

1889-007 Chancery Causes: Judith Ann Outland, by v c VS George S. Outland

Isle of Wight County

other SURNAMES: Darden,
Holland

Judith A. Outland by
her next friend, M. Dorden

vs { In chancery

George B. Outland

Bill of Complaint

~~~~~

Filed Rules, 1888.

Bill & filed a fact  
made & order of  
public.

Filed, Rules, 1888.

Bill taken for conf.  
& set for hearing on  
order of public.

"  
Nov 11<sup>th</sup> 1889 decree for  
divorce & final

~~~~~

some in a court of Chancery where such
matters are alone and properly cognizable
she prays that said George L. Outland
be made a party defendant to this
bill and be required to answer it, an
answer on oath being sworn, that a
divorce a vinculo matrimonii, that the
oratrix may be allowed to retain the custody
of the child, that the ^{contingent} right of Curtesy on
the part of the husband in the lands of
the wife may be annulled and that the
said land owned by said oratrix at the
time of said marriage may be decreed to
her free from any contingent right of Curtesy
that said George L. Outland be forever
debarred from claiming any curtesy in said
lands, that said oratrix be allowed to
assume her maiden name Judith A. Gor-
den, that all such other and further
general relief may be afforded said ora-
trix as may be right and proper and
agreeable to equity and good conscience
and ~~Jam.~~ oratrix will ever pray -

Let a subpoena go.

W. S. Hall and P. S.

your oratrix now has no cause to suppose that her said husband is living or dead except that when he left her she was in good health and a young man about twenty six years old, soon after her husband left her she was informed that he was living with another woman in the state of North Carolina; that at the time of said marriage said George Outland owned no property at all except an interest in a piece of land lying and being in the county of Isleg wighe from which your oratrix has never derived any benefit at all, that your oratrix at the time of said marriage owned a moiety in a tract of land whereon she then and now lives with her widowed mother and that interest in said land she obtained by deed from her father in his life time, that she has provided for the said child without one bit of aid from its father, that said child is now and always has been in the custody of its mother who desires to retain the same and to continue to rear and educate it to the best of her ability and means.

Now for as much as your oratrix is remediless in the premises

To the Hon. C. W. Hill Judge of the
Circuit Court for Isle of Wighe County:

Complaining, sheweth to the Court
your oratrix Judith A. Outland wife of
George L. Outland who sues by her Margret
Gorden her next friend, that on the 22nd
day of January 1880 she was duly and law-
fully married to said George L. Outland
as will more fully appear by an abstract from
the record herewith filed as an exhibit
marked "A" and prayed to be read as a
part of this bill, that from the time of said
marriage up to some time in April of some
year she was to him a constant, true and
faithful wife and has since that time
borne him one child a girl now in her
eight year, that some time in the year
1880 and in the month of April of that year
her said husband left and absconded her leaving
the state of Virginia as your oratrix has
been informed and believes, that since that
time she has not been permitted to live with
her said husband at all, that for more
than seven years she has received no com-
munication from her said husband at
all and has heard nothing except the
most vague and indefinite rumors, that

Ocellularia fructuosa
per fide

vs. 3 Secus. in
Chy.

Ocellularia Geo. W.

To Jchy. Dec. 1888.

W. S. Hollandy

The defendant, G.
W. Ocellularia is no
inhabitant of my
country & not found.

R. A. Edwards
Shff.

The Commonwealth of Virginia,

To the Sheriff of Isle of Wight County, Greeting:

WE COMMAND YOU TO SUMMON *George R. Oulland*

to appear at the Clerk's Office of the Circuit Court of Isle of Wight county, at Rules to be holden for the said Court, on the first Monday in *February* next, to answer *the Bill in chancery of Judith A. Oulland suing by Margaret Darden her next friends*

of a plea of *no* for \$ *no* Damages \$

And have then there this writ.

Witness, N. P. YOUNG, Clerk of our said Court, at the Courthouse, the *31st* day of *Jan'y*, 188*8*, in the *117th* year of the Commonwealth.

N. P. Young clk.

outland Judet a
vs { In chry
outland Rev. R

Affidavit -

Outland for

v. $\frac{2}{3}$ In Chy.

Outland

~~~~~

Deposition.

~~~~~

April 7th. 1888.

Came to hand under
seal & filed.

Test, A. P. Younger

I, C.A.P. ABBITT, A NOTARY PUBLIC

IN AND FOR THE COUNTY OF ISLE OF WIGHT IN THE STATE OF VIRGINIA, DO

CERTIFY THAT THE FOREGOING DEPOSITIONS OF GEO. C. DARDEN AND JOHN W.

DARDEN WERE DULY TAKEN, SUBSCRIBED AND SWORN TO BEFORE ME ~~IN ACCORD~~

~~ANCE WITH THE CAPTION HEREOF~~ AT THE TIME AND PLACE AS STATED IN THE

CAPTION HEREOF.

GIVEN UNDER MY HAND THIS

4TH. DAY OF APRIL 1883. A.D.

C. A. P. ABBITT

Notary's fee \$2.50

NOTARY PUBLIC.

ANS.----- NONE AT ALL EXCEPT I HAVE HEARD HE OWNED SOME SORT OF

AN INTEREST IN A SMALL PIECE OF LAND WHERE HIS FATHER LIVES.

5 QUES.-- IT IS ALLEGED IN THE BILL THAT THERE IS ONE CHILD OF SAID MARRIAGE, WHO HAS HAD CHARGE OF ~~THE~~ CARED FOR AND SUPPORTED IT?

ANS.----- THIS CHILD HAS BEEN KEPT AND SUPPORTED BY ITS MOTHER ALL THE TIME, AND IT OUGHT TO REMAIN WITH ITS MOTHER TILL IT IS GROWN UP.

IT IS A GIRL.

AND FURTHER THIS DEPONENT SAITH NOT

Geo C^{his} Warden
made

JOHN W. DARDEN BEING DULY SWORN, DEPOSES AND SAYS:

1 QUES.----- STATE YOUR NAME, AGE, RESIDENCE, AND OCCUPATION?

ANS.--- MY NAME IS JOHN W. DARDEN, AGED 41 YEARS, RESIDE IN ISLE OF WIGHT COUNTY AND AM A FARMER.

2 QUES.--- STATE WHETHER OR NOT GEORGE R. OUTLAND AND JUDITH ANN OUTLAND LIVE TOGETHER AS MAN AND WIFE?

ANS.--- THEY HAVE NOT LIVED TOGETHER SINCE ^C~~SOME~~ SOMETIME IN THE YEAR 1330^A--

I LIVE ABOUT A MILE FROM WHERE THEY LIVED BEFORE GEORGE WENT AWAY AND I HAVE BEEN VISITING THE HOUSE WHERE JUDITH ANN OUTLAND LIVES QUITE OFTEN AND I HAVE NOT SEEN GEORGE SINCE THE YEAR 1330 AND THAT HAS BEEN ALMOST EIGHT YEARS AGO NOW, IF HE HAD BEEN IN THE NEIGHBORHOOD I SHOULD HAVE SEEN HIM I THINK. I LIVE ABOUT ONE MILE FROM THE PLACE WHERE JUDITH ANN OUTLAND HAS LIVED ALL THIS TIME.

QUES.3--- YOU SAY GEORGE LEFT, DID HE DESERT AND ABANDON HIS WIFE OR DID SHE DESERT HIM?

ANS.--- SHE DID NOT LEAVE ANY WHERE, SHE LIVES WHERE SHE HAS LIVED ALL THE TIME, HE WENT AWAY AND LEFT HER AND I HAVE NOT SEEN HIM SINCE 1330 AS I TOLD YOU BEFORE.

AND FURTHER THIS DEPONENT SAITH NOT.

John W^{his} X Warden
made

Oulton per fit.

vs Σ

Oulton Res. B.

Depositions of Jno. W.
Gorden and Rev. C.
Gorden.

THE DEPOSITIONS OF GEO. C. OUTLAND AND OTHERS, TAKEN BEFORE ME AT
THE OFFICE OF W.S. HOLLAND AT WINDSOR VA. ~~THIS~~ 4TH DAY OF APRIL 1933 PUR
SUANT TO AN ORDER OF PUBLICATION HAD AND FILED IN THIS CAUSE, TO BE READ

AS EVIDENCE IN BEHALF OF JUDITH ANN OUTLAND IN A CERTAIN SUIT IN
CHANCERY NOW PENDING AND UNDETERMINED IN THE CIRCUIT COURT OF ISLE OF
WIGHT COUNTY IN WHICH GEO. R. OUTLAND IS THE DEFENDANT AND SAID JUDITH
ANN OUTLAND BY HER NEXT FRIEND IS THE PLAINTIFF
PRESENT, W.S. HOLLAND ATT. Y. FOR PLTF.

GEO. C. DARDEN BEING DULY SWORN, DEPOSES AND SAYS:

1 QUES.----- WHAT IS YOUR NAME, AGE, RESIDENCE AND OCCUPATION?

ANS.-----MY NAME IS GEO. C. DARDEN, 42 YEARS OLD, RESIDE IN ISLE OF WIGHT
COUNTY AND AM A FARMER.

2 QUES.-----FOR THE LAST TEN YEARS HAVE YOU LIVED IN THE SAME NEIGH-
BORHOOD, AND ~~if~~ SO HOW FAR IS IT FROM THE PLACE WHERE JUDITH ANN OUT-
LAND HAS LIVED?

ANS.----- FOR THE LAST TEN YEARS I HAVE LIVED ON THE SAME FARM, AND IT
IS ONE MILE AND A QUARTER FROM THE PLACE WHERE JUDITH ANN OUTLAND HAS
LIVED.

3 QUES.----- WERE YOU WELL ACQUAINTED WITH GEO. R. OUTLAND AND
JUDITH ANN OUTLAND, AND IF SO SAY WHETHER OR NOT THEY ARE NOW LIVING TO-
GETHER ~~now~~, AND IF NOT SAY AS NEAR AS YOU CAN WHEN THEY SEPARATED, AND
WHICH ONE LEFT THE OTHER?

ANS.----- THEY DO NOT LIVE TOGETHER NOW, GEORGE HAS NOT BEEN WITH HER
IN SEVEN YEARS--- HE LEFT HER IN 1930. IN ALL THAT TIME HE HAS NOT
BEEN WITH HER AT ALL, AND HAS NOT AIDED OR ASSISTED HER AT ALL. GEORGE

LEFT HER AND WENT AWAY I KNOW NOT WHERE, AND SHE LIVES AND HAS LIVED
AT THE SAME PLACE WHERE THEY BOTH LIVED WHILE THEY LIVED TOGETHER.

4 QUES.----- DID GEORGE OWN ANY PROPERTY?

Outlaws
vs
Debtors

Depositions of
Margaret Dorden
vs
County Board
Octo. 10. 1888
under seal &
filed,

Test,
N. P. Young

the Spring of the year 1880 and
for ~~six~~ years he has not
been heard of and except
a mere rumour. My daughter
Judith Ann has been with
me living in some house
all the time.

and further this deponent swears
not.

Margaret ^{by} Darden
_{mark}

Virginia

County of Isle of Wight (to wit)
I Bayle Roberts a Justice of the Peace in
and for the said County do certify that
the foregoing depositions of Margaret
Darden were duly taken, sworn to
and subscribed to before me, and I
also certify that each question and answer
was plainly read over to her, before
signing the same. Given under
my hand this 9th day of October 1888

Bayle Roberts, J.P.

of Rev. R. R. Owens about four miles
from where I lived then and live
now and when married they come
here and lived with me in my
family until Rev. R. Outland left
his wife and went away.

37

State what caused Rev. R.
Outland to leave his wife?

Ans. - It was on account of
some trouble he got into
about an ox - He was
accused of stealing the ox.

49

State whether any conduct
on the part of the wife is
for as far as you heard or
know caused said Outland
to abandon his wife?

Ans. - They lived here. I was
with them every day. The
wife did nothing to cause
him to leave - I heard Reege
say that he was going away
but that it was not on
account of anything his wife
had done - He left without
telling us where he was going
and he has been gone since

The depositions of Margret Dorden
taken this 9th day of october in the
year 1888 before Benj. L. Roberts J.P.
to be read as evidence in a certain
suit in chancery pending in the circuit
court of Isle of Wight county wherein
Judith Ann Outland by her next friend
is plaintiff and Geo. R. Outland
who has been proceeded against
by an order of publication duly
executed as appears by the papers
filed in this suit, is defendant
to be read as evidence in behalf
of said plaintiff.

Present W.S. Hallard atty. for plff.

1 q- State your name, age, residence
and occupation and what relation
you sustain to the parties in this
suit 2

Ans Margret Dorden, reside in
Isle of Wight county Va. am the
mother of Judith A.M. Outland
and am sixty nine years old.

2 q- State where George R.
Outland and Judith Ann Dorden
were married and where did
they live after marriage?
Ans - Married at The Residence

Office of Norfolk Virginian,

Corner Main and Commerce Streets

I, M. GLENNAN, Publisher of the VIRGINIAN, a newspaper printed in the City of Norfolk, in the State of Virginia, do certify that the Order hereto annexed has been published once a week for four successive weeks, in the newspaper aforesaid.

Given under my hand this 4th day
of April A. D. 1888

Cost of executing the said Order, paid by the above-named plaintiff, \$

ADVERTISING RATES, per Square (10 lines Nonpareil), first insertion 60 cents; each subsequent insertion 30 cents, or 40 cents when ordered on alternate days.

All Available Text Successfully Captured

STATE OF VIRGINIA.—

At rules held in the Clerk's office of the Circuit Court of the county of Isle of Wight, on the 6th day of February, 1888.

Judith A. Outland, suing by }
Margaret Darden, her next } Plaintiff.
friend.

Against

In Chancery.

George R. Outland.....Defendant.

The object of this suit is to obtain a decree a vinccelo matrimonee forever annulling the marriage and marital rights and relations between the said Judith A. Outland and George R. Outland, and to determine who shall be the custodian of the only child of the said marriage. An affidavit having been made and filed that the said defendant, George R. Outland, is not a resident of this State, it is ordered that he do appear here, within one month after due publication of this order, and do what may be necessary to protect his interest in this suit; and that a copy of this order be published once a week for four successive weeks in some newspaper published in the city of Norfolk, and also posted at the front door of the courthouse of the said county, as required by law. A copy—Teste:

N. P. YOUNG, Clerk.

WM. S. HOLLAND, p. q.

feb7-tu4w

the court house ~~stand~~ of said Isle of Wight
County - on the first day of the next
coming court for the said county after
the date of this order.
W.S. Hallard p. 9.

I the editor and proprietor
of the Norfolk Virginian newspaper
published in Norfolk Virginia do certify
that the foregoing order of publication
was duly published in the said newspaper
from and after the 10 day of September
1887.

Ed. Nor. Virginian

Outland & Co.

v. 3 Mr. Chief.

Outland & Co. L.

Out. of Public.

~~Sept. 1887~~

July. Under 1888.

//

Virginia

Do Rules Read in the clerk's office of the
the Circuit Court for Isle of Wight County
on Monday, the 5th day of ^{July} September 1888
Judith A. Autland, ^{who comes by Margaret Gordon her next friend} plaintiff

vs } In chancery
George R. Autland, defendant

The object of this suit is
to obtain a divorce a vinculo matrimonii
in forever annulling the marriage and
the marital rights and relations between
the said Judith A. Autland and George
R. Autland, to determine who shall be
the custodian of the only child of said
marriage. And affidavit having
been made that the said defendant Geo.
R. Autland is not a resident of this
state, the said defendant is hereby re-
quired to appear within one month after
due publication of this order, in the
clerk's office of our said Court, at Rules
to be holden therefor, and do what is
necessary to protect his interest. And
is ordered that a copy of this order
be published once a week for four
successive weeks, in the "Norfolk Vi-
ginian" a newspaper printed in the city of
Norfolk, be posted at the front door of

OUTLAND PER. FD.

VS. $\frac{1}{2}$ DECREE

OUTLAND GEO. R.

APRIL TERM 1333

TO BE ENTERED

~~at the date term~~
~~1889~~ ~~Chas. H. H. H.~~

To be entered

Chas. H. H. H.

Apr. 11, 1889

Entered #5

OUTLAND PER. FD.

VS.

IN CHANCERY

OUTLAND, GEO. R.

THIS CAUSE CAME ON THIS DAY TO BE HEARD ON THE BILL OF COMPLAINT TO WHICH THERE HAS BEEN NO PLEA, DEMURRER, NOR ANSWER, THE SAID DEFENDANT HAVING BEEN PROCEEDED AGAINST BY AN ORDER OF PUBLICATION DULY EXECUTED, ON EXHIBITS FILED, ON THE DEPOSITIONS OF WITNESSES FILED, AND THE COURT BEING OF OPINION, FROM THE EVIDENCE FURNISHED IN THE CAUSE, THAT THE DEFENDANT HAS ABANDONED THE PLAINTIFF FOR A PERIOD OF MORE THAN FIVE YEARS, DOETH ADJUDGE, ORDER, AND DECREE THAT THE MARRIAGE HERETOFORE HAD AND SOLEMNIZED BETWEEN THE DEFENDANT GEORGE R. OUTLAND AND THE PLAINTIFF JUDITH A. OUTLAND (FORMERLY DARDEN) SHALL BE, AND THE SAME IS, HEREBY DISSOLVED, THAT SAID JUDITH A. OUTLAND BE FOREVER DIVORCED FROM THE SAID GEORGE R. OUTLAND; AND THE COURT DOETH FURTHER ADJUDGE, ORDER, AND DECREE THAT SAID JUDITH A. OUTLAND SHALL HAVE THE CUSTODY AND CARE OF THE CHILD OF SAID MARRIAGE---THE LITTLE GIRL---; AND THE COURT DOETH FURTHER ADJUDGE, ORDER, AND DECREE THAT SAID JUDITH A. OUTLAND MAY ASSUME HER MAIDEN NAME AND SHALL HEREAFTER BE KNOWN BY THE NAME OF JUDITH ANN DARDEN; AND THE COURT DOETH FURTHER ADJUDGE, ORDER, AND DECREE THAT ALL PROPERTY, REAL AND PERSONAL, ACQUIRED BY SAID JUDITH, DURING THE COVERTURE WITH HER SAID HUSBAND AND BEFORE THAT TIME, SHALL BE THE PROPERTY OF SAID JUDITH A. DARDEN FREE FROM THE CLAIMS OF HER SAID HUSBAND; THAT THE DEFENDANT PAY THE COST OF THIS SUIT AND THAT THE CLERK OF THIS COURT ISSUE AN EXECUTION FOR THE SAME; AND NOTHING FURTHER APPEARING TO BE DONE IN THIS CAUSE, IT IS ORDERED THAT THAT THE SAME BE DISMISSED FROM THE DOCKET WITH LEAVE WITHIN ONE YEAR TO THE DEFENDANT TO REINSERT ^{late} THE SAME FOR GOOD CAUSE.

Geo. W. Oulton
and $\frac{2}{3}$ Marriage
 $\frac{1}{3}$ License
self
Judith A. Darden
✓ accy.
mms

Exhibit "A"
Filed with Bill in
suit of Oulton J. A.
vs. Geo. W. Oulton & W.
✓

MARRIAGE LICENSE



Virginia, Isle of Wight 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,

Mr Geo R Outland
and Miss Judith A. Darden

Given under my hand, as Clerk of the County Court of said County this 19th day of January 1880

W. A. Edwards Dy Clerk. for A. P. Young ce

CERTIFICATE TO OBTAIN A MARRIAGE LICENSE.

To be annexed to the License, required by Acts passed 18th March, 1861, and February 27th, 1866.

Time of Marriage, Jan. 23 rd 1880	Place of Husband's Birth, Philadelphia
Place of Marriage, Kausemwood	Place of Wife's Birth, same
Full Names of Parties Married, Geo. R. Outland & Judith A. Darden	Place of Husband's Residence, same
Color, white	Place of Wife's Residence, same
Age of Husband, 24 yrs.	Names of Husband's Parents, E. A. & Martha
Age of Wife, 28 "	Names of Wife's Parents, John W. & Peggie
Condition of Husband, (widowed or single) single	Occupation of Husband, Farmer
Condition of Wife, (widowed or single) single	

Given under my hand this 19th day of Jan. 1880
W. A. Edwards Dy Clerk. for A. P. Young ce

MINISTER'S RETURN OF MARRIAGE.

I Certify, That on the 20th day of January 1880, at Kausemwood Co. Va. I united in Marriage the above-named and described parties, under authority of the annexed License.

Acoly. Fest, A. P. Young R. R. Owens

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.