

(991)

TO THE HONORABLE FRANCIS W. HARE,  
JUDGE OF THE CIRCUIT COURT OF BALDWIN COUNTY,  
SITTING IN EQUITY:

Comes SARAH POLK VALRIE and by this her bill of complaint presented against EDWARD VALRIE, respectfully shows:

FIRST: That she and the said Edward Valrie are both over the age of twenty-one years and are now and have been all of their lives residents of Baldwin County Alabama.

SECOND: That she and the said Edward Valrie were legally married in Baldwin County in the month of August 1928 and lived together as husband and wife in said County until the month of January 1931 since which date they have lived separate and apart.

THIRD: That during their married life he has committed actual violence on her person, attended with danger to her life and health and his conduct toward her has been such as to give her reasonable apprehension of danger to her life. That he has repeatedly struck her and threatened to kill her. Among other times in April 1930 while she was in bed ill he struck her on the side of the head with his fist. The following June he struck her again and threatened her life. In January 1931 he secured a gun and pointing it at her threatened to kill her if she cried out. His daughter then stopped him. Later in that day he again took after her with a gun but was prevented from doing her harm by a man neighbor who took the gun away from him. He has threatened her in such way that since that time she has lived separate and apart from him without in any way resuming marital relations since said separation in January 1931.

THE PREMISES CONSIDERED, Complainant prays that Edward Valrie be made party defendant in this cause and by appropriate process be required to answer this bill within the time fixed by law and to abide such orders and decrees as may be made in the premises

COMPLAINANT FURTHER PRAYS that an order of reference be made requiring the Register of this Court to ascertain and report what amounts should be allowed Complainant as alimony pendente lite and as solicitor's fees for the prosecution of this cause; that upon the hearing thereof a decree be rendered forever divorcing her from

the said Edward Valrie, granting her the right to marry again should she so desire and such other, further or different relief as to equity shall seem meet.

*Russell & Leath.*  
Solicitors for Complainant.

NOTE: The Defendant is required to answer each paragraph of the foregoing bill, but not under oath.

*Russell & Leath.*  
Solicitors for Complainant.

No. ....

**RECORDED**

THE STATE OF ALABAMA,

S A L D W I N      County.

CIRCUIT COURT, IN EQUITY.

SARAH P. VALRIE.

Complainant.....

vs.

EDWARD VALRIE,

Defendant.....

ORIGINAL BILL.

Filed August 7<sup>th</sup> 19 31.

*W. P. Rickarey*

Register.

RICKAREY & COBB,

Solicitor.

SARAH POLK VALRIE,  
Complainant,

vs

EDWARD VALRIE,  
Defendant.

( IN THE CIRCUIT COURT OF  
( BALDWIN COUNTY, ALABAMA.  
( IN EQUITY.  
( No. 991.

Comes the Defendant in the above styled cause and  
answering Complainant's complaint says:

FIRST:

He admits the allegations of the complaint that the  
Complainant and Defendant are both over the age of twenty-one  
years. He admits that he is a resident of Baldwin County, Alabama.  
He denies that the Complainant is a resident of Baldwin County,  
Alabama, but says that in January, 1931, the Complainant voluntarily,  
without cause, abandoned this Defendant and left Baldwin County,  
Alabama, and Defendant is informed and believes, left the State  
of Alabama, and became and is now a non-resident of the State of  
Alabama, drifting from place to place without any permanent residence.

SECOND:

He admits that he and the Complainant are man and wife  
and were married in August, 1928, and lived together until in  
January, 1931. He admits that they have not lived together since  
that date.

THIRD:

He denies that he ever, at any time, committed actual  
violence on the person of the Complainant or that his conduct  
towards her has been such as to give her reasonable apprehension  
of danger to her life. He denies that he struck her and threatened  
to kill her. He denies that he struck her with his fist in April,  
1930. He denies that he struck her in June, 1930. He denies that  
he threatened her life. He denies that in January, 1931, he pointed  
a gun at her or threatened to kill her. He denies that he was

prevented by a neighbor from doing her bodily harm. He denies that he has ever at any time struck her or threatened her in any way whatever but that at all times his conduct and demeanor towards her was kind.

And having fully answered Defendant prays that he may go hence with his reasonable costs.

Beebe Hall

RECORDED

March 26th 1931

No

Eel Value

Answer

Filed Aug 31, 1931

W. P. Reidman  
Register

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BEER & HALL

LAWYERS

BAY MINETTE, ALABAMA

# Circuit Court, Baldwin County, Ala., IN EQUITY.

#99/

*Sarah P. Valrie*  
VS.  
*Edward Valrie*

PLAINTIFF

DEFENDANT

## BILL OF COST

Fees of Register		Dollars	Cts.	AMOUNT BROUGHT FORWARD		\$	Cts.
Filing each bill and other papers	22	22	20	For receiving, keeping and paying out or distributing money, etc. 1st \$1,000 1 per ct.; all over \$1,000 and not over \$5,000, 3-4 of 1 per ct.; all over \$5,000 and not exceeding \$10,000, 1-2 of 1 per ct.; all over \$10,000, 1-4 of 1 per ct.		8	75
Issuing each Subpoena			50	Receiving, keeping and paying out money paid into court, etc., 1-2 of 1 per ct. of amount received.			
Issuing each copy thereof			30	Each Notice Sent by Mail to Creditors	15		
Entering each return thereof			15	Filing, Receipting for and Docketing each Claim, etc	25		
For each Order of Publication			1 00	For all entries on Subpoena Docket, etc.	50		
Issuing Writ of Injunction			1 50	For all entries on Commission Docket, etc.	50		
For each Copy thereof			50	Making Final Record, per hundred words	15	5	00
Entering each return thereof			15	Certified Copy of Decree	1 00	1	00
Issuing Writ of Attachment			1 00	Report of Divorce to State Health Office	50		50
Entering each return thereof			15	Acts 1915			
Docketing each case		1 00	00	Total Fees of Register		15	35
Entering each Appearance			25				
Issuing each Decree Pro Confesso on personal service			1 00	FEES OF SHERIFF			
Issuing each Decree Pro Confesso on publication			1 00	Serving and Returning Subpoena on Deft.	\$1 50	1	50
Each Order Appointing Guardian			1 00	Serving and Returning Subpoena for Witness	65		
Any other order by Register			50	Lovying Attachment	3 00		
Issuing Commission to Take Testimony			50	Entering and Returning same	25		
Receiving and Filing			10	Entering and Returning Execution	25		
Endorsing each package			10	Selling Property Attached	25		
Entering Order Submitting Cause			50	Impaneling Jury	75		
Entering any other Order of Court			25	Executing Writ of Possession	2 50		
Noting all Testimony			50	Collecting Execution for Costs	1 50		
Abstract of Cause, etc.			1 00	Serving and Returning Sci. Fa., each	65		
Entering each Decree			75	Serving and Returning Notice	65		
For Every Hundred Words Over Five Hundred			15	Serving and Returning Writ of Injunction	1 50		
Taking Account on Reference			3 00	Serving and Returning Writ of Exeat	1 50		
Taking Testimony, etc.			15	Taking and Approving Bonds, each	1 00		
Each Report, Five Hundred Words or less			2 50	Collecting Money on Execution			
For every Hundred Words Over Five Hundred			15	Making Deed	2 50		
Amount Claimed, Less than Five Hundred Dollars, etc.			2 00	Serving and Returning Application	1 00		
Issuing each Subpoena			25	Serving Attachment, Contempt of Court	1 50		
Witness Certificate, each			25				
Issuing Execution, each			75	TOTAL FEES OF SHERIFF		1	50
Entering each Return			15				
Taking and Approving Bond, each			1 00	Recapitulation			
Making Copy of Bill, etc.			15	Register's Fees	15 35		
Each notice not otherwise provided for			50	Sheriff's Fees	1 50		
Each Certificate or Affidavit, with Seal			50	Commissioner's Fees	1 00		
Each Certificate or Affidavit, no Seal			25	Solicitor's Fees	15 00		
Hearing and passing on application for Receiver or Trustee	3 00			Witness Fees	5 00		
Each Settlement with Receiver or Trustee	3 00			Guardian-Ad Litem	5 00		
Examining each Voucher of Receiver or Trustee	10			Printer's Fees			
Examining each Answer on Exception	3 00			Trial Tax	3 00		
Recording Resignation or Suggestion of Death of Trustee	75			Recording Decree in Probate Court			
Entering each Certificate to Supreme Court	50						
Taking Questions and Answers, etc.	25						
For all other service relating to such proceedings	1 00						
For service in proceeding to relieve minors, etc. same fee as in similar cases.							
Commission on sales, etc.: 1st \$100, 2 percent; all over \$100, and not exceeding \$1000, 1 1/2 per cent; all over \$1,000 and not exceeding \$20,000, 1 per cent; all over \$20,000, 1-4 of 1 per cent.		8 85					
Sub Total Carried Forward				Total	15 35		

Received payment this \_\_\_\_\_ day of \_\_\_\_\_ 193\_\_\_\_\_

NOTE: Unless the above costs in this cause are paid within ten days of the present date, execution will be issued and placed in the hands of Sheriff for collection, creating more costs.

Register.

Circuit Court, Baldwin County, Ala.  
In Equity.

No. 991

*Sarah P. Vardie*

VS.

*Charles Vardie*

Cost Bill

Paid \_\_\_\_\_, 193

Register.

MOORE PRINTING CO., BAY MINETTE, ALA.



SARAH POLK VALRIE,

Complainant,

vs

EDWARD VALRIE,

Respondent.

IN THE CIRCUIT COURT OF BALDWIN  
COUNTY, ALABAMA. IN EQUITY.

No. 991.

Pursuant to commission issued to me by the Register of the Circuit Court of Baldwin County, Alabama, in the foregoing cause on to-wit; February 16th, 1934, due notice having been given to the solicitors for the respective parties of this examination, I caused to come before me at ten o'clock A. M. on February 22nd, 1934, at room 805 of the Van Antwerp Building, Mobile, Alabama, Rosa Robbins and Sarah Valrie, witnesses for complainant in the said cause and said witnesses having been then and there sworn to speak the truth, the whole truth and nothing but the truth did testify in said cause as follows:

DEPOSITION OF SARAH POLK VALRIE.

1. My name is Sarah Valrie, I am fifty years of age. My home is in Baldwin County, Alabama, but at the present time I am staying in Mobile because I couldn't live with safety any longer with Edward Valrie in Baldwin County. Edward Valrie is sixty-five years old. He is a bona fide resident of Baldwin County, Alabama, living at Montrose. Both of us have lived in Baldwin County, Alabama all our lives.
2. Edward Valrie and myself were married to each other in Baldwin County, Alabama, in August of 1928 and we lived together as husband and wife until January, 1931, but we have not lived together since that date.
3. After Edward Valrie and I were married to each other he, on numerous occasions, became very cruel to me. On one occasion he drew a gun on me and threatened to shoot me. We were at that time living in my home at Montgose. Only Edward, Myself and his boy, Aubrey Valrie were there then. This was about a year after we were

married to each other. On another occasion he drew a stick on me and tried to hit me with it and I had to run away from home. On another occasion he picked up a brick and told me he would knock my damned brains out with it. This was in my home at Montgose. On numerous occasions he beat me with his fists and on numerous occasions he has threatened my life and his conduct towards me became worse. In January of 1931, he beat me with his fists and left me at home by myself. I was sick at the time. He went away from home and didn't come back while I was sick. In April of 1930, he struck me on the side of the head with his fist and his conduct became worse all the time. He not only struck me but he threatened my life and in January of 1931 he pointed a gun at me and told me he would kill me if I cried out. I think he would have carried his threat out unless his daughter stopped him which she did. On another occasion the same day he tried to shoot me with a gun and was prevented from doing it by a neighbor whose name is Clarence Fair, who is also sometimes called Clarence Dry. His conduct was such that I could not live with him with safety.

Sometime after I separated from him a woman named Evelyn Pine went over from Mobile and according to what the neighbors told me, lived with him in my home. I have had to leave home but I saw him about it and he told me that she had as much right there as I did. Evelyn Pine is a colored woman and my understanding is that she lived with him all the summer but she has come back to Mobile now to live. I have never been a non-resident of Alabama but have lived here all my life and have never been a woman who drifted from place to place but Baldwin County is my home and I stayed there as long as I could until Edward Valrie ran me away. During the time I was living with Edward Valrie, he didn't work and what support we had I had to earn. He has never given me anything since our separation and I haven't lived with him or had anything to do with him since. The only time I have been away from my work is when I temporarily left on church work and I have never in my life been away from home longer than a week at a time. H.S. Crawford, Fannie Morse and Virgie Sexton are close friends of his. They don't like me.

Sarah J. Valrie

DEPOSITION OF ROSA ROBBINS.

My name is Rosa Robins. I live in Mobile but know both Sarah Valrie and Edward Valrie and I knew them when they lived together at Montrose in Baldwin County, Alabama. I was at Montrose at the time. I know that sometime before August of 1931, I went to where they were living at Montrose on a visit and both of them were there. On that occasion he seemed to be very abusive to her. He was quarreling with her and he picked up a brick and I heard him tell her he would knock her damned brains out. It looked as though he started to do this and she ran up the road away from home and he followed her. I don't think he ever caught up with her and she started to have him arrested but his daughter, Minnie Yelling and I persuaded her not to have him arrested. A short time after this they separated and they haven't lived together insofar as I know since.

I know both of the parties reasonably well but I know the complainant, Sarah Valrie better than I do Edward Valrie. I have been knowing her a long time and she is a hard-working woman of good character.

I know the complainant lived in Baldwin County and had a home there and she didn't leave there until Edward Valrie drove her away.

Rosa Robbins

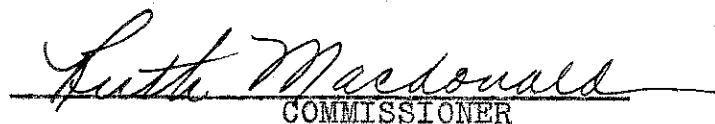
COMMISSIONER'S CERTIFICATE.

SARAH VALRIE,  
Complainant,  
vs  
EDWARD VALRIE,  
Respondent.

I, Ruth Macdonald, the Commissioner in the Commission hereto attached named, do hereby certify that I am personally acquainted with the witnesses, Rosa Robins and Sarah Valrie and know them to be the identical persons named in said commission; That pursuant to commission issued to me by the Register of the Circuit Court of Baldwin County, Alabama, on to-wit; February 16th, 1934, I caused said witnesses to come before me at 805 of the Van Antwerp Building, Mobile, Alabama, at ten o'clock A.M. on Thursday, February 22nd, 1934; that they were then and there duly sworn by me to speak the truth, the whole truth and nothing but the truth and examined as above stated and ~~that their~~ evidence was taken down by me as near as might be in their own language and was subscribed by them in my presence on the 22nd day of February, 1934, at room 805 of the Van Antwerp Building, Mobile, Alabama.

I further certify that I am neither of counsel nor of kin to any of the parties to this cause nor in any way interested in the result thereof.

WITNESS my hand and seal this 22nd day of February, 1934.

  
COMMISSIONER

Commissioner's fee \$5.00

**The State of Alabama,** {  
Baldwin County

## CIRCUIT COURT

To Miss Ruth Macdonald

KNOW YE: That we, having full faith in your prudence and competency, have appointed you Commissioner, and by these presents do authorize you, at such time and place as you may appoint, to call before you and examine Rosa Robbins and Sarah Valrie

as witnesses in behalf of Sarah Valrie, Complainant in a cause pending in our Circuit Court of Baldwin County, of said State, wherein Sarah Valrie

is Complainant

and Edward Valrie

is Defendant,

on oath to be by you administered, upon (date) to take and certify the deposition S. of the witnesses and return the same to our Court, with all convenient speed, under your hand.

Witness 16th day of February 19 34

*E. A. Stone*

REGISTER

COMMISSIONER'S FEE, \$ 5.00

WITNESS' FEES, \$ \_\_\_\_\_

The State of Alabama  
BALDWIN COUNTY  
CIRCUIT COURT

SARAH VALRIE

VS.  
Complainant

EDWARD VALRIE

Defendant

COMMISSION TO TAKE DEPOSITION

COMMISSIONER:

RUTH MACDONALD

WITNESSES:

SARAH VALRIE

ROSA ROBINS

SARAH VALRIE,

Complainant,

vs

EDWARD VALRIE,

Respondent.

IN THE CIRCUIT COURT OF BALDWIN  
COUNTY, ALABAMA, IN EQUITY.

NO. 991.

TO THE DEFENDANT OR TO BEEBE & HALL, HIS ATTORNEYS:-

Notice is hereby given you that under commission issued to the undersigned by the Register of the Circuit Court at Bay Minette on February 16th, 1934, I will take the testimony of Rosa Robbins and Sarah Valrie, witnesses for Complainant, at ten o'clock A. M. at Room 805 Van Antwerp Building Mobile, Alabama. on February 22nd, 1934.

Dated this 16th day of February, 1934.

Ruth Macdonald  
COMMISSIONER

File 10700

WOLFF, CAROL.

\* *Stylodactylus* sp.

ING A COPY  
A MEMBER OF THE

W.P. Street  
SHERIFF

[illegible]

99/1  
RECORDED  
APR 11 1964



SARAH VALRIE,

Complainant,

vs

EDWARD VALRIE,

Respondent.

IN THE CIRCUIT COURT OF BALDWIN  
COUNTY, ALABAMA. IN EQUITY.

NO. 9 9 1.

TO MRS. M. A. STONE, REGISTER:\*

The complainant desires to take the testimony on her behalf of Rosa Robbins and Sarah Valrie, witnesses on behalf of the complainant. <sup>by oral examination.</sup> The said witnesses reside in Mobile, Alabama; and complainant applies for a commission to take the testimony of said witnesses and suggests the name of Ruth Macdonald, who resides at 805 Van Antwerp Building, Mobile, Alabama, as a suitable person to act as Commissioner in taking the testimony of said witnesses.

Dated this 15 day of February, 1934.

*Robert M. McCallister*  
SOLICITOR FOR COMPLAINANT

99/  
EQUITY CASE NO. 991

IN THE CIRCUIT COURT OF  
BALDWIN COUNTY, ALABAMA.

VALRIE

COMPLAINANT,

VS.

VALRIE,

RESPONDENT.

SUGGESTION AS TO SUITABLE PERSON  
TO TAKE DEPOSITION

Filed on this the 15th day of

February, 1934.

Register.

*W. A. Stone*

The State of Alabama, }  
Baldwin County

*Sarah P Valrie*  
Complainant.....  
vs.

CIRCUIT COURT OF BALDWIN  
COUNTY, ALABAMA

In Equity.

*Edward Valrie*  
Defendant.....

The *Complainant*

requests the oral examination of the following named witnesses, on behalf of *herself*

..... viz:  
*Livanna Taylor*  
and  
*Henry Crawford*

said witnesses reside in the County of *Baldwin*  
State of Alabama.

*Miss Geraldine Winneeman* who resides at  
*Fairhope*

..... or, The Register of this Court is suggested as a suitable person  
to be appointed Commissioner to take the deposition of said witness on such oral examination.

*Elliot B. Riscarly*  
Solicitor for *Complainant*

9 M. ~~RECORDED~~

CIRCUIT COURT OF  
Baldwin County, Alabama

IN EQUITY

*Sarah O Valerie*

Complainant..

vs.

*Edward Valerie*

Defendant..

DEMAND FOR ORAL EXAMINATION

Filed *May 11*.....19*23*

*D. W. Richardson*.. Register.

Moore Printing Co. .... Bay Minette, Ala.

**The State of Alabama,** }  
Baldwin County }

---S A R A H E. V A L R I E

Complainant.....

VS.

CIRCUIT COURT OF BALDWIN  
COUNTY, ALABAMA

In Equity.

EDWARD VALRIE,

Defendant.....

The \_\_\_\_\_ Complainant

requests the oral examination of the following named witnesses, on behalf of the

Complainant

viz:

J. M. CARTER, JR.

said witnesses reside in the County of \_\_\_\_\_ Mobile

State of Alabama.

WALTON M. HEMPHILL,

who ~~resides at~~ <sup>6666</sup>

..has..offices..in..the..Van..Antwerp..Building,..Mobile.....

.....or, The Register of this Court is suggested as a suitable person to be appointed Commissioner to take the deposition of said witness on such oral examination.

Elizette S. Runkley

Solicitor for.... Complainant.

**RECORDED**  
991

CIRCUIT COURT OF  
Baldwin County, Alabama

IN EQUITY

SARAH P. VALRIE,

Complainant..

vs.

EDWARD VALRIE,

Defendant..

DEMAND FOR ORAL EXAMINATION

Filed March 1923

*J. W. Peterson* Register.

Moore Printing Co. :::: Bay Minette, Ala.

SARAH P. VALRIE,

Complainant,

vs.

EDWARD VALRIE,

Respondent.

IN EQUITY

CIRCUIT COURT OF  
BALDWIN COUNTY,  
ALABAMA.

The parties to this cause hereby consent that the cause be submitted upon the pleadings, the testimony heretofore taken and note of evidence made by the Register and papers forwarded to Court for decree.

Blissett B. Rios-Lopez  
Solicitor for Complainant.

Beebe & Hall  
Solicitors for Respondent.

SARAH P. VALRIE

Complainant.

VS

EDWARD VALRIE

Respondent .

EQUITY.

IN THE CIRCUIT COURT OF  
BALDWIN COUNTY, ALABAMA.

Comes the Complainant and amends her Bill of  
Complaint by adding an additional paragraph as follows:

That since his marriage to Complainant, Respondent  
has been guilty of acts of adultery with various women, but  
with whom and at what times and places Complainant has been  
unable to learn other than <sup>some of</sup> that such acts were committed  
with a woman whose last name is reported to be Pine, and who  
cohabited with Respondent at Complainant's house in Montrose  
at various times between the months of May and September  
1932 where for a number of months he and she alone occupied  
the same house.

ELLIOTT G. RICKARBY,

Solicitor for Complainant.



Sarah P.Valrie,Complainant,  
vs.  
Edward Valrie, Defendant.


In the Circuit Court of Baldwin  
County,Alabama,In Equity.

In this cause the Register reports to the Court,that  
pursuant to a decree entered the 28th day of September 1931,  
by your Honor to ascertain the proper amount of Attorneys fees  
and alimony Upon motion of Complainant he held said reference  
on the 8th day of January,1932. after notice to Attys for Deft,  
the Complainant was duly examined and testimony reduced to  
writing reference was attended by Solicitors for Complainant  
and Solicitors for Defendant,

that J.B.Blackburn testifies that  
It was agreed between Counsel/\$50.00 was a reasonable  
attorneys fee,

Upon careful consideration of the testimony before him  
the Register finds and reports as follows that the Solicitor for  
Complainant is entitled to \$50.00 as Attorneys fee,  
but as to alimony he cannot consciently say that Complainant  
is entitled to anything from Deft as there is no evidence to show  
that he has any income ,or property whatever, and complainant  
admits that she is making a living working for the Lord as a  
missionary, and is getting along better without him than with him

Respectfully submitted this Jan 9th,1932.

-Register.

991

RECORDED

*W.B.*

Register Report  
or Reference

Register 1932  
Register  
Register

SARAH P. VALRIE

Complainant,

vs.

EDWARD VALRIE

Respondent.

EQUITY.

IN THE CIRCUIT COURT OF  
BALDWIN COUNTY, ALABAMA.

Comes the Complainant and amends her Bill of Complaint by adding an additional paragraph as follows:

That since his marriage to Complainant, Respondent has been guilty of acts of adultery with various women, but with whom and at what times and places Complainant has been unable to learn other than that some of such acts were committed with a woman whose last name is reported to be Pine, and who cohabited with Respondent at Complainant's house in Montrose at various times between the months of May and September, 1932, where for a number of months he and she alone occupied the same house.

*Elliot & P. C. C.*  
SOLICITOR FOR COMPLAINANT.

491

SARAH P. VALRIE,

Complainant,

vs.

EDWARD VALRIE,

Respondent.

AMENDMENT TO BILL.

Filed May 19, 1933

JMP:Johnson  
Register

SARAH VALRIE

Complainant.

VS

EDWARD VALRIE

Respondent.

IN EQUITY.

IN THE CIRCUIT COURT OF  
BALDWIN COUNTY, ALABAMA

INTERROGATORIES TO BE PROPOUNDED TO LELIA JOHNSON,

WITNESS FOR COMPLAINANT:

ONE: Give your age and state where you now live.

TWO: Do you know Sarah Valrie and Edward Valrie?

If so, how long have you known them?

THREE: Were you in Baldwin County in the year  
1931 and if so, were you in or near the Village of Montrose  
in the first part of that year?

FOUR: Did you see any difficulty between Edward Valrie  
and his wife Sarah? Did he strike her or threaten to do so at  
any time in your presence?

FIVE: If you saw any trouble between Edward Valrie  
and his wife please tell just when this was and what you saw,  
giving a full account of the occurrence.

SIXTH: Was this the only time when you heard or saw  
trouble between these parties? Had you heard him abusing her  
before that time? If so, when?

SEVEN: At the time you knew Sarah Valrie was she  
living in Montrose? Was she staying in her own home there?  
State what she is now doing for a living.

*Walter B. Rice*  
Solicitor for Complainant.

Complainant suggests the name of Mrs. W. L. Perry of Milton,  
Florida, as a suitable person to take the testimony of the above  
named witness, who also lives near Milton, in the State of Florida.

*Walter B. Rice*  
Solicitor for Complainant.

29/11/2008

Sarah Wallace  
MS  
Edward Palmer

Fidat Oct 28/932  
New Brunswick  
Register

Interrogatories to  
Lelia Johnson

I hereby accept  
service of notice  
of Interrogatories  
propounded to Lelia  
Johnson, witness  
for Complainant  
this the 28<sup>th</sup> day  
of October, 1932.

Bela Hall,  
attornies for  
Respondent.

SARA VALRIE,

Complainant,

vs.

ED VALRIE,

Respondent.

IN THE CIRCUIT COURT OF BALDWIN  
COUNTY, ALABAMA. IN EQUITY.

Comes the Respondent in the above styled cause and moves the Court to strike interrogatories propounded to witness for complainant, and for such grounds sets down and assigns the following reasons:

FIRST:

That the said interrogatories propounded to Lelia Johnson, witness for complainant, are not sworn to either by the complainant or solicitor for the complainant.

SECOND:

That no affidavit is filed with said interrogatories.

Beebe & Hall  
Solicitors for Respondent.

99/orig/und

SARAH VALREE,  
Complainant,

VS

**RECORDED**

ED VALREE,  
Respondent.

MOTION TO STRIKE INTERRO-  
GATORIES.

Filed November 12, 1932.

Mr. Beaman  
Clerk.



SARAH P. VALTIE

Complainant.

VS

EDWARD VALTIE

Respondent.

IN EQUITY.

IN THE CIRCUIT COURT OF

BALTIMORE COUNTY, ALABAMA.

Comes the Complainant and moves the court to  
set aside the submission of this cause heretofore made  
for the purpose of taking further testimony for com-  
plainant.

Boat & Car Co.

Solicitor for Complainant.

former submission unless it  
be and both parties agreed to take  
additional testimony if needed.  
This June 24, 1933-

Attest

Judge

991

**RECORDED**

SARAH POLE VALRIE

Complainant.

VS

EDWARD VALRIE

Respondent.

MOTION TO SET  
ASIDE SUBMISSION.

Filed ~~15~~ <sup>18</sup> June 18, 1933

W. M. Richardson,  
Attorney.

copy of motion  
made in J. C. A. Books  
v. R. B. Richardson

Sarah P. Valver

#991

vs.  
Edward Valver

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, *amended.*

- *Went to Bill of Complaint - Deposition of Seila Johnson  
deposition of Sarah P. Valver taken Jan 8 - 1934, Deposition  
of Sarah Dock Valver taken Feb 22 - 1934, Deposition of  
Rosa Robbins taken Feb 22 - 1934*

and in behalf of Defendant upon

Register.

SARAH POLK VALRIE,

Complainant,

vs

EDWARD VALRIE,

Respondent.

IN THE CIRCUIT COURT OF  
BALDWIN COUNTY, ALABAMA.  
IN EQUITY No. 991

NOTE OF TESTIMONY.

This cause is submitted in behalf of complainant upon the original bill of complaint, the amended bill of complaint service of process, deposition of Sarah Valrie taken January 8th, 1932, deposition of Sarah Valrie taken January 8th, 1932, deposition of Leila Johnson taken January 2nd, 1933, deposition of Sarah Valrie taken February 22nd, 1934 and deposition of Rosa Robbins taken February 22nd, 1934.

---

REGISTER.

RECORDED

with

Cireen's Case, (Bosman)

Exhibit No 991

Sarah Valer

to  
Edw. Valer

Note of testimony

991

8550 REQUEST FOR DECREE IN VACATION.

MOORE PTG CO.

STATE OF ALABAMA,  
Baldwin County.

CIRCUIT COURT, IN EQUITY.

No. 991 ..... Vacation ..... Term, 192 33

Sarah P. Valrie ..... , Complainant

vs.

Edward Valrie ..... , Defendant

To T. W. Richerson ..... , Register :

In the above stated cause a Decree Pro Confesso having been taken against the Defendant, and evidence having been taken, and the cause being ready for submission for final decree, and no defense having been interposed, the Complainant, by ..... E. G. Rickarby .....

..... Solicitors of record, now files with the Register of this Court this written request to deliver the papers in this cause to the Judge for final decree in vacation.

..... E. G. Rickarby .....  
Solicitor for Complainant.

991  
No. ....

9 11  
**RECORDED**  
Page .....

THE STATE OF ALABAMA  
BALDWIN COUNTY  
CIRCUIT COURT, IN EQUITY

SARAH P. VALRIE

vs.

EDWARD VALRIE

FILED April 12, 1923

T.W. Richerson

Register

RECORDED IN ..... RECORD

VOL. .... PAGE .....

Register





**RECORDED**

**RECORDED**

No. 991

THE STATE OF ALABAMA  
BALDWIN COUNTY

IN EQUITY,  
CIRCUIT COURT OF BALDWIN COUNTY.

SARAH P. VALRIE

VS

EDWARD VALRIE

NOTE OF TESTIMONY

Filed in Open Court this 12

day of April, 1933 192

*W. Richardson*  
Register

**The State of Alabama,** { **CIRCUIT COURT OF BALDWIN COUNTY,**  
**Baldwin County** { **IN EQUITY**

**To Any Sheriff of the State of Alabama---GREETING:**

WE COMMAND YOU, That you summon Edward Valree,

Montrose, Baldwin Co., Ala.

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

Sarah P. Valree,

against said

Edward Valree,

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 7th day of

August, 1931.

T. W. Richerson Register.

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

11/14 *Original*  
**RECORDED**

Serve on \_\_\_\_\_

Circuit Court of Baldwin County  
In Equity.

No. \_\_\_\_\_

**SUMMONS**

Sarah P. Valree,

vs.

Edward Valree,

Montrose,

Baldwin Co, Ala.

**Rickaby & Cobb,**  
Solicitor for Complainant.

Recorded in Vol. \_\_\_\_\_ Page \_\_\_\_\_

**The State of Alabama,**  
BALDWIN COUNTY.

Received in office this \_\_\_\_\_

day of \_\_\_\_\_ 193 \_\_\_\_\_

Sheriff.

*11/17/31*  
F \_\_\_\_\_ day of \_\_\_\_\_  
*Edward Valree*

by leaving a copy of the within Summons with

Defendant.

Sheriff.

By \_\_\_\_\_  
Deputy Sheriff.

SARAH P. VALRIE, Complainant

vs.

EDWARD VALRIE, Defendant.

IN THE CIRCUIT COURT OF

BALDWIN COUNTY, ALABAMA,

IN EQUITY.

This cause is submitted on the Register's report on reference filed the 9th day of January, 1932. There being no objections or exceptions filed thereto, it is ordered that the same be, and the same is hereby in all things confirmed.

This the 27th day of January, 1932.

L. H. Hare

J U D G E.

RECORDED

Valrie

VS

Valrie

Deane

Filed Jan 27/93

W. M. Beckman

Jan 11

SARAH P. VAIRNE,

Complainant,

VS.

EDWARD VAIRNE,

Respondent.

IN THE CIRCUIT COURT OF  
BALDWIN COUNTY, ALABAMA.

IN EQUITY.

This cause coming on to be heard on the motion of Complainant for an order of reference to the Register to ascertain what is a reasonable amount to be allowed the Complainant in this cause for alimony and for counsel fees,

It is hereby ordered that a reference be held before the Register of this Court to ascertain a reasonable amount to be allowed the Complainant for alimony and for counsel fees for the prosecution of this cause, and that proper notice be given to the parties Complainant and Respondent of the time and place of the holding said reference.

*J. W. Hare*

Judge.

Copy

Order of Refusal

Sarah P. Varie

vs

Edward Varie

Filed Sept 28/1931  
J. M. Reardon  
Register

300 1931

SARAH P. VAIRNE,

Complainant,

VS.

EDWARD VAIRNE,

Respondent.

IN THE CIRCUIT COURT OF  
BALDWIN COUNTY, ALABAMA.  
IN EQUITY.

This cause coming on to be heard on the motion of Complainant for an order of reference to the Register to ascertain what is a reasonable amount to be allowed the Complainant in this cause for alimony and for counsel fees,

It is hereby ordered that a reference be held before the Register of this Court to ascertain a reasonable amount to be allowed the Complainant for alimony and for counsel fees for the prosecution of this cause, and that proper notice be given to the parties Complainant and Respondent of the time and place of the holding said reference.

*This Sept. 28<sup>th</sup> 1931*

*J. W. Hare*

Judge.



*9-10*  
**RECORDED**

ORDER OF REFERENCE.

SARAH P. VALLEE,

Complainant,

VS.

EDWARD VALLEE,

Respondent.

IN THE CIRCUIT COURT OF

BALDWIN COUNTY, ALABAMA.

IN EQUITY.

*Filed Sept 28/93  
D. W. P. Review  
C. W. H.*

SARAH P. VALRIE  
Complainant.

VS

EDWARD VALRIE  
Respondent.

IN EQUITY.

IN THE CIRCUIT COURT OF  
BALDWIN COUNTY, ALABAMA

Comes the Complainant and shows to the court that she has instituted a suit for divorce against the Respondent, that he disclaims the ability to pay anything for her support or for counsel fees and that he has now moved into the dwelling house owned by Complainant thereby depriving her of the right to rent same and get income therefrom.

Complainant now prays that complainant be required to show cause why an order to vacate said premises should not be issued against him and that a day for hearing said motion be set in the present term.

*R. L. Carby & Lebb.*  
Solicitors for Complainant.

Received a copy of the foregoing motion this 28<sup>th</sup> day of  
September, 1931.

*Duke Hall*  
Solicitors for Respondent.

3  
SARAH P. COMPLAINT  
**RECORDED**

VS

EDWARD VALRIE  
Respondent.

MOTION TO REQUIRE  
RESPONDENT TO VACATE PREMISES.

Filed Sept 28/93  
J. M. Rickarey  
Ricker

RICKAREY & COBB

SARAH P. VALREE,

Complainant,

VS.

EDWARD VALREE,

Respondent.

IN THE CIRCUIT COURT OF  
BALDWIN COUNTY, ALABAMA.

IN EQUITY.

And now comes the Complainant and moves the Court for an order of reference to the Register to ascertain what is a reasonable amount to be allowed the Complainant in this cause for alimony and for counsel fees for the prosecution of this cause.

*Richard V. Kelly*

Solicitors for Complainant.

*Received copy of notice this  
Sept 28, 1931*

*Becke & Hall  
by R. C. Becke*

4

**RECORDED**

MOTION FOR ORDER OF  
REFERENCE.

SARAH P. VALLEE, Complainant,

VS.

EDWARD VALLEE, Respondent.

IN THE CITY COURT OF  
JULIA ALABAMA.  
IN EQUITY.

*Filed April 28/1934  
JMP:lee:com  
Jugess*

SARAH P. VALRIE,	}	
Complainant.	)	EQUITY.
vs.	}	IN THE CIRCUIT COURT OF
	)	BALDWIN COUNTY, ALABAMA.
EDWARD VALRIE,	}	
Respondent.	)	

THE DEPOSITION OF LELIA JOHNSON, WITNESS FOR COMPLAINANT  
IN THE ABOVE ENTITLED CAUSE.

Lelia Johnson, the witness above named, appearing before me at my office in Milton, Florida, and being firstsworn to tell the truth, the whole truth, and nothing but the truth, in answer to the interrogatories propounded to her, testified as follows:

ONE: Give your age and state where you now live.

Answer: Twenty-seven years. Live in the North end of Milton, Fla.

TWO: Do you know Sarah Valrie and Edward Valrie? If so, how long have you known them?

Answer: Yes. To the best of my recollection about two or three years.

THREE: Were you in Baldwin County in the year 1931 and if so, were you in or near the Village of Montrose in the first part of that year?

Answer: Yes. Around six or seven months.

Four: Did you see any difficulty between Edward Valrie and his wife Sarah? Did he strike her or threaten to do so at any time in your presence?

Answer: Yes. They argued all the time. Yes. He threatened her all the time but didn't hit her but once in my presence.

FIVE: If you saw any trouble between Edward Valrie and his wife please tell just when this was and what you saw, giving a full account of the occurrence.

Answer: It was on a Sunday morning. I don't remember the exact date. It was during the time I was staying there with them. They were quarreling over him trying to get her to buy some groceries and she wouldn't do it. She had some money left her by her first husband. She had a good bit of property and she would sell off the property as she needed money. He tried to take it away from her when she refused to get the groceries and then he struck her, I never could tell it if he drank any. But she said he drank. He hit her with the fire stick or a piece of fire wood. Several days

afterwards he made her hitch up the horse and wagon and move his things to his daughter's.

SIXTH: Was this the only time when you heard or saw trouble between these parties? Had you heard him abusing her before that time? If so, when?

Answer: You could hear them fussing and arguing all the time. They didn't agree on anything while I knew them. They went around together - preaching like - and they collected money for that. That was all they did to make a living. That arguing was all the abuse I knew about only the one time I saw him strike her. He was always threatening her and fussing with her.

SEVENTH: At the time you knew Sarah Valrie was she living in Montrose? Was she staying in her own home there? State what she is now doing for a living.

Answer: Yes she was living at Montrose. I don't know whether it was her real home. He said it wasn't and she said it was. I don't know. She had a home near there I saw the deeds to it. She had other property. She did mission work I call it. They went around talking and preaching and took up a collection for it. That is all she do that I know of.

Lelia Johnson.  
(Witness)

I, Edna W. Perry, (Mrs. W. L. Perry), under and by virtue of the commission issued out of the Equity side of the Circuit Court of Baldwin County, in a cause therein pending wherein SARAH P. VALRIE is Complainant, and Edward Valrie is Respondent, do hereby certify that I caused Lelia Johnson, the witness named in said commission, to appear before me at my office in Milton, Florida, on the 2nd day of January, 1933, that said witness, who has been made known to me, after being duly sworn, was examined by me and testified in answer to the

interrogatories propounded to her, and her answer reduced to writing as near as might be in her own language, and signed by her in my presence.

I further certify that I am neither of counsel nor of kin to any of the parties to said cause, nor in any manner interested in the result thereof.

Witness my hand and seald this the 2nd day of January  
1933.

Edna W. Perry (SEAL)  
Commissioner.



SARAH P. VALRIE

Complainant.

VS.

EDWARD VALRIE,

Respondent.

Deposition of Lella Johnson.  
Witness for Complainant In the  
Above Entitled Cause.

---

Mrs. W. L. Perry,

THE STATE OF ALABAMA,  
BALDWIN COUNTY.

CIRCUIT COURT OF BALDWIN COUNTY,  
ALABAMA, IN EQUITY.

SARAH P. VALRIE, Complainant,

vs.

EDWARD VALRIE, Respondent.

I, T.W. Richerson, as Register and Commissioner, Baldwin County, Alabama, have called and caused to come before me Ed Valrie, H.S. Crawford, Louis Morse, Virgie L. Sexton and Fannie Morse, witnesses named in the Requirement for Oral Examination, on the 15th day of March, 1933, at the office of T.W. Richerson, Register, in Bay Minette, Alabama, and having first sworn said witnesses to speak the truth, the whole truth and nothing but the truth, the said Ed Valrie doth depose and say as follows:-

My name is Edward Valrie. I am the defendant in the cause of Sarah Valrie vs. Edward Valrie and I am a resident of Baldwin County, Alabama, having lived in Baldwin County for more than sixty years, residing in Montrose. Sarah P. Valrie and I were married in the month of August, 1928 and lived together as husband and wife until the month of January, 1931, when the said Sarah P. Valrie left me and went out in Mississippi with Reverend Jones and stayed from me for six months traveling around with Reverend Jones. During this time I was at my place where she had previously lived with me. Before Sarah P. Valrie left me, and at no time since then have I ever struck her or beat her up in any way. I have never drawn a gun on Sarah Valrie. I never caught hold of her and told her that I would blow her brains out. Clarence Fair has never taken a gun away from me at any time. I have always treated Sarah as a husband should treat his wife. I did not draw a gun on her in the month of July. Sarah Valrie did not have any money when I married her. I gave Sarah \$30.00 before we were married in order that she might buy clothes and other necessities for the wedding. I never did take any money away from Sarah Valrie, nor did I ever try to take any. I did

not strike her with a fire-stick or with a piece of fire-wood. While we were living together as man and wife Sarah Valrie sold our home place of two acres to Katie Davis for \$600.00. Sarah took this money and left with it and I have never received one penny of it. She was gone for six months after she got this money, and when she came back home she was broke. When she came back from this six months trip I took her back into my home and took care of her, fed her, and bought her clothes, and she stayed at this time in my house with me for about six months, and when she left again I gave her \$12.00 and she left this time to do some more missionary work with some deacons. She stayed at this time for fifteen months with preachers doing missionary work. During this time she wrote to me only once. When she came back home from this trip she asked me to build another room to the house and that she would live with me. She stayed only a short while and then went back to Pensacola with another preacher. At this time I gave her chickens, eggs and beans to take back to the preacher. Some deacon or preacher was with her when she came back to my house. At this time I did not threaten her nor did I draw a gun on her, nor at any time, have I ever threatened her.

The said Sarah Valrie abandoned me, my bed and board in January of 1931 and since that time has not lived with me as my wife, and I have not ever threatened her life in any way. In April of 1930 I did not strike her in the head with my fist. In June of 1930 I did not strike her or threaten her life.

Leila Johnson has never seen me strike Sarah, she has never been around my house, she has never heard me threaten or abuse Sarah.

My only source of income is a very small living wage that I get for chipping boxes and general turpentine work which gives me only a bare living, and outside of this I have no other income.

Witness his mark;

D. W. Richardson

*D. W. Richardson*

*Edward Valrie*  
Mark.

(PAGE THREE)

H.S.CRAWFORD, a witness for the Respondent, having been first duly and legally sworn doth depose and say as follows:

My name is H.S.Crawford. I am fifty-nine years of age. I have lived in Montrose, Baldwin County, Alabama, for thirty years. I have known Ed Valrie for about forty years. I have been around his house very often and I have never known him to threaten Sarah Valrie. I have lived ~~with Ed Valrie for about twelve years~~ on the lot adjoining Ed's place for about twelve years. I have never seen nor have I heard Ed threaten Sarah's life or draw a gun on her nor strike her in any way with his fist or with a stick. Ed has lived there all of this time and during this time he did not run Sarah away from their home. He supported her as well as anybody in the same circumstances could have supported anyone. Sarah left Ed in January 1931 or about that time to do missionary work. I am no relation to Ed Valrie by blood or marriage. When Sarah left Ed in January she stayed away from him for about six months. She came back and lived with him again for about six months and then she left again to do some more missionary work. During this time that she stayed with Ed I never did see him nor hear of him threatening Sarah Valrie's life. I would see them going to church every Sunday in the wagon with their arms about each other, just like a man and wife should be, then she left again and went off to do some more missionary work. She came back later for a short while and left again to do the same kind of work. She has been gone ever since from Ed's home. Ed has always treated her right and she has done everything to make Ed's life miserable. She sold two acres of their place and Ed signed a deed with the understanding that he would get his part of the money. She pulled the deal and got the money and so far as I know Ed never got one penny of it.

H. S. Crawford

(PAGE FOUR)

FANNIE MORSE, a witness for the respondent, having been duly and legally sworn, doth depose and say as follows:-

My name is Fannie Morse. I am thirty-eight years of age, and have lived in Montrose, Baldwin County, Alabama for about fifteen or sixteen years. I have known Ed Valrie all of my life. I have never seen nor heard of Ed threatening Sarah's life with a gun or a stick nor striking her with his fist when she was sick in bed nor in anyway giving her cause to believe that her life was in danger at any time. Ed has always supported her as well as he could and so far as I know she has never wanted for anything within reason. He married Sarah in 1928 and brought her there to live with him in his home. He owned this place before he ever married Sarah. She had nothing to do with the buying of this place. None of Sarah's money was spent toward the improvement of this place nor has she invested one dime in this place. Sarah left Ed in January 1931 to do Holiness missionary work with the Holy Rollers. She stayed away for about six months and when she returned Ed took her back into his home and supported her like he had always done, treated her right and tried to live with her as best he knew how. Sarah and Ed told me about the proposed <sup>SALE</sup> of this two acres of the home place to Katie Davis. It was understanding, before he signed the deed, that he was to get part of the money from the sale of this two acres. Katie Davis bought the place and her sister is now living on it, and so far as I know Ed never got one penny of this money. After the sale of this place Sarah left again to do some more missionary work and later returned and Ed took her back into his home. During all of this time and since then Ed has never threatened, struck Sarah or drawn a gun on her. I have never heard of Leila Johnson, and I live right in Montrose for about sixteen years. I would have known Leila Johnson if she had ever visited in Montrose.

Fannie Morse

VIRGIE L. SEXTON, a witness for the respondent, having been duly and legally sworn, doth depose and say as follows:

My name is Virgie L. Sexton. I am sixty-two years of age. I have known Ed Valrie all of his life. I knew him long before he married Sarah Valrie, when he was living with his first wife. I have been to his home a number of times, both when he was sick and well. At all times he has been a good provider for his family. They have never wanted for anything. He stood so high in the community that he could get anything at the stores that he wanted. The Doctors never failed to come to see him when ~~the doctors~~ they were sent for and he has always provided for Sarah the best that he could under his circumstances. I never knew Sarah Valrie until Ed married her. I do not know where she came from and I do not know where she is now. I have never seen nor heard of Ed Valrie threatening Sarah's life, nor have I ever heard of him striking her with his fist or with a stick. Sarah left Ed about January 1931 to do what she said missionary work with the Holy Rollers. She always left Montrose to do this kind of work. She would go and come and every time she came back Ed would take her back into his home and treat her the best he could. I do know that Katie Davis' sister, Annie Snyder, is living on the two acres that once was owned by Ed Valrie. I know that Ed Valrie is a truthful man and no one has ever suspected him of telling a falsehood and I know that if he got any money from the sale of this place he would have told me and he says that he didn't get a penny from the sale of this two acres.

I do not know Leila Johnson. I have never seen her that I know of. I have never heard of Leila Johnson being at Ed and Sarah's house. I live about a half-mile from Ed's house. During the time that Ed and Sarah lived together I have never seen nor heard of Ed's striking Sarah with his fist, with a stick or drawing a gun on her. When Sarah left Ed she left of her own accord and told me that Mission work was her calling and in substance that her work came before her husband; that she was a sanctified Holly Roller. I have attended the Sanctified Church in Montrose,

where Sarah was presiding. She would get up and talk in the unknown tongue. I have seen her dance the holy dance and tell all us sisters and brethern that we would have to get the Holy Ghost of God before we could get to Heaven and that all of us were sinners unless we joined this church. Sarah gave her religion more attention than she gave her husband, and later left Ed of her own accord to go off and do this same kind of work and at all times Ed has received her back into his home when she returned. The last time she returned she stayed only a short while and left again for Pensacola for missionary work, and so far as I know she is away doing this kind of work now.

Virgie L. Septon

Louise Morse, a witness for the respondent, having been duly and legally sworn, doth depose and say as follows:

My name is Louis Morse. I have lived in Montrose, Baldwin County, Alabama, all of my life, viz: forty-two years. I have known Ed Valrie all of this time. I have been to his house a number of times, both before and after he married Sarah, and at none of these times have I ever seen or heard of Ed striking Sarah with his fist, with a stick or drawing a gun on her and threatening her life. I have talked with Sarah and Ed on a number of occasions and neither one of them have ever mentioned to me anything about a fuss or fight between them. I know that Sarah Valrie left Ed of her own free will and accord to do what she called missionary work. I think it was about January 1931 when she first went off and was gone for about six months. She later returned to Montrose and Ed took her back into his home. I did not hear of any squabbles at this time. Sarah has left Ed on a number of occasions to do missionary work and at no time has Ed failed to provide for her the best that he could under his circumstances. I was present when Ed signed the deed to two acres of their place and I heard Sarah say that she was going to take the deed to Mobile to get the money and she did this and didn't come back for six months. Ed didn't get any of this money from the sale

of this place, Ed is a man of the age of sixty years. I tried to get him not to sign this deed, but he did it with the understanding that he was going to get some of the money from the sale of this two acres.

I am intimate enough with Ed and his family to know that if Ed ever struck Sarah with his fist or a stick or drew a gun on her threatening her life I would have heard about it. I do not know Leila Johnson nor have I ever heard of her, and if she had ever visited in Montrose for any length of time I would have known it.

Louis Morris

It is agreed between the attorneys for the parties in this cause to take the testimony of the Respondent without the attorney for the Complainant <sup>being</sup> present. A copy of said testimony to be mailed to the attorney for the complainant. It is also agreed between the attorneys for the parties that if the Attorney for the Complainant desires to cross-examine these witnesses he will have the privilege to do so with the consent of Defendant's attorney. This agreement is by oral consent of both attorneys for the complainant and the respondent.

I, T.W. Richerson, Register and Commissioner hereby certify that the foregoing depositions on Oral Examination was taken down in writing by me in the words of the witnesses and read over to them and they signed the same in the presence of myself and T.W. Richerson, Jr, at the time and place herein mentioned; that I have personal knowledge of personal identify of said witnesses or had proof made before me of the identify of said witnesses; that I am not of counsel or of kin to any of the parties to said cause, or any manner interested in the result thereof.

#####

Given under my hand and seal, this 14th day of March, 1933.

T.W. Richerson (L.S.)



Samuel P. Valrie  
Compliment

no  
Edward Valrie  
Perficient.

Dual Diplomas

Filed March 14, 1933

D. P. Robinson  
Secretary

**The State of Alabama** }  
**Baldwin County**

Circuit Court of Baldwin County, Alabama,  
(In Equity)

**SARAH P. VALRIE**

COMPLAINANT

VS.

**EDWARD VALRIE.**

RESPONDENT

I, T.W. Richerson

as Register and Commissioner

have called and caused to come before me Sarah P. Valrie

witness named in the requirement for Oral Examination, on the 8th day of Jan.,

1932, at the office of Register

in Bay Minette, Alabama, and having first sworn said witness to speak the

truth, the whole truth, and nothing but the truth, the said Sarah P. Valrie

doth depose and say as follows:

I am the complainant in this case, and am over the age of twenty-one years and reside at Montrose, Alabama, where I have lived all of my life though I am now traveling about the state doing missionary work. Edward Valrie is over the age of twenty-one years and also lives at Montrose.

Edward and I were married in August, 1928 and lived together as husband and wife until January, 1931, when we separated, and we have since then lived separate and apart without resuming marriage relations. In January, 1931 he pulled a gun on me and told me that he would blow my brains out if I breathed and cursed me out. His daughter came up to him and stopped him from pointing the gun at me. This was his daughter Minnie. I then went to his daughter Maggie's house and he came after me again with the gun there, running, and I ran and a man named Clarence Dry ran and caught him and took the gun away from him. He said "Let me catch her with this gun. I'll fix her; I'll blow her brains out". About this time Clarence caught him and took the gun away from him. From that time on we had no further marriage relations, and I sold out and left the following July. From the way he acted and from his threats I feel confident that, had I lived with him as his wife, he would have done me serious harm and possibly have killed me.

**CROSS EXAMINATION BY HON. W.C. BEEBE:-**

Ed stayed in the same house with me off and on in January and he drew a gun on me until July. Ed is not very religious. I am a missionary and travel from place to place and do missionary work. I didn't do missionary work while I was with him. I have been doing missionary work since I have left him. I have been traveling from place to place doing this work. I work with any of the Elders that call me. Elder A.B. Burks, W.H.M. Falls, D.W. McMillan have called me for this work. Elder Burks lives in Troy, Alabama. Elder McMillan lives in Selma, Alabama; Elder Falls, lives in Quitman, Mississippi. I have been with Elder D.W. McMillan, most of the time. He is the one that lives at Selma. I first knew him in 1930. I knew

him in Mobile, Alabama. He never preached over at Daphne. He never did come over to Daphne or Montrose. I first met him in Mobile, Alabama. I believe I first met him in July, 1930. Ed left me in July, 1931. I left Ed and went over to Mobile in January, 1931. I went to Selma in 1930 and 1931. I went to Selma in July, 1930. We did not go ~~from~~ Mobile to Selma together. I **always** travel by myself. I saw Elder McMillan while I was in Selma. I stayed in his house. His wife and children also stayed there. I worked there three weeks. From there I came back home. In 1931 I went to Birmingham and worked with Elder Williams. I came from there back home. I have done missionary work in Mobile. I worked with Elder Crisp in Mobile. When Ed and I had these fusses it was because he wouldn't work. Ed accused me with having something to do with these Elders that I was working with. He said all of them were my men. None of them ever came to Daphne or to my house. I just went off and worked with them. Ed wouldn't want me to <sup>do</sup> missionary work, but when we would fuss I would go off and start on this work. When Ed hit me I was just getting up but I did not have to have a doctor. He hit me because I wouldn't take money that I had for my chickens and buy groceries. I am a member of the Church of God and Christ.

Sarah Vabie

ORAL EXAMINTAIION

I, T.W.Richerson, as Register and Commissioner hereby certify that the foregoing deposition on Oral Examination was taken down in writing by me in the words of the witness es and read over to her and she signed the same in the presence of myself and W.C. and John Beebe at the time and place herein mentioned; that I have personal knowledge of personal identity of said witness or had proof made before me of the identity of said witness; that I am not of counsel or of kin to any of the parties to said cause, or any manner interested in the result thereof.

I enclose the said Oral Examination in an envelope to the Register of said Court.

Given under my hand and seal, this 8th day of Janaury 19 32.

T.W. Richerson (L. S.)

No. \_\_\_\_\_ Page \_\_\_\_\_

THE STATE OF ALABAMA,  
BALDWIN COUNTY

IN CIRCUIT COURT, IN EQUITY

Sarah Valrie

COMPLAINANT

VS.

Ed Valrie

RESPONDENT

ORAL DEPOSITION

Filed Jan 8th, 193 2

RECORDED IN

T.W. Richerson, Register.

Record

Vol. \_\_\_\_\_ Page \_\_\_\_\_

Register

The State of Alabama }  
Baldwin County

Circuit Court of Baldwin County, Alabama,  
(In Equity)

SARAH P. VALRIE

COMPLAINANT

VS.

EDWARD VALRIE

RESPONDENT

I, T.W. Richerson

as Register and Commissioner

have called and caused to come before me Sarah P. Valrie, Hon. J.B. Blackburn

witness ~~es~~ named in the requirement for Oral Examination/on reference on the 8th day of January

1932, at the office of Register

in Bay Minette, Alabama, and having first sworn said witness ~~es~~ to speak the truth, the whole truth, and nothing but the truth, the said Sarah P. Valrie

doth depose and say as follows:

I am the complainant in this case and lived at Montrose, Alabama, with the defendant up to a year ago. Edward Valrie is an unable-bodied man and at the time we parted he was working fairly steadily for the white people in Montrose and Daphne and was getting \$1.50 per day. I don't know how much work he is getting now. Since we parted he has done nothing for my support and I am compelled to work for my own living. The least amount that I could make out with for a living is \$15.00 per month. I am now doing missionary work to support myself. I am not making a good living as there is nothing much in it.

CROSS EXAMINATION BY BEEBE & HALL, by J.P. Beebe.

Ed and I lived together not quite three years, during which time both of us worked. I worked and provided more towards the support of myself and Ed than Ed did. I find it easier and cheaper to live and I have to spend less money than I did when living with him. Ed hasn't worked any, so far as I know since 1930. He has no property of any kind and he has no income. I am a traveling missionary, it costs me including traveling expenses, about \$15.00 per month. Ed is about 55 years of age.

RE DIRECT EXAMINATION BY HON. E.G. RICKARBY:

Ed Valrie, several months ago, moved into my place at Montrose, without my consent, but I told him he could stay there if he would gather the crop of pecans and turn them over to me. He has gathered these pecans, but how many I do not know, though there were three large trees well loaded. He now refuses to turn these nuts over to me and I understand has sold a lot of them at four cents per pound.

RE CROSS EXAMINATION BY BEEBE & HALL, by Hon. H.M. Hall.

I own six acres of land at Montrose, all fenced and all improved with a house on it. The pecans trees on my place have been producing an income of about \$25.00 per year.

RE RE DIRECT EXAMINATION BY HON. E.G. RICKARBY:

Ed moved on my place without my consent and would not move off, so that I can neither rent it and get a little income nor can I get what the place produces.

Sarah Valrie

Complainant offers in evidence the affidavit made by Ed Valrie before W.C. Beebe, Esq., as Notary Public, in order to obtain attachment in the law case of Ed Valrie vs. Sarah Valrie, pending in the Circuit Court of Baldwin County,

It is agreed that a copy in place of the original may be inserted.

It is agreed between Counsel in this case that Hon. J.B. Blackburn testifies that \$50.00 is a reasonable attorney's fee in this case.

ORAL EXAMINTAION

I, T.W. Richerson as Register and Commissioner hereby certify that the foregoing deposition on Oral Examination was taken down in writing by me in the words of the witness and read over to her and she signed the same in the presence of myself and \_\_\_\_\_ at the time and place herein mentioned; that I have personal knowledge of personal identity of said witness ... or had proof made before me of the identity of said witness....; that I am not of counsel or of kin to any of the parties to said cause, or any manner interested in the result thereof.

I enclose the said Oral Examination in an envelope to the Register of said Court.

Given under my hand and seal, this 8th day of January- 19 32.

T.W. Richerson (L. S.)

No. \_\_\_\_\_ Page \_\_\_\_\_

THE STATE OF ALABAMA,  
BALDWIN COUNTY

IN CIRCUIT COURT, IN EQUITY

SARAH P. VALRIE

COMPLAINANT

VS.

EDWARD VALRIE.

RESPONDENT

ORAL DEPOSITION

Filed January 8th, 193 2

T.W. Richerson, Register.

RECORDED IN

Record

Vol. \_\_\_\_\_ Page \_\_\_\_\_

Register

ELLIOTT G. RICKARBY  
LAWYER  
ROBERTSDALE, ALABAMA

March 1st, 1932

Hon. F. W. Hare  
Monroeville, Alabama

Dear Judge:

VALRIE VS VALRIE: My contention that the court in a divorce proceeding has authority to make the husband vacate the wife's premises which he is occupying against her will, with the title in her, is based upon the principle that when a Court of Equity takes control of a matter its jurisdiction extends to all other matters germane to the original cause. I do not cite authority for this as the principle is elementary. That this theory applies to the instant case is clearly borne out by the case of Singer vs Singer, 165 Alabama, page 144 (51 So. 755). The last paragraph of this opinion is directly in point and clearly vindicates your right to give the relief asked, which, as you will remember, is upon a motion, the facts of which are sworn to and not controverted. I have had similar relief granted in divorce cases in Mobile without question and hence was unprepared with authority when the question was raised on the 25th.

I am sending with this an order requiring the respondent to vacate, to which I feel we are entitled.

I am sending copy of this letter to Messrs.  
Beebe & Hall.

Very truly yours,

*Elliott G. Rickarby*

R:F  
346



ELLIOTT G. RICKARBY  
LAWYER  
ROBERTSDALE, ALABAMA

May 27th, 1932

Hon. F. W. Hare  
Monroeville, Alabama

Dear Judge Hare:

VALRIE VS VALRIE: As it appeared in Bay Minette that a number of papers and briefs that had been sent you in equity matters had not reached your hands and as we feel confident of favorable action as soon as our position is properly put before you, I am sending with this a copy of my letter of March 1st and also of the order requested which I feel you will grant as soon as you read it and the case cited. I will also ask that you use the enclosed postal in acknowledging receipt of the papers so that I will know they have reached your hands.

I take this occasion also to ask that you read my letter asking for an order nunc pro tunc in the case of American Historical Society vs Jordan and also that you read my brief in this matter on the motion for a new trial. This is very short and I believe conclusive. If these papers have not reached your hands please let me know at once.

Very truly yours,

*Elliott G. Rickarby*

R:F  
346

THE STATE OF ALABAMA,  
Baldwin County.

No. 991

Circuit Court, In Equity

SARAH P. VALRIE

Complainant

vs.

EDWARD VALRIE

Defendant

This cause, coming on to be heard at this Term, was submitted upon the Bill of Complaint, decree pro confesso and the 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 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 Complainant is forever divorced from the Defendant., on account of cruelty

It is further ordered that the said Sarah P. Valrie be, and ~~thereby~~ *Edward Valrie* permitted to again contract marriage, upon the payment of the costs of Court in this cause.

It is further ordered, that the said Sarah P. Valrie 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 be issued against the said Edward Valrie

It is further ordered, adjudged and decreed that said Sarah P. Valrie shall not again marry except to said Edward Valrie until sixty days after this date, and that if an appeal is taken within sixty days she shall not marry again except to said Edward Valrie

during the said pendency of appeal

This 16<sup>th</sup> day of

*April*

1934

*F. W. Ware*  
Judge of the Circuit Court of Baldwin County.

STATE OF ALABAMA,  
Baldwin 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 \_\_\_\_\_ 193\_\_\_\_\_ in the cause of \_\_\_\_\_

Complainant

vs.

Defendant

as appears of record in said Court.

Witness my hand and the seal of said Court, this the \_\_\_\_\_ day of \_\_\_\_\_ 193\_\_\_\_\_

Register

The State of Alabama, {  
Baldwin County

CIRCUIT COURT

To Mrs. W. L. Perry, Milton Fla.

KNOW YE: That we, having full faith in your prudence and competency, have appointed you Commissioner, and by these presents do authorize you, at such time and place as you may appoint, to call before you and examine Leila Johnson, Milton, Fla,

as witnesses in behalf of Complainant, in a cause pending in our Circuit Court of Baldwin County, of said State, wherein

Sarah Valree,

Complainant

and

Ed Valree,

Defendant,

on oath to be by you administered, upon Interrogatories, to take and certify the deposition... of the witness.... and return the same to our Court, with all convenient speed, under your hand.

Witness 1109 day of Nov 19 32

*[Signature]*

REGISTER

COMMISSIONER'S FEE, \$ 1.00

WITNESS' FEES, \$

THE STATE OF ALABAMA,  
Baldwin County.

No. 991

**Circuit Court, In Equity**

SARAH P. VALRIE

Complainant \_\_\_\_\_

vs.

EDWARD VALRIE

Defendant\_\_\_\_\_

This cause, coming on to be heard at this Term, was submitted upon the Bill of Complaint, decree pro confesso and the 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 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 Complainant is forever divorced from the Defendant, on account of cruelty

It is further ordered that the said Sarah P. Valrie Edward Valrie  
be, and ~~they~~ she are hereby permitted to again contract marriage, upon the payment of the costs of Court  
in this cause.

It is further ordered, that the said Sarah P. Valrie  
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 be issued against the said Edward Valrie.

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

This 12 day of

193 ~~4~~

Judge of the Circuit Court of Baldwin County.

STATE OF ALABAMA,  
Baldwin 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 \_\_\_\_\_ 193\_\_ in the cause of \_\_\_\_\_

Complainant . . .

VS.

Defendant . . .

as appears of record in said Court.

Witness my hand and the seal of said Court, this the  
day of ..... 193---

Register

The State of Alabama, {  
Baldwin County

CIRCUIT COURT

To Mrs. W. L. Perry, Milton Fla.

KNOW YE: That we, having full faith in your prudence and competency, have appointed you Commissioner, and by these presents do authorize you, at such time and place as you may appoint, to call before you and examine Leila Johnson, Milton, Fla,

as witnesses in behalf of Complainant, in a cause pending in our Circuit Court of Baldwin County, of said State, wherein

Sarah Valree,

Complainant

and

Ed Valree,

Defendant,

on oath to be by you administered, upon Interrogatories, to take and certify the deposition... of the witness.... and return the same to our Court, with all convenient speed, under your hand.

Witness 11th day of Nov 19 32

*[Signature]*

REGISTER

COMMISSIONER'S FEE, \$ 1.00

WITNESS' FEES, \$

**The State of Alabama**  
**BALDWIN COUNTY**  
**CIRCUIT COURT**

Sarah Valree,

Complainant  
vs.

Ed Valree,

Milton, Fla.

Defendant

**COMMISSION TO TAKE DEPOSITION**

**COMMISSIONER:**

Mrs. W. L. Perry

**WITNESSES:**

Bella Johnson,

Milton Fla.

No. 991

THE STATE OF ALABAMA,  
BALDWIN COUNTY

CIRCUIT COURT, IN EQUITY  
Baldwin County, Ala.

SARAH P. VALRIE

vs.

Edward P. Valrie

DECREE OF DIVORCE

Filed in office this

18<sup>th</sup>

day of

1934

REGISTER

E. O. M.

MOORE PRINTING CO., BAY MINETTE, ALA.

IN THE CIRCUIT COURT OF BALDWIN COUNTY,  
ALABAMA. IN EQUITY No. 991

SARAH POLK VALRIE, Complainant,  
-vs-

EDWARD VALRIE, Respondent.

Depositions of Sarah Polk Valrie and  
Rosa Robbins, witnesses for the Complain  
and.

*Filed - 2/24/34*  
*M. A. Stone*  
*Register*

Mrs. M. A. Stone, Register,  
Circuit Court,  
Baldwin County, Alabama,  
Bay Minette, Alabama.

B. F. McMILLAN, JR.  
ATTORNEY AT LAW  
803-806 VAN ANTWERP BLDG.  
MOBILE, ALABAMA

*Published in paper court*  
*M. A. Stone*  
*Black.*

*Received*  
*McMillan*



*Ruth Macdonald*  
COMMISSIONER

*Ruth Macdonald*  
COMMISSIONER

*Ruth Macdonald*  
COMMISSIONER

SARAH P. Complainant.

VS

EDWARD VALRIE,  
Respondent.

DEPOSITION OF LELIA JOHNSON,  
WITNESS FOR COMPLAINANT IN THE  
ABOVE ENTITLED CAUSE.

*Received  
and filed  
January 4th 1933  
T. W. Richerson  
Register*

Thomas W. Richerson, Esq.

Register Circuit Court

Bay Minette, Alabama

