

Civil Case: Eunice Twigg vs John Twigg - Divorce

Name in Record	Reason for Being in Record	Date of Record
Eunice Twigg	Files complaint for divorced	Aug. 31, 1864
Eunice Twigg	Oath: Married John Twigg 11 years ago in Jay County, Indiana	
Eunice Twigg	Oath: Nov 1, 1863 John Twigg had intimacy with Sarah Hevlin	
Sarah Hevlin	A married woman; Alleged to be intimate with John Twigg	
Eunice Twigg	Oath: Since July 1, 1864 she refuses to live with John Twigg	
Eunice Twigg	Oath: John Twigg was cruel & abusive	
Eunice Twigg	Oath: John Twigg is disposing of property; restraint requested	
Eunice Twigg	Requests divorce and alimony	
G. S. Brown	Attest to complaint	
T. L. Wisner	Clerk	
? MacKenzie	Judge past restraint on John Twigg from disposing of property	Sept. 13, 1864
John Twigg	Summoned to answer to Eunice Twigg complaint for divorce	Sept. 14, 1864
John McConnel	Clerk	
John McConnel	Clerk; Notice to John Twigg of order not to dispose of property	Sept. 28, 1864
John Twigg	Answers to Eunice Twigg complaint for divorce	No date
John Twigg	Denies all allegations of Eunice Twigg	
John Twigg	Oath: Married Eunice Twigg in Jay County, Indiana	
John Twigg	Oath: 1864 Eunice Twigg committed adultery & had sexual intercourse	
John Twigg	Oath: Since adultery, he hasn't had sexual intercourse with wife	
John Twigg	Requests divorce	
J. R. Bobo	Attorney for John Twigg	
Obed H. Hill	Summoned to testify in Twigg vs Twigg	Dec. 14, 1864
Sophia Reicheldeifer	Summoned to testify in Twigg vs Twigg	
Loui Alberson	Summoned to testify in Twigg vs Twigg	
Moses Twigg	Summoned to testify in Twigg vs Twigg	
John McConnel	Clerk	
Moses Jenkinson	Referee in Twigg vs Twigg	No date
Moses Jenkinson	Found Defendant's answer to be true; Eunice did commit adultery	

Roll No 74

(20)

Emmie Gwigg

vs David

John Gwigg

1865

B413.

State of Indiana } In the Court of Common Pleas of Adams
Adams County }
Eunice Trigg }
vs }
John Trigg }

1st paragraph comes now John Trigg
Defendant and for answer says
that he denies each and every alle-
gation in the Plaintiffs Complaint

2d par and for a second and further
paragraph to the ~~Plaintiffs Complaint~~
said Defendants answer to the
Plaintiffs Complaint the Defen-
dant says that the Plaintiff and
Defendant were married at
Jay County Indiana
on the day of
and that they lived together
since that time as husband
and wife until the
day of
and that Defendant entered
into said contract of marriage
in good faith and fully per-
formed his part thereof
that on the day of
1864 said Plaintiff

without the knowledge of co-morants
of this Defendant committed
adultery with one
and that afterwards on the
day of 1864 and on
divers other days the said
Plaintiff with the said
and divers other
persons committed adultery
and had sexual intercourse
with said persons and that
since the discovery of said
adulterous intercourse by the
Defendant he has not had
intercourse with the Plaintiff
wherefore Defendant demands
judgment that said bonds of
matrimony heretofore existing
between said Parties be declared
null and void and that he
have ather and further proper relief

J R Bobb
Atty. Genl

State of Indiana, Adams County, Ss-

Emice Trigg vs John Trigg

In the Adams Common Pleas Court. - Septem-
ber Term, 1864.

Emice Trigg, plaintiff, complains of
John Trigg, defendant, and says;

That she has been for more than a
year last past and is now a bona fide
resident of Adams county, Indiana; that
eleven years ago she was married to the
defendant in Jay County, Indiana; that
there has never been any issue from said
marriage; that from that time till the fall
of 1863, plaintiff and defendant lived happily
together, but since about the 1st of November,
1863, defendant forgetting the marital faith
due from him to plaintiff, hath formed and
kept up a criminal intimacy with one Sarah
Herlin, a married woman. And plaintiff
avows that defendant, thence hitherto, hath
been, without plaintiff's connivance, guilty
of adultery with said Sarah Herlin, and
plaintiff charges that on or about the 1st day of
July, 1864, said defendant, without plaintiff's
connivance, committed adultery with said
Sarah Herlin, since which time plaintiff
hath refused to cohabit with said defendant

Divorce

Plaintiff further avers that since the open said intimacy, growing up between defendant and said Sarah Horlin, defendant has heaped all kinds of abuse upon plaintiff and has inflicted upon her cruel treatment more than wife could bear, denying her, time and again, food sufficient for her sustenance, refusing her clothing suited to her condition and, indeed, insufficient for the purpose of health or comfort; filling her ears, at all times, with foul and abusive language mingled with oaths and imprecations against plaintiff, denying her a home with him and otherwise making her life miserable.

Plaintiff avers that, at all times, she hath endeavored to and hath in so far as defendant would permit her, performed the duties of a good and faithful wife; ~~wherein she has been~~ ^{wherein she has been} ~~that defendant will not live with~~ ^{that defendant will not live with} plaintiff anymore and that there is no probability of defendant's habits or conduct toward plaintiff undergoing a change.

And plaintiff shows that defendant is worth about \$500, in personal property, besides money by him, all of which plaintiff efforts and labor since their said marriage contributed in procuring: that since

plaintiff and defendant have parted defendant and has tried to make away with and dispose of his property with a view of providing plaintiff from procuring any of it, and has already sold a portion thereof, that unless the court issue a restraining order herein defendant will wholly dispose of his property before the determination of this suit, and that if defendant were to have notice of an application by plaintiff restraining him from disposing of his property he would dispose of the same before an order could be procured to prevent it.

Therefore plaintiff prays the court to grant her a judgment of divorce from defendant and alimony, and that a temporary restraining order issue in her behalf until her complaint herein may be heard and determined.

Attest: G. L. Brown, Clerk, ^{for} Emilee Snigg.

Before me Thomas L. Thewes, Clerk of the Wells Circuit Court, personally appeared the above-named Emilee Snigg and subscribed and made oath to the foregoing complaint, this 21st day of August, 1884.

J. I. Hasner
Clerk

The within named defendant is ordered
& restrained until the further order of the
of this Court from selling or disposing
of the property mentioned in the within
complaint

Sp 13/1864

Wm A Kennedy
Judge of the Court
Adams, Cal

State of Indiana } In the Court of
Adams County } Common Pleas
Eunice Swigg } of Adams County
John M. Swigg }

Comes now ^{the} ~~the~~ ^{Referee} ~~Commissioner~~ appointed
by the Court and Reports that
after hearing the allegations of
the Parties the evidence of witness
as and argument of counsel
he does find that the matters
and things alleged in the
defendants answer are true
and that the said Plain-
tiff did commit adultery
therein alleged and that said
Parties are residents of Adams
County.

~~Referee~~ Referee

Order of Injunction
Eunice Swigg }
John Swigg } State of Indiana
Do John Swigg.

You are hereby enjoined and restrained
from selling or otherwise disposing of
your property Real or personal by order
of the Judge of the Court of Common Pleas
of Adams County

Witness my hand and the
Seal of said Court this 28th
day of September 1864
John M. Council Clerk

SUMMONS.

Simcoke, Printer, Decatur Ind.

THE STATE OF INDIANA, }
Adams County. } SS.

To the Sheriff of Adams County, Greeting:

You are hereby Commanded to Summon
John Swigg

To appear in the Court of Common Pleas of Adams County, on the 2d Monday in Jan-
uary next, then there to answer Eunice Swigg in an
action for a Divorce

— and of this summons make due return
Witness, the Clerk and seal of said Court, this 14th day of
September, 1864.

John M Council Clerk, C. C. P.



The State of Indiana,
TO THE SHERIFF OF ADAMS COUNTY, GREETING:

WE COMMAND YOU TO SUMMON *Wm H. Hill*
Sophia Reichel *Luifer* *Sami* *Alberson*
and *Moses Swigg*

to appear in the Court of Common Pleas of Adams County, on the 10th day of
January, 1865, to testify in an action wherein Eunice Swigg
is Plaintiff and John Swigg Defendant

and return this Summons.

Witness, *John M Council* Clerk of said Court
this 14 day of Dec., 1864.
John M Council Clerk.