th., 1903, in Isle of Wight County, Virginia.

Q. Did you last cohabit with your wife in the County of Isle of Wight, Virginia?

A. Yes, Sir. We never lived together anywheres else.

Q. Do you and your wife now live together?

A. No Sir. She left me on Sept. 9th., 1912, and she has never lived with me since then.

Further this deponent saith not.

E. W. Jones

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JONES , PLAINTIFF

VS) IN CHANCERY

JONES, DEFENDANT

DECRETE

1970
Dec. 20
Entered
B.H.W.

Chancery Order Book 8
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E. H. WILLIAMS
ATTORNEY-AT-LAW
SMITHFIELD, VIRGINIA

VIRGINIA:

IN THE CIRCUIT COURT FOR THE COUNTY OF ISLE OF WIGHT,
_____ TERM, 1920.

-----oOo-----

E. W. JONES,-----Plaintiff,

Vs: In Chancery.

MARY E. JONES-----Defendant.

sic
This cause came on this day to be heard on the complainant's bill, the depositions of witnesses, *(taken after due notice of the defendant)* the defendant on whom process has been duly served, still failing to appear, plead, answer or demur, and was argued by counsel.

On consideration whereof, the Court being of the opinion, from the evidence in this *case*, that the defendant has willfully deserted and abandoned said complainant for a period of *more than* three years, *before the conclusion of this cause,* doth adjudge, order and decree that the marriage heretofore had and solemnized between the said plaintiff and said defendant shall be, and the same is hereby dissolved, and that the said plaintiff be forever divorced from the said defendant.

Nothing further remaining to be done in this cause it is ordered that this suit be stricken from the docket.

*Served to woman
said*

E. W. Jones. Pity
72 Rue Chancery #4
Mary E. Jones. Duke
Mexico.



ERNEST H. WILLIAMS

Attorney-at-Law

ROOMS 6 AND 7

MITCHELL BUILDING

SMITHFIELD, - VIRGINIA

VIRGINIA:

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

E. W. JONES _____ PLAINTIFF.

VS: IN CHANCERY.

MARY E. JONES _____ DEFENDANT.

TO THE CLERK OF SAID COURT:

PLEASE ISSUE SUMMON TO THE SAID DEFENDANT TO ANSWER THE SAID PLAINTIFF A BILL IN CHANCERY. ISSUE SUMMON TO SERGEANT OF THE CITY OF RICHMOND, VA., AND MAKE SAME RETURNABLE TO SECOND JAN. RULES, ~~1919~~ 1919.

Ernest H. Williams p. q.

ENCLOSED FIND CHECK FOR \$6.50.

County (or City)

E. H. Jones

Husband,

and

Marriage License

Mary E. Hurdley

Wife.

Date of Issue

10/15/1902

Marriage Register No.

1

Page

MARRIAGE LICENSE

Virginia Isle Of Wight 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,

Ezekiel Watson Jones, and Mary Elizabeth Hundley,

Given under my hand, as Clerk of ~~Wight~~ County Court of Isle Of Wight Co County (or City) this

14 day of October 1902

N. F. Young Clerk.

MARRIAGE CERTIFICATE

TO BE ANNEXED TO THE LICENSE, REQUIRED BY SECTION 2229 OF THE CODE OF VIRGINIA, AS AMENDED BY ACT OF FEBRUARY 16, 1910.

VIRGINIA: In the Clerk's Office of the County Court for the County (or City) of Isle Of Wight Co.

Date of Marriage October 15th, 1902. Place of Marriage Isle Of Wight Co.

FULL NAMES OF PARTIES

Ezekial Watson Jones, and Mary Elizabeth Hundley,

Age of Husband 25 years; Condition (single, widowed or divorced) Single

Age of wife 20 years; Condition (single, widowed or divorced) Single

Race (White or Colored) White.

Husband's Place of Birth Isle Of Wight Co Residence Same.

Wife's Place of Birth " " " " Residence "

Names of Parents { Husband Ezekiel W. Jones, and Ellen Jones, Wife C. C. Hundley, and Mary E. Hundley,

Occupation of Husband Farmer.

Given under my hand this 14th day of October 1902. 191

N. F. Young. Clerk. By A. S. Johnson D. C.

Certificate of Time and Place of Marriage

I, J. W. Ward, a of the

Church, or religious order of that name, do certify that on the 15 day of October 1902

at home of bride, Virginia, under authority of the above License, I united in Marriage the persons named and described therein. I qualified and gave bond according to law authorizing me to celebrate the rites of marriage in the County (or City) of, State of Virginia.

Given under my hand, this 15th day of October 1910

A COPY.

Teste. R. A. Edwards Clerk. J. W. Ward.

12/20/20

(Person who performs ceremony sign here.)

The Minister or other person celebrating a marriage is required, within thirty (30) days thereafter, to return the license and certificate of the Clerk and his certificate of the time and place at which the marriage was celebrated to the Clerk who issued the license; failure to comply with these requirements of the law makes the Minister or other person celebrating the marriage liable to a fine of not less than ten nor more than twenty dollars for each offense (see Section 2229 of the Code of Virginia, as amended by Act approved February 16, 1910, Acts 1910, chapter 28, pages 36 and 37).

Certificate of Person Performing Marriage Ceremony

TO BE DETACHED AND DELIVERED THE PARTIES MARRIED

I, of the

Church, or religious order of that name, do certify that on the day of 191

at, Virginia, under authority of a license issued by Clerk of

Court of County (or City), State of Virginia, dated the day

of 191, I united, husband, and

, his wife.

Given under my hand this day of 191

(Person who performs ceremony sign here.)