

1930-005
Nansemond Co (Suffolk) Chancery Causes: Thomas Hamlin vs Arraminta Jones Hamlin

Jones, Smith, Helms, Powell

VIRGINIA: In the Circuit Court of
Nansemond County.

Thomas Hamlin Complainant
v. **ORDER OF PUBLICATION**

Arraminta Jones Hamlin Defendant

The object of the above-styled suit is to obtain a divorce from the bonds of matrimony on the grounds of desertion, which has continued for more than three (3) years, and it appearing, by affidavits filed according to law, that Arraminti Jones Hamlin, the above-named defendant, is not a resident of this state, and that process has been twice delivered to the sheriff of Nansemond County to be executed, and has been returned without being executed; it is, therefore, ordered that the said Arraminta Jones Hamlin do appear within ten (10) days after due publication of this order, in the Clerk's Office of the Circuit Court of Nansemond County, and do what is necessary to protect her interest; and it is further ordered that this order be published once a week for 'four' (4) weeks in The Suffolk News-Herald, a newspaper printed in the City of Suffolk and Nansemond County, Virginia; and it is further ordered that a copy of this order be posted at the front door of the Court House of Nansemond County on or before the next successive Rule Day; that another copy of this order be mailed to the defendant at the Post Office address named in the affidavit.

PAUL J. POWELL,

Wm. M. Bradley, p.q.

Clerk.

jan.10-17-24-31

**VIRGINIA: In the Circuit Court of
Nansemond County.**

Thomas Hamlin Complainant

v. ORDER OF PUBLICATION

Arraminta Jones Hamlin ... Defendant

The object of the above-styled suit is to obtain a divorce from the bonds of matrimony on the grounds of desertion, which has continued for more than three (3) years, and it appearing, by affidavits filed according to law, that Arraminta Jones Hamlin, the above-named defendant, is not a resident of this state, and that process has been twice delivered to the sheriff of Nansemond County to be executed and has been returned without being executed; it is, therefore, ordered that the said Arraminta Jones Hamlin do appear within ten (10) days after due publication of this order in the Clerk's Office of the Circuit Court of Nansemond County, and do what is necessary to protect her interest; and it is further ordered that this order be published once a week for four (4) weeks in The Suffolk News-Herald, a newspaper printed in the City of Suffolk and Nansemond County, Virginia; and it is further ordered that a copy of this order be posted at the front door of the Court House of Nansemond County on or before the next successive Rule Day; that another copy of this order be mailed to the defendant at the Post Office address named in the affidavit.

PAUL J. POWELL,

William M. Birdsong, p.q. Clerk.

jan.10-17-24-31

VIRGINIA: In the Circuit Court of
Nansemond County.

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v. ORDER OF PUBLICATION

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William M. Eldsong, p.q. Clerk.

jan.10-17-24-31

VIRGINIA: In the Circuit Court of
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Thomas Hamlin Complainant

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Arraminta Jones Hamlin Defendant

JAN 24 1931
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PAUL J. POWELL,

William M. Birdsong, p.q. Clerk.

jan.10-17-24-31

VIRGINIA:

IN THE CIRCUIT COURT OF NANSEMOND COUNTY.

Thomas Hamlin.....Complainant

v. AFFIDAVIT

Arraminta Jones Hamlin.....Defendant

Business

I, C. J. Riddick, Jr., Manager of the Suffolk News-Herald, a newspaper published in the City of Suffolk, County of Nansemond, State of Virginia, do hereby certify that the foregoing Order of Publication was duly published in the said newspaper for four(4) successive weeks, as follows:
January 10, 17th, 24th and 31st, 1930.

Business C. J. Riddick Jr.
Manager Suffolk News-Herald.

I, Paul J. Powell, Clerk of the Circuit Court of Nansemond County, do hereby certify that the attached order of publication was posted by me at the front door of the Court House of Nansemond County on or before the next succeeding Rule Day, after it was entered and a copy thereof mailed to each of the defendants at the post office address given in the affidavit of non-residence filed by plaintiff.

Paul J. Powell
Clerk of the Circuit Court of
Nansemond County.

Certificate of
Publication

VIRGINIA:

IN THE CIRCUIT COURT OF NANSEMOND COUNTY.

Thomas Hamlin.....Complainant

v.

Araminta Jones Hamlin.....Defendant.

STATE OF VIRGINIA,

CITY OF SUFFOLK, To-wit:

This day Thomas Hamlin, the above-named complainant, personally appeared before me, Sue W. Riddick, a Notary Public in and for the State and City aforesaid, and made oath that Araminta Jones Hamlin, the above-named defendant, is not a resident of the State of Virginia, and that her last known address was Baltimore, Maryland.

Given under my hand this 23rd day of November, 1929.

My commission expires the 31st day of July, 1933.

Sue W. Riddick
Notary Public. C

Thomas Hamlin
V. affidavit
Arraminta Jones Hamlin

VIRGINIA:

IN THE CIRCUIT COURT OF NANSEMOND COUNTY.

Thomas Hamlin.....Complainant

v. AFFIDAVIT

Arraminta Jones Hamlin.....Defendant.

STATE OF VIRGINIA,

CITY OF SUFFOLK, To-wit:

 This day E. B. Rawles, Sheriff of Nansemond
County, personally appeared before me, Sue W. Riddick,
a Notary Public in and for the City and State aforesaid,
and made oath that process against Arraminta Jones Hamlin
has been delivered to him, as Sheriff of Nansemond County,
twice, more than ten(10) days before Rule Day; that he
has made a diligent search for the said Arraminta Jones
Hamlin and has been unable to find her, and that said
process has been returned without being executed.

E. B. Rawles
Sheriff of Nansemond County.

Given under my hand this 8th day of January, 1930.

My commission expires the 31st day of July, 1933.

Sue W. Riddick
Notary Public.

Thomas Hamlin

J. affidavit

Marionta Jones Hamlin

VIRGINIA:

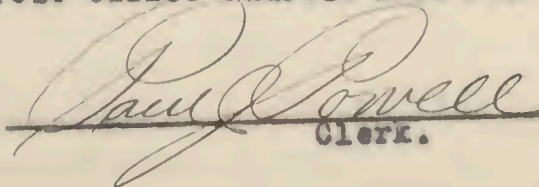
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Clerk.

L J. POWELL

OF CIRCUIT COURT OF
HANSEMOND COUNTY
SUFFOLK, VA.



*Aracantha Jones Hamlin's
Baltimore M.D.*

VIRGINIA:

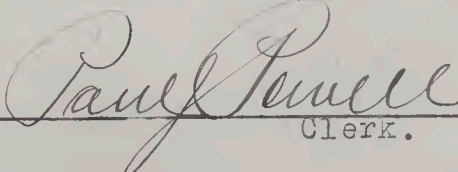
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Thomas Hamlin.....Complainant

v. ORDER OF PUBLICATION

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Clerk.

Filed this day
the 8th day of Jan 1930

VIRGINIA:

IN THE CIRCUIT COURT OF NANSEMOND COUNTY.

Thomas Hamlin.....Complainant

v. IN CHANCERY

Arraminta Jones Hamlin.....Defendant

To Paul J. Powell, Clerk:

Please issue summons in the above case
returnable ~~Second~~ ^{First December} November Rules.

William M. Birdsong
Counsel.

Thomas Hamlin
J.
Mamie Jane Hamlin -
2nd child

Filed Nov. 19-1924
Paul J. Powell, clerk
By, Oliver Whitcomb, sc.

The Commonwealth of Virginia,

To the Sheriff of the County of Nansemond, Greeting:

WE COMMAND YOU, That you summon Arraminta Jones Hamlin again, who was
summoned to appear at the Clerk's Office on the 3rd Monday in December,
and failed to appear is now summoned

to appear at the Clerk's office of the Circuit Court of the County of Nansemond
at the rules to be held for the said Court on the 1st Monday in January, 1930,
to answer a bill in chancery, exhibited against her in our said Court by
Thomas Hamlin

And have then there this writ. Witness Paul J. Powell, Clerk of our said
Court, at the court-house, the 21st day of December, 1929, and in the
154th year of the Commonwealth.

Paul J. Powell, Clerk.

By _____, D.C.

copy
No. 300

.....

vs. }

SUBPOENA IN CHANCERY

.....
.....
..... p. q.
.....

To Rules,

..... Circuit Court.
.....

Blivins

The Commonwealth of Virginia,

To the Sheriff of the County of Nansemond....., Greeting:

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Thomas Hamlin

And have then there this writ. Witness Paul J. Powell, Clerk of our said
Court, at the court-house, the 21st day of December, 1929, and in the
154th year of the Commonwealth.

Paul J. Powell, Clerk.

By _____, D.C.

Thomas Hawlin

vs.

SUBPOENA IN CHANCERY

Annamento Jones
Hawlin

W. M. Birdseye p. q.

To First Jan. Rules,

House County Circuit Court.

Not found in my
County of Kansas

E. B. Hawles
Sheriff

12/23/29

The Commonwealth of Virginia,

To the Shiriff of the County of Nansemond, Greeting:

WE COMMAND YOU, That you summon Arraminta Jones Hamlin

to appear at the Clerk's office of the Circuit Court of the County of Nansemond .
at the rules to be held for the said Court on the 3rd Monday in December, 19 29 .
to answer a bill in chancery, exhibited against her in our said Court by
Thomas Hamlin

And have then there this writ. Witness Paul J. Powell, Clerk of our said
Court, at the court-house, the 19th day of November, 19 29, and in the
. 154th year of the Commonwealth.

By Paul J. Powell, Clerk.
Olivera Whitehurst, D. C.

Copy

No. 300

vs.

}

SUBPOENA IN CHANCERY

p. q.

To Rules,

..... Circuit Court.

The Commonwealth of Virginia,

To the Sheriff of the County of Nansemond....., Greeting:

WE COMMAND YOU, That you summon Arraminta Jones Hamlin.....

to appear at the Clerk's office of the Circuit..... Court of the County of Nansemond.

at the rules to be held for the said Court on the 3rd..... Monday in December....., 1929.,

to answer a bill in chancery, exhibited against..... her..... in our said Court by

Thomas Hamlin.....

And have then there this writ. Witness..... Paul J. Powell....., Clerk of our said

Court, at the court-house, the 19th..... day of November....., 1929., and in the

154th..... year of the Commonwealth.

Paul J. Powell, Clerk.....

By Oliver Whitehurst, D. C.

original

No. 300

Thomas Humber

vs. } SUBPOENA IN CHANCERY

Araminta Jones

Humber

H. M. Birdsong . . . p. q.

To First December Rules,

Thase County Circuit Court.

5-6 p. 44

Not found in my
County of Harrison
E. B. Rawls
Shuff



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,

Thomas Hamlin and Arraminta Jones

Given under my hand, as Clerk of Circuit Court of Southampton County (or City)
this 29th day of December, 1896. B. F. McLemore, 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 Circuit Court for the County (or City) of Southampton

Date of Marriage Dec. 30th 1896. Place of Marriage Southampton Co.

FULL NAMES OF PARTIES.

Thomas Hamlin and Arraminta Jones

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

Age of Wife 25 years; Condition (single, widowed or divorced) "

Race (White or Colored) Col.

Husband's Place of Birth Sussex Co. (PRESENT) Mailing Address Southampton

Wife's Place of Birth " " Mailing Address "

Names of { Husband Stephen Hamlin and Rebecca Hamlin
Parents { Wife Amanda Jones and

Occupation of Husband Farmer

Given under my hand this 29th day of Decr., 1896.

B. F. McLemore, Clerk.

Certificate of Time and Place of Marriage

I, W. E. Allen, a Minister of the

Church, or religious order of that name, do certify that on the 30th day of Dec. 1896, at Wakefield, 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 Southampton, State of Virginia.

Given under my hand this 30th day of Dec. 1896, 1896.

W. E. Allen

(Person who performs ceremony sign here.)

A. Copy Test: B. F. McLemore Clerk
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).....Southampton

Thomas Hamlin

Husband

and { **Marriage License**

Arraminta Jones

Wife

Date of Issue.....1896- Dec. 29"

Marriage Register No.....Page 95

VIRGINIA:

IN THE CIRCUIT COURT OF NANSEMOND COUNTY.

Thomas Hamlin.....Complainant

v.

DEPOSITIONS

Arraminta Jones Hamlin.....Defendant.

The depositions of Thomas Hamlin and others taken before me, M. Anderson Maxey, Commissioner in Chancery for the Circuit Court of Nansemond County, in the State of Virginia, at the office of William M. Birdsong, in the National Bank of Suffolk Building, Suffolk, Virginia, on the 8th day of March, 1930, between the hours of Ten A. M. and Five P. M., to be read as evidence on behalf of Thomas Hamlin in a certain suit in Chancery depending in the Circuit Court of Nansemond County, in the State of Virginia, no notice being required by service on the said defendant, as the defendant is a non-resident and the process is by Notice of Motion.

Present:

William M. Birdsong, Attorney for Thomas

Hamlin.

Thomas Hamlin, being duly sworn, deposes and says:

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

A. Tom Hamlin; I am in my fifty; Nansemond County, Pitch Kettle Road; I work on the farm.

Q. When were you married?

A. Let me see, December 30th, 1896.

Q. To whom were you married?

A. Arraminta Jones, at Wakefield, Virginia.

Q. Are you and your wife living together at this time?

A. No, sir, I have not seen her. No, sir, we are not living together.

Q. When did you ~~and~~ your wife separate?

A. It was the year the war broke. It was in August of the year the war broke she left. I don't know exactly what year it was.

Q. Was it 1917?

A. Yes, sir, you know what year the war broke.

Q. Did your wife desert you or did you desert her?

A. She left me.

Q. For what reason did she desert you?

A. She got to fooling around with fortune tellers and they told her to leave. That is all I know about it.

Q. Has she ever lived with you since she left?

A. No, sir, she has not.

Q. Just before she left, did she make any statement to you as to why she was leaving, or whether she was coming back.

A. She said the fortune teller told her to leave and she come and told me she was going to leave and did not say anything about coming back. I will never forget it.

Q. Has she ever been back since she left?

A. No, sir.

Q. Do you know where she is now?

A. No, sir, I do not.

Q. Where was she the last time you heard from her?

A. Two years ago here in town was the last time I saw her.

Q. Have you lived with her as husband and wife since 1917?

A. No, sir, I have not never stayed under the roof she stayed under.

Q. Did you ever give your wife cause for deserting you?

A. No, sir, I did not. She got to going to see fortune tellers and they told her to leave and she left.

Q. Have you always supported her?

A. Yes, sir, never had any trouble before she got to fooling with the fortune tellers.

Q. Where was the last place that you and your wife lived together as husband and wife?

A. At Mr. Wesley Nelms, in Nansemond County, Virginia.

Q. How long have you resided and been domiciled in the State of Virginia?

A. All my life.

And further this deponent saith not.

Witness:
W. M. Berkson

Thomas ^{his} Hamlin
maile

* * * * *

W. P. Smith, being duly sworn, deposes and says:

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

A. W. P. Smith; 35; Nansemond County, R. F. D. 2
Suffolk, Pitch Kettle Road; occupation, ~~XXXXXX~~ clerk.

Q. Who do you clerk for?

A. H. L. Daughtrey.

Q. Do you know Thomas Hamlin?

A. Yes.

Q. How long have you known him?

A. I would say 14 years. Ever since he left Southampton County.

Q. Did you know Arraminta Hamlin, his wife?

A. Yes, they lived in sight of me when they moved down here, on Wesley Nelms' farm, the adjoining farm to me. The house was about a quarter of a mile from mine.

Q. Did you see Thomas Hamlin and his wife when they were living together as husband and wife?

A. Yes.

Q. Do you know anything about their family life, whether their relations were pleasant or not?

A. No, I don't. I was surprised when they separated. I thought they were getting along all right.

Q. Had you ever heard of them having any trouble?

A. No.

Q. Do you know whether Tom left her or she left him?

A. I know it to be a fact that she left him because he stayed there and she left.

Q. To your knowledge has she ever been back to live with Tom since she left?

A. No.

Q. Do you know whether Tom supported and provided for his wife when they were living together?

A. I could not say that. Everything looked all right. I remember he had a sow and pigs I wanted mighty bad. He always had hogs and everything looked nice, but just how much bacon he carried home I could not say.

Q. Do you know how long Thomas Hamlin has resided and been domiciled in the State of Virginia?

A. No, but certainly for the last fourteen years.

And further this deponent saith not.

W. P. Smith

* * * * *

R. Wesley Nelms, being duly sworn, deposes and says:

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

A. R. Wesley Nelms; I was born in '76, am 53 years old; residence Nansemond County, Pitch Kettle Road; farmer.

Q. Do you know Thomas Hamlin?

A. Yes.

Q. Is he on your place now?

A. No, but I don't think he has been out of the neighborhood for the last fifteen years.

Q. How long have you known Thomas Hamlin?

A. About fifteen years.

Q. Where has he lived during this time?

A. R. A. Wright's first, on my place three or four years, at Percy Smith's several years and with Mr. Powell this year. He has not been five miles away from the neighborhood.

Q. Where did Thomas Hamlin come from when he moved to Nansemond County?

A. Southampton County.

Q. Did you know Arraminta Jones Hamlin, his wife?

A. Yes, sir, I knew her. She worked at my place.

Q. Do you remember when they separated?

A. I remember they were living at my place when she left him but I don't remember what year or what month.

Q. Will you please state, to the best of your knowledge, why they separated?

A. I don't know why they separated.

Q. I believe you said they were living on your property the year they separated. Do you know whether or not Tom Hamlin provided for his wife?

A. I think he did.

Q. Do you know whether he treated his wife properly?

A. I never knew him to mistreat her in my life, her or anybody.

Q. Do you know whether he deserted his wife or he left her?

A. She left him. Went away and left him there to hold the bag and finish getting in the crop, and Tom has been in that neighborhood ever since and she has not.

Q. Do you know whether or not Tom and his wife have ever lived together as man and wife since she left him?

A. I never knew of it.

Q. Do you know how long Tom Hamlin has resided and been domiciled in the State of Virginia and County of Nansemond?

A. About fifteen years, ever since I have known him.

Q. Do you know Thomas Hamlin's reputation for peace and quiet and honesty?

A. It is good, better than the average. I don't believe Tom would tell you a story. He was trusted with everything there on my place.

And further this deponent saith not.

R. Wesley Nelson

Mr. C. R. Powell, being duly sworn, deposes and says:

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

A. C. R. Powell; 28 years old the 14th day of last October; Nansemond County; farmer.

Q. Do you know Thomas Hamlin?

A. Yes.

Q. How long have you known him?

A. Around ten years. He lives in my neighborhood, and has been working for me off and on for five or six years.

Q. Has Thomas Hamlin, since you have known him, ever lived with Arraminta Jones Hamlin as husband and wife?

A. No, sir.

Q. Have you ever seen him or his wife together?

A. No, sir, I have not.

Q. Had they been living together would you have known it?

A. Yes, sir, I think I would.

Q. Do you know Thomas Hamlin's reputation for truth and veracity?

A. Yes, sir, I think I do. I have never known anything against him since I have known him. His reputation is good. He is a hard-working, honest fellow.

Q. Who does he live with?

A. He has been living with Percy Flyer and this year he has been staying in a house close to me by himself.

And further this deponent saith not.

C. R. Powell

STATE OF VIRGINIA,
COUNTY OF NANSEMOND, To-wit:

I, M. Anderson Maxey, Commissioner in Chancery for
the Circuit Court of Nansemond County, in the State of
Virginia, do hereby certify that the foregoing depositions
were duly taken, reduced to writing and signed by the
witnesses respectively before me at the place and time
therein mentioned, pursuant to the annexed notice.

In witness whereof I have hereunto set my hand this
8th day of March, 1930.

M. Anderson Maxey
Commissioner in Chancery.

VIRGINIA:

IN THE CIRCUIT COURT OF
NANSEMOND COUNTY.

Thomas Hamlin

v. DEPOSITIONS

Arraminta Jones Hamlin

1930 June 6. rec'd.
J.M.

VIRGINIA:

IN THE CIRCUIT COURT OF HANSEMOND COUNTY.

Thomas Hamlin.....Complainant

v.

ORDER

Arraminta Jones Hamlin.....Defendant.

This cause, in which the plaintiff has proceeded against the non-resident defendant in the mode prescribed by statute, came on this day to be heard on the complainant's bill and exhibits filed therewith, and the depositions taken before the Commissioner in Chancery and filed on behalf of the complainant, and was argued by counsel.

On consideration whereof, and it appearing to the Court independently of admissions of either party in the pleadings or otherwise, that the said Thomas Hamlin and Arraminta Jones Hamlin were lawfully married on the 30th day of December, 1896, and that the said Arraminta Jones Hamlin did in the year 1917 wilfully and without justification desert and abandon the complainant, and that the said desertion has continued for more than three years; that the complainant has resided and been domiciled in this State since the aforesaid marriage more than one year before the commencement of this suit, and that the said Thomas Hamlin and Arraminta Jones Hamlin last cohabited in the County of Hansemond, State of Virginia, the Court doth ADJUDGE, ORDER and DECREE that the said Thomas Hamlin and Arraminta Jones Hamlin be, and they are hereby, divorced from the bonds of matrimony.

There-being nothing further to be done in this cause, it is ordered dismissed from the docket.

VIRGINIA:

IN THE CIRCUIT COURT OF
HANSEMOND COUNTY.

Thomas Hamlin

v. FINAL DECREE

Arraminta Jones Hamlin

Enter: June 6, 1930.
J. D. McQuire

Entered:

Chancery order Book
No. 6 Page 332

VIRGINIA:

IN THE CIRCUIT COURT OF NANSEMOND COUNTY.

Thomas Hamlin.....Complainant

v. IN CHANCERY

Arraminta Jones Hamlin.....Defendant.

TO THE HON. JAMES L. McLEMORE, JUDGE:

The Complainant, Thomas Hamlin, respectfully
represents:

(1) That on the 30th day of December, 1896,
your Complainant was lawfully married to Arraminta Jones
Hamlin, whose maiden name was Arraminta Jones, at Wakefield,
Southampton County, Virginia, as will appear from the
Certificate of Marriage filed herewith, marked "Exhibit A",
and made a part of this bill;

(2) That continuously from the date of said
marriage until the _____ day of August, 1917, your Complainant
and Arraminta Jones Hamlin lived together as husband and
wife, the most part of which time was spent in Southampton
County, then moving to Nansemond County for the remaining
time;

(3) That the said Arraminta Jones Hamlin has
wilfully deserted and abandoned your Complainant for a
period of more than three years, that is to say, on the
day of August, 1917, the said Arraminta Jones Hamlin did
voluntarily, wilfully and without any justification whatever

leave her home, and 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 heard from her since, nor does he know where she is;

(4) That your Complainant has resided and has been domiciled in this State ever since the aforesaid marriage, and is, and has been, an actual, bona fide resident of this State for at least one year preceding the commencement of this suit;

(5) That your Complainant last cohabited with the said Arraminta Jones Hamlin in Nansemond County, Virginia.

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 Arraminta Jones Hamlin may be made a party defendant to this bill, and required, but not under oath, to answer same, the oath being hereby waived; that proper process issue, and that a divorce from the bonds of matrimony that was created by the aforesaid marriage be decreed him; that your Complainant may have all such further, other and general relief in the premises as the nature of his case may require, or to Equity shall seem meet.

Thomas Hamlin
Complainant.
By William M. Girdson
his attorney

VIRGINIA:

IN THE CIRCUIT COURT
COUNTY OF HAMPSHIRE COUNTY

Thomas Hamlin

v. Bill in Chancery

Armed Forces Hamlin

*Filed this 8th day
of Jan 1930*

WILLIAM M. BIRDSONG
ATTORNEY AT LAW
SUFFOLK, VIRGINIA