

1928-018 Chancery Causes, K.

W Smith VS R

M. Smith & Berta L. Parker

527

Dale of Wight County

Bill is missing

A. S. JOHNSON

A. E. S. STEPHENS

LAW OFFICES

JOHNSON AND STEPHENS
SMITHFIELD, VIRGINIA

January February 1st., 1928.

Mr. R. A. Edwards, Clerk,
Isle of Wight, Virginia.

Dear Gus:

Following our telephone conversation of this P. M.,
I hand you, herewith, memorandum in the suit of Smith v. Smith.
Check for seven dollars and fifty cents to cover the deposit is
enclosed, also,

Very truly yours,

A handwritten signature in blue ink, reading "A. E. S. Stephens", with a long horizontal flourish extending to the right.

AESS: S.

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

K. W. Smith, -----, Complainant.

v). Chancery. No. 527

R. M. Smith and Berta L. Parker, -----, Respondents.

To Mr. R. A. Edwards, Clerk of the Circuit Court of
the County of Isle of Wight, State of Virginia:

Please issue process for the respondents to answer
the complainanta bill of complaint to be filed against them
in Chancery at the rules to be holden for yoursaid court on the
first Monday in February, 1928.

Direct process to the Sheriff of the County of Isle
of Wight, Virginia.

Johnson & Stephens, f. c.

Deposit made.

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

K. W. Smith,

v). Chancery. No. 527

R. M. Smith and Berta
L. Parker.

Memorandum.

Filed 2/1/28

Dep. made 750

LAW OFFICES
JOHNSON AND STEPHENS
SMITHFIELD, VIRGINIA

PRINTERS

VIRKOTYPERS

PUBLISHERS

A.S. & Stephens



The Smithfield Times

PERCY N. BRISTOW, Editor

"Covers Isle of Wight and Surry Counties like the Sunshine Covers Dixie"

Published Every Friday Morning

SMITHFIELD, VIRGINIA

April 26, 1928

To whom it may concern:

I, Percy N. Bristow, editor The Smithfield Times, a weekly newspaper published at Smithfield, in the County of Isle of Wight, State of Va., do hereby certify that the order of publication of Smith vs. Smith, appeared for four issues - (March 23rd & 30th, April 6th and 13th, 1928-) - in the above named paper -

signed, -

Percy N. Bristow, Editor

Smith
1/3 Antiprism of O. P.
Smith

Fried

4/20/28.

nae

VIRGINIA: IN THE CLERK'S OFFICE OF THE CIRCUIT COURT OF THE
COUNTY OF ISLE OF WIGHT, THE 5TH., DAY OF MARCH, 1928.

K. W. Smith, -----, Complainant.

v). Chancery. No. 527

R. M. Smith and Berta L. Parker, -----, Respondents.

The object of the above styled suit is to obtain partition of a lot or parcel of land situate in the Town of Smithfield, County of Isle of Wight, State of Virginia, whereof Peter Smith died seized and possessed, known as the " Shipyard " lot. And it appearing by affidavit filed according to law that Berta L. Parker, one of the above named respondents, is not a resident of the State of Virginia, it is therefore ordered that the said Berta L. Parker appear within ten days after the due publication of this order, in the Clerk's Office of our said Circuit Court, and do what is necessary to protect her interests. And it is further ordered that this order be published once a week for four successive weeks in the Smithfield Times, newspaper published in the County of Isle of Wight, State of Virginia. And it is further ordered that a copy of this order be posted at the front door of the Courthouse of then County aforesaid on or before the next succeeding rule day, and that another copy of this order be mailed to ~~each~~ of the respondents to the postoffice address given in the affidavit.

R. A. Edwards
Clerk of the Circuit Court of the
County of Isle of Wight, Virginia.

Johnson and Stephens, f. c.

VIRGINIA: In the Clerks office of the Circuit Court of the County of Isle of Wight, March 5th, 1928.

I, R. A. Edwards, Clerk of the Circuit Court of the County of Isle of Wight do hereby certify that the foregoing order of publication was this day filed in my said office, a copy posted at the front door of the Courthouse of this County, a copy mailed to the Smithfield Times, a newspaper having general circulation in said County, for publication as the law directs, a copy mailed to Berta L. Parker, the non-resident defendant herein named, at her last known post office address.

R. A. Edwards Clerk.

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

K. W. Smith,

v). Chancery. No. 527

R. M. Smith and Berta L.
Parker.

Order of Publication.

Filed. 4/5/28
NAE

LAW OFFICES
JOHNSON AND STEPHENS
SMITHFIELD, VIRGINIA

The Linden Printing Company, Hartford, Connecticut

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

K. W. Smith, -----, Complainant.

v). Chancery. No. 527 Affidavit for Order of Publication.

R. M. Smith and Berta L. Parker, -----, Respondents.

State of Virginia,

County of Isle of Wight, to-wit:

This day, **K. W. Smith**, the above named plaintiff, personally appeared before me, A. E. S. Stephens, a Commissioner in Chancery of the Circuit Court of the County of Isle of Wight, State of Virginia, in my County aforesaid, and made oath that Bert a L. Parker, one of the above-named respondents, is not a resident of the State of Virginia, and that her last known address was 12574 Lake Avenue, Cleveland, Ohio.

Given under my hand this the 1st., day of March, 1928.

A. E. Stephens.
Commissioner in Chancery.

Johnson and Stephens, p. q.

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

K. W. Smith,

v). Chancery. No. 527

R. M. Smith and Berta L.
Parker.

Affidavit for order Pub.

Filed March 5-1928.
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LAW OFFICES
JOHNSON AND STEPHENS
SMITHFIELD, VIRGINIA

The Linden Printing Company, Hartford, Connecticut

Commonwealth of Virginia,

To the Sheriff of Isle of Wight County—Greeting:

WE COMMAND YOU, That you summon **R. M. Smith and Berta L. Parker,**

to appear at the Clerk's Office of the Circuit Court of the County of Isle of Wight at the rules
to be holden for the said Court on the **1st** Monday in **February**, 192**8**,
to answer a bill in chancery, exhibited against **them**
in our said Court by **K. W. Smith,**

And have then and there this writ.

Witness, R. A. EDWARDS, Clerk of our said Court, at the Courthouse, this **1st**
day of **February**, 192**8**, and in the **152nd** year of the
Commonwealth.

R. A. Edwards Clerk.

by accept
Service of the within
Summons.

Dated Feb. 5, 1928.

R. M. Smith

K. W. Smith,

vs.

CHANCERY NO. 527

R. M. Smith et als.,

ORIGINAL SUBPOENA

Virginia, Clerk's office of the Circuit
Court of the County of Isle of Wight.

....., 19.....
Returned, entered and filed.

Teste:

.....Clerk

To 1st February Rules

19 28

Johnson & Stephens. p. q.

Commonwealth of Virginia,

To the Sheriff of Isle of Wight County—Greeting:

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to be holden for the said Court on the **1st** Monday in **February**, 192**8**,
to answer a bill in chancery, exhibited against **them**
in our said Court by **K. W. Smith,**

And have then and there this writ.

Witness, R. A. EDWARDS, Clerk of our said Court, at the Courthouse, this **1st**
day of **February**, 192**8**, and in the **152nd** year of the
Commonwealth.

 R. A. Edwards Clerk.

copy
A. M. Smith.

Requested to be
Dismissed by
PTL.
Beit was paid.

Commonwealth of Virginia,

To the Sheriff of Isle of Wight County—Greeting:

WE COMMAND YOU, That you summon R. M. Smith and Berta L. Parker,

to appear at the Clerk's Office of the Circuit Court of the County of Isle of Wight at the rules .
to be holden for the said Court on the 1st Monday in February, 192⁸,
to answer a bill in chancery, exhibited against them
in our said Court by K. W. Smith,

And have then and there this writ.

Witness, R. A. EDWARDS, Clerk of our said Court, at the Courthouse, this 1st
day of February, 1928, and in the 152nd year of the
Commonwealth.

R. A. Edwards Clerk.

Copy -

Berta L. Parker

Not found

W. C. Whithead Sheriff
Jole of High Ct.

K.W.Smith,.....Complainant

vs) In Chancery

R.M.Smith and Berta Parker, Respondants.

The separate answer of R.M.Smith to a bill
in equity exhibited against him and others in the
Circuit Court of Isle of Wight County, Virginia,
by K.W. Smith.

This defendant for answer to said bill or
to so much thereof as he is advised that it is
material and proper that he should answer, does
answer and say that the allegations made in said
bill are true and correct, and that he concurs in
the prayer of the complainant, and recommends
that the Court make sale of the property described
in the complainant's bill, in order to effect a
partition thereof.

R. M. Smith
By counsel.

A. Fairfield Hilditch p.d.

K.W.Smith, Complainant

vs) In Chancery

R.M.Smith and

Berta Parker, Respondant.

Answer of R.M.Smith.

5/7/28
Filed