

1874-06

Southampton County Chancery

Blunt, Austin vs Blunt, Polly Evans

Divorce

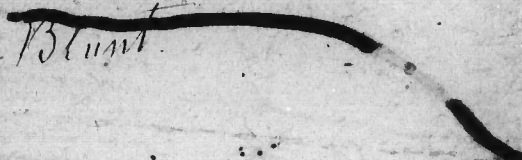
153

Blunt

v }

Papers

Blunt



Blunt

vs $\frac{1}{3}$ Bill &
 $\frac{2}{3}$ Exhibits.

Blunt

1874 April Rules

J. B. Prince

To the Honorable Geo: Blow, Judge of the Circuit
Court of Southampton. In Chancery.

Humbly complaining sheweth unto your
Honor your complainant Austin
Blunt that during the month of
April 1868, he intermarried with one
Polly Evans, as will appear from a
copy of the officiating Minister's return
herewith filed marked A & prayed to be
taken as part of this bill.; that very
soon afterwards, in the course of a few
months, without any provocation or excuse
known to your Complainant, his wife,
Polly Blunt willfully abandoned & deserted
him & has constantly remained in
such abandonment since.. That the
period of such wilful desertion has
been more than five years; which
course of conduct your complain-
ant it advised entitles him to apply
to this Court for a divorce from the
bond of matrimony.. That there are
no children born of this marriage..
In tender consideration of all which,
and inasmuch as your Complainant
is without remedy in the premises,
except in a Court of Equity, where matters
of this kind are properly cognizable,

To the end therefore that justice may be done, your Complainant prays that Polly Blunt may be made a party defendant to this bill & Compelled to answer the allegations thereof, that some fit & proper party may be assigned her & on addition in this suit, that your Complainant may be entirely divorced from her & the marriage dissolved, and that your Complainant may be at liberty to marry again; and that your Honor will grant such other further & general relief as his Case requires & to Equity may seem meet. And as in duty bound, your Complainant will ever pray &c. May it please the Court &c.

L. B. Prince p. 4.

Blunt

in $\frac{4}{3}$ degree

Blunt by $\frac{4}{5}$

June Term 1874

To be entered.

Grover

Blunt

vs $\frac{4}{3}$ Deere.

Blunt, by $\frac{4}{3}$

This day this cause came on to be heard on the Complainant's bill, ~~and~~ the depositions of Lewis Ford & Mary Evans, the Exhibits filed and was argued by Counsel: on consideration whereof, the Court, being of opinion that the charge of wilfull abandonment for more than five years by the defendant is fully proved, doth accordingly order & decree that the marriage heretofore solemnized between Austin Blunt & Polly Evans be and the same is hereby dissolved, and the said Austin Blunt forever divorced from his wife, the said Polly Blunt, and all the right, title and interest of the said Polly Blunt in or to the Estate Real or personal of the said Austin Blunt shall henceforth cease & determine. And nothing further remaining to be done in this suit, it is ordered that the same be removed from the docket, at the costs of the plaintiff - but leave is reserved to the parties to make application to the Court for such further orders as are authorized by Law.

Executed by delivering Polly Blunk
Copy of this Notice on the 19th day of
May 1874

W. C. D. R. 1991 Stiff

Blunk
at 13 notice
Blunk.

Copy for Polly
Blunk.

To Polly Blunt.

Take notice that I shall on the 30th day of May 1874, at Boykin's Depot in the County of Southampton, between the hours of 6 am & 6 pm of that day proceed to take the depositions of Lewis Ford and others to be read as evidence in my behalf in a certain suit in Equity depending in the Circuit Court of Southampton, wherein I am plaintiff & you are defendant; and if from any cause, the taking of the said depositions be not commenced on that day, or if commenced be not concluded on that day, the taking of the same will be adjourned and continued from day to day or from time to time, at same place and between same hours, until the same shall be completed.

May 14. 1874.

Respectfully.
Austin Blunt.
by J. B. Rennie
Counsel.

To Shff: of Southampton }
Co. to execute } }

Blunt

vs $\frac{4}{3}$ Repositions.

Blunt

Came to hand June 4
1874. SRE.

The Depositions of Lewis Ford sother, taken before me Wm Beaton, a Justice of the Peace, for the County of Southampton, pursuant to notice, at Boykins Depot, May 30. 1874, between the hours of 6 am & 6 pm, to be read as evidence on behalf of Austin Blunt, in a certain suit in Equity depending in the Circuit Court of Southampton, wherein Austin Blunt is plaintiff and Polly Blunt, by Emory Evans, her next friend is defendant. Present. St. Maurice, atts for plff.

Lewis Ford, being duly sworn on the Holy Evangelists of Almighty God, deposed and says as follows.

1st Question. By Plffs Attorney.

What is your age. Answer. Fifty years.

2nd Question, by same. Do you know the parties to this suit? Answer. I do. I have known them since the fall of 1865.

3rd Question by same. State what you know about the abandonment or desertion of Polly Blunt from her husband Austin Blunt. Answer. I was married in August 1867, and Austin Blunt married Polly Evans in the Spring of 1867, and I know that Polly Blunt deserted

Austin Blunt, her husband, before I was married, wilfully & without any provocation, and she has remained & continued in her desertion ever since. Austin Blunt I know to be a good, kind & affectionate man, always willing to treat his wife in the best manner.

1st Question by same. Do you know whether Polly Blunt has any children, and when they were born.

Answer. She has two children, and they have both been born since she deserted her husband, Austin Blunt. And further this deponent saith not.

Sworn ^{by} ~~me~~ ^{for} ~~me~~ ^{mark}

Emory Evans, being duly sworn, deposes and says:-

1st Question - by pett's atts. What is your age.

Answer - Sixty Eight years old.

2nd Question by same. Do you know the parties to this suit? Answer. I do. I have known them both from their childhood.

3rd Question by same. State what you know about the abandonment or desertion by Polly Blunt of her husband, Austin

Blunt?

Answer. I am the father of Polly Blunt, and she wilfully & without any known cause or provocation abandoned Austin Blunt, very soon after they were married in the spring of 1867, and has remained & continued in such desertion from that time up to the present. I know Austin Blunt to be a good & kind man, and never knew him to attempt any sort of cruelty or harsh treatment to his wife.

And further this deponent saith not.

Signed Emory ^{by} ~~me~~ ^{for} ~~me~~ ^{mark} Evans

Virginia - Southampton County
To wit:-

I Wm. Beaton a justice of the Peace for the County of Southampton in the State of Virginia do certify that the foregoing depositions were duly taken subscribed, & acknowledged before me in my County aforesaid -

Given under my hand May 30th 1874 -

Wm. Beaton J.P.

Exhibit

Plant

of

Evans

3

Albany =

MARRIAGE LICENSE.

Virginia, *Southampton 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, *Austin Blunt*
and *Polly Evans (both colored)*

GIVEN under my hand, as Clerk of the *County* Court
of *Southampton County* this *20th* day *April* 186*8*
S. R. Edwards Clerk.

CERTIFICATE TO OBTAIN A MARRIAGE LICENSE.

To be Annexed to the License, required by Acts passed 15th March, 1861 and February 27th, 1866.

Time of Marriage *12th June 1868*
Place of Marriage *Southampton County*
Full Names of Parties Married *Austin Blunt & Polly Evans (both colored)*
~~Color~~ *XX* years
Age of Husband *40* years
Age of Wife *16*
Condition of Husband (widowed or single) *Single*
Condition of Wife (widowed or single) *Single*
Place of Husband's Birth *Southampton County*
Place of Wife's Birth *Do*
Place of Husband's Residence *Do*
Place of Wife's Residence *Do*
Names of Husband's Parents
Names of Wife's Parents *Emory & Isabel Evans*
Occupation of Husband *Laborer*
Given under my hand this *20th* day of *April* 186*8*
S. R. Edwards Clerk.

MINISTER'S RETURN OF MARRIAGE

I CERTIFY, That on the *12th* day of *June* 186*8* at *the Cross*

King, Southampton I united in Marriage the above-named and described parties,
under authority of the annexed License. *C. D. Barham*

The Minister celebrating a marriage, is required, within TEN days thereafter, to return the license to the Office of the Clerk who issued the same, with an endorsement thereon of the FACT of such marriage, and of the TIME and PLACE of celebrating the same.

S. R. Edwards Teste *S. R. Edwards* Clerk

Executed by delivering to each of
the within named parties a copy of
this summons.

W W Briggs

Blank

v. S. S. S.

Blank

30th day May 1874.

The Commonwealth of Virginia,

To the Sheriff of Southampton County--Greeting:

WE COMMAND YOU TO SUMMON

Lewis Ford, Nathan Cole & Emory Evans

at Boykin's Depot
to appear before the Judge of our *a Justice of the peace* Court of Southampton county, at the Court
House, on the *30* day of *May* 1874, term _____, to testify and the truth
to say on behalf of *Austin Blunt* in a certain matter
of controversy in our ~~said~~ *Circuit* court depending and undetermined between *Austin Blunt*
Plaintiff and *Polly Blunt*
Defendant And this they shall in no
wise omit, under the penalty of £100; and have then there this writ.

Witness, LITTLETON R. EDWARDS, Clerk of our said Court, at the Court House, this
18 day of *May* 1874, in the *98* year of the Commonwealth.

L R Edwards

State of Virginia
 Southampton County Co-wit;
 Personally appeared before me ~~E. B. Beaton~~
 and Wm. Beaton a justice of said
 County E. B. Beaton and testified that
 he delivered a copy of the within to
 Percy Blunt given under my hand
 this 4th day of April 1874,

Wm. Beaton J. P.

Leaves on other
 in 10 copies, land
 Blunt

to } Sum. day

Blunt
 1874 April Rules

The Commonwealth of Virginia

To the Sheriff of Southampton County--Greeting:

WE COMMAND YOU to summon

Polly Blunt

if *she* be found within your bailiwick, to appear at the Clerk's Office of our *Vircuit* Court of Southampton county, at the Rules to be holden for the said Court on the first Monday in

April next to answer a bill in Chancery exhibited against her in our said Court by Austin Blunt

And have then there this writ. Witness LITTLETON R. EDWARDS, Clerk of our said Court, at the Court-house, this *17* day of *March* A. D. 1874, in the *98* year of the Commonwealth.

L. R. Edwards Clk

Blunt

to } Stat Rules

Blunt

In Southampton Circuit Court.

Austin Blunt

against
Polly Blunt.

1874 March 17. Summons issued

. April R. Sum. ret. Executed. Bill filed.

. June. Decree dissolving marriage