

1910-002
Nansemond Co (Suffolk)

Chancery Causes: Maggie Harrell vs Willie H. Harrell

Crew, Copeland, Blow

TO MR. R. R. SMITH, CLERK OF THE CIRCUIT
COURT OF MANSEMOND COUNTY.

Maggie Harrell,.....Complainant.

vs.

Willie H. Harrell,.....Defendant.

Issue summons to Second Rules (Third Monday) in
April, 1910.

W. L. Harrell P.O.

Chancery
Tax \$1. 50

Maggie Harrell)

vs Memo

Willie H. Harrell)

CHANCERY SUMMONS.

THE COMMONWEALTH OF VIRGINIA.

TO THE SHERIFF OF NANSEMOND COUNTY—GREETING:

YOU ARE HEREBY COMMANDED TO SUMMON *Willie H. Harrell*

to appear at the Clerk's Office of the Circuit Court of Nansemond County, at the Rules to be held for the said Court, on the *third* Monday in *April 1910*, to answer *a* Bill in Chancery, exhibited against *him* in the said Court by *Maggie Harrell*

And have then and there this summons.

Witness. R. R. SMITH, Clerk of our said Court. at his office, this *16th* day of *April*, 1910, in the 13 *4th* year of the Commonwealth.

~~A copy~~ Teste:

CLERK }

Teste:

R. R. Smith
By M. M. [Signature] D.C. CLERK.

1910 April 18th Executed by delivering
a true copy of the within process
to William H Harrell in person

W H Baker Sheriff
G C Griffin 108

By

S E Everett p. q.

Maggie Harrell

vs.

IN CHANCERY.

Willie H. Harrell

1910

April

Rules.

Third

Monday.

NANSEMOND CIRCUIT COURT.

PROCESS BOOK, No.

PAGE

Maggie Harrell,.....Complainant.

vs.

Willie H. Harrell,.....Defendant.

By consent of the defendant in writing,
the complainant is granted leave to file her bill
in term; and it is ordered that the clerk docket
this suit.

Maggie Harrell, Complainant.

vs.

Willie H. Harrell, Defendant.

Enter 12th May, 1910.

James L. Moore

Entered in Chancery Order

Book No. 4, page 417.

We consent to this order.

J. L. Moore
for Plaintiff

R. A. Moore atty for
defendant

TO WILLIE H. HARRELL:

Take notice that on the 24th day of May, 1910, at the office of S. E. Everett, in Suffolk, Virginia, between the hours of nine o'clock and six o'clock of that day, I shall proceed to take depositions of Maggie Harrell, Nancy Skeeter and others, to be read as evidence in my behalf in a certain suit inequity depending in the circuit court of Nansemond 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 (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 13th day of May, 1910.

Maggie Harrell

We hereby accept
~~notice~~ service of
the within notice.

May 18. 1880.

R. H. Reeds,
att. for
defendant.

Maggie Harrell,

vs.

Willie H. Harrell,

DEPOSITIONS.

The depositions of Maggie Harrell, Alice Crew, Martha Blow and Gertie Copeland, taken before me, Bradford Kilby, Commissioner in Chancery of the Circuit Court of Nansemond County, pursuant to notice hereto annexed, at the office of S. E. Everett (the place indicated in the notice) in Suffolk, Virginia, on the 24th day of May, 1910, between the hours of nine A. M. and six P. M. to be read as evidence on behalf of Maggie Harrell, in a certain suit in Equity, depending in the Circuit Court of Nansemond County, and State of Virginia, wherein Maggie Harrell is Plaintiff, and Willie H. Harrell is Defendant.

Present,


Atty. for Plaintiff.


Atty. for Defendant.

Maggie Harrell, being duly sworn, deposes
as follows:

- Q. Give your name, age, residence and occupation?
- A. Maggie Harrell, house keeper, live in Nansemond County and am thirty years old.
- Q. Maggie, you have brought a suit asking for a divorce from your husband Willie H. Harrell, will you tell me whether you are living together now or not?
- A. No, sir. I do not live with him now.
- Q. Where do you live?
- A. Near Buckhorn, Nansemond County.
- Q. How long have you been living in this County?
- A. Nearly all my life, and lived in this County for the last ten years, after I married.
- Q. Where did you live when you were separated?
- A. in Skeeter town, this County.
- Q. How long ago?
- A. Ten years. The 10th of November, 1900.
- Q. Have you ever lived with your husband since this day?
- A. No, sir; I have not.
- Q. Did he leave you or did you leave him at that time?
- A. He left me.
- Q. Do you know why he left you?
- A. Well, it seemed that he wasn't agreeable on account of other women.
- Q. Did he give you any reason at that time for leaving?
- A. He left that morning and told me that he was going away and did not intend coming back again.
- Q. Did you give him any cause for leaving you?
- A. No, sir, not any at all.

And further this deponent saith not.

Maggie Harrell

✓

Alice Crew, being duly sworn, deposes as follows:

Q. Give your name, age, residence and occupation?

A. Alice Crew, fifty-four, house keeper and live in Nansemond County.

Q. Do you know the Plaintiff and Defendant to this suit?

A. Yer, Sir, I do.

Q. How long have you been knowing them?

A. I have been knowing them all of their lives.

Q., Could you tell now whether they are living together as man and wife or not?

A. No, Sir, they are not now.

Q. How long have they been living apart?

A. As near as I can come about it, it has been about ten years.

Q. Do you know which one it was that caused the separation, and which one left?

A. He was the one that left. After he left her she came home to me, her mother. She had no one to look after her.

Q. Do you know whether she gave him any cause for leaving her or not?

A. No, Sir, she never gave him any cause. I visited them lots of times.

Q. Did you ever have any conversation with him about about this matter after he left?

A. Yes, Sir, one time.

Q. State what that is?

A. I ask him what she and he were doing apart and he said he did not need any wife any how, and just as well be apart as together.

Q. Did he say any thing about whether he would go back and live with her or not?

A. He said he did not want her. The very last time I talked to him he said he did not want her.

Q. Did he tell you that he left her on her account or on his own account?

A. well, he said there was no person that would not have their time a little, and he did not want to be tied down too much, and

he did not expect to live with her any more.

Q. Have they ever lived together since this separation in 1900?

A. No, Sir .

And further this deponent saith not.

Witness:

M. Darden.

Bradford Kilby.

hup
Alicia x Crew
mark

Martha Blow, being duly sworn, deposes as follows:

Q. Give your name, age, residence and occupation?

A. Martha Blow, age twenty-two, live in Nansemond County and an a house keeper.

Q. Do you know the parties to this suit?

A. Yer, sir, Ido.

Q. Do you know whether they are living together to-day or not?

A. They are not.

Q. How long have they been apart?

A. For ten years.

Q. Have they lived together since that time?

A. No, Sir , they have not.

Q. Where were they living when they separated?

A. In Skeeter town, Nansemond County.

Q. Where does Maggie Harrell live now?

A. She lives in this County, near Sudkhorn.

Q. Has she lived in this County ever since 1900?

A. Yes, Sir:

Q. Do you know which one caused this trouble?

A. No, Sir:

Q. Do you know which one left home?

A. He left home.

Q. Then what did she do?

A. She went on home to her mother.

Q. Have you ever had any conversation with him about this

affair?

A. I never have.

And further this deponent saith not.

Witness:

M. Dargatzis
Bradford Kilby

Martha ^{her} Blow
mark

Gertie Copeland, being duly sworn, deposes as follows:

Q. Give your name, age, residence and occupation?

A. Twenty-two years old, house keeper, live in Buckhorn,
Nansemond County.

Q. Do you know the parties to this suit?

A. I do.

Q. Do you know whether they were married or not?

A. They were.

Q. Are they now living together as man and wife?

A. No, Sir.

Q. How long have they been separated?

A. Ten years.

Q. Who was to blame for this separation?

A. He was.

Q. Why do you say he was?

A. He left her and she went home to her mother.

Q. Did she give him any cause for leaving?

A. No, Sir.

Q. Has he ever lived with her since this time?

A. No, Sir.

Q. And further this deponent saith not.

Witness:

M. Dargatzis
Bradford Kilby

Gertie ^{her} Copeland.
mark.

STATE OF VIRGINIA,

to-wit:

COUNTY OF NANSEMOND,

I, Bradford Kilby, a Commissioner in Chancery for the Circuit Court of Nansemond County, in the State of Virginia, do certify that the foregoing depositions were duly taken, reduced to writing, and signed by the witnesses respectfully before me at the place and time mentioned, pursuant to the annexed notice. In witness whereof I have hereunto set my hand at the office of S. E. Everett, aforesaid, this 24th day of May, 1910.

Comm's fee \$5.00

Bradford Kilby
Commissioner in Chancery.

Maggie Harrell
vs Deposition

Willie H. Harrell

Filed 24th May 1910

Maggie Harrell,.....Complainant.

vs.

Willie H. Harrell,.....Defendant.

This cause, in which process has been duly served on Willie H. Harrell, and he still failing to appear and plead answer or demur, came on this day to be heard on the bill and the depositions taken on the 24th day of May, 1910, before Bradford Kilby, a Commissioner in Chancery, and filed on behalf of the Complainant as of said date, and was argued by Counsel.

On consideration whereof it appearing to the Court that the said parties were lawfully married, and that the said Defendant has abandoned the said Complainant, and a period of more than three years having now elapsed since the said abandonment, and that the said Complainant and Defendant having been domiciled in this State ever since the aforesaid marriage and for more than one year next preceding the commencement of this suit, and that the said Complainant and Defendant last cohabited in the County of Nansemond, and now reside in said County, The Court doth adjudge, order and decree that the said Maggie Harrell and Willie H. Harrell be divorced from the bond of matrimony which was created by the aforesaid marriage, and that the said marriage be, and that the same hereby is dissolved and annulled.

And nothing further remaining to be done in this suit, it is ordered that the same be stricken from the docket.

Maggie Harrell, Complainant.

vs.

Willie H. Harrell. Defendant.

Enter 26th May, 1910

James L. W. Smare

Entered in Chancery Order

Book No. 4, page 419.

Have seen to done

W. H. Newby

Maggie Harrell,.....Complainant.

VS. SECOND RULES, (THIRD MONDAY IN APRIL, 1910.

Willie H. Harrell,.....Defendant.

TO THE HONORABLE CIRCUIT COURT OF NANSEMOND COUNTY:

(1) your complainant, Maggie Harrell, respectfully represents that about the year 1898 your complainant, whose maiden name was Maggie Copeland, was lawfully married in Portsmouth, Virginia, to William Harrell, as will appear from a certain certificate of marriage here with filed marked Exhibit "A" and made a part of this bill; and

(2) That continuously from the date of said marriage until November 10th, 1900, your complainant and the said William Harrell lived together as husband and wife;

(3) That the said William Harrell has wilfully deserted and abandoned your complainant for a period of more than three years, that is to say that on the 10th day of November, 1900, the said William Harrell did voluntarily, wilfully, without any justification whatever, leave your complainant while she was living in Nansemond County, and that the said William Harrell has never returned to your complainant;

(4) That your complainant has resided and has been domiciled in this State ever since the aforesaid marriage, and for more than one year preceding the commencement of this suit, and is domiciled, and now resides in this State; and,

(5) That your complainant last cohabited with the said William Harrell in Nansemond County, Virginia;

In consideration, whereof, and inasmuch as your complainant is remediless in the premises save in a court of equity, your complainant prays that the said William Harrell may be made a party defendant to this bill, and required, but not on oath, to answer the same, the oath being hereby waived; that proper proceeds may be issued; that a divorce from the bond of matrimony which was created by the aforesaid marriage be decreed her; and that your complainant may have all such further, and other, and general relief in the premises

as the nature of her case may require, or to equity shall seem meet.

H. J. Gurnea
Counsel.

Maggie Harrell
Complainant.

STATE OF VIRGINIA,

to-wit

COUNTY OF NANSEMOND,

Maggie Harrell, the complainant named in the foregoing bill, being duly sworn, says that the facts and allegations therein contained are true, except so far as they are therein stated to be upon information, and that so far as they are therein stated to be upon information she believes them to be true.

Maggie Harrell
Complainant.

_____ taken, sworn to and subscribed before me,

H. J. Gurnea

a Notary Public or and for the county and state aforesaid, in my county aforesaid, this 7th day of May, 1910.

H. J. Gurnea
Notary Public.

McLaurin P.J.

Maggie Hurree

B

Willie H. Hurree

Filed May 12/10 -
M. M. Watkins D.C.

Maggie Harrell
vs Chancery.

Willie H. Harrell

1910 Apl. 16: Process issued returnable to
2nd April Rules - Executed.

nd 2nd Apl Rules: Continued for Bill.

1st May Rules: Continued for Bill

1910 May 12: Docketed by consent (see decree)

Notes

1896

1897

1898

1899

1900

1901

1902

S. E. Everett p.g.

Maggie Harrell

vs Chancery

Willie H. Harrell

1910 - May 26

Final Decree

Costs:

Tax	1.50
Clark	4.11
Sheriff	.50
Atty	15.00
Costs.	5.00

\$26.11