

1912-19

Southampton County Chancery Warrall, William vs Warrall, Maggie (Lillett)

"Divorce"

1912 -
Morrell William

Mr } In Chancery:

Maggie Morrell

1912. April 3rd Process issued
1st May Rules: Affidavit for
Morr Residuit fil. & Order
Publication issued.

Apr 5th Order Publication
Published & Posted.

1912-1 May Rules Bill & Ex
filed: Decree nisi.

1912-2nd May Rules

Causes set for hearing.

1914.

Morr

Arnold, William

To

Arnold, Maggie

Burr

1912-1" May Pulso fed
HBM LCB

GUY T. HORNER
Attorney and Counsellor at Law
BOYKINS, VIRGINIA

Virginia: In the Circuit Court of the County of Southampton:

William Worrell

VS ----- Bill:

Maggie Worrell

To Hon. J. L. McLeMore, Judge of the Circuit Court of the
County of Southampton:

Your orator, William Worrell, humbly
complaining, would respectfully show unto your Honor that:

(1st.) He resides in the County of Southampton, Virginia, and
has been domiciled in this state one year next preceding the
institution of this suit:

(2nd.) On the 8th day of Dec, 1907, in the County of
Southampton, Virginia, your orator was married to one Maggie
Tillett, with whom he has lived and cohabited as husband
and wife in Southampton County, Virginia, until about the 6th.
of January, 1909, when they separated and have not since lived
and cohabited together:

(3rd) During their said marriage, to-wit: on or about the 6th.
day of January, 1909, in said county and state where they last
lived and cohabited together, as man and wife, your orator's said
wife, Maggie Worrell, disregarding her marriage vows, did abandon
and desert him, the said William Worrell, and broke off the matri-
monial cohabitation, and at the time of the institution of this
suit has abandoned and deserted him for a period exceeding three
years, and during this time has, without justification or excuse,
voluntarily refused to renew the matrimonial cohabitation:

(4th.) During their said marriage no children were born.

(5th) Wherefore, inasmuch as your orator is remediless save in a
Court of Equity where matters of this sort are properly cogni-
zable, he prays that Maggie Worrell be made a ^{defendant} party to this ~~suit~~
Bill; and be required to answer the same, but an answer under oath

is waived; that upon the hearing, your honor will grant unto your orator a divorce a vinculo matrimonii from the said Maggie Worrell. And for such other, further and general relief as in equity is meet and proper.

William Worrell

By. *Thy. J. [unclear]* p.q.

Horrell
with } Ma Li
Tillett

'Exhibit'

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,

William Horner

and Maggie Tillitt

Given under my hand, as Clerk of the Circuit Court of Southampton Co this 5 day of Dec 1907
B F McSwore Clerk.

CERTIFICATE TO OBTAIN A MARRIAGE LICENSE,
TO BE ANNEXED TO THE LICENSE, REQUIRED BY SECTION 2229 OF THE CODE OF VIRGINIA, AS AMENDED BY ACT OF FEBRUARY 3, 1900.

Time of Marriage, 1907 Dec 8	Place of Husband's Birth, Southampton Co
Place of Marriage, Southampton Co	Place of Wife's Birth, "
Full Names of Parties Married, William Horner and Maggie Tillitt	Place of Husband's Residence, "
Color, Col	Place of Wife's Residence, "
Age of Husband, 47 Year	Names of Husband's Parents, Jan Horner
Age of Wife, 34 "	Names of Wife's Parents, Fannie Sunday
Condition of Husband (widowed or single or divorced)	Occupation of Husband, Farmer
Condition of Wife (widowed or single or divorced)	

Given under my hand this 5 day of Dec 1907
B F McSwore Clerk.

Certificate of Time and Place of Marriage.

I, O W Digg, a Minister of the Baptist Church, or religious order of that name, do certify that on the 8 day of Dec 1907, at Pleasant Plain Church, under authority of the above License, I united in Marriage the persons named and described therein.

Given under my hand this 16 day of Mch 1908.

O W Digg

The Minister celebrating a marriage is required, within two months 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.

Copy Test: B F McSwore Clerk

VIRGINIA: CIRCUIT COURT
SOUTHAMPTON COUNTY:

WILLIAM WORRELL

V.

MAGGIE WORRELL

DEPOSITIONS.

FILED

May 20
Wm. L. Ligon CLERK

Claude J. Edwards
Attorney-at-Law
Franklin, Va.

(1) state where the defendant last lived with her husband, the plaintiff, and where they were married, and where the plaintiff lived.

Virginia: In the Circuit Court of the County of Southampton.

William Worrell married in Southampton County, Virginia, and lived

VS ----- Depositions, miles from Boykins where the
Maggie Worrell left the plaintiff. The plaintiff lives in this
county, has lived here all of his life.

----- If you please, whether or not the plaintiff made the

Depositions of E. B. Beaton et. als. witnesses, taken before
Claude J. Edwards, a Commissioner in Chancery for the Circuit
Court of Southampton County, Virginia, on the 17th. day of May,
1912, in pursuance of the annexed notice, at the office of Guy
T. Horner, in the town of Boykins, Southampton County, Virginia,
between the hours 8 o'clock A. M. and 12 o'clock P. M., to be
read in evidence in a suit in which William Worrell is plaintiff
and Maggie Worrell in defendant, pending in the Circuit Court of
the county of Southampton, Virginia.

Examination of witnesses: Present, Guy T. Horner, counsel for the
plaintiff. No counsel for the defendant. Mr. E. B. Beaton
being first duly sworn deposeth and sayeth in answer to interro-
gatori\$ as follows:

Q (1) What is your age, occupation, place of residence and do
you know the parties to this suit?

A (2) I am 66 years of age. I am Post Master and live in Boy-
kins, Virginia and I know the parties to this suit very
well.

Q (2) Do you know when the parties to this suit were married,
if so, how long they lived together.

A (2) I think they were married sometime the latter part of
1907, and they parted several times between the time they
were married and January 1909, but in January 1909, she
left him and swore by all that was good and holy that she
would not return to him and live with him. I hear her say
so.

ALLEGED: IN THE CIRCUIT COURT OF THE COUNTY OF HONOLULU

Q (3) State where the defendant last lived with her husband, the plaintiff, and where they were married, and where the plaintiff now lives?

A (3) They were married in Southampton County, Virginia, and lived in the said county about four miles from Boykins when the defendant left the plaintiff. The plaintiff lives in this county. Has lived here all of his life.

Q (4) State, if you please, whether or not the plaintiff made the defendant a good husband and provider and whether, if you know, the defendant had any good reason for leaving the plaintiff?

A (4) I have been knowing William (the plaintiff) ever since he was born and he made his wife a good husband and provider and I am sure that the defendant had no good reason for leaving him. He is an industrious man and is respected by the white people.

Q (5) State, please, whether any children survived this union and whether any were born?

A (5) None.

And further this deponent sayeth not.

E. B. Beaton

Albert Benton, being first duly sworn, deposeth and sayeth in answer to interrogatories, as follows:

Q (1) What is your age, occupation, place of residence and do you know the parties to this suit?

A (1) I am a farmer, 53 years old, and have lived in Southampton County for thirty years. I live about four miles north-east of Boykins and have been knowing William Worrell since I was a boy but I have only known Maggie Worrell since about 1907, when they were married:

Q (2) State, if you know, when and where they were married and whether or not they are now living together?

A (2) They were married in Southampton County, Virginia, sometime in December, 1907, and they are not living together at this time, she having left him of her own accord sometime ago.

Q (3) State, if you know, where they last lived and cohabited together, and when they last lived and cohabited together; and where plaintiff and defendant now live?

A (3) They last lived together ^{at} plaintiff's farm near Boykins, Virginia, and Maggie Worrell left her husband William Worrell sometime during the month of January, 1909, and has not returned and lived with him since she left him in January 1909; William still lives on his farm in Southampton County and Maggie, soon after she left William, went to New York and is living there now.

Q (4) State, if you know, whether or not William made the defendant, Maggie Worrell a good husband and whether she left him voluntarily?

A (4) I lived close to the plaintiff and defendant in this suit during their married life, and visited them often and so far as I could see William made her a good husband and provided for her well. William asked me to see his wife to try to patch up the differences between them so that she would continue to live with him, but she said she was going to leave him and gave no excuse whatever for leaving, which she did in a very short time after I talked with her.

Q (5) Were there any children by this marriage?

A (5) No.

And further this deponent sayeth not.

Albert Benton

IN DECEMBER 1903
A (3) They were married in Southampton County, Virginia, sometime
whether or not they are now living together.
Q (3) State if you know when and where they were married and

Ben Worrell, being first duly sworn deposeth and sayeth in answer
to interrogatories as follows:

Q (1) What is your age, occupation, place of residence and do you know
the parties to this suit?

A (1) I am 47 years old and live near Boykins, in Southampton County
and am a farmer. I know the parties to this suit very well.

Q (2) State, if you know when and where William Worrell were married
and whether or not they are now living together?

A (2) They were married in Southampton County, Virginia, the last of
1907. They are not living together now and have not lived
together for more than three years - nearly four years now.

Q (3) State, if you know, when and where they last lived and cohabi-
ted together as man and wife and where the parties now live?

A (3) They lived together until about the first of January, 1909.
They lived last at his farm near Boykins, Southampton Coun-
ty. She left him there where he still lives and she went off
to New York where she now lives.

Q (4) While they lived together did they have any children and did
William Worrell make Maggie Worrell a good husband and pro-
vider?

A (4) They had no children. From what I could see he made her a good
husband. She left on her own hook. He treated her all right.

And further this deponent sayeth not.

Ben Worrell

STATE OF VIRGINIA

COUNTY OF SOUTHAMPTON, TO-WIT:

I, Claude J. Edwards, a Commissioner in Chancery for the
county of Southampton, 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 at Boykins,
Virginia, aforesaid, this 17th day of May 1911.

Claude J. Edwards
Commissioner in Chancery.

FRANKLIN, VIRGINIA. May 31 1913

Mr. Guy T. Horner, Atty.

BOUGHT OF THE NEWS PUBLISHING COMPANY

PUBLISHERS OF

The Tidewater News

JOB PRINTING AND BUSINESS STATIONERY

ALL ACCOUNTS PAYABLE MONTHLY

PLEASE RETURN THIS BILL WITH REMITTANCE TO BE RECEIPTED

ORDER PUBLICATION: WILLIAM WORRELL
vs.
MAGGIE WORRELL

April

5

Publication 4 weeks, April 5, 12, 19, 26th 1913

\$3 50

The Tidewater News
NEWS PUBLISHING COMPANY, PUBLISHERS
PAUL SCARBOROUGH, EDITOR AND MANAGER

FRANKLIN, VIRGINIA

IN THE CLERK'S OFFICE OF THE
CIRCUIT COURT OF SOUTHAMP
TON COUNTY ON THE 2ND. DAY
OF APRIL 1912.

William Worrell, Plaintiff,
against

Maggie Worrell, Defendant

The object of this suit is to obtain a divorce, a Vinculo Matrimonii and an affidavit having been made and filed that the defendant, Maggie Worrell, is not a resident of the State of Virginia. It is ordered that she do appear here within fifteen days after due publication hereof, and do what may be necessary to protect her interest in this suit, and it is further ordered that a copy hereof be published once a week for four weeks in the Tidewater News and that a copy be posted at the front door of the Court House of Southampton County on or before the next succeeding rule day after it is entered.

Teste:

H. B. McLEMORE, Clerk.

GUY T. HORNER, p. q.

ap26

I, Paul Scarborough, Editor of The Tidewater News, a weekly newspaper published in the Town of Franklin, Southampton County, Virginia, do hereby certify that the Order of Publication as attached above was published in said newspaper once a week for four (4) successive weeks, in the manner prescribed by law, to-wit in its issues of April 5, 12, 19 and 26th 1912.

Signed

Paul Scarborough Editor

Franklin, Va., May 20th 1912.

Worrell William

vs } ORDER OF
PUBLICATION.

Worrell Maggie
1912 Apr or July

52
IN THE CLERK'S OFFICE OF THE CIRCUIT COURT OF SOUTHAMPTON COUNTY

on the 2nd day of April 1912

William Worree

against

Plaintiff,

Maggie Worree

Defendant.

The object of this suit is to obtain a divorce, a vinculo
matrimonii

And an affidavit having been made and filed that the defendant Maggie Worree
is

not a resident of the State of Virginia, it is ordered that she
do appear here within 15 days after due publication hereof, and do what
may be necessary to protect her interest in this suit, and it is further ordered that
a copy hereof be published once a week for four weeks in the Tidewater News
and that a copy be posted at the front door of the Court House of South-
ampton County on or before the next succeeding rule day after it is entered.

A copy—Teste:

Guy D. Hornum

p. q.

H. O. McFarmer

Clerk.

Worrell William

Against

Worrell Maggie.

I/ H. B. McLemore Clerk of the Circuit Court of Southamp-
ton County, do hereby certify that I posted at the front door of
the Court-house of this County a copy of the order of Publication
in the above styled suit on the 5th day of April 1912. as
required by law.

Teste

H. B. McLemore Clerk

VIRGINIA: IN THE CIRCUIT COURT OF THE COUNTY OF SOUTHAMPTON

CHANCERY CAUSE

William Worrell

VS

Notice to take depositions

Maggie Worrell

To Maggie Worrell;

Please take notice that I shall, on the 17th. day of May, 1912, at the office of Guy T. Horner, Boykins, Southampton County, Va., between the hours of 8 o'clock A. M. and 6 o'clock P. M., on that day proceed to take the depositions of B. E. Felts, and others, to be read in evidence in my behalf, in a certain chancery cause depending in the circuit court of the county of Southampton, Virginia, wherein you are defendant, and if for any cause the same be not concluded or taken on that day, or be not commenced, the taking of the same will be adjourned or continued 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 the 11th.
day of May, 1912.

William Worrell

By _____

Worrell M. M. M. M.

vs

{

AFFIDAVIT FOR ORDER
OF
PUBLICATION

Worrell M. M. M. M.

Worrell M. M. M. M.
1917 Apr 2 feed

p. q.

In the Clerk's Office of the Circuit Court of Southampton County.

William Worrell

against

Plaintiff,

Maggie Worrell

Defendant.

This day Guy D. Horner Atty personally appeared
before me H. B. McLeone Clerk of the said Court,
and being duly sworn, made oath that Maggie Worrell

defendant in the said suit ^{is} ^{not} resident of the State of Virginia,

Given under my hand as Clerk of the said Court, this 10 day of April 1912

H. B. McLeone Clk

William Worrell

VS

Maggie Worrell

Decree

Enter May 20, 1912
Mrs L. W. Smore

ENTERED - C.O.B.

PAGE - 250 -

In the Circuit Court of the County of Southampton, Virginia?

William Worrell

VS ----- Decree

Maggie Worrell

in which the complainant has presented against the non resident defendant in the made prescribed by law against absent defendant who still failing to answer and plead as required by law

This day this cause came on to be heard upon the bill of the complainant and exhibits therewith filed, and the depositions of the witnesses taken after reasonable notice to the defendant of the time and place of taking the same, the defendant upon whom the process has been duly served, still failing to appear and plead, answer and demur to the said bill and was argued by counsel:

ON CONSIDERATION WHEREOF, it appearing that the plaintiff is and has been a resident of the county for twelve months/ and that the parties last lived and cohabited in the said county, and that the defendant voluntarilly abandoned and deserted the complainant more than three years before the institution of this suit, the court doth adjudge, order and decree that the said marriage heretofore had and solemnized between the plaintiff William Worrel and the defendant Maggie Worrell, be, and the same is hereby dissolved and annuled, and that the said ~~Edward~~ William Worrell be forever divorced a vinculo matrimonii from the said Maggie Worrell.

And it appearing that nothing further remains to be done in this cause, it is ordered that the same be removed from the docket?