216 Va. 161
SUPREME COURT OF VIRGINIA
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JAN 22 1975
RICHMOND, VIRGINIA

IN THE

Supreme Court of Virginia

AT RICHMOND

RECORD NO. 740888

WALTER KIDD JONES, JR.,
Appellant

v.

HARRIET H. JONES,
Appellee.

SUPPLEMENT TO APPENDIX

EDWARD W. TAYLOR
HUNDLEY, TAYLOR & GLASS
20 North 8th Street
Richmond, Virginia

Counsel for Appellant

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January 20, 1975

Edward W. Taylor, Esquire
Hundley, Taylor & Glass
20 N. 8th Street
Richmond, Virginia

Re: Record N. 740888 - Jones v. Jones

Dear Mr. Taylor:

On Friday, January 17th, 1975, I received my three copies of the appendix in the above matter and your opening brief. I have gone over the appendix and find that several items that I designated to be included therein by my pleading pursuant to Rule 5:36 are not included.

It is quite possible that they were not included through inadvertence and I would only request that you make arrangements to have them included by use of an addendum.

Not included were a copy of the Court order dated 4/19/74, appellee's exhibit I, the testimony of Mrs. Selepak pages 7 and 8.

I trust that you will cure these errors promptly.

I am certainly amenable to having them included in an addendum to the appendix.

Thank you for your attention in the matter.

Very truly yours,

Daniel E. Bray, Jr.

DEB/np
cc: Clerk, Supreme Court of Virginia

IN THE SUPREME COURT OF VIRGINIA AT RICHMOND

WALTER KIDD JONES, JR., Appellant,

against

HARRIET H. JONES, Appellee.

CASE NO. 740888

PETITION

TO THE HONORABLE CHIEF JUSTICE AND JUSTICES OF SAID COURT:

Your petitioner, the Appellant, did on January 17, 1975, file the Appendix herein and inadvertently omitted the Trial Court's Order dated April 19, 1974, Appellee's Exhibit I, and the testimony of Clare H. Selepak, TR 7 and 8, all designated by the Appellee.

WHEREFORE, your Appellant prays that the foregoing be filed as an Addendum to the Appendix in this proceeding.

WALTER KIDD JONES, JR.

By _____
Counsel

V I R G I N I A :

IN THE CIRCUIT COURT OF THE COUNTY OF HANOVER

HARRIET H. JONES, Plaintiff,

v.

WALTER KIDD JONES, JR., Defendant.

ORDER

This day, came the parties in person and by counsel, on the motion of plaintiff for custody pendente lite of the infant children of the parties, for alimony for herself and support and maintenance for their children pendente lite and for an award on account of attorney's fees and court costs; upon the testimony of the parties and the exhibits filed; and was argued by counsel.

Upon consideration whereof, it is ORDERED, ADJUDGED and DECREED that the defendant pay unto the plaintiff as alimony pendente lite, the sum of ONE HUNDRED TWENTY-FIVE and 00/100 DOLLARS ($125.00) per month, SIXTY-TWO and 50/100 DOLLARS ($62.50) on the 1st of each and every month and a like amount on the 15th of each and every month, and unto the plaintiff, as support and maintenance pendente lite, for the infant children of the parties, William Doswell Jones and Ashley A. Jones, the sum of TWO HUNDRED TWENTY-FIVE and 00/100

DOLLARS ($225.00) per month, ONE HUNDRED TWELVE and 50/100 DOLLARS ($112.50) on the 1st of each and every month and a like amount on the 15th of each and every month, until further order of this Court; that he keep in force the medical and hospitalization insurance now in force for the benefit of plaintiff and their infant children; that he continue to pay the sum of ONE HUNDRED and 00/100 DOLLARS ($100.00) per month to plaintiff's sister for the loan made the parties for an addition to their home; and that he pay to Charles A. Blanton, II THIRTY-FIVE and 00/100 DOLLARS ($35.00) as a reimbursement of costs expended to date. This Order is entered nunc pro tunc as of February 2, 1973 in lieu and in place of said Order of that date.

/s/ Edward P. Simpkins, Jr.
Judge

April 19, 1974

I ask for this:

/s/ Charles A. Blanton, II p.q.

Seen: I do not agree to the form of this sketch. Counsel has submitted a separate sketch.

/s/ Edward W. Taylor p.d.

CLARE H. SELEPAK, introduced on behalf of the plaintiff, having been first duly sworn, deposes and states as follows:

DIRECT EXAMINATION

BY MR. BLANTON:

Q Will you state your name, and your address.

A Clare H. Selepak. I live at Hanover Courthouse, Virginia.

Q Are you any relation to either of the parties, Harriet H. Jones or Walter Kidd Jones, Jr.?

A I'm Harriet H. Jones' sister.

Q How far do you live from their former marital abode, 106 Race Course Street?

A Approximately seven and a half miles.

Q Do you have occasion to be in your sister's home?

A Yes.

Q Have you seen Mr. Jones there since September 27, 1972?

A No, I have not.

Q To the best of your knowledge has your sister Harriet H. Jones lived with her husband Walter K. Jones, Jr. since that date?

A No, she has not.

Q Do you think they are going to reconcile their differences and live together again as man and wife?

A No.

Q Mrs. Selepak, have you at any time since Mr. Jones left given any monies to Mrs. Jones?

A Yes.

Q In what form?

A Cash.

Q Have you done this on more than one occasion?

A Yes.

Q Why did you do this?

A Because she had need for it.

Q How would this need show itself to you?

A In her conversations with me about her household needs.

Q Would you give this to her regularly?

A Well, monthly. At least monthly and sometimes more often.

Q Do you work, Mrs. Selepak?

A Yes.

Q Where do you work?

A Hanover Circuit Court.

Q What is your position there?

Plaintiff's Exhibit I
4-29-74

CRANE - SNEAD & ASSOCIATES
FORMERLY
H. JAMES EDWARDS AND ASSOCIATES
COURT REPORTERS
1108 EAST MAIN STREET
RICHMOND, VIRGINIA
PHONE 648-2801

April 17, 1974

Mrs. Harriet M. Jones
c/o Charles A. Blanton, II, Esq.
Blanton & Bray
Suite 418 Brookfield
Richmond, Virginia

RE: Harriet M. Jones vs Walter Kidd Jones, Jr.

March 29, 1974 Reporting and transcribing depositions in the above matter; original and one copy ....

$166.70

Thank you.

CERTIFICATE

I hereby certify that I have mailed three copies of the foregoing Supplement to Appendix to Daniel E. Bray, Jr., Esquire, BLANTON AND BRAY, Suite 418, Brookfield, 6620 West Broad Street, Richmond, Virginia 23230, counsel of record for the Appellee, on the 22 day of January, 1975.

Edward W. Taylor