

1882-15

Santhampton County- Chancery-

Griffin, Mary Ann vs Griffin, Joseph H.

Placed

Briggs, W. W. must
find suing for
Griffin, Mary Ann

To the Hon George Blount

Judge of the Circuit Court of Southampton County

Humbly complaining sheweth unto your Honor
your Oratrix Mary Ann Griffin (who ~~was by her~~
~~widow~~, her 'next friend) and respectfully represents:

That on the ~~24~~²⁶ day of February in the year
1868, at the said County of Southampton, of which
she is still a resident your Oratrix was joined in
the bonds of wedlock with one Joseph H. Griffin.

The ceremony was performed by the Reverend

Wyles, a Minister of the Gospel, duly author-
ized to solemnize marriages, a certified copy of
whose return of said marriage is herewith filed
(marked A) and prayer to be taken as part of the Bill.

That from the time of said marriage till the 26th
day of February A D 1874, they, the said Joseph H
Griffin & your Oratrix, lived together as husband
& wife, in which said last-named day or about
that time, the said Joseph H. Griffin deserted
and abandoned your Oratrix and she has never
seen him since.

Your Oratrix expressly charges and avers
that during the whole period of time, from the
day of their marriage, up to the day of the said
desertion & abandonment of her by the said Jo-
seph H. Griffin, she did, in all respects behave
and demean herself towards and with respect to
her said husband, as a faithful, dutiful and af-
fectionate wife.

That during the said Co-habitation, your
Oratrix had and gave birth to three children, now
living, and in the care and custody of your Oratrix,

as they have been ever since their birth, and have always been dependant on her for support & education.

The said three children are named George Archer Griffin, aged ten years; Benjamin Thomas Griffin, aged eight years; and James John Griffin, aged six years:

That at the time of ~~her~~ marriage ~~of your~~ ~~Oratrix~~ with the said Joseph H. Griffin, your Oratrix, whose maiden-name was Mary Ann Vick, was seized and possessed of considerable real and personal estate descended to her by the death of her father, Archer Vick, which occurred before her said marriage, and the said Joseph H. Griffin so far as your Oratrix has ever known was penniless.

At the time of the said marriage your Oratrix then about thirty years of age, was residing with her mother, then an old lady of infirm health on their old homestead in said County; but not long thereafter ~~twist~~ on the day of 1818,

Your Oratrix and her mother, at the earnest and persistent solicitation and entreaty of the said Joseph H. Griffin, united with him in executing a deed of Bargain & Sale of their said homestead to Dempsy Johnson for the sum of five hundred and ~~all~~ dollars, - all of which said sum of money was paid to the said Joseph H.

Griffin, and was in a short time squandered by him. A copy of the said last-named Deed is herewith filed (marked B) as part of this Bill.

On the 24th day of January A.D. 1874, about a month before the desertion of your Oratrix by the said Joseph H. Griffin, your Oratrix and her mother (the only child & the widow of the said Archer Vick, and therefore his

only heir, at law) influenced by the persuasions of the said Joseph H. Griffin, united in a Deed of Trust to secure the payment of dollars to H. P. Pope, by which said Deed of Trust they granted and conveyed away the last acre of land which had been left to them by the said Archer Vick deceased, the father of your Oratrix and husband of her mother.

This sum of money was also paid to the said Joseph H. Griffin by M^r. Pope, and was, in a few weeks wasted by the said Griffin in dissipation.

Your Oratrix by industry and economy, has managed to pay the interest on the said debt due M^r. Pope which is very nearly the value of the tract of land conveyed to secure the same.

A certified Copy of the said Deed of Trust is herewith filed (marked C) as part of this Bill.

Your Oratrix is advised that she is entitled to be and ought to be forever divorced from the bonds of marriage with the said Joseph H. Griffin, who after having wasted all her patrimony, has deserted and abandoned her and her three little children to the cold charity of the world.

In tender consideration of the premises, therefore, and inasmuch as your Oratrix is without remedy save in a Court of Equity, as this honorable Court is, She humbly prays -

That the said Joseph H. Griffin may be made a party defendant to this Bill, & compelled to answer its allegations -

That your honor would grant a decree ^{for ever} divorcing your Oratrix from the bonds of marriage with the said Joseph H. Griffin -

that the residue of the property of your
Oratrix, of every kind now in her possession
may be decreed to be her separate estate,
free and exempt from all claim of the
said Joseph H. Griffin or his assigns -

that the care custody & control of her
said three children may be decreed to
her free from the control or interference
of the said Joseph H. Griffin -

that the names of the said three chil-
dren may be changed to Vick instead
of Griffin, as well also, that of
your Oratrix -

that your Honor would permit such
other & general relief, the premises con-
sidered as equity, may the date and the
nature of the case may require and
as in duty bound, your Oratrix will
ever pray so.

May it please the Court!

I I kindred sig

Mary Ann Griffin, by

as M

Joseph H. Griffin

Will for Divorce

1879

September 18th

Griffin
vs.
Griffin
Exhibit A.

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, *Joseph H. Griffin* and *Mary A. Vick*

Given under my hand, as Clerk of the *County* Court of *Southampton County* this *17th* day of *February* 18*68*.
L. 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, <i>20th day of February 1868</i>	Condition of Wife, (widowed or single) <i>Single</i>
Place of Marriage, <i>Southampton County</i>	Place of Husband's Birth, <i>Southampton County</i>
Full Names of Parties Married, <i>Joseph H. Griffin & Mary A. Vick</i>	Place of Wife's Birth, <i>Do.</i>
Color, <i></i>	Place of Husband's Residence, <i>Do.</i>
Age of Husband, <i>30 years</i>	Place of Wife's Residence, <i>Do.</i>
Age of Wife, <i>31 years</i>	Names of Husband's Parents, <i>Jonathan & Mary Griffin</i>
Condition of Husband, (widowed or single) <i>Single</i>	Names of Wife's Parents, <i>Arthur & Nancy Vick</i>
Occupation of Husband, <i>Physician</i>	
Given under my hand this <i>17th</i> day of <i>February</i> 18 <i>68</i> <i>L. R. Edwards</i> Clerk.	

MINISTER'S RETURN OF MARRIAGE.

I Certify, That on the *20th* day of *February* 18*68* at *Mrs. Nancy L. Vick's, Southampton County* in Marriage the above-named and described parties, under authority of the annexed License.

A. Copy

Teste L. R. Edwards & Co.

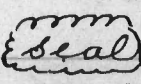
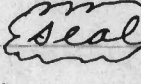
Attest

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.

Griffin
VS.
Griffin
Exhibit B.

This Deed made the Twenty sixth day of October in the year of our Lord One Thousand Eight Hundred^{and} Sixty Nine between Nancy G. Vick, Joseph H. Griffin^{and} Mary A. Griffin his wife, of the County of Southampton, State of Virginia, of the first part - and Dempsey Johnson of the same County and State of the second part, Witneseth, that the said Nancy G. Vick, Joseph H. Griffin^{and} Mary A. his wife, for and in consideration of the sum of Five Hundred and Twenty Dollars to them in hand paid, by the said Dempsey Johnson at or before the sealing and delivery of these presents, the receipt whereof is hereby acknowledged, Have granted, bargained and sold, and ~~by~~ these presents do grant, bargain and sell unto him the said Dempsey Johnson, his heirs and assigns forever, one certain tract or parcel of land situate, lying and being in the said County of Southampton and parish of St. Luke's containing One Hundred and Fifty Acres, be the same more or less, it being the tract of land, of which Archer Vick died possessed, and bounded by the lands of Davis Vick, Edwin R. Story and others, To have and to hold the above described tract or parcel of land, with its appertanances thereto belonging unto him the said Dempsey Johnson, his heirs and assigns forever, to^{and} for their only ~~prop~~ proper use and behoof. And the said Nancy G. Vick, Joseph H. Griffin and Mary A. his wife, for themselves their

heirs, Executors, Administrators do hereby
covenant and agree with the said Dempsey
Johnson his heirs Executors, Administrators
and assigns, that they will by these pre-
sents, warrant and forever defend all the
right and title of the said tract or parcel
of land, against the claims or demands
of all and every other person or persons, whatso-
ever. In witness whereof the said Nancy G. =
Vick, Joseph H. Griffin and Mary A. his =
wife, have hereunto set their hands and
affixed their seals the day and year first
above written.

Signed sealed and / Nancy G. ^{her} X Vick ^{mark} 
delivered in the presence Joseph H. Griffin 
of us. } Mary A. ^{her} X Griffin ^{mark}
Richard L. Bryant
Argal. B. Thorp.

Southampton County S. C.
We O. M. Bryant & J. H. Holmes Justices
of the Peace in the County aforesaid in
the State of Virginia, do hereby certify that
Mary A. Griffin the wife of Joseph H. =
Griffin two of the parties to a certain
Deed, bearing date the twenty sixth day
of October eighteen hundred & sixty nine
and hereunto annexed, personally appeared
before us in our County aforesaid and being
examined by us privately and apart from
her husband, and having the Deed aforesaid
fully explained to her, She the said Mary A. =

Griffin, acknowledged the same to be her act and deed, and declared that she had willingly signed, sealed and delivered, the same, and that she wished not to retract it.

Given under our hands and sealed, this Twenty sixth day of October Eighteen Hundred ^{and} Sixty Nine.

O. M. Bryant J. P.
John H. Holmes J. P.

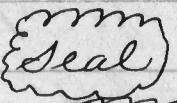
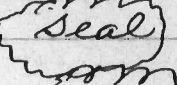
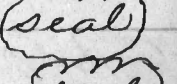
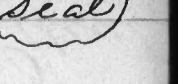
Southampton County: In the Clerk's Office, November 18th, 1869, This Deed of Bargain & Sale from Nancy G. Vick and Joseph H. Griffin and wife, to Dempsey Johnson, was this day received and acknowledged by the said Nancy G. Vick and Joseph H. Griffin to be their act and deed, and together with the certificates thereto annexed of the privy examination and acknowledgement of Mary A. Griffin, the wife of the said Joseph H. Griffin, before two Justices of the Peace, admitted to record.

Stamps of the Int. Rev. of the U. S. to the amount of one dollar being affixed thereto and duly cancelled.

Teste. James A. Tyler, D. C.
At Copy Teste. L. R. Edwards, C. C.

This Deed of Trust made this 24th day
of Jan'y: 1874, between Nancy G. Vick widow
of Archer Vick decd. Jos. H. Griffin, &
Mary A. Griffin, his wife parties of the first
part, Joseph B. Prince, Trustee, of the sec-
ond part, & H. P. Pope of the third part,
witnesseth. That in consideration of the
hereinafter named premises, the said
parties of the first part do grant & convey
with general warranty to the said J. B.
Prince, Trustee, to him & his heirs forever,
the following real estate, to wit, a certain
tract of land situate in Southampton
County, containing 170 ³/₄ acres, be the same
more or less, bounded by the lands of
Jos. Ferguson, Caroline Thorp, Caleb Everett
& others, the same being the tract of land
of which Archer Vick decd. died seized.
In trust however to secure a debt due
H. P. Pope by Jos. H. Griffin, & Nancy G. Vick
for five hundred dollars by bond of even
date, with this deed on demand &
carrying interest at the rate of twelve
per cent per annum. And it is agreed
by the parties to this deed, that no sale
shall take place by virtue hereof for the
period of twelve months from this date,
provided the interest on the debt hereby
secured is paid promptly on or before
Jan'y 24, 1875; but longer indulgence
shall be at the discretion of the said
Pope, It is further agreed, that in

case a sale is necessary, then it shall be upon verbal notice from the said Pope to the Trustee, and after 20 days notice of time & place of sale, and upon such terms as the said Pope may propose, and in such event, the trustee shall be entitled to receive a commission of five per cent on gross sales-. Witness the following signatures & seals -.

Nancy G. Vick 
Joseph H. Griffin 
Mary A. Griffin 
Jos. B. Prince Trustee 

Virginia, Southampton County - to wit.

I James R. Tyler a Commissioner in Chancery for the Circuit Court of Southampton County in the State of Virginia do certify that Nancy G. Vick, Joseph H. Griffin & Joseph B. Prince, whose names are signed to the writing above bearing date, Jan'y 24. 1874, have acknowledged the same before me in my County aforesaid, and I do further certify that Mary A. Griffin, the wife of Joseph H. Griffin, whose names are also signed to the writing above bearing date Jan'y 24. 1874, personally appeared before me in my County aforesaid, & being examined by me privily & apart from her said husband & having the writing aforesaid fully

explained to her she the said Mary
A. Griffin, acknowledged that she had
willingly executed the same & does not
wish to retract it. Given under my hand
Jan'y 24. 1874

James R. Tyler
Comptroller in Chancery

Southampton County: In the Clerk's Office
Jan'y: 24th. 1874. This Deed of Trust from
Nancy G. Vick & Jos. H. Griffin & wife to
Jos. B. Prince trustee for the benefit of H. P. Pope,
was this day received and together with the
Certificate thereto annexed, admitted to
record.

Teste

L. R. Edwards C. C.

A. Copy

Teste L. R. Edwards C. C.

Griffin

v { Proof. Pub

Griffin

1877 Oct. 10th

Office of Norfolk Virginian,

Cor. Main and Commerce Streets.

I, M. GLENNAN, Publisher of the VIRGINIAN, a newspaper printed in the City of Norfolk, in the State of Virginia, do certify that the Order hereto annexed has been published once a week for four successive weeks, in the paper aforesaid.

Given under my hand this 10th day

of

A.D. 1879

M. Glennan
Per S. S. Nottingham, Jr.

Cost of executing the said Order, paid by the above-named plaintiff, \$ 2 00

AT RULES HELD IN THE CLERK'S
Office for Circuit Court of Southampton
county, on the first Monday in September, 1879,
Mary Ann Griffin, who sues by her next friend,
W. W. Briggs, Plaintiff,
Against
Joseph H. Griffin, Defendant.

IN CHANCERY.

The object of this suit is for divorcing the plaintiff from the bonds of matrimony with the defendant.

And affidavit having been made and filed that the defendant is not a resident of the State of Virginia, it is ordered that the defendant appear within one month after due publication of this order, and do what is necessary to protect his interest in this case.

A copy—Teste

L. K. EDWARDS, C. C.

KINDRED, p. q.

366-1a w4w

Griffin

π } afft.

Griffin

In the Clerk's Office of Southampton Circuit Court
September 6. 1879

Mary Ann Griffin who dines by W. W. Briggs her next friend

against
Joseph H. Griffin

Plff
Def
} In Chancery

John I Kindred made oath before me Clerk of the said
Court that the Defendant Joseph H. Griffin so far as he knows &
believe is not a resident of the State of Virginia
Given under my hand this day & year above written

L R Edwards cc

Griffin

25.

2 Gains in
Sharing

Griffin

1879. April Rates

Joseph H Griffin
is not a resident
of my County

W W Briggs Shff

Tax paid

The Commonwealth of Virginia.

To the Sheriff of Southampton County: Greeting.

We command you to summon

Joseph H. Griffin,

to appear at the Clerks Office of our Circuit Court for South-
ampton County, at the Rules to be holden for the said Court on the first
Monday, on April next to answer,

a bill in Chancery exhibited against him in our
said Court by Mary Ann Griffin.

and have then there this Writ: Witness, Littleton R. Edwards, Clerk of
our said Court, at the Court House this 3rd day of April 1879
in the 103rd year of the Commonwealth.

L. R. Edwards *clg*

81 ~~82~~

~~101~~ ~~87~~

Griffin by R

~ } Stat. Rules

Griffin

In Southampton Circuit Court -
Mary Ann Griffin who sues by her next friend W.W. Briggs
against
Joseph A Griffin Dft.

1879 Aug. 30. Summons issued

" Sept 12 Returned no inhabitant. Bill filed. Order
Pub & Dft.

" Oct. 11. Proof of publication filed -

" Nov. 5 Depositions filed -

" " R. Cause set for hearing 10

1882 Nov - Decree removing cause from the Docket Subject to be reinstated X².

Griffin
a } Cr. Pub.

Griffin

1879 A copy posted at front door
of Ct. House 1st day of September
- Court

At rules held in the Clerk's Office
for Circuit Court of Southampton County
on the first Monday in September 1879.

Mary Ann Griffin, who sues by her
next friend W. W. Briggs plaintiff.

Against Joseph H. Griffin defendant. } in chancery

The object of this suit is for Divorc-
ing the plaintiff from the bonds of
matrimony, with the defendant.

And affidavit having been made
and filed that the defendant is not
a resident of the State of Virginia,
it is ordered that the defendant appear
within one month after due publica-
tion of this order, and do what is
necessary to protect his interest in
this case

Griffin

2d.

Same

Griffin

1879 Sept Rules

Joseph W. Griffin
is not a resident
of my County

W. C. Briggs

The Commonwealth of Virginia.

To the Sheriff of Southampton County: Greeting.

We command you to summon

Joseph H. Griffin,

to appear at the Clerks Office of our *Circuit* Court for Southampton County, at the Rules to be holden for the said Court on the first Monday, ~~on~~ ⁱⁿ *September* next to answer, *a Bill in*
Chancery exhibited against him in our said County
by *Mary Anne Griffin*, who says by *W^m W. Briggs*
his ~~own~~ *friend.*

and have then there this Writ: Witness, Littleton R. Edwards, Clerk of
our said Court, at the Court House this *30th* day of *August* 187*9*
in the ~~10th~~ *10th* year of the Commonwealth. *L. R. Edwards* *cl*

For

L. R. Edwards, clerk

Griffin or Griffen

Griffin & Duvree
Griffin & Duvree

The clerk:

Will please file a certified copy of the return made by Rev^d Nyles, of the marriage of Joseph H. Griffin & Mary Ann Vick -

Marriage solemnized in '68 (mark the Exhibit "A")

A certified copy of Deed of Bargain & Sale from the said Joseph H. Griffin & Mary Ann his wife &c to Dempsey Johnson, conveying real estate, in '68 or '69 (mark it B) -

A certified copy of a Deed of Trust from the said Joseph H. Griffin & wife &c, to Harrison P. Pope's Trustee, conveying real estate - in 1874 - (mark it C)

File them all with Bill & charge to Plaintiff -

Prepare "order of publication" & send to the Suffolk Virginian - daily issue -

J J Kindred
kg

Griffin to Griffin

Depositions

To the Clerk of Circuit Court
of Southampton Co.
Virginia.

Came to hand and read at New York 1879

J. A. B. A. L.

The Depositions of James Borden & others, taken at the Piney Grove in Southampton County, on the 30th day of November 1879, between the hours of sun-rise and sunset, to be read as evidence on behalf of the Plaintiff, in a suit in Chancery now pending in the Circuit Court of Southampton County, in which Mary Ann Griffin is Plaintiff and Joseph H. Griffin is defendant, an order of publication having been duly published as the law requires against the said Joseph H. Griffin, as a non-resident.

Taken before Roswell S. Maffette, a Justice of the Peace.

James Borden having been duly sworn says and deposes as follows

Question - What is your age - Where do you reside and do you know the parties to this suit?

Answer - I am in my sixty first year - I reside in the County of Southampton where I have lived for ^{the last} forty odd years past - I have known the parties to this suit from their infancy I have always lived (since coming to this County) in the neighborhood in which the parties to this suit were born & raised

Question - When were the parties to this suit married?

Answer - As well as I remember in the year 1868.

Question - How long did they live together as husband & wife?

Answer. He (the defendant Joseph H. Griffin) left his wife some time in the early part of 1874 ^(in February or March of that year) and has never been seen or heard of in the neighborhood or County since then, as far as I know or have heard myself, ^{to believe} or have any reason.

Question - When has M^r Griffin (the plaintiff) resided ever since her marriage to the defendant?

Answer - In the immediate neighborhood - She is living here still.

Question - How many children were born to these parties while they lived together as husband and wife?

Answer. Three - George Archer aged ^{about} ten years, Benjamin Thomas, aged about seven years, and James John aged five or six years.

Question - What was the conduct and demeanor of the plaintiff during the time these parties lived together as husband and wife?

Answer - She was a good, kind & dutiful wife towards him in all respects. She was always a good woman. She was a good girl before she was married - She was always an excellent woman, above all reproach or suspicion ^{she} as is now

She has by her own industry managed to raise and take care of her children - I visited them before her husband left, and have since - She deserves credit and praise for raising her little children as well as she has, ~~without~~ any help, since her husband spent nearly all of her property and deserted her.

He was a great spendthrift and had wasted all of her property that he could before he left her - He had sold one of her plantations or farms the next year after the marriage, to M^r. Dempsey Johnson I mean the old Homestead on which her father, before his death, had lived - Not long before he left he gave a deed of trust to secure a debt due to M^r. Harrison Pope for \$500 money loaned as I have always heard - This money he also wasted, as he did all he could lay his hands on -

Question - What property did the parties to this suit have before their marriage?

Answer - She (the plaintiff) had the two tracts of land before alluded to - I don't know how much personal property she had. The land descended to the plaintiff from her father. He (the defendant) had nothing at all

Question - Is M^{rs} Mary Vick (mother of the plaintiff & widow of Archibald Vick) still living?

Answer - No Sir - She is dead - Died last year last Spring '78 -

Question - Do you know of any reason why the defendant Joseph H. Griffin deserted his wife - Did he leave on account of any conduct of hers?

Answer - He did not leave on account of any conduct of hers - As I have before stated she was always kind & dutiful in all things - He left on account of some troubles he got into about his own private conduct - not connected in any manner with her - He was suspected of taking & using property, especially a horse belonging to another person - I dislike to speak of such things as he was nearly related to me by blood, he was my first cousin but he was a very bad man -

I hope I shall never see him again His wife I esteem & respect, and have always sympathized with her, knowing her to be a good woman & tried to be unworthy man.

And further the defendant said he not James H. Hadden

Benjamin R. Griffin - having been duly sworn says & deposes as follows -

Question - What is your age - where do you reside - and how long have you known the parties to this suit?

Answer - I am in my forty seventh year - was born in this County & neighborhood where I have resided all my life - I knew the defendant Joseph H. Griffin from a little boy - Have known M^{rs} Griffin, the Plaintiff for about eighteen years last past -

I have heard the deposition of M^{rs} James Hadden read, & entirely concur in the statements made therein And further the deponent saith not

Benjamin R. Griffin
mark

William D. Borden - having been duly sworn says & deposes as follows ~~as follows~~ -

Question - What is your age - Where do you reside - and how long have you known the parties to this suit?

Answer -

I am in my forty first year -
 was born in this County & neighborhood
 where I have resided all my life -
 I have known Joseph H. Griffin,
 the defendant from the time he was
 a little boy 'till he left the County -
 have known M^r Griffin, the plain-
 tiff for about eighteen years
 last past.

I have heard the deposition of M^r
 James Borden read, and entirely con-
 cur in the statements therein made
 And further the deponent says to wit,

William D. Borden

Thomas H. Drake - Having been duly sworn,
Says & deposes as follows -

Question - What is your age - Where do you reside
& how long have you known the parties to
the suit -

Answer - I am thirty seven years of age -
Was born in this County & neighborhood
where I have lived all my life, except
from 1859 to 1867 during in a neighbor-
ing County in N Carolina - In 1867
I moved back to the neighborhood &
have lived here ever since.

I have known Joseph N. Griffin
all my life till he ran away -
Have known M^{rs} Griffin ever since
1867.

I have heard the deposition of Mr. James
Borden read and entirely concur in
the statements therein made.

Thos. H. Drake

James H. Borden having been duly sworn says & deposes as follows:

Question - What is your age - where do you reside & how long have you known the parties to this suit?

Answer - I am thirty five years old - I was born & reared in the immediate neighborhood where I have lived all my life -

I have known Joseph H. Griffin all my life, till he left here - have known M^{rs} Griffin, the Plaintiff for about eighteen years - that is, ever since she moved to this immediate neighborhood, about two or two & a half miles from this place I have heard the deposition of M^{rs} James Borden read & entirely concur in the statement therein made and further the deponent saith not

J H Borden

Caleb Everett - having been duly sworn,
Says & deposes as follows -

Question - What is your age - Where do you re-
side & how long have you known
the parties to this suit.

Answer - I am thirty one year of age -
Was born & raised in the County
(in the immediate neighborhood)
& have always resided within
about a mile of M^{rs} Giff for
the last eighteen or nineteen years
and have known her during
that time -

Have known Joseph H. Giffin
ever since about the time he was
married to the plaintiff -

I have heard the deposition of
M^r. James Randen read, and
am of opinion that he has stated
the facts & circumstances correctly
and further that defendant said not

Caleb Everett

A. Bernard Thorp - having been duly sworn - says & deposes as follows -

Question - What is your age - where do you reside & how long have you known the parties to the deed?

Answer - I am thirty one years of age -
 Was born & raised in the immediate neighborhood, where I have lived all my life -

Have known Joseph H. Griffin since just before (perhaps six or eight months) he was married to the plaintiff, till he left here. have known the plaintiff for the last nineteen years or there about.

I have heard the deposition of Mr. James Barden read & entirely concur in the statements therein made.

And further the deponent saith not

Virginia - Winchester County, Ky. A. B. Thorp

I hereby certify that the foregoing depositions were taken before me a Justice of the Peace at the time & place mentioned in the caption -

Given under my hand this 3rd day of November 1879.
 Justice Fee \$2.00 and 3 - ten pages - R. S. Mapple - J.P.

No witness charged for his attendance

142

Griffin, by next friend
vs } Decree
Griffin }

This cause in which the plaintiff appears to have proceeded against the defendant who is out of this Commonwealth in the mode prescribed by law against absent defendants, and he still failing to appear and answer, came on this day to be heard on the bill, exhibits filed and the examination of witnesses, and was argued by counsel, On consideration whereof the Court doth adjudge order and decree, that the marriage heretofore solemnized between Joseph H Griffin and Mary Ann Griffin be and the same is hereby dissolved, and that the said Mary Ann Griffin be forever divorced from the said Joseph H Griffin, with leave to the said Mary Ann Griffin to marry again. That all right title and interest of said Joseph H Griffin in or to the Estate Real or Personal of the said Mary Ann Griffin shall henceforth cease and determine and the same is declared to be the separate Estate of the said Mary Ann Griffin.

That the ~~name~~ ^{name} of the ~~children~~ ~~of~~ the said Mary Ann Griffin, be changed to

Mary Ann Vick, and that the names
of her three children to wit: George
Archer Griffin Benj: Thomas Griffin
and James John Griffin be and the
same are hereby changed to George
Archer Vick Benja Thomas Vick
and James John Vick. by which
names the said four parties shall here
after be known and called. And the said
Mary Ann Vick shall hereafter have & exercise all legal custody
And nothing further remaining to
be done in this suit it is ordered that
the same be removed from docket.
But leave is reserved to the par
ties to make application to the Court
for such further orders as are author
ized by Law.

*and control of and
over these and three children the
said all interference with the
said George H. Griffin.

Griffin by next friend
vs B. B. Cree
Griffin

To be entered
Nov. Term 1879

Griffin to Griffin

Deer

So he entered

November 9th 82

Geo Blow

Griffin vs Griffin

This Cause on motion of the complainant is ordered to be dismissed from the docket, subject to be reinstated thereon on her motion.