

1925-010 Chancery Causes, Ida R. Purdie vs William T. Purdie

449

Dale of Wight County

other SURNAMES: Vanderslice,
Gale, Thomas

Ida R. Purdie, Complainant

----Vs--- In Chancery,

William T. Purdie, Respond.

Bill for divorce.

C. Fairfield Whitley, p.q.

Oct-22-20
Fruit

C. F. WHITLEY
ATTORNEY AT LAW
PHOEBUS, VA.

HAMPTON ROADS PAPER CO., NORFOLK

In consideration whereof, and for as much as your Complainant is restless in the premises, save by the aid of a Court of Equity where such matters are alone and properly cognizable, she prays that proper process issue; That the said William T. Purdie be made a party defendant to this bill, and be required to answer the same, but not on his oath, answer under oath being hereby waived; That a divorce from the bonds of matrimony, which were created by the aforesaid marriage, be decreed her from her said husband William T. Purdie, on the grounds of desertion, abandonment and non-support; That the Respondent, William T. Purdie be required to pay reasonable attorney fee for bringing this suit and the cost of the Court; And that your Complainant be afforded all such other, further and general relief as the nature of her case may require, or to equity shall seem meet.

And your Complainant will ever pray, etc.,

Ida R. Purdie
By Counsel.

C. Fairfield Whitley.

IN THE CIRCUIT COURT FOR THE COUNTY OF ISLE OF WIGHT, VA:

Ida R. Purdie,..... Complainant.

vs) In Chancery.

William T. Purdie,.....Respondent.

To the Hon. B. D. White, Judge of the said Court.

Humbly complaining, your Complainant, Ida R. Purdie respectfully represents:

1. That for more than one year prior to the institution of this suit, the said William T. Purdie has been a bona fide resident of and domiciled in the County of Isle of Wight, Virginia, where he now resides.

2. That your Complainant whose maiden name was Ida R. Thomas and defendant, were lawfully married on the 25th., day of December, 1906, in the County of Isle of Wight, Virginia; as will more fully appear from a certified copy of the marriage license herewith filed and marked "Exhibit A" and prayed to be taken and read as a part of this bill.

3. That your Complainant and Respondent co-habited as man and wife in the County of Isle of Wight, Virginia, and the city of Newport News, Virginia, from the date of said marriage until the _____ day of August, 1921, when the said Respondent, William T. Purdie, willfully deserted and abandoned your Complainant in the city of Newport News, without any cause whatever, and has not since returned to live with her; nor has he contributed to her support or offered to provide a home for her from the date of desertion. But, on the other hand, your Complainant by her own labor contributed to the support of your Respondent from the time they were married until the date of desertion.

4. That during said time your Complainant and Respondent co-habited as husband and wife, there has been no children born of said marriage.

Ida R. Purdie., Ptff.

Vs. Chancery.

William T. Purdie, Defdt.

To Third Monday Oct. 24.

Oroginal.

Executed the within
summons this the
18th day of Oct. 1924,
by serving a true
copy of the same
on Wm. T. Purdie in
person,
Dee of Hight Co.,
H. H. Chapman, Sheriff.

Filed 10/21/24

Shp fee Chg. to C. F. Whitley, atty.

COMMONWEALTH OF VIRGINIA:

TO THE SHERIFF OF ISLE OF WIGHT COUNTY—Greeting:

We command you that you summon William T. Purdie,

to appear at the Clerk's Office of the Circuit Court of the County of
Isle of Wight at the rules to be holden for the said Court on the
Third Monday in October, 1924, to answer a bill
in chancery exhibited against him in our said Court by

;;;;;Ida R. Purdie;;;;;

And have then and there this writ.

Witness, R. A. Edwards, Clerk of our said Court, at the Court-
house, this 17th day of October, 1924, and in
the 149th year of the Commonwealth.

R. A. Edwards Clerk.

C. F. Whitley p.q.

VIRGINIA:

IN THE CIRCUIT COURT FOR THE
COUNTY OF ISLE OF WIGHT

Ida R. Purdie, ... Complainant

vs. In Chancery

William T. Purdie, Defendant.

Depositions.

C. Fairfield Whitley p.q.

C. F. WHITLEY
ATTORNEY AT LAW
PHOEBUS, VA.

VIRGINIA:

IN THE CIRCUIT COURT FOR THE COUNTY OF ISLE OF WIGHT,
Ida R. Purdie,.....Complainant,

---vs--- IN CHANCERY

William T. Purdie,.....Defendant.

The following depositions of Ida R. Purdie and Mrs.
George R. Vanderslice, taken before me, E. H. Williams,
a Commissioner in Chancery for the County of Isle of
Wight, Va., on the 8th day of Dec. 1924, at the Office of
E. H. Williams, Smithfield, Va., pursuant to the notice
hereto attached, to be read in behalf of the complainant.

Present C. Fairfield Whitley,

Counsel for the complainant.

E. H. Williams Commissioner in Chancery.

Mrs. Ida R. Purdie, being first duly sworn deposes and saith:

Q. Please state your name, residence and occupation?

A. Ida R. Purdie, Newport News, Va., Seamstress.

Q. When and where were you and William T. Purdie married?

A. We were married December 26, 1906, in Isle of Wight County, Virginia.

Q. Where did you live from the time of your marriage until the separation?

A. We lived the first nine years in Isle of Wight County, Va., Then we moved to Newport News and lived there until we separated.

Q. When did you and William T. Purdie separate?

A. We separated sometime in August 1921.

Q. Did you desert him or did he desert you?

A. He deserted me.

Q. Have you and William T. Purdie cohabited as man and wife since the separation?

A. We have not.

Q. Has he contributed to your support since the separation?

A. He has not.

Q. Has he offered to provide a home for you?

A. He has not.

Q. How long has William T. Purdie been a bona fide resident of Isle of Wight County, Va.,?

A. He has been a resident of Isle of Wight County all of his life with the exception of the time we lived in Newport News. For the past two or three years or probably a little longer he has been a bona fide resident of Isle of Wight County, Va.,

Q. Will there ever be any reconciliation?

A. No.

Further this deponent saith not.

Mrs Ida R Purdie.

Mrs. George Vanderalice being first duly sworn deposes and saith:

Q. Please state your age, residence and occupation?

A. I am 27, resides in Suffolk, Va., and I am a house-keeper.

Q. How long have you known Las R. Purdie and William T. Purdie her husband?

A. I have known them every since I have known anybody.

Q. Where have they lived during this time?

A. They have lived in Isle of Wight County and in Newport News.

Q. Where does William T. Purdie now live?

A. In Isle of Wight County, Va.,

Q. How long has he lived in Isle of Wight County?

A. All of his life except the time he lived in Newport News.

Q. How long has he been back to Isle of Wight County?

A. Two or three years.

Q. When did they separate?

A. In the summer 1921.

Q. What kind of wife was Mrs. Purdie to Mr. Purdie?

A. She was a good wife.

Q. Who has supported Mrs. Purdie since the separation?

A. She has supported herself.

Q. Have they reconciled as husband and wife since the separation?

A. They have not.

Q. Will they ever co-habit again as husband and wife?

A. I don't think so.

Further this deponent saith not.

Virginia,

County of Isle of Wight,

I, E.H. Williams, a Commissioner in Chancery for the county of Isle of Wight and State of Va., do certify that the foregoing depositions, were duly taken, reduced to writing, and signed before me in my County aforesaid, at the time and place mentioned in the notice hereto attached.

Given under my hand this 8th day of Dec. 1924.

Mrs. Geo. R. Vanderalice

E. H. Williams
Commissioner in Chancery.

TO WILLIAM T. PURDIE:

TAKE NOTICE, That on the 8 day of dec. 1924,
at the office E.H. Williams, in the Town of Smithfield,
Virginia
between the hours of 10 A.M. and 4 P.M. of that day,
I shall proceed to take the depositions of Ida R. Purdie
_____ and others, to be read as evidence in
her behalf in a certain suit pending in the Circuit
Court for the County of Isle of Wight, Virginia, wherein
Ida R. Purdie is complainant and you are the defendant.
And if from any cause the taking of said depositions
be not commenced, or if commenced be not concluded on that
day, the taking thereof will be adjourned from time to time
at the same place and between the same hours, until the same
shall be completed.

Given under my hand this 3 day of Dec. 1924.

Ida R. Purdie
By C. Fairfield Hittley
Attorney for the complainant.

I hereby accept due and legal service of the above notice
to take depositions.

W. T. Purdie

Witness:

J. L. Purdie

VIRGINIA:

IN THE CIRCUIT COURT OF ISLE OF
WIGHT COUNTY

Ida R. Purdie ---- Complainant

--vs-- IN CHANCERY

William T. Purdie-- Defendant

DEPOSITIONS

WENDENBURG & HADDON
ATTORNEYS AT LAW
AMERICAN NATIONAL BANK BUILDING
RICHMOND, VA.

TO WILLIAM T. PURDIE:

TAKE NOTICE, That on the 11th day of Dec. 1924,
at the office Wendenburg & Haddon, 601 American
National Bank Building, Richmond, Virginia
between the hours of 10 A.M. and 4 P.M. of that day,
I shall proceed to take the depositions of Nellie
Gale and others, to be read as evidence in
her behalf in a certain suit pending in the Circuit
Court for the County of Isle of Wight, Virginia, wherein
Ida R. Purdie is complainant and you are the defendant.
And if from any cause the taking of said depositions
be not commenced, or if commenced be not concluded on that
day, the taking thereof will be adjourned from time to time
at the same place and between the same hours, until the same
shall be completed.

Given under my hand this 10 day of Dec 1924.

Ida R. Purdie,
By C. Fairfield Whitty,
Attorney for the complainant.

I hereby accept due and legal service of the above notice
to take depositions.

W. T. Purdie

Witness:

J. L. Purdie

STATE OF VIRGINIA,

CITY OF RICHMOND, TO WIT:-

I, Mary E. Garber, a notary public, in and for the City and State aforesaid, whose commission expires on the 10th day of January, 1925, do hereby certify that the foregoing depositions, were duly taken, reduced to writing, and signed before me in my City aforesaid, at the time and place mentioned in the notice hereto attached.

Given under my hand this 11th day of December, 1924.

Mary E. Garber
Notary Public

A- In Isle of Wight County and Newport News.

Q- When did they separate?

A- In the summer of 1921.

Q- Where did they reside when they separated?

A- In Newport News.

Q- Did she desert him or did he desert her.

A- He deserted her.

Q- Was she a kind and affectionate wife?

A- She was.

Q- Has he supported her since the separation?

A- No, she has supported herself.

Q- Has he contributed in anyway toward her support or offered to provide a home for her since the separation?

A- No he has not provided a home for her.

Q- How long has Mr. Purdie been a bona fide resident of Isle of Wight County, Virginia?

A- All of his life except the time he was in Newport News. For the past two or three years he has returned from Newport News, back to Isle of Wight.

Q- Do you think there is any chance of a reconciliation between them?

A- I don't think so - when they lived together he didn't do as much for her as he could have done.

Q- You think she had a hard time while living with him?

A- Yes sir, she did.

Further this deponent saith not.

Delbi Gale

VIRGINIA:

IN THE CIRCUIT COURT FOR THE COUNTY OF ISLE OF WIGHT

Ida R. Purdie Complainant

--vs-- IN CHANCERY

William T. Purdie Defendant

The following depositions of Nellie Gale, taken before me, Mary E. Garber, a Notary Public, in and for the City of Richmond, Virginia, on the 12th day of December, 1924, at the Offices of Wendenburg & Haddon, American National Bank Building, Richmond, Virginia, pursuant to the notice hereto attached, to be read in behalf of the complainant.

Present: C. Fairfield Whitley

Counsel for the complainant.

Nellie Gale, a witness of lawful age, being first duly sworn deposes and says:

Q- Please state your residence and occupation?

A- I reside in Isle of Wight County, and assist my mother in keeping house.

Q- Do you know William T. Purdie and Ida R. Purdie, his wife, and if so, how long have you known them?

A- I have known them all my life.

Q- When were they married?

A- About 1905 or 1906.

Q - Where did they reside after their marriage?

VIRGINIA:
IN THE CIRCUIT COURT OF THE COUNTY OF ISLE OF WIGHT, JANUARY
5TH., 1925.

Ida R. Purdie

Complainant.

Vs: In Chancery

William T. Purdie

Defendant.

This cause, in which the defendant has been served in person with process came on this day to be heard upon the bill and exhibits, the said defendant failing to appear, to demur, plead or answer, and on the depositions of witnesses taken, after due notice having been served in person upon the said defendant and was argued by counsel.

And it appearing from the depositions filed in this cause that the complainant and defendant were married in the County of Isle of Wight; that the said complainant and defendant last co-habited as man and wife in the City of Newport News, Va., that the said defendant has been and now is a bona fide resident of and domiciled in the County of Isle of Wight, Virginia, for more than one year next preceeding the institution of this suit, and that the defendant has willfully deserted and abandoned the said complainant for more than three successive years, next preceeding the institution of this suit.

On consideration whereof, the Court being of the opinion that the said defendant has so willfully, deserted and abandoned said complainant for said period of more than three years as aforesaid, doth adjudge, order and decree that the marriage heretofore had and solemnized between the said complainant and the said defendant shall be, and the same is hereby desolved and that the said complainant Ida R. Purdie be forever divorced a vinculo matrimonii from the said defendant William T. Purdie; and that each of the parties hereto shall on and after this date hold any property which either of them may now or hereafter have free from any marital right, claim or interest of the other. But neither party shall be permitted to marry again for six months, from the date of this decree, nor shall such bonds of matrimony be contracted by either of them.

of matrimony be deemed to be dissolved as to any subsequent marriage to this decree until the expiration of the said six months.

It is further ordered that the defendant pay the costs of this suit, that he pay the complainant the sum of fifty dollars each month beginning with the first day of December, 1924, and that he pay to C. Fairfield Whitley, the attorney for the complainant, the sum of fifty dollars for prosecuting this suit, and nothing further remaining to be done this cause is removed from the docket with leave reserved to the complainant to have the same reinstated for such further orders as to additional relief as she may be entitled to.

A COPY

Teste _____ Clerk

In the Circuit Court for the
County of Isle of Wight.

Ida R. Purdie, Complainant.

vs. In Chancery.

William T. Purdie, Defendant.

DECREE

Enter this

Wm. T. Purdie
Dec. 1975
John B.
John W.

Judge

Book 8
page 253

But neither party shall be permitted to marry again for six months, from the date of this decree, nor shall such bonds of matrimony be deemed to be desolved as to any subsequent marriage to this decree until the expiration of the said six months

*
~~It appearing to the Court that the object for which this suit was instituted has been accomplished, it is hence dismissed from the docket.~~

x This further order shall be the Defendant pay the cost of this suit, and nothing further, remaining to be done, his order that this cause be removed from the docket.
that he pay the complainant the sum of fifty dollars each month, beginning with the first day of December 1904, and that he pay to the attorney C. Fairfield Whittier, the attorney for the complainant, the sum of fifty dollars, for prosecuting this suit. And nothing further remaining to be done this cause is removed from the docket with leave reserved to the complainant to have the same re-instated for such further orders as to additional relief as she may be entitled to.

VIRGINIA:

IN THE CIRCUIT COURT OF THE COUNTY OF ISLE OF WIGHT.

-----oOo-----

Ida R. Purdie,.....Complainant.

vs. In Chancery.

William T. Purdie,.....Defendant.

-----oOo-----

This cause, in which the defendant has been served in person with process came on this day to be heard upon the bill and exhibits, the said defendant failing to appear, to demur, plead or answer, and ^{on the} depositions of witnessess taken, ^{after} due notice having been served in person upon the said defendant and was argued by Counsel.

And it appearing from the depositions filed in this cause that the complainant and defendant were married in the County of Isle of Wight; that the said complainant and defendant last co-habited as man and wife in the city of Newport News, Va., that the said defendant ^{and now is} has been a bona fide resident of ^{and domiciled in} the County of Isle of Wight, ^{Virginia} Va., for more than one year next preceeding the institution of this suit, and that the defendant has willfully deserted and abandoned the said complainant for more than three successive years, next preceeding the institution of this suit.

On consideration whereof, the Court being of the opinion that the said defendant has so willfully, deserted and abandoned said complainant for said period of more than three years as aforesaid, doth adjudge, order and decree that the marriage heretofore had and solemnized between the said complainant and the said defendant shall be, and the same is hereby desolved and that the said complainant Ida R. Purdie be forever divorced a vinculo matrimonii from the said defendant William T. Purdie; and that each of the parties hereto shall on and after this date hold any property which either of them may now or hereafter have free from any maritil right, claim or interest of the other.

Ida R. Purdie

78 Cy.

Wm S. Purdie

minus paid

10/11/24

Pay 75⁰⁰

IN THE CIRCUIT COURT FOR THE COUNTY OF ISLE OF WIGHT,
VIRGINIA.

TO THE CLERK OF SAID COURT:

Ida R. Pardie,..... Complainant.

vs. In Chancery.

William T. Pardie, ...Defendant.

Issue summons in Chancery to second October
term being the 3rd, Monday in October, 1984,
for said Complainant against the said Defendant
to answer the said Complainant's bill in Chancery.

C. Fairfield Whitley p. 8.

County (or City) Islip Wright

William T. Purdie
Husband

and {

Marriage License

Ida Rebecca Thomas
Wife

Date of Issue Dec. 20, 1906

Marriage Register No. 2 Page 279

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,

William Thomas Purdie

and

Ida Rebecca Thomas

Given under my hand, as Clerk of Circuit Court of Isle of Wight County (or City) this 20th day of December, 1906.

A.S. Johnson

, Clerk.

By L.C. McClelland 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 Isle of Wight

Date of Marriage December 26 1906 Place of Marriage Isle of Wight Co.

FULL NAMES OF PARTIES

William Thomas Purdie

and

Ida Rebecca Thomas

Age of Husband 19 years; Condition (single, widowed or divorced) single

Age of Wife 19 years; Condition (single, widowed or divorced) single

Race (White or Colored) white

(PRESENT)

Husband's Place of Birth Isle of Wight Co. Mailing Address Isle of Wight Co.

Wife's Place of Birth Isle of Wight Co. Mailing Address Isle of Wight Co.

Names of Husband Thomas E. Purdie and Mary J. Purdie

Parents Wife Noah Thomas and Elizabeth Thomas

Occupation of Husband Farmer

Given under my hand this 20th day of December, 1906.

A.S. Johnson

, Clerk.

By L.C. McClelland D.C.

Certificate of Time and Place of Marriage

I, G.E. Smith, a minister of the Methodist

Church, or religious order of that name, do certify that on the 26th day of Dec, 1906,

at Rascoe Neck, 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 XXXXXXXXXX, State of Virginia.

Given under my hand this 26th day of December, 1906.

G.E. Smith

(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).

A copy of this License is to be kept by the Clerk of the Circuit Court of the County of Isle of Wight, Virginia.