

1883-09

Southampton County - Chancery

Warrell, Edwin vs Warrell, Cnty

"Divorce"

Worrell

vs 3 Decree

Worrell

May Term 1883

To be entered.

Geo. Brown

Worrell

vs $\frac{3}{3}$

Decree

Worrell

of complainant

On motion, it is ordered
that this cause be dismissed
from the docket.

At a Court held for the County of Guilford
at the Court house there on the 17th day of
November A.D. 1879

Ed Warrell was stand indicted of felony was
this day sit to the bar in Custody of the Jail-
or of this Court & being then arraigned
pleaded not guilty to the indictment and
a panel of sixteen persons of the twenty
four summoned by the Sheriff were exam-
ined by the Court and found free from all
legal exceptions & qualified to serve as jurors
according to law. Thereupon the accused
peremptorily challenged four of the jurors
and the remaining twelve to wit: John D. Pope
J. A. Drake W. A. Howell J. M. Carver J. B. Wickett
J. D. Wickett James Cogsdale & J. Dickens
J. W. Ridley A. H. Cotton Wm. E. Leigh and
William Neal, who being elected tried and
sworn the truth of and upon the premises
to speak and having heard the evidence upon
their oath do say "We the Jury do find the Prisoner
guilty of Malicious Cutting and fix his Term of
imprisonment in the Penitentiary two years"
And it being demanded of the Prisoner if
anything for himself he had or knew to say
why the Court here should not ^{more proceed to} pronounce
judgment against him according to law
and nothing being offered or alleged in delay
of judgment it is considered by the Court that
the said Ed Warrell be imprisoned in the Pen-
itentiary of this Commonwealth for the

Term of two years the period by the jurors in
their verdict ascertained. And it is ordered
that the Sheriff of this County do as soon as
possible after the adjournment of this Court
remove and safely convey the said Ed
Worrell from the jail of this Court to the
Penitentiary of this Commonwealth, there in
to be kept imprisoned and treated in
the manner prescribed by law.
And thereupon the said Ed Worrell is rem-
oved to jail,

A copy Test L. R. Edwards C. C.

Exhibit "B"

~~Worrell~~
to
Chubb's
~~Worrell~~

Worrall
vs. 3. Notice
Worrall

~~A. Copy~~

Believe this notice
at once.

WWS

Executed by
delivering copy
of this notice on,
Gentry Worrall Sept
9th October 1882.

Deleg baron by
for W & D. M. S. H.

COMMISSIONER'S OFFICE,

Jerusalem,

187

TO

Lytle Worrell

You are hereby notified that I have fixed upon the 21st day of October inst-
if not, on the next fair day thereafter (Sunday excepted), to take and settle, at my office, the following accounts, in
to-wit: Jerusalem,

Depositions to be read at the next
(November) term of our Circuit
Court, in the Chancery suit of
Worrell vs. Worrell, in which
you are defendant.

~~required to be taken by a decree of Southampton Circuit Court, rendered on the~~ day
~~of~~ 187, in a suit in Chancery, depending in said Court, in which you are parties,
plaintiffs and defendants; at which time and place you are required to attend.

Given under my hand as Commissioner in Chancery of the said Court, the day and year first aforesaid.

To the Sheriff of Southampton County to execute.

W. J. Abrell, Commissioner.

Worrill
vs. 3 Defendants.
Worrill

Executed
By Carson Deputy
for Wm Briggs Esq.

The Commonwealth of Virginia,

To the Sheriff of Southampton County---Greeting:

We Command you that you Summon

Jane Worrell, Ann Evans, Jesse Evans, Allen Murphy and William Worrell,

my office in Jerusalem, on if they be found within your bailiwick to appear at ~~the Clerk's Office of our Circuit Court of Southampton county, at the place to be holden for the said Court on the first Monday~~ ^{next to answer}

Saturday, 21st day of October A.D. 1882, to testify and the truth to say in behalf of Edwin Worrell the plff. in the Chancery suit of Worrell vs Worrell, now depending in our Circuit Court -

And have then there this writ.

Given under my hand this 5th day of October.

Witness, ~~L. D. Howard, Clerk of said Court at the Southampton~~

1882, in the

year of the Commonwealth.

W. J. Sebrell.

Ex'n. in Chancery.

123
W. H. H. H.

Pa.

Samson
City

W. H. H. H.

1882: Oct. Rules

Countermanded
by H. H. H. H.
W. H. H. H.

The Commonwealth of Virginia,

To the Sheriff of Southampton County---Greeting:

WE COMMAND YOU TO SUMMON *Sint W. W. W.*

to appear at the Clerk's Office of our Circuit Court of Southampton County, at the Rules to be holden for the said Court on the first Monday in *October* next, to answer a bill in Chancery exhibited against *him* in our said Court by *Edward W. W.*

And this *sw*

shall in no wise omit; and have then there this writ.

Witness, LITTLETON R. EDWARDS, Clerk of our said Court this *28th* day of *September* 188 *2^d*, in the *107th* year of the Commonwealth.

L. R. Edwards *cl*

Copy for Gent Warren

The Commonwealth of Virginia,

To the Sheriff of Southampton County---Greeting:

WE COMMAND YOU TO SUMMON *Sint Morrell*

to appear at the Clerk's Office of our Circuit Court of Southampton County, at the Rules to be holden for the said Court on the first Monday in *October* next, to answer a bill in Chancery exhibited against *him* in our said Court by *Edward Morrell*.

And this *do* shall in no wise omit ; and have then there this writ.

Witness, LITTLETON R. EDWARDS, Clerk of our said Court this *28th* day of *September*
188 *2*, in the *107th* year of the Commonwealth. *L.R. Edwards Ck*

Executed, by delivering a copy of the within document
to said Deputy Worrall on September 30. 1882.

J. Pearson

Deputy, Fort W. H. Perry
Stoughton

Worrall

2 } Same. ch

Worrall

1882 October Rules.

The Commonwealth of Virginia,

To the Sheriff of Southampton County---Greeting:

WE COMMAND YOU TO SUMMON *Leiny Worrell*

to appear at the Clerk's Office of our Circuit Court of Southampton County, at the Rules to be holden for the said Court on the first Monday in *October* next, to answer a bill in Chancery exhibited against *her* in our said Court by

Edwin Worrell

And this *she* shall in no wise omit; and have then there this writ.

Witness, LITTLETON R. EDWARDS, Clerk of our said Court this *29th* day of *September* 188 *2*, in the *107th* year of the Commonwealth.

L R Edwards

In Southampton Circuit Court

Edwin Worrell

Plaintiff

against

Winty Worrell

Defendant

In Chancery

1882 Sep 29th Summons in Chancery issued

" Oct R. Summons returned Executed - Bill of filed

Nov R Cause set for hearing of

Worrell

$\sim$ } Stat. Rules

Worrell

130
Worrell
vs $\frac{1}{2}$ Bill & Co.,
Worrell

1882 October Rules

To the Hon. George Blow, Judge of the
Circuit Court of Southampton County.

Humbly complaining, sheweth
unto your honor, your complainant, Edwin
Morrell, of the County of Southampton, as
follows:

That on the 8th day of September
A. D., 1879, in the County of Southampton, he
was lawfully united in marriage with one
Leinty Bryant of the county aforesaid, as will
more fully be seen by a copy of the marriage
register herewith filed marked A, and made
a part of this bill.

That your complainant
was, during the whole time he remained
with ~~the~~ said Leinty Bryant, a kind and
dutiful husband, and that, so far as his
means and condition in life would enable
him to do, he performed towards her all the
duties enjoined upon him by reason of the
marital tie.

That your complainant had
by the said Leinty Bryant, or Leinty Morrell,
one child name _____ of the
age of _____ and which said
child is now in the possession of the said
Leinty Morrell.

That complainant was, at

3 as will more fully appear by a copy
of the sentence herewith filed marked
B and made a part of this bill.

November Term A. D., 1879, of the County
Court of Southampton County, convicted of ~~Felony~~
and sentenced to the Penitentiary of the this
State for the period of two years, where, until
the expiration of his term of confinement, and
discharge, he remained.

That but a short
time previous to the discharge of your Com-
plainant, his wife, the said Linty Worrell,
was delivered of a child begotten in adul-
tery by another man. That since that
time, your Complainant has ceased to co-
habit with the said Linty Worrell, or ^{to} have
any thing whatever to do with her.

That your Complainant is advised that
he is entitled to ^{law} absolute divorce, dissolving
the rites of matrimony now existing between
them, and also, to the custody of his child.

In Consideration whereof, and in as
much as your Complainant ~~is~~ without ade-
quate remedy ^{at} law and only entitled to
relief in a Court of equity where matters
of this kind are properly to be heard,
your Complainant, therefore, prays that
the said Linty Worrell be made a party
defendant to this bill and compelled to
answer the allegations herein contained.

That your honor will enter a decree for-

Worrall

ix } Exhibit

Bryant

MARRIAGE LICENSE



Virginia, *Southampton Co.* 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,

Edwin Worrell
and *Emily Bryant*

Given under my hand, as Clerk of the *County* Court
of *Southampton* this *8th* day of *September* 18*89*
L. R. Edwards Clerk.

CERTIFICATE TO OBTAIN A MARRIAGE LICENSE.

To be annexed to the License, required by Acts passed 15th March, 1861, and February 27th, 1866.

Time of Marriage, <i>8th day of September</i>	Place of Husband's Birth, <i>Southampton County</i>
Place of Marriage, <i>Boyd's Depot</i>	Place of Wife's Birth, <i>Southampton County</i>
Full Names of Parties Married, <i>Edwin Worrell</i>	Place of Husband's Residence, <i>Southampton County</i>
<i>to Emily Bryant</i>	Place of Wife's Residence, <i>Southampton County</i>
Color, <i>Colored</i>	Names of Husband's Parents, <i>James Worrell</i>
Age of Husband, <i>25 years</i>	Names of Wife's Parents, <i>Mariah Bryant</i>
Age of Wife, <i>27 years</i>	Occupation of Husband, <i>Farming</i>
Condition of Husband, (widowed or single) <i>Single</i>	
Condition of Wife, (widowed or single) <i>Single</i>	

Given under my hand this *8th* day of *September* 18*89*
L. R. Edwards Clerk.

MINISTER'S RETURN OF MARRIAGE.

I Certify, That on the *14th* day of *September* 18*89*,
at *Bethel Church* I united in Marriage the
above-named and described parties, under authority of the annexed License.
Rev H. R. Mason

The Minister celebrating a marriage, is required, within TEN days thereafter, to return the license to the Office of the Clerk who issued the same, with an endorsement thereon of the FACT of such marriage, and of the TIME and PLACE of celebrating the same.

Worrell
vs. & In Chancery.
Worrell

The Depositions of Jesse Evans, Allen Murphy & others, taken before me W. J. Librell a Justice in Chancery, pursuant to notice hereto annexed, at my office in Jerusalem on the 21st day of October 1882, between the hours of 8 a.m. & 8 P.m., to be read as evidence in a certain suit in Equity, depending in the Circuit Court of Southampton County wherein Gerty Worrell is defendant and Edwin Worrell is plaintiff —

Present — W. H. Parker, atty. for plff.

Jesse Evans being duly sworn deposes as follows:

Question by
plff's counsel

What is your age, where do you reside & do you know the parties to this suit? ~~where are you~~ —

Ans.: I am 28 yrs. old, reside at Boykin's Depot in this county & do know the parties in this suit.

Question.

Do you know that they were legally married? & how long did they

live together as man & wife?

Ans: They were legally married, & lived together as man & wife till Edwin Worrell the plff. was carried to the Penitentiary.

Question: How long was he married before going to Penitentiary?

Ans: I am not certain, but think, about one month.

Question: Did he have a child by her of his marriage?

Answer No: -

Ans: Did she have a child while he, Edwin Worrell was in Penitentiary?

Ans: Yes. She has one, a boy -

Ques: Have you any reason to suspect who was the father of this child?

Ans. No.

Ques: Do you think that E. S. Worrell, her husband was its father?

Ans: No.

Ques:

Why?

Ans.

Because Ed. Worrell had been in Penitentiary 22 or 23 months before it was born.

Ques:

Is it thought in her neighborhood that she lived in a lewd & loose manner while Ed. Worrell was in the penitentiary?

Ans:

It is.

Query:

Did you see them together often before Ed. Worrell went to Penitentiary and how did he treat her?

Ans:

I did see them often & he seemed to provide for her well & treat her kindly.

Ques:

Do you know that he has cohabited with her since his return from the Penitentiary & finding that she has given birth to child while he was gone?

Ans.

I don't think he has & I see him often.

Ques:

Do you know anything else?

Ans.

No.

And further this deponent saith not.

Jesse Evans
mark.

Allen Murphy being duly sworn,
deposes as follows:

Ans:

What is your age, where do you reside
& do you know the parties to this suit?

Ans:

Aged 45, live within about 3
miles of Boykins in this County &
my wife acquainted with parties.

Q.

Do you know that they were legally
married?

A.

They were.

Q

How long did they live together &
what was his treatment towards her?

A.

They lived together about 2 months, when
he was sent to Penitentiary, & his treat-
ment was very kind & his provision
for her the best he could make; &
I saw them often.

Q.

Do you know that he ^{had} child by her after mar-
riage & before going to Penitentiary?

A.

None during that time.

Q.

Did she have a child during his confinement
at Penitentiary?

A.

Yes.

Q. Do you think Ed. Worrell the father of that child & why?

A. I does not think he was; for he was in Penitentiary for about 2 years & the child was born just a few days before his return.

Q. What was her general reputation for chastity while he was gone?

A. She was thought a loose woman & very accommodating to those who desired "the article".

Q. Do you know whether or not she ever sued for or applied for divorce, while her husband was in Penitentiary?

A. Not that I know & I live near her.

Q. Has Ed. ever cohabited with her or associated with her since his return from Penitentiary & finding that she has had child in his absence?

A. Not that I know or have heard & should have been apt to know if he had, as I've seen both often.

And further this deponent says not.
Allen Marshall

William Worrell being duly
sworn deposes as follows:

Q. What is your age, where do you
reside & do you know the parties to
this suit?

A. Am about 24 yrs. old, live at
Boydkins in this County & know the
parties.

Q. You have heard what Allen Murphy
has just stated & do you know it
to be true -

Ans. I do.

And further this deponent saith not -
William Worrell

Comr's fee - \$5.00.

Witnesses { Allen Murph. 74 ¢
Jesse Evans. 74 ¢
Wm. Worrell - 74 ¢

State of Virginia,
County of Southampton to wit:
I, W. J. Selwell, Clerk in Chancery
in County & State aforesaid do hereby