

1906-10

Santhampton County Chancery Langston, Distance (Bartus) & Langston, Allen

Distance

To the Honorable Robert R. Prentiss,
Judge of the Circuit Court of Southampton Co.:

Humbly complaining sheweth unto
Your Honor your complainant, Patience
Langston (née Porter), that she is now,
and has been for more than one year
next preceding the institution of this
suit, a resident of Southampton County,
in the state of Virginia; that on or about
the 3rd day of November 1891, she was duly
and legally married to Allen Langston,
as will more fully appear from a copy
of the marriage-licenses with minister's re-
turn thereon, herewith filed as "Exhibit A",
and prayed to be read as a part of this
bill; that, after the said marriage, your
complainant and the defendant, the said
Allen Langston, lived together as husband
and wife till on or about the 14th day of
April 1900, during all which period
your complainant was to him a faithful,
kind, and affectionate wife, but that
on or about the said 14th day of April
1900, the said defendant, without just
cause or reason, but wholly regardless
of his marriage-vows and duty, will-
fully deserted and abandoned your com-
plainant, and has never returned to or
lived with her since, but has ever since
continued, and still does continue, in
such desertion and abandonment of your

Complainant; That the said defendant having thus willfully deserted and abandoned your complainant, without any just or reasonable cause, for a period of more than three years next preceding the institution of this suit, your complainant is advised that she is legally entitled to a divorce a vinculo matrimonii from the said defendant; That the said defendant, as well as your complainant, now lives in the County of Southampton, and that your complainant and the said defendant last lived and cohabited together as husband and wife in said County of Southampton in the state of Virginia;

In consideration whereof, your complainant prays that the said Allen Langston may be made a party defendant to this bill and required to answer the same, though answer under oath is hereby expressly waived; that the marriage heretofore had and solemnized between your complainant and the said defendant may be completely and entirely annulled and dissolved, and your complainant forever divorced a vinculo matrimonii from the said defendant; that proper process issue and all proper orders and decrees be made and entered, and for all such other, further, general and special relief as the nature of the case may require or to Equity shall

seem meet.

And your complainant will ever pray &c.
W. J. Sebell, p. q. } Patience Langston

Virginia,

Southampton County, to-wit:

I, Jos. B. Prince, a Commissioner in Chancery for the Circuit Court of this County & state aforesaid, do hereby certify that Patience Langston, whose name is signed to the foregoing bill in Chancery, has personally appeared before me in my said County, and made oath that the allegations therein contained, so far as made of her own knowledge, are true, and so far as made upon information derived from others, she believes to be true.

Given under my hand this 9 day of Dec. 1905.

Jos. B. Prince

Comit. in Chancery.

Laugston

vs.

} Notice.

Laugston.

Executed this
16th day of De-
cember 1905 by
delivering a copy
of this notice to
the within named
Allen Laugston
in person -

James B. Wright
Notary
Public

J. L. Little

To *Allen Langston*

You are hereby notified, that on the *29th* day of *December*, in the year *1905* at the office of *Joseph B. Price*, in the town of Courtland, Southampton county, Va., between the hours of *8* a. m. and *8* p. m. of that day, I shall proceed to take the deposition of.....

Rebecca Kellogg, ...and others, to be read as evidence in my behalf in a certain *suit* in *Chancery* depending in the *Circuit* Court for Southampton county,

wherein I am *plaintiff* 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 from day to day, at the same place and between the same hours, until the same shall be completed.

Your obedient servant,

Patience Langston,

By Counsel.

Rebecca Kellogg

The depositions of ~~Allen Langston~~ and others, taken before me, Joseph B. Prince, a commissioner in chancery of the Circuit Court for the county of Southampton, pursuant to notice hereto annexed, at the office of Joseph B. Prince, in the town of Courtland, Va., on the 28th day of December, 1905, between the hours of 9 a.m. and 5 p.m. of that day, to be read as evidence in behalf of Patience Langston, in a chancery cause now depending in the Circuit Court of Southampton County, wherein Patience Langston is plaintiff, and Allen Langston is defendant.

Present:- W.J. Sebrell for the plaintiff.

The witness, Rebecca Kellogg, being duly sworn deposes as follows:-

Q. Please state your name, age, residence, occupation, and do you know the parties to this suit?

A. Rebecca Kellogg, 30 years, Southampton, house work, I know the parties.

Q. Where does the plaintiff, Patience Langston now reside, and where has she resided for more than one year next preceeding the institution of this suit?

A. In Southampton County.

Q. Did you know the plaintiff and the defendant when they lived together as man and wife, and if so, how far did you live from them?

A. I knew them. No more than half a mile.

Q. Do you know whether or not while they lived together as man and wife, she was a faithful and dutiful wife to him?

A. I visited there often and I know that she was a faithful and dutiful wife to him.

Q. Do they now live together as man and wife, or has either one abandoned or deserted the other?

A. They do not live together as husband and wife now, but have separated.

Q. Do you know which one deserted and abandoned the other?

A. Allen Langston, the defendant, deserted and abandoned Patience Langston, the plaintiff.

Q. Will you please state when he deserted and abandoned her, and whether he did so willfully and of his own accord, or not?

A. He left her five years ago this last gone Spring. He did so willfully and of his own accord.

Q. Has he ever returned to, or lived with her as husband and wife since that time?

A. He has not.

Q. Where does he now live?

A. In Southampton County.

Q. Where did the plaintiff and the defendant last cohabit and live together as man and wife?

A. In Southampton County.

Q. When I understand from your testimony that five years ago last Spring the defendant, Allen Langston, willfully deserted and abandoned the plaintiff, Patience Langston, and that he has

2.

never since returned to or lived with her as husband and wife, but that he still continues in his desertion and abandonment, of her, is this correct, or not? If not correct please make any correction?

A. That is correct.

And further this deponent saith not.

cher
Rebecca X Kellogg
mark

The witness Lucy Gray, being first duly sworn, deposes as follows:-

Q. State your name, age, residence, and do you know the parties to this suit?

A. Lucy Gray, 40, Southampton County, Va., and I know the parties.

Q. Did you know them when they lived together as man and wife?

A. Yes, sir.

Q. Do they now live together as man and wife, or not?

A. They do not now live together as man and wife.

Q. How long has it been since they separated?

A. About five years ago last Spring.

Q. Which one abandoned or deserted or abandoned the other?

A. Allan Langston abandoned and deserted Patience Langston.

Q. Do you know whether he did so willfully and of his own accord or not?

A. Yes, sir. He did. I didn't live but a few hundred yards from them.

Q. Has he ever returned to or lived with her as husband and wife since he left her at the time above stated by you?

A. He has not.

Q. Where did they last live together as man and wife?

A. In Southampton County, Va.

And further this deponent saith not.

her
Lucy X Gray
mark

The witness, Roberta Gray, being first duly sworn, deposes as follows:-

Q. State your name, age, residence, and do you know the parties to this suit?

A. Roberta Gray, 27 year old, Southampton County, and know the parties.

Q. Have you heard the evidence given in this case by Rebecca Kellogg and Lucy Gray?

A. I have.

Q. State whether or not you agree with them in the statements they have made, and whether or not you corroborate the same?

Langston
v. { Depositions.
Langston

For the purpose in the caption hereto annexed,
shown to and subscribed before me, at the time and place and
of Rebecca Kellogg, Lucy Gray and Robert Gray were duly taken,
the State of Virginia, do certify that the foregoing depositions
of the Clerk of the Circuit Court for the County aforesaid, in
I, Joseph B. Prince, a Commissioner in
Chancery of the County of Fairfax,
Virginia
Filed Jan'y 15th 1896

Commissioner in Chancery.

Given under my hand this 28th day of December, 1902.

And further this deponent swears.

I have heard their evidence and what they have stated is correct.

A. I have heard their evidence and what they have stated is correct.

And further this deponent saith not.

Roberta Gray

Virginia,

Southampton County, to-wit:-

I, Joseph B. Prince, a commissioner in chancery of the Circuit Court for the county aforesaid, in the state of Virginia, do certify that the foregoing depositions of Rebecca Kellogg, Lucy Gray and Roberta Gray were duly taken, sworn to and subscribed before me, at the time and place and for the purpose in the caption hereto annexed.

Given under my hand this 29th day of December, 1905.

Joseph B. Prince
Commissioner in Chancery.

Langston

to Stat: Rules

Langston

Langston - Patience

Langston - Allen

1905 Dec 15. Process issued to 2^d Dec. Rules.

2^d Dec. Rules: Process ~~not~~ Executed.

Bill + Exhibits filed.

Decree nisi.

1906. 1st Jan'y Rules. Bill taken for Confused.
and Cause set for hearing.

Langston v Langston

1905

Sum 25. Cap 13.	.38
Recd 18. Atty 10. do cl 18	.46
Entering return 35. filing bill 15.	.50
Filing Exp 15. Rules 1.00	1.15
" Dep 15. Decree 36	.51
Jury Costs 40. Filing away papers 25	.65
B & M Linnore paid all	3.65
56	.50
Paid to J. S. Linnore	16.50
Court J B P	20.65

STATE OF NORTH CAROLINA, } Office REGISTER OF DEEDS.
Gates COUNTY. } Nov. 3, 1891

To any Ordained Minister of any Religious Denomination, or any Justice of the Peace of said County:

1. Alfred Lassiter having applied to me for a LICENSE for the marriage
of 2. Allen Langston of 3. Mansumud Lee Va
age 4. 21 years, color, 5. Cal, the son of 6. Turner Langston
and 7. Cotton Langston the father now 8. dead the mother 9.
living resident of 10. Mansumud Lee Va and 11. Patience Porter
of 12. Gates Lee N.C. age 13. 21 years, color 14.
Cal daughter of 15. Charles Savage and 16. Annie Kellogg
the father, 17. dead the mother, 18. living, resident of 19.
Gates County N.C.

*and the written consent of

of the said to the proposed marriage having been filed with me.

And there being no legal impediment to such marriage known to me, you are hereby authorized, at any time within one year from the date hereof to celebrate the proposed marriage at any place within said County.

You are required, within two months after you shall have celebrated such marriage, to return this license to me at my office, with your signature subscribed to the certificate under this License, and with the blanks therein filled according to the facts, under penalty of forfeiting two hundred dollars to the use of any person who shall sue for the same.

Alfred Lassiter

REGISTER OF DEEDS

- | | | | |
|--|--|-----------------------|---|
| 1. Name of person applying for license | 7. Mother of man to be married. | 12. Residence | 18. Living or dead. |
| 2. Name of man to be married, in full. | 8. Living or dead | 13. Age. | 19. Residence if known, if not, state unknown |
| 3. Residence. | 9. Living or dead. | 14. White or Colored. | *If both parties are over 18 years of age strike out. |
| 4. Age. | 10. Residence if known, if not, state unknown. | 15. Father's name. | |
| 5. White or Colored. | 11. Name of woman to be married, in full. | 16. Mother's name. | |
| 6. Father of man to be married. | | 17. Living or dead. | |

Alfred Lassiter being duly sworn, says: That the parties applying for license are of lawful age, and that so far as he is informed and believes, there is no lawful cause or impediment forbidding said marriage.

(Signed) Alfred Lassiter

WITNESS (Signed) H. T. Cross.

STATE OF NORTH CAROLINA, }
Gates COUNTY. }



I, 1. J. W. Tucker a 2. Minister of the M.E. Church
South united in matrimony 3. Allen Langston
and 4. Patience Porter the parties licensed above, on the 5. 3rd
day of 6. Nov. 1891, at 7. Sumbury
in 8. Holly Grove, in said County, according to law.

*WITNESSES PRESENT AT MARRIAGE:

(Signed) Geo. J. Costen of Sumbury N.C.
(Signed) J. T. Crosswell of " "
Mrs E. F. Corbell of " "
(Signed) J. W. Tucker

- | | | | |
|--------------------------------|---------------------------------------|------------------------------------|--|
| 1. Name of person officiating. | 2. If minister, of what denomination. | If Justice of the Peace, so state, | 3. Name of man married. |
| 4. Name of woman married. | 5. Place of marriage. | 6. Township. | At least three persons present at marriage must sign as witnesses. |

Laugston
✓ { Copy Mar. Li';

Laugston

"Exhibit A."

Paid



North Carolina } office of Register
Yates County. } of Deeds.

I, Lycurgus H. H. H.
Register of Deeds for Yates County
in the State of North Carolina, do
hereby certify.

First That the foregoing is a true
and exact copy of the original
License issued from this office
for the marriage of Allen
Langston of Wausonville Va.
and Patience Porter of Yates Co. N.C.
Second That the Certificate of mar-
riage, thereto attached, is a
true and exact copy of the
original.

Third That said original License
and certificate are now
on file in this office.
Given under my hand
and official seal at office
in Yatesville N.C.

This 3rd day of January 1906.

Lycurgus H. H. H.
Register of Deeds,
Yates County,
North Carolina

Langston

Wm Spain Whig

Langston

1905-2nd Dec-Rules

Executed in my capacity
this 16th day of December
1905 by delivering a
copy of this summons
to the within named
Allen Langston in
person.

Wm Spain

J. L. Sullivan

Teste

THE COMMONWEALTH OF VIRGINIA.

TO THE SHERIFF OF SOUTHAMPTON COUNTY, GREETING:

WE COMMAND YOU TO SUMMON.....

Allen Langston

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 *3rd* Monday in *December* - *1905*
~~next~~, to answer a Bill in Chancery exhibited against.....
in our said Court by.....*Patience Langston*

And this.....*he*.....shall in nowise omit under penalty of law. And have then there this
writ.

Witness, B. F. McLEMORE, Clerk of our said Court, at the Courthouse, this
15th day of *December*, 190*5*, in the *13th* year of the Commonwealth.

Teste:

B. F. McLeMore, C. C.

1906

✓ Laugston

vs. { Deere.

Laugston

Jan'y. 15, 1906,

Enter this,

Robert M. Minter

Entered in
C. O. B. p. 2121.

W. J. SEBRELL,
ATTORNEY-AT-LAW,
COURTLAND, VA.

Everett Wadley Co., Stationers and Printers, Richmond, Va.

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Patience Langston }
v. } Decree.
Allen Langston }

This day, this cause came on to be heard on the complainant's bill, and exhibits therewith filed, and on the depositions of witnesses, and was argued by counsel. On consideration whereof, the Court, being of opinion from the evidence furnished in the cause that the defendant has ^{wilfully} abandoned the plaintiff for a period of more than three years, doth adjudge, order, and decree that the marriage heretofore had and solemnized between the plaintiff, Patience Langston, (formerly Patience Porter), and the defendant, Allen Langston, be and the same is hereby dissolved and annulled, and that the said Patience Langston be forever divorced a vinculo matrimonii from the said Allen Langston.

And it appearing that nothing further remains to be done in this cause, it is ordered that the same be removed from the docket.