

1925-008
Nansemond Co (Suffolk) Chancery Causes: Henry Riddick vs Rosa Wiggins-Riddick

Wiggins

VIRGINIA

IN THE CIRCUIT COURT OF NANSEMOND COUNTY

..... ..

Henry Riddick, Complainant.

Vs.

Rosa Wiggins-Riddick, Defenadatt....

..... ..

MEMORANDUM.

TO THE CLERK OF THE ABOVE MENTION COURT:

Please issue summons, in the above styled cause, to Rules,
first ~~third~~ Monday, in *February* ~~January~~, 1925. In Chancery.

Henry Riddick.

By *H. H. Howell*
Counsel.

Defendant may be found at.
Hunter Street near First Baptist Church
~~at~~ ^{the} Pleasant, Nansemond County,
Virginia

Issued Jan 26, 1925-

copy for
50 Pa. 10

Riddick

vs.

Riddick

M E M O R A N D U M

CHANCERY SUMMONS

The Commonwealth of Virginia.

TO THE SHERIFF OF NANSEMOND COUNTY---GREETING:

You are Hereby Commanded to Summon *Rora Higgins*
Riddick

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 *First* Monday in *February*, ¹⁸⁹⁵ to answer *a*
Bill in Chancery, exhibited against *her*
in the said Court by *Henry Riddick*

And have then and there this summons.

Witness. G. E. Bunting, Clerk of our said Court, at his office, this *26th* day of
January, 19*00*, in the *1895* year of the Commonwealth.

A Copy--Teste:

Clerk

Teste

Clerk

Executed on the 26 day of Jan. 1925 within the county of Nansemond, by delivering a true copy of the within process,

In writing to Rosa Wiggins

Biddick in person

EB Rauls Sheriff of Nansemond County,

Orig.

R. A. Hourel p. q.

Henry Riddick

vs. } In Chancery

Rosa Wiggins Riddick

1925

Arbrun Rules

Pist Monday.

NANSEMOND COUNTY COURT,

Process Book, No. Shuff Del. 504

Page

Person 26th

Executed this day of , 191 by delivering a true copy of the with-
in process to
in person, in the County of Nansemond, State of Virginia.
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,

Henry Riddick and Rosa Wiggins

Given under my hand, as Clerk of Circuit Court of Nansemond County (or City) this 22nd day of February, 1913.

G. E. Bunting, Clerk.

MARRIAGE CERTIFICATE

To be annexed to the License, required by Section 5074 of the Code of Virginia, 1919, as amended by Act of February 16, 1910.

VIRGINIA: In the Clerk's Office of the Court for the County (or City) of

Date of Marriage Feb. 23, 1913 Place of Marriage Nansemond Co.

FULL NAMES OF PARTIES

Henry Riddick and Rosa Wiggins

Age of Husband 22 years; Condition (single, widowed or divorced) single

Age of Wife 19 years; Condition (single, widowed or divorced) single

Race (White or Colored) colored Residence

Husband's Place of Birth Nansemond Co. Mailing Address Nansemond Co.

Wife's Place of Birth Bertie Co. N.C. Mailing Address Nansemond Co.

Names of Husband Odom Riddick and Emma his wife

Parents Wife Wiggins and Annie his wife

Occupation of Husband Farmer

Given under my hand this 22nd day of Feby., 1913.

G. E. Bunting, Clerk.

Certificate of Time and Place of Marriage

I, Miles Waff, a Minister of the Baptist Church, or religious order of that name, do certify that on the 23 day of Feb., 1913, at Suffolk, Virginia, under authority of the above License, I joined together in the Holy State of Matrimony 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 23 day of Feb., 1913.

A true copy made this 12th day of Dec. 1924. Teste: J. E. Bunting, Clerk. Miles Waff Bapt.

(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 5074 of the Code of Virginia, as amended by Act approved February 16, 1910, Acts 1910, chapter 28, pages 36 and 37).

County (or City) ~~Nansemond~~-----

~~Henry Riddick~~-----
Husband

and { **Marriage License**

~~Rosa Wiggins~~-----
Wife

Date of Issue ~~Feby. 23 1913~~-----

Marriage Register No. ~~3~~ Page ~~31~~-----

Riddick

Vs.

Riddick

"EXHIBIT A"

VIRGINIA:

IN THE CIRCUIT COURT OF THE COUNTY OF NANSEMOND:

.....
Henry Riddick, Complainant.

Vs.

.....
Notice to take depositions.
.....

Rosa Wiggins-Riddick, Defendant.
.....

To

Rosa Wiggins Riddick
Hunter Street, near 1st Baptist Church
Pleasant Hill
Nansemond County, Virginia.

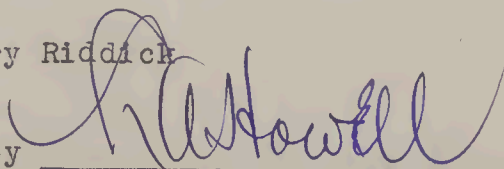
Notice

You will take, that I shall, on the 6th day of March, 1925 at the office of L. A. Howell, in room 4, in the Phoenix Bank Building, at 337 E. Washington Street, Suffolk, Virginia, between the hours of 10:00 o'clock A: M: and 6:00 o'clock P: M: of that day, proceed to take the depositions of Henry Riddick and others to be read as evidence in my behalf in a certain suit in equity pending in the Circuit Court of the County of Nansemond, in the State of Virginia, and styled as above, wherein I am Complainant and you are 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 from time to time, at the same place, and between the same hours, until the same shall be completed.

Given under my hand this 16th day of February, 1925.

Henry Riddick

By


His Counsel.

Riddick

vs

Riddick

Notice to take depositions

Executed on the 18th day of
Feb. 1925 at the County of
Newman, by delivering a
true copy of the within notice,

to witness, Rosa Wiggins

Riddick in court

E. B. Rawls

County of Newman, California

VIRGINIA

IN THE CIRCUIT COURT OF NANSEMOND COUNTY.

.....
Henry Riddick, Complainant.

Vs.

.I N D E X.

Rosa Wiggins-Riddick, Defendant.
.....

-: DEPOSITIONS OF WITNESSES :-

Henry Riddick.....Pleasant Hill, Nansemond County, Va.
Willie Riddick..... 314 Spruce Street, Suffolk, Va.

City of Suffolk, Virginia.

March, 1, 6th, 1925.

VIRGINIA

IN THE CIRCUIT COURT OF NANSEMOND COUNTY;

.....
Henry Riddick, Complainant. .

Vs. .

IN CHANCERY

DEPOSITIONS.

Rosa Wiggins-Riddick, Defendant. .
.....

The deposition/^sof Henry Riddick and others taken before
Estelle Pierce, a Notary Public, in and for the City of Suffolk,
in the State of Virginia, whose commission expires on the 9th day
of December, 1925, pursuant notice served on the defendant, that
the taking of the depositions of Henry Riddick and others, at the
office of L. A. Howell, in room 4, in the Phoenix Bank Building,
at 337 E. Washington Street, Suffolk, Virginia, March 6th, 1925,
to be read as evidence on behalf of the complainant in the above
entitled cause now pending in the Circuit Court of the County of
Nansemond, in the State of Virginia.

PRESENT

L. A. Howell, Esquire.
Counsel for Complainant.

No appearing for the defendant.

Henry Riddick.

Henry Riddick, the complainant, being first duly sworn,
testified as follows:

Q. State your name, age, and address and occupation?

A. Henry Riddick, my age is 33 years old. I live on Hunter Street,
Pleasant Hill, in the County of Nansemond, near Suffolk, Virginia.
My occupation is a laborer.

Q. Do you know Rosa Wiggins-Riddick?

A. Yes Sir: She is my wife.

Q. You say that she is your wife. Please state when and where were
you married?

A. We were married on the 23rd day of February, 1913, at Pleasant
Hill, near Suffolk, in the County of Nansemond, Virginia.

Q. I hand you a paper marked "Exhibit A". Will you please state what
this paper is?

A. Yes sir: It is a copy of my marriage license.

Q. Are you and your wife living together now?

A. No sir: We are separated.

Q. When did you separate?

A. On the 30th day of October, 1924.

Q. Where were you living when you separated?

A. We were living in Pleasant Hill, in Nansemond County, and had been
living there from the time we were first married until the day of
the separation.

Q. Why did you separate?

A. Because my wife kept improper company with other men?

Q. What kind of company did she keep?

A. Well sir, she would have John William Riddick, while I was at my work
to come to my home and stay there day after day with her. That I
have come from my work unexpectedly and have found Noble Skinner
in the room with my wife, on this occasion Skinner ran out of the

back way around the house and down the street. That one time I found my wife at the house of Annie Goodman locked in the room with Andrew Purnell, in the day time with the curtains to the room pulled down. That on the 30th day of October, 1924, and on the day of our separation, John William Riddick had been concealed in my home with my wife the whole day, and in the afternoon of that day after dark John William Riddick and my wife met on the Coast Line Railroad, an argument ensued about her going to the Elk's Home to a dance that night, to which place John William Riddick objected to her going, he informing her that if she went or attempted to go he would kill her, where upon she said that she was going, and John William Riddick then went home and got a shot-gun and shot her in the leg, as a result of this shooting Rosa lost her leg; since that time we have not lived together at all.

Q. Why had you not left before now?

A. I tell you. I wanted to get along. I wanted a home and took every thing a man ^{could} ~~take~~ ^{and} ~~try~~ ^{have} something. But Rosa was no good. She ^{would} ~~come~~ in late at night drunk, she would hang out with all kind of common negroes. I could not do anything at all with her. She acted as though nothing suited her but an immoral an improper life. It has just reached the place that I can not stand it any longer. I work every day and to tell you the truth I can hardly work. That woman has nearly set me crazy. Since my suit has been in for a divorce she has been going with with George Reynold, the man whom John William Riddick shot her and was jealous of.

Q. When have you lived with wife last?

A. Not since I found her in adultery on the 30th day of October, 1924.

Q. Has it been more than five years since she last committed adultery?

A. No. She has done that since this suit has been pending.

Q. Were any of her adulttious acts committed by your procurement or connivance.

A. No sir. I tried all I ~~kanw~~ how to keep my wife straight. But I just could not.

Q. Have you any children?
A. No.
Q. What is your wife now doing?
A. Running around as usual.

Further the deponent sayeth not.

Henry Reddick.

Willie Riddick

Willie Riddick, a witness, being first duly sworn, testified as follows:

Q. State your name, age, occupation, and address?.

A. My name is Willie Riddick, my age is 40 years, I am a carpenter, and I now live a 314 Spruce Street, in the City of Suffolk, Virginia.

Q. Do you know Henry Riddick and Rosa Wiggins- Riddick, parties to this suit.

A. Yes Sir. I know them very well.

Q. What relation are they to each other?

A. husband and wife.

Q. Are they now living together.

A. No. She lives in one place and he lives in another, neither of them live where they use to. But both of them live in Pleasant Hill, in Nansemond County, Virginia.

Q. How come them separated, Do you know?

A. Yes. His wife just got so bad he could not stay with her any longer.

Q. You say his wife got so bad, what did she do?

A. It looked to me that she did everything that a woman could do that was wrong. I know of my own knowledge that John William

Riddick went with Rosa for a period of more than three years. I might say here that John William Riddick is my son and I not going to take up for him. To tell you the truth I could not ^{keep} John William Riddick from Henry Riddick house and wife. One time I caught Rosa and John fair in the act of adultery. I was unable to make the boy work on account of his loafing and hanging around Henry Riddick's home and wife, while Henry was at work. The day that John ^{William} ~~Henry~~ Riddick shot Rosa, which was on the 30th day of October, 1924, he had been at the home of Henry Riddick all day with with his wife. Rosa had as many men as she could get.

Any number of times I have seen her with other men, men who were worthless and led immoral and improper lives. Since she has been shot she still goes with George Reynold.

Q. Do you know her general reputation in the community?

A. I do.

Q. Will you please state what it is?

A. Very bad.

Q. What kind of man is Henry Riddick.

A. Henry Riddick is a good straight forward man, he works hard every day.

Q. Was there any ~~ness~~ reason or cause for her to do as she did?

A. Not a bit in the world as far as I can see. Henry was a good man he provided for her as well as he could.

Q. Have they lived together since the 30th day of October, 1924.

A. No.

Q. Where did they last live together as husband and wife?

A. Over in Pleasant Hill, Nansemond County, Virginia.

Q. How did you obtain your knowledge about them.

A. Well, I lived right near them up and until the time they separated. I saw them that is Rosa two or three time a day.

Further the deponent sayeth not.

Winnie Riddick

STATE OF VIRGINIA.

CITY OF SUFFOLK, to-wit,

I, Estelle Pierce, a Notary Public in and for the City of Suffolk, in the State of Virginia, whose commission expires on the 9th day of December, 1925, do certify that the foregoing depositions of Henry Riddick and Willie Riddick were duly taken sworn and subscribed to before me, at the time and place and for the purpose in the caption mentioned.

Given under my hand this the 6th day of ^{March}~~February~~, 1925.

Estelle Pierce
Notary Public.

VIRGINIA
IN THE CIRCUIT COURT OF
NANSEMOND COUNTY.

Riddick

Vs

Riddick

DEPOSITIONS.

Filed March 18, 1935

*J. E. Smyth
Clerk*

VIRGINIA.

IN THE CIRCUIT COURT OF NANSEMOND COUNTY ON THE 23 DAY OF
MARCH, 1925.

Henry Riddick, Complainant.

Vs.

DECREE.

Rosa Wiggins-Riddick, Defendant.

This cause in which the defendant has been duly proceed against, in the mode prescribed by law, and she failing to appear and plead, answer or demur, came on this day to be heard upon the complainant's bill and upon depositions of witnesses taken before a Ngtary Public and filed herein, and was argued by counsel.

Upon consideration, whereof, 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 23rd day of February, ~~1912~~* 1913, that ^{during the year} ~~in the month of~~ October, 1924 and at divers other times the said defendant did lead an immoral and an improper life and had carnal and illicit intercourse with other men ~~other~~ than her husband.

The Court doth order ~~and~~ adjudge and decree that the said complainant, Henry Riddick, be divorced a vinculo matrimonii from the defendant, Rosa Wiggins-Riddick, and that the bond of ~~matrimony~~ matrimony created by the said marriage be and they are hereby dissolved and annulled.

Nothing further remaining to be done in this cause, it is ordered that the same be removed from the docket.

Judge.

Ok. say.

Riddick

vs.

Riddick

Final

DECREE

Enter March 23. 1925
J. L. McQuinn

5 pg 331.

1925

VIRGINIA

IN THE CIRCUIT COURT OF THE COUNTY OF NANSEMOND

.....

Henry Riddick, Complainant.

Vs.

B I L L.

In Chancery.

Rosa Wiggins-Riddick, Defendant.

.....

To

The Honorable James L. MacLemore, Judge.

Your petitioner, Henry Riddick, respectfully represents and sheweth unto the Court the following Case:

(1) That on or about the 23rd day of February, 1913, your complainant ~~was~~ was lawfully married to the defendant, whose maiden name was Rosa Wiggins, by Miles Waff, a minister of the Baptist Church, in the county of Nansemond, in the State of Virginia, as will appear from a copy of the marriage certificate herewith filed, and marked " Exhibit A" and made a part of this bill; and,

(2) That continuously from the date of said marriage until on or about the middle of October, 1924 your complainant and the said defendant lived together as husband and wife, at Pleasant Hill, in the County of Nansemond, in the State of Virginia; and,

(3) That your complainant , further complainant, says that he is informed and verily believes, and therefore charges the fact to be, that the said defendant, disregarding the solemnity of her marriage vow, has since said marriage committed adultery, and had illicit carnal intercourse with one John William Riddick and George Reynold, at the home of ~~the~~ your

complainant, while he your complainant was at his work, and also at the home of one Nettie Jones, at Pleasant Hill, in the County of Nansemond, in the State of Virginia, and at divers other places in said County and in the City of Suffolk, Virginia, on or about the first part of October ^{30th - 1924} and divers other times; and,

(4) That your complainant has not co-habited with the said defendant since obtaining knowledge of the fact of the adultery,

(5) That at the time of the institution of this suit it had not been five (5) years since the said adultery occurred, and that it was not committed by the procurement or connivance of your complainant.

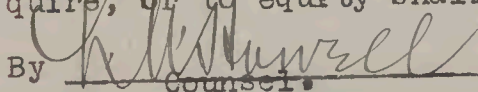
(6) That both your complainant and the said defendant have resided, and have been domiciled, and have been actual bone fide residents, in this State ever since the aforesaid marriage, and for one year next preceding the commencement of this suit, and are domiciled and now reside in this State; and,

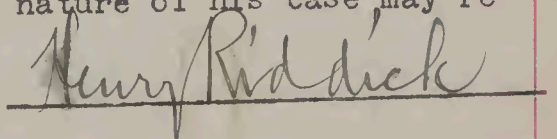
(7) That your ~~def~~ complainant last co-habited with the said defendant, at Pleasant Hill, in the County of Nansemon, Virginia; and,

(8) That the said defendant has lead or is leading an immoral and improper life; that from time to time she entertains and goes with other men, with whom she has carnal, illicit intercourse.

In consideration whereof, and for as much as your complainant is remediless in the premises save in a court of Equity, your complainant prays that the said Rosa Wiggins-Riddick may be made a party defendant to this bill, and required, but not on oath, to answer same, the oath being hereby expressly waived, that proper process may be issued; that a divorce from the bond of matrimony which was created by the aforesaid be decreed him; 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.

By


Counsel.



VIRGINIA
IN THE CIRCUIT COURT OF THE
COUNTY OF NANSEMOND.

Henry Riddick,

Vs.

Rosa Wiggins-Riddick

B I L L.

Howell & Wilson, p.q.

Filed Feb. 2, 1925-

*H. E. Montgomery
Clerk*

Rule Notes:

Henry Riddick

v

Rosa Wiggins Riddick

Process issued January 26, 1925, returnable to First February Rules, 1925.

February 2, 1925, Process returned & ruled, by file &
Order nisi.

Feb. Rules Order nisi confirmed & cause set
for hearing

G. E. Dumbaj, Clerk