

1889-16

Southampton County Chancery - Worrell, Ed vs Worrell, Lucinda

Divorce

Worrall

Mr. ^{Worrall} Bill + Exhibits

Worrall

To the honorable C. W. Hill Judge of
the Circuit Court of Southampton Co.
(Your oratrix Lucinda Worrell
(formerly Bryant) wife of Ed
Worrell who sued by W. R. Mason
her next friend humbly complaining
sheweth unto your honor That on
the second Sunday in September
1879 in the said Co of Southampton
she was united in marriage to
Ed Worrell the defendant in this
cause, and for several months & wit:
some time in November of the same
year she lived with him & was to
him a constant, faithful & dutiful wife
at which time he was tried & con-
victed of a felony in the Co Court
of Southampton Co. & sentenced by
said court to the penitentiary for
the period of two years returning ~~there~~
when his period of servitude expired.

But since his trial, conviction &
return she has lived entirely away
from him & has not cohabited with
him nor had any manner of inter-
course with him whatever. In such
consideration whereof & forasmuch as
your oratrix ^{is} penniless in the
premises save by the aid of a

Court of equity when matters of this
kind are alone cognizable. In the end
thereof etc. your ^{prayer} ~~prayer~~ that the said
Ed Worme may be made a defendant
to this bill & required to render a
full, true & perfect answer to the same
upon his corporal oath; and that
she may be entirely divorced from
him & the marriage be dissolved &
that such further & general relief be
afforded her as the nature of her case
may require & to equity may seem
meet. And your ~~prayer~~ will ever
pray etc.

Chas. L. Corbitt f.g.

Southampton Co. to wit:

This 16th day of Oct 1888 Linda
Worme personally appeared before
me, a Justice of the Peace for the
Co a forsworn & made oath that
all the allegations in the foregoing
bill, stand as coming within her own
knowledge she knows to be true, and all
others resting upon the knowledge or infor-
mation of others, she believes to be true,

Given under my hand this 16th
day of Oct. 1888

Wm R. Hart J.P.



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 Minty Bryant

Given under my hand, as Clerk of the County Court of Southampton this 8 day of September 1889.

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, 8th day of September	Place of Husband's Birth, Southampton Co
Place of Marriage, Boykins Depot	Place of Wife's Birth, "
Full Names of Parties Married, Edwin Worrell and Minty Bryant	Place of Husband's Residence, "
Color, Col.	Place of Wife's Residence, "
Age of Husband, 25 yrs.	Names of Husband's Parents, Jane Worrell
Age of Wife, 21 "	Names of Wife's Parents, Mariah Bryant
Condition of Husband, (widowed or single) Single	Occupation of Husband, Farming
Condition of Wife, (widowed or single) "	

Given under my hand, this 8 day of September 1889
L. R. Edwards Clerk.

MINISTER'S RETURN OF MARRIAGE.

I Certify, That on the 14 day of September 1889,
at Bethel Church I united in Marriage the
above-named and described parties, under authority of the annexed License.

Rev. W. 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.

Attest Teste B. J. McLeure C.

In Southampton County Court November
Term 1879

Ed. Norrell who stands indicted of a felony
was this day set to the bar in custody of the
jailer of this Court and being thereof arraigned
pleaded not guilty to the indictment and a pain-
nel of sixteen jurors persons of the twenty four
summoned by the Sheriff were examined by the
Court and found free from all legal exceptions and
qualified to serve as jurors according to law.
Thereupon the accused preemptorily challenged
four of the jurors, and the remaining twelve to
wit: John H. Pope, J. C. Drake, W. C. Powell, J.
C. Carson, J. C. Kibbitt, J. D. Kibbitt, James Boggs,
J. D. Dickens, J. W. Ridley, C. H. Cotton, Wm. E.
Leigh and Williamson Creal. who being elected
tried and sworn the truth of and upon the prem-
ises to speak and having heard the evidence upon
their oaths do say "We the jury 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 knew or had to say why the Court there should
not now 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. Norrell be imprisoned
in the Penitentiary house of this Commonwealth

for the term of two years the period by the jury
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
therein to be kept imprisoned and treated in the
manner prescribed by law.

And thereupon the said Ed Worrell is remanded
to jail. -

Teste. L. R. Edwards Clerk

Attest

Teste. B. F. McLeure cc.

Exhibit

Marrell

145

At

3

Stat: Rules

Marrell

2 Oct. Rules

Lucinda Worrell (formerly Bryant.
by H.R. Mason, her next friend. Plff
against } In chancery
Ed Worrell } Defr.

1888. Oct. 11. Sum: To 2^d Oct. Rules:

" 2^d " Rules: Process ret? Exec? bill filed + decree
nisi & defr.

" 3^d " Rules. bill taken for confessed + answer
set for hearing.

Southampton County

To Wm. R. Hart J. P. D^r

To Taking deposition of parties in the
suit in Chancery, Lucinda Norrell vs Ed Norrell

3 hours @ 75[¢] per hour

2, 25

Worrell

Notice.

vs.

Worrell

Executed Oct 19th 88
by serving a copy on
the party in person
R. D. Wood
Def. Sheriff for J. W.
Williams

To Col Wornell

You are hereby notified, that on the 29th day of October, in the
year 1889, at the office of W. R. Hart, in the village of Baykins, Southampton county,
Va., between the hours of 6 A. M. and 6 P. M. of that day, I shall proceed to take the
depositions of Bucky Aris & William Blau and others, to be read as evidence
in my behalf in a certain Chancery Suit depending in the
Circuit Court for Southampton county, wherein I am Plaintiff 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, at the same place and between the same hours, until the same shall be completed.

Your obedient servant,

Linda Wornell by
Chas. L. Corbett

att

Monroe
and
Police
Monroe

Executed by serving
a copy to the party
in person on the
1st day of Oct 1889

R. D. Moore
Deft for
J. N. Williams

To Ed Worrell

You are hereby notified that on
the 15th day of October in the year 1889
at the office of B. F. McLenore in the
village of Jerusalem, Southampton Co. Va.
between the hours of 6 A. M. and
6 P. M. I shall proceed to take the depo-
sitions of B. F. McLenore and others
to be read as evidence in my behalf in a
certain Chancery Suit depending in the
Circuit Court of Southampton Co. wherein
I am plaintiff & you are defendant; And
if, from any cause, the taking of the said depo-
sitions be not commenced, or, if commenced,
be not concluded on that day, the taking
thereof will be deferred from day to day,
at the same place and between the same hours,
until the same be completed

Yours very respectfully
Lucinda Worrell
By Counsel

The deposition of B. F. McLenore
taken before J. B. Parker, notary
public, at Courtland, Va., on
the 18th day of October 1889.
to be read as evidence in behalf
of the plaintiff in the Chancery
suit now pending in the
Circuit Court of Southampton
County, wherein Lucinda
Worrell is plaintiff, & Ed.
Worrell is defendant.

Present C. L. Corbitt, atty
for plaintiff.

The witness B. F. McLenore, being
duly sworn, deposes as follows.

1. Q. What is your name, age, occu-
pation & place of residence.

1. Ans. B. F. McLenore, age 50 years, occupa-
tion clerk of Co. & Cir. Clk of South-
ampton Co., residence, Courtland
Va.

2. Q. Do you know the parties to this
suit?

2. Ans. I do

3. Q. Do you know whether or not
the Ed. Worrell who is the de-
fendant in this suit, is the
identical Ed. Worrell who

was convicted of felony, sentenced to confinement in the penitentiary, at the November Term 1879. Of the County Court of Southampton Co. for a term of two years, as is mentioned in exhibit filed with the papers in this suit?

3. ans. I do

and further this deponent saith not.

B. F. McLemore

Virginia Southampton Co. Civil.

I, J. C. Parker, a notary public in and for the County of Stafford, hereby certify that the foregoing deposition of B. F. McLemore, was duly taken, subscribed and sworn to before me, at Courtland Va. on the 16th day of October 1889. Pursuant to the notice hereto attached.

J. C. Parker N.P.

Notary fee \$2.⁵⁰

Worrell

T 3 ^{Edmund}
Spa. in ch

Worrell

1888 (3rd mo) 2nd act Dubo
10 in Ct.

Executed Oct 15th
1888, by delivering a
copy hereof to Ed
Worrell.

R. P. Curran Depty
for J. M. Williams Sheriff

The Commonwealth of Virginia,

TO THE SHERIFF OF SOUTHAMPTON COUNTY—Greeting:

WE COMMAND YOU TO SUMMON

Ed. Norrell

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 ^{third} ~~first~~ Monday in *October* next, to answer a bill in chancery exhibited against *him* in our said Court by *Lucinda Norrell* (formerly *Bryant*) by *W. R. Mason* her next friend

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

Witness, *D. F. M. Leeson*
~~J. B. Prince~~, Clerk of our said Court, this *11* day of *October*
1887, in the *11-3* year of the Commonwealth.

Teste D. F. M. Leeson C. C.

Horrell
 vs } notice
 Horrell

Executed by serving a
 copy on the party in
 person on the 18th
 day of Nov, 1889

J. D. Crook
 Deft for
 J. N. Williams

To Ed. Worrell

You are hereby notified that on the
29th day of November 1889 at the office of
B. H. McLemore in the village of Jerusalem,
Savannah Co., Va. between the hours of 10 A.M.
and 6 P.M. I shall proceed to take the deposition
of B. H. McLemore & return to be read as evidence
in my behalf in a certain Chancery Suit depending
in the Circuit Court of Savannah Co. wherein
I am plaintiff & you are defendant, and if
for any cause the taking of the said deposition
be not commenced or if commenced be not con-
cluded on that day, the taking thereof will be
deferred from day to day at the same place
and between the same hands until the same be
completed

Yours very respectfully
Lucinda Worrell
By Counsel

The deposition of B. F. McLenore
taken before J. C. Parker, a
notary public at Cambridge
Va on the 29th day of Nov
1889. to be read as evidence in
behalf of the Plaintiff in
the chancery suit of
funding in the Circuit Court
of Loudoun Co. wherein
Lucinda Worrell is Plaintiff
& Ed Worrell is defendant.

Present C. L. Corbitt atty
for the Plaintiff

The witness B. F. McLenore
being duly sworn, deposes
as follows

- 1 Q. What is your name, age,
occupation & place of residence
- 1 Ans. B. F. McLenore, age 30 years,
occupation clerk of Co & Cir
Cts of Loudoun Co. residence
Cambridge Va
- 2 Q. do you know the parties to
this suit?
- 2 Ans. I do.
- 3 Q. do you know whether or not
the Ed Worrell who is the
defendant in this suit, is

the identical Ed Cornell who
was convicted of felony & sen-
tenced to confinement in the
penitentiary, at the November
Term 1879 of the County Court
of Southampton Co. for a term
of two years, as is men-
tioned in exhibit filed
with the papers in this suit?

3 ans.

I do. He is the identical
Ed Cornell who was convicted
of felony at the November
Term 1879 of the County Court
of Southampton Co. & sent
to the penitentiary.

And further this deponent
saith not.

B. F. McLeure

Virginia, Southampton Co. Court.
J. J. C. Porker, a Notary Public
in & for the County & State
of aforesaid, hereby certify that
the foregoing deposition of
B. F. McLeure, was duly
taken, subscribed & sworn to
before me at Cambridge Va. on
the 29th day of November 1889
pursuant to the notice hereto
attached.

J. J. C. Porker N.P.

Notary Dec 2nd

Deposition of
B. F. McLeure

The depositions of J. R. Bryant & others taken before me W. R. Hart a Justice of the Peace for the Co of Southampton, pursuant to notice hereto annexed, at the office of W. R. Hart in the Co of Southampton on the 29th day of Oct. 1888 between the hours of 6 Am, & 6 Pm. & he read as evidence on behalf of Lucinda Worrell in a certain suit in chancery depending in the Circuit Court for the Co of Southampton, wherein ^{the said} Lucinda Worrell is plaintiff & Ed Worrell is defendant

Present C. S. Corbit atty for plaintiff

The witness J. R. Bryant being duly sworn
oath & said as follows

Q-

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

A-

My age is 39 years, ^{I reside} in Southampton Co
near Boykins, I know the parties to this suit
having raised the plaintiff from quite a
small child

Q-

Do you know whether or not the defendant
in this cause Ed. Worrell was ever sent
to the penitentiary;

A-

I know he was tried before our Co court &
sentenced to the penitentiary for two years.
His trial took place some time about the

year 1879 or 1880 I cant remember the exact date

Q- At what time did he return from the penitentiary?

A- About two years after he was sent there.

Q- Do you know whether or not the plaintiff has ever cohabited with the defendant since his conviction

A- My impression is that they have not certainly not to my knowledge

Q- Have you not been in a position to have known if they did cohabit together

A- I think I have. The plaintiff having lived on my land part of the time. She ^{then} moved out of the Co. & since she has been gone the defendant has lived near me.

further this deponent says the not
signed J. R. Bryant

The deposition of William Blau & others
taken before me W. R. Hart a Justice of the
Peace for the County of Southampton, pursuant
to notice hereto annexed, at the office of
W. R. Hart in the Co of Southampton state of
Va on the 29th day of Oct 1888 between
the hours of 6 Am. & 6 P.M. & he read
as evidence on behalf of Lucinda Worrell
in a certain suit in Chancery depending
in the Circuit Court for Southampton
Co. wherein the said Lucinda Worrell
is plaintiff & Ed Worrell is defendant
Present C. L. Corbitt Atty for plaintiff

The witness William Blau being duly
sworn depone & saith as follows

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

A- my age is 22 years. I reside near
Brythia in Southampton Co. I know
the parties to this suit

Q- Do you know whether or not Ed Worrell
the defendant in this cause has ever
sent to the penitentiary?

A- Yes, he was tried & convicted some years
ago. I cant just now remember the exact
date but I suppose the records in the
Clerks office will show that.

Q- As you know whether or not previous
to his conviction, the plaintiff & defendant
in this case ever lived together as man
& wife

A- Yes - some few months before his ^{trial}
conviction they were married & lived
together as man & wife up to the time he
got into the difficulty for which he was ar-
rested & convicted.

Q- Since his return from the penitentiary do
you know whether or not they have
cohabited together

A- They have not cohabited together since
his return, which was about two years
after his conviction

Q- Have you not been in a position to know
if they did cohabit since that time

A- Yes - I think I have, for she lived
at my mother's house the greater part
of the time, until she moved out of
the County, since which time he has
lived in the neighborhood,

Further this deponent says the not

Signed William Blaw

Worrall

or  Depositions

Worrall

1888. Oct. 31. filed

The depositions of Betsy Artie & others taken
before me W. R. Hart a Justice of the Peace
for the County of Southampton, State of
Va pursuant to notice hereto annexed, at
the office of W. R. Hart in the Co of South-
ampton on the 29th day of Oct. 1888 between
the hours of 4 Am. & 6 P.M. & he read
as evidence on behalf of Lucinda Wernell
in a certain suit in Chancery depending
in the Circuit Court for Southampton Co
wherein the said Lucinda Wernell is
Plaintiff & Ed Wernell is defendant
Present C. L. Corlitt Atty for Plaintiff

The Witness Betsy Artie being duly sworn
deposes & says as follows

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

A- My age 50 years. I reside near Boykins
in Southampton Co. I know the parties
to this suit

Q- Do you know whether or not Ed Wernell
the defendant in this cause was ever
sent to the penitentiary

A- Yes - he was sent to the penitentiary
some years ago, but I cant recall
the exact date.

Q- Do you know whether or not previous
to his conviction, the plaintiff & defendant
in this case ever lived together as man
& wife

A- I was at this marriage which took
place some months before the dif-
ficulty arose for which he was convicted
& up to that time they lived together
as man & wife

Q- Since his return from the penitentiary
do you know whether or not they have
cohabited together

A- They have not cohabited since that
time

For this this deponent says not
Signed Betty ^{her} ~~of~~ Arter
mark

State of Virginia

Southampton County to wit;

I, W. B. Hart a Justice of the Peace for
the County aforesaid in the said State, do
hereby Certify that the foregoing depositions
were duly taken sworn to and subscribed
before me at the times and place men-
tioned therein.

Given under my hand this 29th day of
October 1888.

Wm B. Hart J.P.

Worrell
wa 3/4 Drorae
Worrell

To be entered
Nov term 1899

Worrell
The party con-
nected with suf-
ficiently ident-
ified -
C. H. H.

Entered pay \$36

Worrell
vs
Worrell } Devere

This day this cause came on to be heard
on the complainant's bill, the exhibits
filed, the depositions of witnesses read
was argued by counsel, in consideration
whereof the Court doth adjudge order
doe that the marriage heretofore
solemnized between Ed Worrell &
Lucinda Worrell (ne Bryant) be and
the same is hereby dissolved the
said Lucinda Worrell forever divorced
from her husband the said Ed
Worrell & nothing further remaining
to be done in this cause, it is ordered
that the same be removed from the
docket & the said defendant be made to
pay the cost of this suit

To be entered

Nov. Term 1889