

He did ask her to pay less attention to the men and remain true to him. Edward H. Smythe lives in Boston. Mass. He does not live in Alabama.

Maudie E Smythe

Sworn and subscribed to before me this 12th day of June, 1917.

T W Richardson
Register in Chancery.

Dated 6/12/917

T. W. Redman
Register

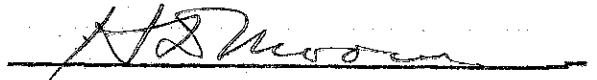
Where does Edward H. Smythe live? Does he live in Alabama.

P A G E & M O O R E R ,

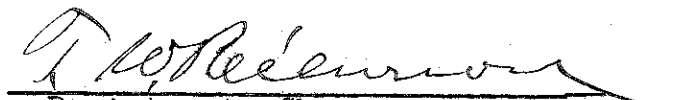
Solicitors for complainant.

State of Alabama,)
)
Baldwin County.)

Before me, T. W. Richerson, Register in Chancery in and for said County and State, personally appeared H. D. Moorer, one of the attorneys for the petitioner in the above styled cause, and who being by me first duly sworn doth depose and say,--that the answers to the above interrogatories will be material testimony for the said petitioner.



Sworn and subscribed to before me this 12th day of June, 1917.



Register in Chancery.

Petitioner suggest the name of T. W. Richerson register in Chancery, Baldwin County, Alabama, as a suitable and proper ^{*}p person to take the testimony in the above cause, and of the a above named witnesses.

Edward H. Smythe,)
Complainant.)
vs.)
Martha M. Smythe,)
Defendant.)

IN THE CIRCUIT COURT OF BALDWIN
COUNTY, ALABAMA.

IN EQUITY.

Answers to interrogatories propounded to Maude E. Smythe, a material witness for the complainant in the above styled cause. To the first interrogatory she saith:

I do know Edward H. Smythe. For all his life, about 24 years. He is my son. He is over 21 years old.

I do know Martha M. Smythe. She resides at Dyas, Alabama. She is over the age of 21 years old.

To the second interrogatory she saith:

Edward H. Smythe did marry Martha M. Smythe. He married in Pensacola, Florida. They lived together as man and wife from December 20th, 1910 until about the first day of February, 1914. Martha M. Smythe is his wife. They were married in Pensacola, Florida, about December 20th, 1910.

To the third interrogatory she saith:

I do know Jack Woodard. I have seen him with Martha M. Smythe. At her house I saw them together very often. He appeared to be making only a visit. I did not see Jack Woodard having intercourse with Martha m. Smythe. He is out of the State of Alabama. He left about February 1st, 1914. Edward H. Smythe has never lived with Martha M. Smythe since about February 1st, 1914. He did leave her immediately upon finding out that Martha M. Smythe had been untrue to him. He did not consent nor has there been any condonation of this offense, on the part of Edward H. Smythe. His disposition has never been indifferent toward her in this way. His disposition has never been such as to cause her to beleive that he did not care. He

EDWARD H. SMYTHE,)
Complainant.)
vs)
MARTHA M. SMYTHE,)
Defendant.)

IN THE CIRCUIT COURT OF BALDWIN COUNTY, ALABAMA.

In Equity

Interrogatories to be propounded to Sarah Francis Nutes and Maude E. Smythe, material witnesses for the complainant in the above styled cause.

1. Do you know Edward H. Smythe? How long have you known him? Is he of any relation to you? Is he over 21 years old?

Do you know Martha M. Smythe? Where does she reside? Is she over the age of 21 years old?

2. Did Edward H. Smythe ever marry? Whom did he marry? Where did he marry? How long did they live together as man and wife? Is Martha M. Smythe his wife? Were they married in Pensacola, Florida, about December 20th, 1910.

3. Do you know Jack Woodard? Did you ever see him with Martha M. Smythe? Where did you see them together? What were they doing? Did you ever see Jack Woodard having intercourse with Martha M. Smythe? How many times did you see them in this act? Where is Edward H. Smythe? When did he leave? Has he ever lived with Martha M. Smythe since this time? Did he leave her immediate upon finding out that she had been untrue? Did Edward H. Smythe consent to or has there been any condonation on the part of Edward H. Smythe to the commission of this act? Has his disposition ever been indifferent toward her in this way? Has his disposition ever been such as to cause her to believe that he did not care? Did he ever ask her to pay less attention to the men and remain true to him?

THE STATE OF ALABAMA,
BALDWIN COUNTY.

CIRCUIT COURT OF BALDWIN COUNTY,
IN EQUITY.

To any Sheriff of the State of Alabama—GREETING:

WE COMMAND YOU, That you summon Martha M Smyth,

of Baldwin County, to be and appear before the Judge of the Circuit Court of Baldwin County, exercising Chancery jurisdiction, within thirty days after the service of Summons, and there to answer, plead or demur, without oath, to a Bill of Complaint lately exhibited by

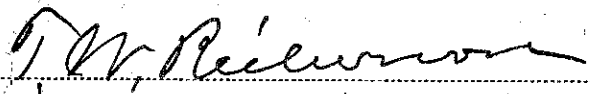
Edward H. Smyth

against said Martha M Smyth

and further to do and perform what said Judge shall order and direct in that behalf. And this the said Defendant shall in no wise omit, under penalty, etc. And we further command that you return this writ with your endorsement thereon, to our said Court immediately upon the execution thereof.

WITNESS, T. W. Richerson, Register of said Circuit Court, this 6th day of June,

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Register.

N. B.—Any party defendant is entitled to a copy of the bill upon application to the Register.

Serve on Martha M Smyth, Dyas, Ala.

THE STATE OF ALABAMA,
BALDWIN COUNTY.

CIRCUIT COURT OF BALDWIN COUNTY,
IN EQUITY.

Received in office this 6th

day of June 1917.

No. 29

Sheriff.

SUMMONS.

Executed this _____ day of

191_____

by leaving a copy of the within Summons with

Defendant

Sheriff

vs.

By _____
Deputy Sheriff.

Edward H Smyth.

Martha M Smyth.

Page and Moorer.

Solicitor for Complainant.

Recorded in Vol. _____ Page _____

THE STATE OF ALABAMA,
BALDWIN COUNTY.

CIRCUIT COURT OF BALDWIN COUNTY,
IN EQUITY.

To any Sheriff of the State of Alabama—GREETING:

WE COMMAND YOU, That you summon Martha M Smyth,

of Baldwin County, to be and appear before the Judge of the Circuit Court of Baldwin County, exercising Chancery jurisdiction, within thirty days after the service of Summons, and there to answer, plead or demur, without oath, to a Bill of Complaint lately exhibited by

Edward H. Smyth

against said

Martha M Smyth

and further to do and perform what said Judge shall order and direct in that behalf. And this the said Defendant shall in no wise omit, under penalty, etc. And we further command that you return this writ with your endorsement thereon, to our said Court immediately upon the execution thereof.

WITNESS, T. W. Richerson, Register of said Circuit Court, this 6th day of June,

1917



Register.

N. B.—Any party defendant is entitled to a copy of the bill upon application to the Register.

Original

Serve on Martha M Smyth, Dyas, Ala.

THE STATE OF ALABAMA,
BALDWIN COUNTY.

CIRCUIT COURT OF BALDWIN COUNTY,
IN EQUITY.

No. 29.

SUMMONS.

Edward H Smyth.

vs.

Martha M Smyth.

Page and Moorer.

Solicitor for Complainant.

Recorded in Vol. _____ Page _____

Received in office this 6th

day of June 1917.

Sheriff.

Executed this _____ day of

191

by leaving a copy of the within Summons with

Defendant

Sheriff

By

Deputy Sheriff.

Edward H. Smythe,

Complainant.

vs.

Martha M. Smythe,

Defendant.

THE STATE OF ALABAMA,

Baldwin County.

IN EQUITY,
CIRCUIT COURT OF

Baldwin COUNTY.

This cause is submitted in behalf of Complainant upon the original Bill of Complaint., tes-
timony of Sarah Francis Nutes and Maude E. Smythe.

and in behalf of Defendant upon her answer to Bill of Complaint.

No.

THE STATE OF ALABAMA,

County.

IN EQUITY,
CIRCUIT COURT OF

COUNTY,

vs.

NOTE OF TESTIMONY.

Filed in Open Court this 12

day of June 1917

J. W. Rice
Register.

said Marth M. Smyth and that he may again be allowed to contract marriage.

That Your Honor will grant unto Orator such other and further releif as he may in justice and equity be entitled he will ever pray.

P A G E & M O O R E R,

Solicitors for Complainant.

FOOT NOTE:

The Respondent Martha M. Smyth is required to answer each and every paragraph of the foregoing complaint, numbered from one to three inclusive, but not under oath, answer under oath being hereby expressly waived.

P A G E & M O O R E R,

Solicitors for Complainant.

17029

Bill and
Anner

Friend of 1917
D. W. H. H. H.
Register

STATE OF ALABAMA,)
BALDWIN COUNTY.)

IN THE CIRCUIT,
IN EQUITY.

TO THE HONORABLE, THE CIRCUIT COURT OF BALDWIN COUNTY, ALABAMA,
AND TO THE HONORABLE A. E. GAMBLE, JUDGE THEREOF:-

Your Orator, Edward H. Smyth, respectfully represents
and shows unto your Honor as follows:

First.

That he is over the age of Twenty-one years old and
is a non resident of the State of Alabama, ~~and~~

That Martha M. Smyth is over the age of Twenty-one
years old and resides at Dyas, Alabama, Baldwin County.

Second.

That during the year to-wit: 1910 Orator and the said
Martha M. Smyth were married in Pensacola, Florida, and lived
together as man and wife until to-wit: February 1st, 1914.

Third.

That the said Martha M. Smyth committed the act of
adultery with one Jake Woodard on to-wit: February 15th, 1914,
and Orator alleges that said act of adultery was not committed
with his consent, nor has there been any condonation or con-
nivance on the part of said Orator.

PRAYER FOR PROCESS.

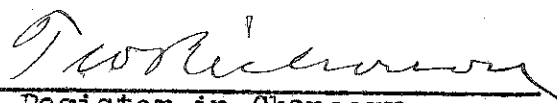
The premises considered, your Orator respectfully
prays that the said Marth M. Smyth be made party respondent to
this bill of complaint by the usual process of this Honorable
Court, and that he be required to demur, plead to or answer
the same within the time and under the pains and penalties as
provided by law, or that the same be forever confessed.

PRAYER FOR RELIEF.

That upon the final hearing of this cause that
Your Honor will grant unto Orator an absolute divorce from the

I further certify that I am not of counsel nor of kin to either of the parties to this suit, nor am I in any manner interested in the result thereof.

Witness my hand and seal this 12th day of June, 1917.


Register in Chancery.

Filed 6/12/917
T. W. Kinnaman
Register

not care. He did ask her to pay less attention to the men and remain true to him.

Witness
N. S. ...

Sarak Frances Nutes
made

Sworn and subscribed to before me this 12th

day of June, 1917.

State of Alabama,

Baldwin County.

T. W. Richerson
Register in Chancery

Before me, T. W. Richerson, Register in Chancery in and for said County, personally appeared, H. D. Moorer, one of the attorneys for the petitioner in the above styled cause, and who being by me first duly sworn doth depose and say,--that the answers to the above interrogatories will be material testimony for the said petitioner.

Sworn and subscribed to before me this 12th day of June, 1917.

Register in Chancery.

Registers Certificate.

I, T. W. Richerson, Register in Chancery, named by the complainant in the case of Edward H. Smythe vs Martha M. Smythe, defendant to take the testimony in said cause, do hereby certify that on the 12th day of June, 1917, I caused the witnesses Maude E. Smythe and Sarak Frances Nutes to come before me at Bay Minette, Alabama, at my office; that the said witnesses was made known to me and that they were duly sworn to speak the truth, the whole truth and nothing but the truth, and testified as is set down in the foregoing page; that her testimony was reduced to writing and was subscribed to by her in my presence after having been read over to her.

EDWARD H. SMYTHE,)
Complainant.)
vs)
MARTHA M. SMYTHE,)
Defendant.)

IN THE CIRCUIT COURT OF BALDWIN COUNTY, ALABAMA.

IN EQUITY.

Answer to interrogatories propounded to Sarah Francis Nutes a material witness for the complainant in the above styled cause.

To the first interrogatory she saith:

I do know Edward H. Smythe. I have known Edward H. Smythe for about 8 years. He is of no relation to me. He is over the age of 21 yeras old.

I do know Marth M. Smythe. She reside at Dyas, Alabama. She is over the age of 21 years old.

To the second interrogatory she saith:

Edward H. Smythe did marry. He married Martha M. Smythe. He married in Pensacola, Florida. They lived together from 1910 until February 1st, 1914 as man and wife. Martha M. Smythe is his wife. They were married in Pensacola Florida about December 20th, 1910. .

To the third interrogatory she saith:

I do know Jake Woodard. I did see Jake Woodard and Marth M. Smythe together. I saw them in the wood just b below my house. She was on the ground and he was on top of her. I did see Jake Woodard having ^{sexual} intercourse with Marth M. Smythe. I saw them in this act only once. I do not know where Edward H. Smythe. I think about February 1st, 1914. He has never lived with Martha M. Smythe since this time. He left her immediately upon finding out that she had been untræ. Edward dH. Smythe did not consent nor was t there any condonation on his part. His disposition has never been indæfferent toward her in this way. ~~His~~ disposition as has never been such as to cause her to beleive that he did

EDWARD H. SMYTH)
Complainant.)

vs)

MARTHA M. SMYTH)
Respondent.)

IN THE CIRCUIT COURT, BALDWIN
COUNTY, ALABAMA.

IN EQUITY.

Comes Martha M. Smyth named as respondent in this cause, and for answer denies each and every allegation of the Bill of Complaint and demands strict proof of the same. She waives service by the sheriff of subpoena on said bill, notice of the filing of interrogatories, or of any proceeding to take testimony on oral examination, as well as the right to cross examine, and consents that this cause be submitted for decree on notice of testimony made by the register either in term time or vacation.

Martha M. Smyth

Witnesses: as to signature of Martha M. Smyth.

Edw. H. Smyth

Filed 6/12/1917
T. W. Beeson
Register

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THE STATE OF ALABAMA,

Baldwin County.

No. CIRCUIT COURT, IN EQUITY.

Edward H. Smythe, Complainant

vs.

Martha M. Smythe, Defendant

This cause, coming on to be heard at this Term, was submitted upon the Bill of Complaint, ~~and testimony as noted by the Register~~

and testimony as noted by the Register; and, upon consideration thereof, the Court is of opinion that the Complainant is entitled to the relief prayed for in her

said bill.

IT IS, THEREFORE, Ordered, adjudged and decreed by the Court, that the bonds of matrimony heretofore existing between the Complainant and Defendant be, and the same are hereby dissolved, and the said

Edward H. Smythe is forever divorced from the said

Martha M. Smythe for and on account of

Martha M. Smythe living in adultery with Jake Woodard

as alleged in said Bill of Complaint;

It is further ordered, that the said Edward H. Smythe be, and he is hereby permitted to again contract marriage, upon the payment of the costs of Court in this cause.

It is further ordered, that the said Edward H. Smythe pay the costs herein taxed, for which execution may issue, and if such execution is returned "no property found," then execution for such costs may issue against the said Martha M. Smythe

It is further ordered, adjudged and decreed that said Edward H. Smythe shall not again marry except to said Martha M. Smythe until sixty days after this date, and that if an appeal is taken within sixty days she shall not marry again except to said Martha M. Smythe during the pendency of said appeal.

This 15th day of June 1917

W. E. Gable

Judge of the Circuit Court of Baldwin County, Ala.

THE STATE OF ALABAMA,

County.

CIRCUIT COURT, IN EQUITY.

I, Register of said Circuit Court of said County, Alabama, do hereby certify that the above is a full, true and correct copy of the decree rendered by said Court on the day of 19, in the cause of

vs.

as appears of record in said Court.

Witness my hand and the seal of said Court, this the day of 19

Register.

No. 29.

THE STATE OF ALABAMA,

Baldwin County.

CIRCUIT COURT, IN EQUITY.

COUNTY, ALA.

Edward H. Sargent

vs.

Mareta M. Sargent

DECREE OF DIVORCE.

Filed in office this

15th

day of

June

1917

T. W. Richardson

Register.

E. O. M.

Recorded on Minutes