

1854-014

SOUTHAMPTON COUNTY
CHANCERY PAPERS

VICK

VS

VICK

11/1854

other SURNAMES: Beale, Cotler,
Bunn

Vick

~ } Papers

Vick

185 Accounting.

Vick

7. } Stat. Rules.

Vick

Joel Vick
against
Anne Elizabeth Vick

1854. Sept. 16th Summons issued returnable to October Rules

. Oct. Rules. Search of Summ. aken? Bill filed. + Deere nisi + Deft.

" (Last Monday) Bill taken for confessed & cause set for hearing for

Joe Vick
as 3 Bills in exchange
Anne Elizabeth Vick

1854 October Rules

To the Honorable Richard H Baker judge of the circuit
court of Southampton county in chancery sitting

Humbly complaining your complainant Joel Vick
sheweth unto your Honor that sometime in the year
1847 in the month of March he was lawfully
married to one Anne Elizabeth Beale of Southampton
county, your complainant further sheweth unto your Honor
that in a very short time after his marriage scarcely
one month he was shot by one ~~Benjamin~~ ^{Benjamin} and for
a long time his life was despaired of but that eventually
he recovered though a cripple for life, that notwithstanding
his melancholy and painful situation, poor and helpless
when he needed all the care and attention necessary
to assist him to breathe his wife Elizabeth regardless
of her pledged love and affection and of all marriage
ties willfully abandoned and deserted him and left
him to his fate, your complainant states that she
abandoned him as soon as he awoke within one
month after his marriage, now going eight years
and that she has now lived with or seen him since
and he has every reason to believe that she has lost
all regard for him, he does not even know her
place of residence but is informed she lives somewhere
in the state of North Carolina

In tender consideration whereof and inasmuch as your
complainant is without remedy at law and only entitled
to relief in a court of equity where by statutes such
matters are cognizable he therefore humbly prays that
Anne Elizabeth Vick his wife who before her marriage
was Beale may be made a party defendant to this
bill and that your Honor would compel her as free
and just answer make to the allegations therein
contained as if she had been therein more fully and

pecially interrogated, and that the court would decree
a divorce from the bonds of Matrimony between your
complainant and his wife Anne Elizabeth in accordance
with the law and that the court would grant such
other and general relief the premises considered as
equity may dictate and the nature of his case may
require and as in duty bound your complainant
will ever pray &c

Shanas p. 5.

Vick
as 3 Deane
Vick

To be entered
R. H. Baker
Nov. Co. '54

1854 November Term

1854

Vick

vs 3 Deane

Vick

The ^{subpoena} in this cause having been
duly served on ~~the~~ ^{the} ~~title~~ ^{title} of the complainant ~~being~~
~~been~~ taken for confessed at the return against the defendant
Anne Elizabeth Vick and she still failing to answer the
said ~~title~~ and the cause coming on to be heard on the bill
of the complainant and the depositions filed was argued
by counsel on consideration whereof the court doth
adjudge order and decree, that the marriage heretofore
solemnized between Joel Vick and his wife Anne Elizabeth
Vick in the county of Southampton shall be and the
same is hereby dissolved and the said Joel Vick is
forever divorced from his wife Anne Elizabeth Vick
and all the rights, title or interest of the said Anne
Elizabeth in or to the estate real or personal of the
said Joel Vick shall hereafter cease and
determine

The Commonwealth of Virginia :

To the Sheriff of Southampton County, Greeting :

We command you to summon

Ann Elizabeth Nick

to appear at the Clerk's Office of our Circuit Court of Southampton County, at the Rules to be holden for the said Court, on the first Monday in *October next* — to answer a bill in Chancery exhibited against *her* — in our said Court by —

Joel Nick

and have then there this Writ. Witness, LITTLETON R. EDWARDS, Clerk of our said Court, at the Courthouse, this *16th* day of *September* 185 *4* in the *79th* year of the Commonwealth.

L R Edwards

Surveys of the within is acknowledged
Anne Elizabeth Vick

Vick

ca { Sep: Aug.

Vick

1854 Octob: Rules

Notice

To Anne Eliza Vick

Take Notice That I shall on Monday the 16th day of October next return the hours of sunrise and sunset at the office of William B Shandas in the town of Jerusalem Va proceed to take the depositions of Goodwyn Butler and others to be made as evidence ^{for me} in a certain suit in chancery for a divorce now pending in the circuit superior court of Southampton county in which I am plaintiff and you are defendant at which time and place you may attend if you see fit
Yours &c

October 1st 1834

Jose Vick

I acknowledge service of the within notice

Ann Elizabeth Vick

doel Vick

or } Notice

Ann Elizabeth Vick

1854.

October 16 handed in the office
by W^m Barnes, J.D.
H. J. Howard, D.C.

The Depositions of Goodwyn D Cutler and Norflut B Cutler Taken at the office of William B Shandas on the 11th of October 1854 between the horns of Surris and ^{present to notice duly given} consent to be read as evidence in a certain suit in Chancery now pending in the circuit superior court of Southampton County between Joel Vick Plaintiff and Anne Elizabeth Vick defendant

The Deponent Goodwyn D Cutler having been first duly sworn on the Holy Evangelists of Almighty God deposes and says as follows. I was present at the marriage of Joel Vick and his wife Anne Elizabeth which took place sometime in the spring of the 1847 precise time not recollecting, that she and her husband needed notice he was shot with her mother, he was shot by Bryan Bunn and dangerously wounded, so soon as Joel Vick could be removed he was carried to his father house his wife Anne Elizabeth went with him and remained about a week she then left him though he was still in a dangerous condition from his recent wound and told me she never intended to live with him again, she left him and went to her mother she stayed there some few days, she then went to Petersburg where she remained some six months and then I am told removed to Halifax county N. Ca. where she has been ever since. This occurred sometime in the spring of 1847, I live in the neighborhood of Joel Vick and do not think she has been from the spring of 1847 up to the present time nor have I heard of her being in the county but once since

signed

Goodwin D. Cutler

Norflut B Cutler having been first duly sworn on the Holy Evangelists of Almighty God deposes and says as follows. Joel Vick was married in the spring

1847 to his wife Anne Elizabeth that soon after
his marriage he was shot by a Mr Brown and
seriously wounded and sometime during the
same spring not very long after the marriage
Sol Vick's wife Anne Elizabeth left him and
removed to Petersburg where she remained sometime
she then I am told removed to Halifax N. Co.
I am a neighbor of Sol Vick's and have never
heard of his wife being in the county but once
since then she passed through
signed Norfleet B. Butler

The above depositions of Goodwyn D. Butler and
Norfleet B. Butler were taken signed and sworn to
before me a justice of the Peace for Southampton
County at the time and place mentioned in the
caption given under my hand and seal this 16th
of October 1854

William Bowers J.P. (seal)