1923-007
Nansemond Co (Suffolk) Chancery Causes: Jason King vs Clara Wright King

Wright, Jorden, Briggs, Faulk

IN THE CIRCUIT COURT OF NANSEMOND COUNTY, VIRGINIA:

TO GEORGE E. BUNTING, CLERK OF SAID COURT:

JASON KING

COMPLAINANT

VS: MEMORANDUM

CLARA WRIGHT KING

DEFENDANT

Please summon defendant for complainant to Second December (1922) Rules, in Chancery.

Hugh C. Holland.
p.q.

Rules Notes;

Process issued December 18, 1922, returnable to Dec. Rules 3rd Monday, 1922.

Dec. Rules 3rd Monday, 1922. Process returned executed, bill filed & decree nisi

CHANCERY SUMMONS.

THE COMMONWEALTH OF VIRGINIA.

TO THE SHERIFF OF NANSEMOND COUNTY—GREETING:

YOU ARE HEREBY COMMANDED TO SUMMON..Clara.Wright.King.....

to appear at the Clerk's Office of the Circuit Court of Nansemond County, at the Rules to be held for the said Court, on the....Third....Monday in....December,1922 to answer....a.....Bill in Chancery, exhibited against.....her.....

in the said Court by.....Jason.King.....

And have then and there this summons.

Witness. G. E. Bunting, Clerk of our said Court, at his office, this.....13th.....day of .....December....., 19.22.., in the 147th year of the Commonwealth.

A copy—Teste:

....., Clerk

Teste: G E Bunting

....., Clerk.

Original

Hugh L. Holland, ..., p. q.

Jason King .....

.....

vs. } In Chancery.

Clara Wright King .....

.....

1922...

December .....Rules.

Third .....Monday.

NANSEMOND COUNTY COURT,

Process Book, No...3...

Page.....

Executed this 15 day of December, 1922 by delivering a true copy of the within process to Clara Wright King .....

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.....

in person, in the County of Nansemond, State of Virginia.

E. B. Rawles, Sheriff.

By G. T. Brinkley, Deputy Sheriff.

MARRIAGE LICENSE

Virginia Nansemond 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,

Jason King

and Clara Wright

Given under my hand, as Clerk of the Circuit Court of Nansemond Co., this 27th day of August 1913

G.E.Bunting, Clerk
By, S.J.Parker, D.C.

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 16, 1910.

Time of Marriage, 1913 Aug., 27

Place of Marriage, Nansemond Co., Va.,

Full Names of Parties Married, Jason King

and Clara Wright

Race (white or colored), Colored

Age of Husband, 21 yrs.

Age of Wife, 17 yrs.

Condition of Husband, single
Widowed or single or divorced

Condition of Wife, single
Widowed or single or divorced

Place of Husband's Birth, Nansemond Co., Va.

Place of Wife's Birth, Nansemond Co., Va.,

Place of Husband's Residence, Nansemond Co., Va.

Place of Wife's Residence, Nansemond Co. Va.

Names of Husband's Parents, Daniel King and Pattie, his wife

Names of Wife's Parents, Tom Wright and Ella his wife

Occupation of Husband, Laborer

Given under my hand this 27th day of August 1913

G.E.Bunting, Clerk.
By, S.J.Parker, D.C.

Certificate of Time and Place of Marriage

I, James R.Heck, a minister of the Baptist Church, or religious order of that name, do certify that on the 27th day of Aug., 1913, at Nansemond Co., Va., under authority of the above License, I united in Marriage the persons named and described therein.

Given under my hand this 27th day of Aug., 1913

Attest:
A true copy: G.E.Bunting, Clerk. James R.Heck,
By, Ruby W. Bunting D.C.

☞ 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 16th, 1910, Acts 1910, chapter 28, pages 36 and 37.)

NOTICE OF DEPOSITIONS

TO CLARA WRIGHT KING:

Take notice that on the 28th day of December, 1922, at the office of Hugh L. Holland, American Bank and Trust Company Building, Suffolk, Virginia, between the hours of 10 A.M. and 5 P.M. of that date, before a Notary Public, I shall proceed to take the depositions of witnesses to be read as evidence in my behalf, in a certain suit in Equity, pending in the Circuit Court of the County of Nansemond, Virginia, in which I am the complainant and you are the 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 or time to time, at the same place and between the same hours until the same shall be completed.

By

Jason King

Hugh L Holland

p.q.

Executed this 15th day December 1922 by delivering a true copy of the above notice to Clara Wright King in person in the County of Nansemond, State of Virginia.

E B Rawles Sheriff

by John J. S. Bunch

Deputy Sheriff

original

NOTICE OF DEPOSITIONS

TO CLARA WRIGHT KING
(formerly Clara Wright)
c/o M.J. Kilby,
R.F.D. 1, Box 19,
Portsmouth, Va.

The depositions of Jason King, Elijah Jordan, Arthur Briggs and Elmira Faulk were taken before me, C.L. Lewis, a Notary Public, in and for the City of Suffolk, State of Virginia, on the 28th day of December, 1922, between the hours of 10:00 A.M. and 5:00 P.M. of that date, pursuant to due notice to defendant served in person as shown by annexed notice, according to law, to be read as evidence on behalf of the plaintiff in a certain suit in equity pending in the Circuit Court of the City of Suffolk, Virginia, wherein Jason King is the complainant and Clara Wright King is the defendant.

Present:

Hugh L. Holland, counsel for plaintiff

The defendant did not appear either in person or by counsel.

Jason King being first duly sworn deposes as follows:

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

A. Jason King, 27, Laborer, near Suffolk, Nansemond County, Virginia.

Q. Are you the complainant in this suit?

A. Yes sir

Q. Please state whether you and your wife, Clara Wright King are living together now?

A. No sir.

Q. Which one left the other and when?

A. She left me in October 1919.

Q. Please the circumstances of her leaving and whether you gave her any cause to leave?

A. She would go off every night in automobiles with her friends and stay until 12 or 1 o'clock at nights she would come in with another girl. She would not attend to her work at home. I saw her several times on the road at 12 or 1 o'clock with a carload of men, and she was seen by others. Right often she would come in drunk. She went around with Ruchin Jackson, Junius Goode, Dick Holland, Ernest Ward and Ed Hall. She was leading a fast life with these men and others both, night and day. She carried on this way with men for about a year before she left to my knowing and I do not know how long before that. She did not seem to want to stay home and help do the house work any at all, but wanted to go up and down the road and have a good time. I tried to talk with her and get her to change her ways, but she would not change and merely said she was going to have a good time. She told me a number of times for two or three months before she left that she was going to leave and get her a room somewhere so that she could do as she pleased go and come when she wanted to and nobody would have anything to do with it. The only reason I know that she left is that she she told me she wanted to be free to go with whoever she wanted

to go, with/to do as she pleased. The day before she left ~~she left~~ she told me she was going to a party. I knew she would be in bad company and I asked her not to go, But she did go and came back in company with Ruchin Jackson 3 o'clock the next morning. I did not say anything to her but got up and went to my work. She left that day and was gone when I got back home that night. She had been telling me every day for a week that she was going to leave and never come back. I tried every way I knew how to get her to change her ways and not to leave. I went into the U.S.Army in 1917 and came back home June 6th. 1919. I was told that she was carrying on with other men all the time I was in the Army. While I was in the Army I went to France.

Q. Did she tell you any reason for leaving?

A. Yes sir

Q. Did she tell you any reason for leaving and if so what?

A. Yes sir she said she was tied of me, did not like being married and was going away, so she could do like she wanted to.

Q. What was her converdation shortly before leaving?

A. No more than I have already said that she wanted to go away so she could do as she liked.

Q. Where does Clara Wright King live now?

A. She lived near Huntersville in Nansemond County, Virginia.

Q. Where do you live now?

A. I live near Suffolk at the Folk of the Roads, leading to Chuckatuck and Exit in Nansemond County, Virginia.

Q. Have you and your wife lived together as husband and wife since she left you in October/1919?

A. No sir

And further this deponent saith not.

Edward King

Elijah Jordan being first duly sworn deposes as follows:

Q. Please state yout name, age, residence and occupation?

A. Elijah Jordan, 32, near Suffolk, Nansemond County, Virginia, laborer.

Q. Please state whether you know Jason King and Clara Wright King, and if so how long you have been knowing each of these parties?

A. Yes sir I have been knowing Jason King for about twenty one years and I have been knowing Clara Wright King for about nine or ten years.

Q. About how far did you live from them when they were living together as husband and wife near Suffolk in 1919?

A. About two miles and one half miles in 1919.

Q. Please state how well you are acquainted with them and about how often you saw them during the last year they lived together?

A. I saw Jason about every day because we worked together and I saw Clara Wright King sometimes about twice a week and sometimes every day.

Q. Please state whether they are living together now?

A. No sir they are not living together now.

Q. Which one left the other and when?

A. Clara left Jason ~~about~~ three years ago last October.

Q. Please state the circumstances of her leaving and whether he gave her any cause to leave?

A. She seemed to be dissatified with him. I met her on the road myself a number of times with other men. Some of the men she went with were, Ed Hall, Ernest Ward, Ruchin Jackson and Junius Goode and an other man I used to see her with but do not know his name. I knew that she used to go and come when she wanted to and would stay away from home late at night and Jason did not know where she was.

Q. Where does Jason King live now?

A. He lives near Suffolk in Nansemond County Virginia.

Q. How long has he been living there?

A. He has been living in the same house that he is now living in

between Suffolk and Reids Ferry for about four years, and he has been living in that same district near Suffolk in Nansemond County Virginia for about 18 years.

Q. Where were you living at the time they separated?

A. Near Suffolk in Nansemond County Virginia.

Q. What kind of a husband did Jason King make his wife?

A. He was a man that always worked hard and tried to take care of his home affairs. From what I can see he was faithful to her and made her a good husband in every way.

And further this deponent saith not.

Elijah Jarvis.

Arthur Briggs being duly sworn deposes as follows:

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

A. Arthur Briggs, 26, over the town Bridge on the Reids Ferry County Road, Nansemond County Virginia, laborer.

Q. Please state whether you know Jason King and Clara Wright King and if so how long you have been knowing each of them?

A. I have been knowing Clara about four years and I have been knowing Jason ever since he was a little boy.

Q. About how far did you live from them when they were living together as husband and wife in 1919?

A. About two miles.

Q. How well were you acquainted with them and how often did you see them before she left him in 1919?

A. That was while I was in the Army in 1918. I used to bring and carry her messages for her from a boy name Joe Parker, I suppose I saw Jason and his wife Clara on a average of two or three times a week while they were living together in 1919.

Q. Are they living together now?

A. No sir they are not.

Q. Which one left the other and when?

A. She left him in 1919, it was about the middle of October.

Q. Have they lived together as husband and wife since that time?

A. No sir they have not.

Q. Please state the circumstances of her leaving and whether she had any cause to leave?

A. She did not have any cause to leave as far as I can see. Jason King made her a good husband, worked hard and took care of his money and gave her everything she needed. In the summer of 1919 I used to see her on the road in a automobile with men and women going to parties. She passed me one evening on the road and I thought she was with her husband going out riding, and I hollaed at her. About a week after that I saw her and Jason together over in Suffolk and asked them were they out

airing that night and she winked at me to show me that it was not her husband with her. I saw her going with Tommie Winborne, Junius Goode, Ed Hall, Ruchin Jaskson, Herbert Ward and I cannot tell how many more. She told me she was dissatisfied living at home and was going to leave so she could come and go when she wanted. She told me that in September 1919 and the first part of October, a few days before she left. All I could hear from her was that she was tired of married live and wanted to be free.

Q. Please state what kind of a husband Jason King made his wife Clara Wright King, as far as you know?

A. As far as I know he was true to her and made her a good husband.

Q. Where does Clara Wright King live now?

A. Near Huntersville in Nansemond County Virginia.

Q. Where does Jason King live now and for how long?

A. He lives on the Reids Ferry County Road, near Suffolk and has lived there for about four years

Q. Where were Jason King and Clara Wright King living at the time she left him?

A. On the Reids Ferry County Road, near Suffolk in Nansemond County Virginia.

Q. And further this deponent saith not.

Witness:
C. L. Lewis

his
Arthur X Briggs.
mark

Elmira Faulk being duly sworn deposes as follows:

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

A. Elmira Faulk, 50, Over Town Bridge, Nansemond County, Virginia laborer.

Q. Please state how long you have known Jason King and Clara Wright King?

A. I have been knowing them both for about ten years.

Q. How far did you live from them when they were living together as husband and wife in 1919?

A. About two miles.

Q. How often did you see them?

A. I saw Jason every day and I saw Clara about twice a week.

Q. Please state whether they are living together now?

A. No sir they are not living together now.

Q. Which one left the other and when?

A. She left him three years ago last October.

Q. Have they lived togehter as husband and wife since that time?

A. No sir

Q. Please state the circumstances of her leaving and whehter she had any cause to leave?

A. I saw she was keeping bad company. I used to see her riding around with different men in automobiles both day and night. Sometimes she looked like she was nearly drunk and again she would be sober. She seemed to be leading the life of a fast woman in the neighborhood and caused a great deal of talk. From what she said to me she was dissatisfied at living with one man and wanted to go to herself so she could go and come like she wanted. Jason did not give her any cause to act the way she did or to leave him as far as I can see, but was a a hard working man and took care of her and his home the best he could.

Q. Did you have any talk with her after she left?

A. Yes sir I saw her over in Suffolk on Saturday evening about

two weeks after she left and I asked her what she was doing living away from her husband and she told me she was tired of living with him and had got a room over in Suffolk and she was not going back to him any more.

Q. Where does Clara Wright King live now?

A. Near Huntersville in Nansemond County Virginia.

Q. Where does Jason King live now and for how long?

A. He lives on Reids Ferry County Road about two miles from Suffolk and has been living there for about four years.

Q. Where were they living at the time she left him?

A. Reids Ferry County Road, near Suffolk, Virginia.

And further this deponent saith not.

Elmira X Jones
mark

Witness
C. L. Lewis

STATE OF VIRGINIA, CITY OF SUFFOLK.....TO-WIT:

I, C.L. Lewis, a Notary Public in and for the City of Suffolk, State of Virginia, do certify that the foregoing depositions of Jason King, Elijah Jordan, Arthur Briggs and Elmira Faulk were duly taken, sworn to and subscribed before me at the office of Hugh L. Holland, in the City of Suffolk, State of Virginia, on the 28th day of December, 1922, between the hours of 10:00 A.M. and 5:00 P.M. of that day to be read as evidence on behalf of the plaintiff in a certain suit in equity depending in the Circuit Court of the City of Suffolk, Virginia, wherein Jason King is the complainant and Clara Wright King is the defendant.

Given under my hand this 29th day of December, 1922.

C. L. Lewis

Notary Public in and for the City of Suffolk, State of Virginia.

My Commission expires on the

14th day of January, 1926.

JASON KING

.....COMPLAINANT

VS) DEPOSITIONS

CLARA WRIGHT KING

.....DEFENDANT

Witnesses for complainant:
Elijah Jordan
Arthur Briggs
Elmira Faulk

HUGH L. HOLLAND
ATTORNEY AT LAW
SUFFOLK, VIRGINIA

Jason King.....Complainant.

Vs: Decree.

Clara Wright King.....Defendant.

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 proceeded against in the manner prescribed by law, failing to plead answer, or demur and was argued by counsel.

On consideration whereof it appearing to the Court from the evidence taken and submitted in this cause that the said defendant, Clara Wright King, since her marriage with the plaintiff has without cause deserted him for a period of more than three years, that the plaintiff is a resident of the County of Nansemond, 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 cohabited in the County of Nansemond, Virginia, the Court doth adjudge, order, and decree that the said plaintiff be, and he is hereby granted a divorce a vinculo matrimonii, from the said defendant, and that the marriage heretofore solemnized be, and the same is hereby annulled and set aside, and it appearing that nothing further remains to be done in this cause, it is ordered to be stricken from the docket.

JASON KING

.....~~COMPLAINANT~~

Decree

VS) DECREE

CLARA WRIGHT KING

.....DEFENDANT

Entered Feb. 3, 1923

Jas. L. McElmore.

#5 by 407

HUGH L. HOLLAND
ATTORNEY AT LAW
SUFFOLK, VIRGINIA

Jason King ----Complainant

Vs Bill

Clara Wright King------Defendant

To the Honorable Circuit Court of Nansemond County, Virginia:

Your complainant, Jason King, respectfully represents:

(1) That on the 27th day of August, 1913, your complainant, Jason King, was lawfully married in Nansemond County, Virginia, to Clara Wright King, whose maiden name was Clara Wright, as will appear from a certificate of marriage herewith filed, marked "Exhibit A", and made a part of this bill; and,

(2) That continuously from the date of said marriage until the _____day of October 1919, your complainant and the said Clara/~~King~~ Wright lived together as husband and wife near Suffolk in the County of Nansemond, Virginia; and,

(3) That the said Clara Wright King has wilfully deserted and abandoned your complainant for a period of more than three years; that is to say, on the _____day of October 1919 the said Clara Wright King did, wilfully, voluntarily, and without any justification whatever, leave her home; that shortly before leaving she stated to your complainant that she was going to leave him forever and that she would never return to him; and,

(4) 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 now domiciled and resides in this State; and,

(5) That your complainant last co-habited with the said Clara Wright King near Suffolk, in the County of Nansemond, 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 Clara Wright King 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 her; and that your complainant may have all such further, and other, and general relief in the premises as the nature of her case may require, or to equity shall seem meet.

Jason King.
Complainant.
by counsel.

Hugh A. Holland.
Counsel

Jason King

-------Complainant

Vs: Bill

Clara Wright King,

-------Defendant

Filed Dec. 18 1922
H.C. Armstrong
Clerk

Deposit $500
J.J.B. Fee Pd. by H.L.H.

HUGH L. HOLLAND
ATTORNEY AT LAW
SUFFOLK, VIRGINIA