1926-014
Nansemond Co (Suffolk) Chancery Causes: Jesse McKinley Trotman vs Annie Mary Outlaw Trotman

Outlaw, Perry, Pery

VIRGINIA,

IN THE CIRCUIT COURT OF NANSEMOND COUNTY:

Jesse McKinley Trotman.....Complainant

vs) Memorandum

Annie Mary Outlaw Trotman.....Defendant

TO GEORGE E. BUNTING, CLERK OF SAID COURT:

Please summon defendant for complainant to First December (1926) Rules, in Chancery.

J. Melvin Lovelace
P.Q.

Jesse McKinley Trotman..Complainant

vs) Memorandum

Annie Mary Outlaw Trotman.....
Defendant

HUGH L. HOLLAND
ATTORNEY AT LAW
SUFFOLK, VIRGINIA

Everett Waddey Co., Stationers and Printers, Richmond, Va. } Form No. 300. Code 1919, Sec. 6061

The Commonwealth of Virginia,

To the Sheriff of the County of Nansemond, *Greeting:*

WE COMMAND YOU, That you summon Annie Mary Outlaw Trotman

to appear at the Clerk's office of the Circuit Court of the County of Nansemond at the rules to be held for the said Court on the First Monday in December, 19 26, to answer a bill in chancery, exhibited against her in our said Court by Jesse McKinley Trotman

And have then there this writ. Witness G.E.Bunting, Clerk of our said Court, at the court-house, the 20th day of November, 19 26, and in the 151st year of the Commonwealth.

G.E.Bunting, Clerk

No. 300

Jesse McKinley Coleman

vs. } SUBPOENA IN CHANCERY

Annie Mary Outlaw Coleman

H R Holland p. q.

To Dec. Aud Murray Rules,
Nansemond Aug Circuit Court.

Executed on the 2 day of Dec
1926, within the County of Nansemond, State of Virginia, by delivering a true copy of the within summons ~~notice~~, in writing, to Annie Mary Outlaw Coleman in person

E B Bamber
Sheriff of Nansemond County

By J. C. Taylor
Deputy Sheriff of Nansemond County

Jesse McKinley Trotman .....Complainant

vs

Annie Mary Outlaw Trotman.....Defendant

It appearing to the Court that Annie Mary Outlaw, the defendant herein is an infant, on motion of the plaintiff, the Court doth appoint M. Anderson Maxey a discreet and competent Attorney-at-Law as guardian ad litem to such infant.

a true ord. G E Bundy, Clerk

Indianapolis Nov. 20, 1926

Obey H.C. Ex. 48

Jesse McKinley Trotman .....Complainant

vs . Order

Annie Mary Outlaw Trotman.....Defendant

It appearing to the Court that Annie Mary Outlaw, the defendant herein is an infant, on motion of the plaintiff, the Court doth appoint M. Anderson Maxey a discreet and competent Attorney-at-Law as guardian ad litem to such infant.

Jesse McKindley Trotman. Complainant

vs. Order

Annie Mary Outlaw Trotman.....
Defendant

Nov. 30, 1924

#6848

HUGH L. HOLLAND
ATTORNEY AT LAW
SUFFOLK, VIRGINIA

Notice of Taking Depositions

To Annie Mary Outlaw Trotman:

Take notice that on the 16th day of December, 1926 at the office of Hugh L. Holland, Attorney at Law, 200 American Bsnk & Trust Company Building, Suffolk, Virginia, between the hours of 10;00 A.M. and 5:00 P.M. of that date , before a Notary Public, I shall proceed to take the depesitions of witnesses to be read as evidence in my behalf in a certain suit in equity, pending in the Circuit Court of Nansemond County, Virginia, in which I am compalinant, and you, the defendant, and if from any cause, the taking of the said depositions be not commenced, or if commenced, be not concluded on that date, the taking thereof will be adjourned from day to day or time to time at the same place and at the same hours until the same shall be completed.

Jesse McKinley Trotman

BY J. McKinley Lockhart

His Attorney.

Jesse McKinley Trotman..Complainant

vs....Notice of taking depositions

Annie Mary Outlaw Trotman.....
Defendant

HUGH L. HOLLAND
ATTORNEY AT LAW
SUFFOLK, VIRGINIA

Executed on the 2 day of Dec
1926, within the County of Nansemond, State of Virginia, by delivering a true copy of the within summons ~~notice~~, in writing, to Annie Mary Outlaw Trotman in person.

E B Rawles
Sheriff of Nansemond County

By J. C. Sayler
Deputy Sheriff of Nansemond ~~County~~

Due, sufficient and legal service of the within notice is hereby accepted.

M. Anderson Massey
Gdn at litem for the
defendant.

Marriage License

(Seal of Court here superimposed on an adhesive wafer)

Virginia Nansemond 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,

Jessie McKinley Trotman *and* Annie Mary Outlaw

Given under my hand, as Clerk of the Circuit *Court of* Nansemond *County (or City) this* 2 *day of* April, 19 25

G.E.Bunting, *Clerk.*

By, M.K.Gardner, D.C.

Marriage Certificate

To be annexed to the License, required by Section 5074 of the Code of Virginia, 1919, as amended by Act of February 16, 1910.

VIRGINIA: In the Clerk's Office of the Circuit *Court for the County (or City) of* Nansemond

Date of Marriage April 2nd 1925 *Place of Marriage* Nansemond Co.

(FULL NAMES OF PARTIES)

Jessie McKinley Trotman *and* Annie Mary Outlaw

Age of Husband 20 years; Condition (single, widowed or divorced) single

Age of Wife 17 years; Condition (single, widowed or divorced) single

Race (White or Colored) Colored

Husband's Place of Birth Nansemond Co. (PRESENT) Mailing Address Franklin Va. R.F.D.

Wife's Place of Birth Southampton Co. Mailing Address Franklin Va. R.F.D.

Names of Parents — Husband Jessie Trotman and Effie his wife

Wife Primous Outlaw and Daisy his wife

Occupation of Husband Farmer

Given under my hand this 2nd day of April, 19 25.

G.E.Bunting, *Clerk.*

By, M.K.Gardner D.C.

Certificate of Time and Place of Marriage

I, L.F.Paulette, a Minister of the Baptist Church, or religious order of that name, do certify that on the 2 day of April, 19 25, at Holland, Virginia, under authority of the above License, I joined together in the Holy State of Matrimony the persons named and described therein. I qualified and gave bond according to law authorizing me to celebrate the rites of marriage in the County ~~(or City)~~ of Norfolk, State of Virginia.

Given under my hand this 2nd day of April, 19 25.

A true copy made this 3rd day of June 1925
Teste L.E.Bunting Clerk.
By, M.K.Gardner D.C.

L.F.Paulette

(Person who performs ceremony sign here.)

☞The Minister or other person celebrating a marriage is required, within thirty (30) days thereafter, to return the License and Certificate of the Clerk and his certificate of the time and place at which the marriage was celebrated to the Clerk who issued the License; failure to comply with these requirements of the law makes the Minister or other person celebrating the marriage liable to a fine of not less than ten nor more than twenty dollars for each offense (see Section 5074 of the Code of Virginia, as amended by Act approved February 16, 1910, Acts 1910, chapter 28, pages 36 and 37).

COPY

County (or City) ....Nansemond.....

....Jessie McKinley Tratman....
Husband

and { **Marriage License**

.....Annie Mary Outlaw.....
Wife

Date of Issue .....April 2nd 1925

Marriage Register No.....4....*Page*..72

Jesse McKinley Trotman.....Complainant

vs) Depositions

Annie Mary Outlaw Trotman.....Defendant

The depositions of Shirley Trotman and Walter Perry were taken, before me, C.L. Lewis, a Notary Public in and for the City of Suffolk, on the 16th day of December, 1926, between the hours of ten A.M. and five P.M., on that date, pursuant to due notice to defendant, served in person, and on M. Anderson Maxey, guardian ad litem for the defendant, as shown by annexed notice, according to law, to be read as evidence an behalf of the complainant in a certain suit in equity depending in the Circuit Court of the County of Nansemond, Virginia, wherein Jesse McKinley Trotman is complainant and Annie Mary Outlaw Trotman is the defendant.

Present: Hugh L. Holland, Counsel for complainant
M. Anderson Maxey appeared for the defendant

Shirley Trotman being duly sworn, deposes as follows:

Q. Please state your name, age, residence and occupation?

A. Shirley Trotman, age 18, I live in Nansemond County, near Holland, Virginia, and I work on a farm.

Q. Do you know Jesse Mckinley Trotman and Annie Mary Outlaw Trotman his wife and if so how long have you known them?

A. I have known Jesse McKinley Trotman practically all of my life and I have known Annie Mary Outlaw Trotman about six or seven years.

Q. How far did you live from them and how ofter did you see them?

A. I lived on the same farm with them for about five or six years before they were married.

Q. Are Jesse McKinley Trotman and Annie Mary Outlaw Trotman living together now as husband and wife?

A. No sir, I do not think they ever lived together as husband and wife.

Q. You state that they never lived together as husband and wife how do y u know this?

A. I know at the time they were married and after the marriage they did not live together , for she went home with her people where she has lived ever since and Jesse McKinley Trotman has been living with his people where he was living at the time of the marriage.

Q. Were you present at the time a warrant was served on Jesse McKinley Trotman charging that he had wronged Annie Mary Outlaw Trotman and if so state what was told him by the officer at that time?

A. Yes sir, I was at Jesse McKinley Trotman's house the night Mr. Jim Rawles and Mr. Daughtry came there and told Jesse that they had a warrant for him, that they wanted him to marry Annie Mary Outlaw Trotman and that if he did not marry her that he would have to go to jail and that they could send him to the penitentiary for ten years for having fooled the girl.

Q. What did Jesse Mckinley Trotman tell Mr. Rawles at the time the warrant was served on him.

A. He told him that he was not guilty but that he would go ahead and marry the girl, rather than be put in jail or be sent to the penitentiary.

Q. Do you know of your own knowledge what kind of girl Annie Mary Outlaw Trotman is as far as her conduct is concerned?

A. I know that she entertained for a long time, different fellows at her house at different times of days and nights, and that she is considered a fast woman, and one where the men can go and satisfy their passion.

Q. How do you know this?

A. Because I have seen different men go there and I know what they were going there for and I have seen other things to make me think that she was doing things that she should not do.

Q. Did you ever have illicit intercourse with Annie Mary Outlaw Trotman and if so state the time and place of such act?

A. Yes sir, it was at her father's house in the County of Nansemond on the farm of "Hotsie" Saunders on September 26, 1926 about eight o'clock one Sunday evening .

Q. Is this the only time that you ever had intercourse with Annie Mary Outlaw Trotman?

A. No sir, I had intercourse with her several times before she and Jesse McKinley Trotman got married.

Q. Where does Jesse McKinley Trotman live now?

A. He lives South of Holland in the County of Nansemond, Virginia, and he also lives on the same farm where Annie Mary Outlaw Trotman lives which is owned by Mr. Saunders.

Q. Where was he living at the time he was married?

A. He was living on the same farm that he is now living on, and in the same County .

And further this deponent saith not.

Shirley Trotman

Walter Perry, being duly sworn deposes as follows:

Q. Please state your name, age, residence and occupation?

A. Walter Perry, age 22, live in the edge of Southampton County, but work in Nansemond County as a farm hand.

Q. Do you know Jesse McKinley Trotman and Annie Mary Outlaw Trotman, his wife and if so how long have you known them?

A. Yes sir, I have been knowing Jesse McKinley Trotman about seven years and I have known Annie Mary Outlaw Trotman about four years.

Q. Were you living any where near them at the time of their marriage, and before?

A. I was living about one and one-half miles from them at the time they were married and I also live about the same distance from them now.

Q. Do you know of your own knowledge whether Jesse McKinley Trotman and Annie Mary Outlaw Trotman are now living together as husband and wife?

A. No sir, they are not living together as husband and wife now nor have they ever lived together as husband and wife, as I know of .

Q. Do you know under what circumstances Jesse McKinley Trotman and Annie Mary Outlaw Trotman were married?

A. I know that the father of Annie Mary Outlaw Trotman had a warrant sworn out for Jesse Mckinley Trotman claiming that he had wronged his daughter. I also know that Mr. Rawles went to Jesse McKinley Trotman's house to arrest him.

Q. Do you know whether Jesse McKinley Trotman and Annie Mary Outlaw Trotman were married of their own free will and accord, or was Jesse forced to marry her?

A. I know that Jesse McKinley Trotman did not want to marry her and he would not have married her if he had not been scared of going to jail.

Q. How soon after the marriage was it, before you saw Jesse McKinley Trotman and Annie Mary Outlaw Trotman ?

A. I saw him at his house the night after he was married, but Annie Mary Outlaw Trotman was not there and I also know that she never did live with him. She went home to live with her people after the marriage.

Q. Do you know the reputation in the neighborhood as to the immoral conduct of Annie Mary Outlaw Trotman.

A. Yes sir.

Q. Please state what her reputation is?

A. She has a reputation of being a pretty fast girl and one that entertaines a lot of boys and she is considered a girl that commits immoral acts, frequently, or very often.

Q. Plese state if you can testify of your own knowledge as to whether Annie Mary Outlaw Trotman has ever committed an act of illicit intercourse?

A. Yes sir, for I have had illicit intercourse with her myself.

Q. Please state as near as you can the exact date and place of said act?

A. As near as I can remember it was about seven o'clock in the evening on the 27th day of June, 1926 at the home of Annie Mary Outlaw Trotman in Nansemond County, several miles South of the town of Holland.

Q. Was this act committed in her father's home and if so what part of the house were you in?

A. It was at the home of her father and we were in the sitting room when the act was committed.

Q. Was this the only time that you ever had intercourse with the said Annie Mary Outlaw Trotman?

A. No sir.

Q. Then please state how many other times and at what time did the other acts occur?

A. I had intercourse with her several times before she was married, once or twice on the farm and once or twice at her home.

Q. Where does Jesse McKinley Trotman now live and how long has he been living at that place.

A. He lives in Nansemond County several miles So uth of Holland, Virginia and ha- been l ving there seven or eight years.

Q. Are you relative to him in any way?

A. No sir, I am not related to him in any way.

And further this deponent saith not.

W. Walter Perry

STATE OF VIRGINIA:

CITY OF SUFFOLK TO-WIT:

I C.L. Lewis, a Notary Public in and for the City of Suffolk, State of Virginia, do certify that the foregoing depositions of Shirley Trotman and Walter Perry, were taken sworn to and subscribed before me at the office of Hugh L. Holland, in the City of Suffolk, Virginia, on the 16th day of December, 1926, between the hours of ten A.M. and five P.M. of that date, to be read as evidence on behalf of the complainant in a certain suit in equity, depending in the Circuit Court of the County of Nansemond, Virginia, wherein Jesse McKinley Trotman is complainant and Annie Mary Outlaw Trotman is defendant .

Given under my hand this 16th day of December, 1926

My commission expires the 6er day of January 1930

C. L. Lewis

Notary Public

Jesse McKinley Trotman..Complainant

vs0 Depositions

Annie Mary Outlaw Trotman.....
Defendant

1926 Dec. 17. filed
Kim

HUGH L. HOLLAND
ATTORNEY AT LAW
SUFFOLK, VIRGINIA

IN THE CIRCUIT COURT OF THE COUNTY OF NANSEMOND, VIRGINIA:

Jesse McKinley Trotman.....Complainant

vs. Decree

Annie Mary Outlaw Trotman, an infant, who by M. Ambrosia Maxey her guardian ad litem.....Defendant

This cause came on this day to be heard upon the bill of complaint and the depositions of witnesses taken after due and legal notice to the defendant, and the defendant who appears to have been proceeded against in the manner prescribed by law failed to plead, answer or demur and was argued by counsel.

On consideration whereof, it appearing to the Court from the evidence taken and subscribed in this cause that the said defendant, Annie Mary Outlaw Trotman, since her marriage with the plaintiff, Jesse McKinley Trotman, commited adultery with two or three parties, proof of which is contained in the said depositions; that the said complainant and defendant last co-habited in the County of Nansemond, Virginia, that the said defendant is a resident of the State of Virginia and has been domiciled in this State for more than twelve months next preceding the commencement of this suit, the Court doth adjudge, order and decree that the said plaintiff, Jesse McKinley Trotman, be and he is hereby granted a divorce a vinculo matrimonii from the said defendant, Annie Mary Outlaw Trotman, and that the marriage heretofore solemnized be and the same is hereby annuled.

But neither party shall marry by virtue of this decree until the expiration of six months from the date of the entering of same.

And it appearing to the Court that nothing further remains to be done in this cause, it is ordered to be stricken from the docket.

Jesse McKinley Trotman...Complainant

vs.....Decree

Annie Mary Outlaw Trotman..Defendant

Entered 17 day of December, 1926

Jas. L. McLemore Judge

#6 Fs. 50

I have seen this decree

M. Anderson Massey

Gdn ad litem of

Annie Mary Outlaw Trotman

HUGH L. HOLLAND
ATTORNEY AT LAW
SUFFOLK, VIRGINIA

VIRGINIA:

IN THE CIRCUIT COURT OF NANSEMOND COUNTY:

Jesse McKinley Trotman, an infant under the age of twenty-one years, who sues by Jesse Trotman, Senior, his next friend.....Complainant.

vs. IN CHANCERY ANSWER

Annie Mary Outlaw Trotman.....Defendant.

TO THE HONOURABLE CIRCUIT COURT OF NANSEMOND COUNTY, VIRGINIA:

Your respondent, Annie Mary Outlaw Trotman, for answer to the complainant's bill, or to so much thereof as she is advised it is material she should answer, answers and says:

That she denies the complainant's bill as a whole and each count and allegation therein, except that part of the same which recites the time and place of their marriage.

Your respondent further says that she was married to the complainant in accordance with allegation one of the complainant's bill and that said complainant is the father of her infant child, Virginia Trotman, age two months, and that the said complainant has legally recognized the said child as his own, and by his words and conduct has estopped himself to disown it, but, on the contrary, has legally acknowledged it as his own and bound himself to maintain and support it as his own.

Your respondent further states that she is now seventeen years of age and is without means of support for herself and the said child, and has been forced to return to the home of her father, where she now resides, and where she is subject to the charity of her father.

Your respondent further says that since her said marriage to the said complainant he has in no way contributed to her support or to the support of his said child and that she is without money or funds with which to defend this suit, either to employ counsel or pay the expenses of taking the depositions in the case.

Your respondent prays that this answer be treated as a cross-bill, and that the court may decree that the said complainant

pay to her for her maintenance and support, and for the maintenance and support of his said child, such sum or sums as may be just and fair under the circumstances of her case; that the said complainant be required to pay her attorney for conducting this case and the witnesses and the cost of taking her depositions, and, that while this suit is pending, that the said complainant be required to pay her alimony pendenie lite, and that your respondent may have all such other, further and general relief in the premises as the nature of her case may require or to equity and good conscience may seem meet.

Mary Dillow Trahman
Respondent.

By F. K. Saunders
Her Attorney.

Jesse McKinley Trotman, an infant under the age of twenty-one years, who sues by Jesse Trotman, Senior, his next friend,

Complainant.

Vs. In Chancery

Annie Mary Outlaw Trotman,
Defendant.

ANSWER.

Filed Aug. 8, 1938

G. E. Bunting
Clerk

IN THE CIRCUIT COURT OF NANSEMOND COUNTY, VIRGINIA:

Jesse McKinley Trotman.....Complainant

vs) Bill of Complaint

Annie Mary Outlaw Trotman.....Defendant

To the Honorable Circuit Court of Nansemond County:

Your complainant, Jesse McFinley Trotman, respectfully represents:

(1) That on the 2nd day of April, 1925, your complainant was lawfully married in the County of Nansemond, Virginia, to Annie Mary Outlaw Trotman, whose maiden name was Annie Mary Outlaw, as will appear from a certificate of marriage herewith filed , marked "Exhibit A", and made a part of this bill; and,

(2) That on the said 2nd day of April, 1925, Primus Outlaw, father of the defendant, came to the home of your complainant with a Justice of the Peace and Constable and demanded that your complainant marry his daughter, the said Annie Mary Outlaw Trotman, said officiers proceeded to arrest your complainant on the alleged charged of seduction, stating to him that he would have to go to jail and to the penitentiary for a long time, that he had better marry the defendant at once, which was the only course that would save him from the penitentiary. Your complainant did not know his rights in the premises and was forced to marry the defendant against his will. At the time of the marriage, Daisy Outlaw, mother of the defendant claimed that her her daughter, Annie Mary Outlaw Trotman, the defendant, became pregnant by the complainant in December, 1924, but the child was born on May 2, 1925. Your complainant denies that he ever seduced the defendant, but charges that the defendant was a lewd and immoral woman and had sexual intercourse promiscuously, and that the defendant's home was known as a place where any and all men could go to satisfy their passion. That after having married the defendant

under the circumstances above stated, the defendant left your complainant's home and went back to her father's home where she had previously lived and your complainant and defendant have never consumated the marriage and have never lived together as husband and wife at all since the said marriage; and,

(3) That the said Annie Mary Outlaw Trotman has since the aforesaid marriage commited adultery; that is to say, on the 27th day of June, 1926, in the afternoon about 7:00 o'clock P.M. the said Annie Mary Outlaw Trotman and one Walter Berry were together at the home of the said Annie Mary Outlaw Trotman, being also the home of her father and mother, Primous Outlaw and Daisy Outlaw, several miles South of the town of Holland, in the County of Nansemond, Virginia; that the said Walter Perry did, then and there take the said Annie Mary Outlaw Trotman to the sitting room of her home as aforesaid, and did, then and there have carnal illicit intercourse with the said Annie Mary Outlaw Trotman; and,

(4) That the said Annie Mary Outlaw Trotman has, since the aforesaid marriage, committed adultery; that is to say, on September 26, 1926, about 8:00 o'clock P.M. the sais Annie Mary Outlaw Trotman was at her father's home in the County of Nansemond, Virginia, and by invitation was visited by one Shirley Trotman; that the said Shirley Trotman did, then and there have carnal illicit intercourse with the said Annie Mary Outlaw Trotman; and,

(5) That the said Annie Mary Outlaw Trotman both before her marriage and since her said marriage has been a lewd and immoral woman and has had sexual intercourse freely and frequently with men; and,

(6) That your said complainant has never cohabited with the said defendant at any time; and,

(7) That at the time of the institution of this suit it had not been six years since the said adultery occurred, and that it was not committed by the procurement or connivance of your complianant; and,

(8) That both your complainant and the said Annie Mary Outlaw Trotman have resided and have been domiciled in this State

ever since the aforesaid marriage and for more than one year next preceding the commencement of this suit, and are domiciled and now reside in this State; and,

(9) That the said Annie Mary Outlaw Trotman resides at her father's home in the County of Nansemond, Virginia:

In consideration whereof, and forasmuch as your complainant is remediless in the premises save in a court of equity, your complainant prays that the said Annie Mary Outlaw Trotman 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 process may be issued; that a divorce from the bond of matrimony which was created by the aforesaid marriage be decreed him ; and that your complainant may have all such further, and other, and general relief in the premises as the nature of his case may require, or to equity shall seem meet.

Jesse McKinley Trotman, Complainant

BY J. Melvin Lovelace
Counsel

J. Melvin Lovelace
Counsel

Jesse McKinley Trotman..Complainant

vs) Bill of Complaint

Annie Mary Outlaw Trotman..Defendant

Filed Dec. 6, 1924

G. B. Embry
Clerk

Notice to go with Writ.

Also as to depositions

HUGH L. HOLLAND
ATTORNEY AT LAW
SUFFOLK, VIRGINIA

CIRCUIT COURT

SECOND MONDAY IN JANUARY, MAY, JULY, AND OCTOBER

HON. JAMES L. McLEMORE, JUDGE
GEO. E. BUNTING, CLERK
S. E. EVERETT, COMMONWEALTHS' ATT'Y.
E. B RAWLES, SHERIFF
C. R. FULGHAM, COUNTY TREASURER
LEE BRITT, COMMISSIONER OF ACCOUNTS

Nansemond County Clerk's Office

SUFFOLK, VA.

Rule Notes

November 20,1926-Process issued,returnable to December Rules 1st Monday, 1927. Anderson Mayey,Atty.appointed guardian ad litem.

December Rules 1st Monday,1927,process returned executed,bill filed. and decree ni si.

December Rules 3rd Monday,1926,decree ni si confirmed and cause set for hearing.

_____Clerk