

1918- 010
Nansemond Co (Suffolk) Chancery Causes: D. P. Jordan vs Bulah Jordan

Warrington, Harpell, Wagner

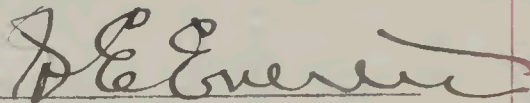
To. Mr. George E. Bunting, Clerk of the Circuit Court of
Nansemond County, Virginia.

D. P. Jordon..... Complainant,

Vs In Chancery

Bulah Jordon Defandant.

Issue summons to First Rules (First Monday) in September, 1918.



P. Q.

D. P. Jordon,
Vs Memorandum,
Eulah Jordon,

CHANCERY SUMMONS.

THE COMMONWEALTH OF VIRGINIA.

TO THE SHERIFF OF NANSEMOND COUNTY—GREETING:

YOU ARE HEREBY COMMANDED TO SUMMON

Bulah Jordan

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 *first* Monday in *September* 19*18*, to answer *a* Bill in
Chancery, exhibited against *her*
in the said Court by *H. P. Jordan*

And have then and there this summons.

Witness. G. E. Bunting, Clerk of our said Court, at his office, this *20th* day of
August, 19*18*., in the *43rd* year of the Commonwealth.

A copy Teste:

Teste:

Clerk.

Clerk.

G. E. Bunting
By Reuben O. Bunting H.C.

Executed this 31 day of Aug, 1918. by delivering a true copy of the within process
to Bulah Jordan

in person, in the County of Nansemond, State of Virginia.

G. E. Wiggan Sheriff.

S. E. Everett, p. q.

H. P. Jordan

vs. } In Chancery.

Bulah Jordan

1918..
Sept Rules.
First Monday.

NANSEMOND COUNTY COURT,

Process Book, No. 3.....

Page.....

CHANCERY SUMMONS

The Commonwealth of Virginia.

TO THE SHERIFF OF NANSEMOND COUNTY--GREETING:

You are Hereby Commanded to Summon... Bulah Jordan.....

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 First.....Monday in September¹⁹¹⁸, to answer A.....
Bill in Chancery, exhibited against her.....
in the said Court by D. P. Jordan.....

And have then and there this summons.

Witness. G. E. Bunting, Clerk of our said Court, at his office, this 20th.....day of
August....., 1918., in the 1918.....year of the Commonwealth.

A Copy-Teste:

Clerk

Teste:

Clerk

Executed this 24th day of September, 1918 by delivering a true copy of the with-
in process to Bulah Jordan

in person, in the County of Nansemond, State of Virginia.

John H. Murch Sheriff

Origina

D. C. Everett p. q.

H. P. Jordan

vs. } In Chancery

Bulah Jordan

1918

Sept. Rules

First Monday.

NANSEMOND COUNTY COURT,

Process Book, No 3

Page _____

D. P. Jordon Complainant,

Vs In Chancery

Bulah Jordon Defendant.

To, Bulah Jordon:

Take notice that on the 20th day of September, 1918, at the office of S. E. Everett, in the city of Suffolk, between the hours of 9 A. M. and 6 P. M. of that day, I shall proceed to take the depositions of Noah Allen, Charlie Wagner, Kennie Brinkley, and others, to be read as evidence in my behalf, in a certain suit *in* equity depending in the Circuit Court of Nansemond County, wherein I am complainant 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, at the same place, and between the same hours, until the same shall be completed.

Given under my hand this 20th day of August, 1918.

D. P. Jordon

D. P. Jordon,

Vs Notice to take depositions.

Bulah Jordon.

Executed on the 31 day
Aug. 1918 within the county of
Nansemond, by delivering a
true copy of the within process,
in writing, to Bulah
Jordan in person
E. E. Wagner
Sherriff of Nansemond County.

The depositions of W.B.Warrington and others, taken before me ,Bradford Kilby, a Commissioner in Chancery for the Circuit Court of Nansemond County, Va. ,pursuant to notice hereto annexed, at the office of S.E.Everett in the City of Suffolk, Va. between the hours of 9 A.M. and 6 P.M. on the 20th.day of September 1918, to be read as evidence in behalf of D.P.Jordon in a certain suit in equity depending in the Circuit Court of Nansemond County, Va. wherein D.P.Jordon is Complainant and Beulah Jordan is Defendant.

Present: S.E.Everett, Attorney for the Complainant.

The Defendant did not appear in person or by Counsel.

W. B. WARRINGTON, being duly sworn, deposes as follows:

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

A. W. B. Warrington, 34, Bennetts Creek, Nansemond County, Virginia,
Farmer.

Q. Do you know D. Perry Jordan and Bulah Jordan, his wife?

A. Yes, I do.

Q. How long have you been knowing them?

A. Ten years.

Q. Have they been living in your immediate community for the last
ten years?

A. Yes.

Q. Where is he now working?

A. He is working with Charlie Wagner.

Q. Where is his wife living now?

A. On Mr. Daughtey's farm.

Q. How far is the Daughtey farm from you?

A. About a mile.

Q. Did Jordan and his wife ever live with your father?

A. Yes sir.

Q. How long has it been since they lived there?

A. I think it was four or five years ago.

Q. Do you know whether Jordan stayed with your father any time
without his wife?

A. Yes, I remember he stayed there some time without his wife.

Q. Where did she go?

A. She went to the Daughtey farm.

Q. What is Perry Jordan's reputation for truthfulness and peacefulness

A. Fair.

Q. Do you know why his wife left him?

A. I don't think it was bad treatment from Jordan. She became dissatisfied with him. I can say this, that she left him and went over to the Daughtey farm and has been living in the same house with Joe Artis ever since she left her husband four or five years ago. I take it that her action proves her cause for leaving him, that is, she preferred living with the other man rather than her husband. They are living in a house on the Daughtey farm and alone, and have been living that way ever since she and her husband separated a little over four years ago.

And further this deponent saith not.

W. B. Warrenton

HERBERT P. HARRELL, being duly sworn, deposes as follows:

Q. Do you know Perry Jordan and Bulah Jordan?

A. I do.

Q. How long have you been knowing them?

A. Ten years, or more.

Q. Are they living together today, and, if they are not, state where they are living and what you know about them?

A. They are not living together today. They separated four or five years ago while they were living on Mr. Warrenton's farm. She left there and went to the Daughtey farm. I think he remained there some time after that, and then he moved down with Frank Ames.

Q. Do you know anything about the cause of the separation?

A. Well, in a general way, I think I do. She left him and has been

X

living on the Daughtey farm with Joe Artis in a house to themselves ever since she left there and he is a married man. I think I would be safe in saying, that knowing that she left her husband and went to live with this man, there was no cause for her leaving her husband, except for the fact that she wanted to live with the other man.

Q. Does Perry Jordan bear a good reputation in that community?

A. He does, and I think he is honestly entitled to a divorce if he wishes it.

Q. Are you sure that it has been four or more years since she left him at Mr. Warrenton's?

A. I am sure it has been at least four years ago, because the Daughtey farm is on the opposite side of the road from me, and I know she has been there that long, because the wife of the man lives on my place, and I am familiar with the facts.

Q. Have they ever lived together since they separated?

A. They have not.

Q. Is there anything else that you could say that would add anything to this case?

A. No, nothing that I could say, except I feel that this boy is entitled to this divorce, because he has no wife. If she wanted to live with him now, he ought not to live with her. I will say this, that the good people in the trucking section ought not to shut their eyes to things of this kind, and I am glad to say too that they are taking notice of things such as this more than they used to, and I believe we will wipe out such as this in the community.

And further this deponent saith not.

H. P. Howell

D. P. Jordan, being duly sworn, deposes as follows:

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

A. D. P. Jordan, 43, Nansemond County, Virginia, farming with Mr. C. L. Wagner.

Q. You have brought a suit for divorce from your wife, claiming that she deserted you without any cause, will you state just what you have to say about this matter? State when you were married and where?

A. The 5th day of July, 1909, in Suffolk, Virginia, and I got my license at the County Clerk's Office. We lived together without any trouble until April, 1914. I can't tell you the day, and then she left me.

Q. Where were you living at the time?

A. I was living with Mr. Warrenton.

Q. How long had you been living with Mr. Warrenton?

A. Eight months before she left me.

Q. Where were you living before that time with your wife?

A. I lived with Mr. Doughtey the balance of the time I was married.

Q. Why did she leave you and where did she go?

A. She did not want to live right. She would rather live wrong.

I noticed that she was looking at another man right much, and she kept this up until I mentioned it to her, and that was the first trouble we had ever had. On that very day that I accused her of going with him, she left me. She has been living with this man in a house alone on the Doughtey farm ever since she left me in April, 1914.

Q. Did you give her any cause to leave you?

A. No sir.

Q. Did you ever have any trouble before this with your wife?

A. No sir. That was the first and the last.

Q. Have you ever been with her since?

A. No Sir.

Q. Is there anything ~~that~~ you wish to ~~say~~ ^{say} now that I haven't asked you?

A. I think that is everything. That is just how it is, that is all.

Q. How long have you lived in Nensemond County?

A. All my life.

Q. You and your wife last lived together in Lansemond County?

A. Yes sir.

Q. So you have lived in Nensemond County at least one year before this suit was brought?

A. Yes sir. All the time.

And further this deponent saith not.



C. L. Wagner, being duly sworn, deposes as follows:

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

A. C. L. Wagner, 40, Drivers, farming.

Q. Do you know D. P. Jordan and Bulah Jordan?

A. I know D. P. Jordan but I do not know Bulah. I would not know her if I saw her this morning, although she is living right in my immediate neighborhood.

Q. Do you know Mr. Wagner whether they are living together today or not?

A. No, they are not.

Q. How do you know?

A; I know that he is living in the house by himself, and that he doing his own cooking and everything, and his wife has never been there to my knowledge, and I am satisfied that she has never been there.

Q. Do you know when they separated?

A. I do not know. I was working with Mr. Trotman, at Churchland at the time. I know though in a general way that they have not been living together since he worked at Mr. Warrentons.

Q. What can you say about D. P. Jordan, as to his truthfulness etc?

A. I have always found him truthful, peaceful and agreeable.

He has been living with me for twelve months. He has given me ever since he has been living with me every satisfaction that I could ask for. I wish I had some more like him.

Q, Is he above the average colored man in that community, or below?

A. He is above the average so far as reputation is concerned.

Q. Is there anything further you wish to say about it?

A. Only that I am fully interested to the extent to see that he is treated right and that he deserves what he is asking for if he wishes it, and my mind is satisfied that he is fully entitled to what he is asking for, but while I do not know all of the details of it myself, I know from what the people in the community tell me that she left him without any cause, and that she is there living in this house with another man alone and he is a married man, and she has been there ever since the separation on the Warrenton farm. This is about all I know about it. He has lived in Mansemond County for the last twelve or thirteen years to

the best of my knowledge.

And further this deponent saith not.

Chas. Wagner

Virginia,

County of Nansemond, to-wit:

I, Bradford Kilby, a Commissioner in Chancery for the Circuit Court of Nansemond County, Va. do hereby certify that the foregoing depositions of D.P. Jordon, C.L. Wagner, W.B. Warrington and Herbert P. Harrell, were duly taken, sworn to, and subscribed before me at the time and place and for the purpose in the caption hereto mentioned.

Given under my hand this 20th. day of September 1918.

Bradford Kilby
Commissioner in Chancery

Comr's fee: \$5.

Depositions.

D.P. Jordon

v.

Beulah Jordon

In Chancery.

*Filed Oct. 10th 1915
Riley C. Beaufort, Jr.*

BRADFORD KILBY
Attorney at Law
SUFFOLK, VIRGINIA.

Baltimore Office Supply Company, Baltimore, Md.

10.13.15

D. P. Jordan..... Complainant
vs.
Bulah Jordan..... Defendant.

This cause, in which process has been duly served on Bulah Jordan and she still failing to appear and plead, answer ~~or~~ demur, came on this day to be heard on the bill and depositions taken on the 20th day of September, 1918, and filed the 10th day of October, 1918 on behalf of the plaintiff ~~as of said date~~, and was argued by counsel.

On consideration whereof, it appearing to the Court that the said parties were lawfully married, that the said defendant has abandoned the said plaintiff; that the period of more than three years has elapsed since said abandonment; that said complainant has been domiciled in this state 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 Hansemond; the Court doth adjudge, order and decree that the said D. P. Jordan and Bulah Jordan be divorced from the bond of matrimony, which was created by the aforesaid marriage, and that the said marriage be, and the same is hereby dissolved. And there remaining nothing further to be done in said cause, it is ordered that the same be stricken from the docket.

D. P. Jordan

vs. Decree

Eulah Jordan

Enter the 24 day of October
1918.

Jas L. Moore.

Entered in Chancery Order

Book No. 5, page 166.

D. P. Jordan.....Complainant
vs. Bill

Bulah Jordan.....Defendant.

TO THE HONORABLE JAMES L. McLEMORE, JUDGE OF THE CIRCUIT COURT OF
NANSEMOND COUNTY.

Your complainant D. P. Jordan, respectfully represents:

(1) That on the 5th day of July, 1909, your complainant was lawfully married in Nansemond County to Bulah Jordan, as will appear from a marriage certificate herewith filed, marked "Exhibit A", and made a part of this bill; and,

(2) That continuously from the date of said marriage until in April, 1914, your complainant and the said Bulah Jordan lived together as husband and wife in Nansemond County; and,

(3) That the said Bulah Jordan has wilfully deserted and abandoned your complainant for a period of more than three years: that is to say in April, 1914, the said Bulah Jordan did, voluntarily, wilfully and without any justification whatever, leave her home, and is living at a neighbor's farm and has been in the same neighborhood ever since she deserted your complainant, but has and is refusing to come back and live with him. Your complainant has tried himself and had his friends to try to persuade her to return to him, but she has stubbornly refused; and,

(4) That your complainant and the defendant have resided and have been domiciled in the County of Nansemond, State of Virginia ever since the said marriage and the said defendant deserted your complainant in said County and State.

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 Bulah Jordan 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.

S. E. Everett

Counsel.

D. P. Jordan

Complainant.

STATE OF VIRGINIA,

City of Suffolk, to-wit:

D. P. Jordan, 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 he believes them to be true.

D. P. Jordan

Complainant.

Taken, sworn to and subscribed before me, S. E. Everett, a Notary Public of and for the City aforesaid and State aforesaid, in my City aforesaid, this 16th day of September, 1918.

S. E. Everett

Notary Public.

D. P. Jordan

vs. Bill

Bulah Jordan.

Filed Sept 2nd 1918
Ruby W. Benton R.C.

CIRCUIT COURT

SECOND MONDAY IN JANUARY, MAY,
JULY AND OCTOBER

HON. JAMES L. MCLEMORE, JUDGE
GEO. E. BUNTING, CLERK
S. E. EVERETT, COMMONWEALTHS' ATTORNEY
E. E. WAGNER, SHERIFF
C. R. FULGHAM, COUNTY TREASURER
LEE BRITT, COMMISSIONER OF ACCOUNTS

Nansemond County Clerk's Office

No deposit.

SUFFOLK VIRGINIA
Rule notes

D.P. Jordan,

V.

Bulah Jordan,

August 20, 1918. Process issued, returnable to Sept. Rules, First Monday, 1918

Process returned executed Aug. 31st, 1918

Bil filed 2nd day of Sept. 1918.

Cause set for hearing

B. E. Bunting, Clerk.
Rule & Return H. E.