

IN THE MATTER OF THE PETITION

OF

MARION D. HOWELL TO REMOVE THE  
DISABILITIES OF NON AGE OF  
JASPER D. HOWELL.

Circuit Court, Baldwin County

In Equity.

This proceeding is submitted on the petition of Marion D. Howell for removal of the disabilities of non age of Jasper D. Howell, and upon the affidavits of Marion D. Howell and *John A. James and W.R. White* and upon consideration, the court is satisfied that it would be to the interest of said minor to be relieved of the disabilities of non age to the extent as prayed in said petition.

It is therefore ordered, adjudged, and decreed that the petition be granted, and that the said Jasper D. Howell ~~be~~ *he* hereby is relieved of the <sup>a</sup>disabilities of non age as prayed in said petition, and is vested with the right, as if he were of full lawful age, to make settlement of the suit brought by him against the National Reduction Corporation, in the Circuit Court of Mobile County, for the recovery of damages ~~and~~ <sup>for</sup> personal injuries received by him while in the employ of National Reduction Corporation, on or about to wit, the 18th day of December, 1919, in the town of Calvert, Washington County, Alabama; and that the said Jasper D. Howell be vested with the right as if he were of full legal age to execute in his own name and behalf and to deliver to the said National Reduction Corporation a receipt or release of all claims of the said Jasper D. Howell against the said National Reduction Corporation for the injuries received by him as aforesaid; and to satisfy any judgment that he may recover in the aforesaid suit, and he is vested with the right as if he were of full legal age, to collect and receive from Inge & Kilborn, his attorneys of record, such sums of money as may be collected by them from the said National Reduction Corporation in settlement of his claim for damages and to execute



and deliver to the said Inge & Kilborn, a receipt for such sums of money so paid to him by the said Inge & Kilborn, and he is vested with the right to use and dispose of said money as he sees fit, and he is vested with the right generally to do and perform all facts necessary to effectuate the matters hereinbefore stated, in all respects, as if he were twenty-one (21) years of age.

It is further ordered that the said Jasper D. Howell file a certified copy of this decree in the office of the Probate Judge of Baldwin County, and a certified copy hereof in the office of the Probate Judge of Mobile County.

It is further ordered that the said Jasper D. Howell pay the costs of this proceeding for which execution may issue.

*Done in term time, this 31 day of May 1920*

*John D. Leigh*  
*Judge*

Done in term time this \_\_\_\_\_  
day of \_\_\_\_\_, 1920.

\_\_\_\_\_  
Judge



and deliver to the said John A. Wilborn, a receipt for such sum  
of money so paid to him of the said John A. Wilborn, and on the first  
of the right to use the said business of said John A. Wilborn, and  
and he is vested with the right to use the said business of said John A. Wilborn, and  
it is necessary to allow the said business of said John A. Wilborn, and

*Proven*

Filed May 31/1920  
T. W. Rice  
Ridgeway

Case of \_\_\_\_\_



In the matter of  
Petition of  
Marion D. Howell  
for removal of  
disabilities of non-eye  
of Jasper D. Howell

In the Circuit Court  
of  
Salisbury County

#236

In Equity

On motion of petitioner's Solicitor, it is  
ordered that this cause be and the  
same is hereby taken under submission  
for final decree on the petition and  
affidavits as noted by the Register.

In term time May 31st, 1920

John D. Leigh  
Judge



# 236

In the Circuit Court  
Baldwin County  
In Equity #236

In Re Petition of  
Marion D Howell

Order of Submission  
Filed Aug 31/1920  
J W Nicolson  
Register

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IN THE MATTER OF THE  
PETITION OF MARION D. HOWELL  
FOR REMOVAL OF THE DISABILITIES  
OF NON-AGE OF JASPER D. HOWELL,  
a minor,

( )  
IN THE CIRCUIT COURT OF  
BALDWIN COUNTY, ALABAMA.

In Equity

NO 236

This cause is submitted on motion of the petitioner to direct the manner of taking the testimony in this cause, and, on consideration thereof, it is ordered and adjudged that the petitioner take the testimony herein by affidavit, and, that in addition to the sworn petition, he offer the affidavits of two competent witnesses in support of the allegations thereof.

In term time this 31st day of May, 1920

John D. Leigh  
Judge

*[Faint handwritten notes and signatures in the lower half of the page]*



County Court of  
Baldwin County  
In Equity  
#236

In Re:-

Petition of Marion  
D. Howell for Removal  
of disabilities and non-  
age of Jasper D. Howell

Order Directing Manner  
of Taking Testimony.

Filed May 31/20  
J. W. Reardon  
Register

In the matter of the Petition of  
MARION D. HOWELL, to remove the  
disabilities of non-age of  
JASPER D. HOWELL

)  
Circuit Court - Baldwin County,  
Alabama.  
)  
In Equity.

Now comes the petitioner in the above entitled cause and moves  
the court to direct the manner in which the evidence touching said  
petition shall be taken.

*Wm. T. Kilborn*  
Solicitors for Petitioner.



Circuit Court  
Baldwin County  
In Equity  
No.

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In re petition of  
Marion S. Howell  
to remove disabilities  
of non-age of  
Jasper S. Howell

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Motion to direct  
manner of taking  
testimony.

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Filed May 31, 1920  
D. W. Williams  
Register

WALTER D. HOWELL  
Plaintiff of non-age of  
MARION S. HOWELL, as executor of  
In the matter of the petition of

In Equity.  
Circuit Court - Baldwin County

How comes the petitioner in the above entitled cause and how

Petitioner

FILE FOR PETITIONER.



I, JASPER D. HOWELL, the minor referred to in the foregoing petition, hereby join in said petition and pray that the same be granted.

I further acknowledge receipt of a copy of the foregoing petition.

Jasper D Howell

Subscribed and sworn to before me  
this 31st day of May, 1920.

D W Ricard  
~~Notary Public,~~ County, Ala.  
Wm H Vincent Court Recorder



TO THE HONORABLE JOHN D. LEIGH,  
JUDGE OF THE CIRCUIT COURT OF BALDWIN COUNTY, ALA.,  
SITTING IN EQUITY:

Your petitioner, Marion D. Howell, who is over 21 years of age and who resides in the town of Bay Minette, Baldwin County, state of Alabama, respectfully shows unto your Honor that he is the father of Jasper D. Howell, who is a minor over the age of 18 years and who resides with your petitioner in the town of Bay Minette, Baldwin County, state of Alabama; that no guardian of the person or estate of the said Jasper D. Howell has ever been appointed; that the said Jasper D. Howell is for his age of mature judgment and of industrious habits, and is well qualified to assume personal control of his estate.

That on or about, to wit: the 18th day of December, 1919, the said Jasper D. Howell was employed by the National Reduction Corporation in or near the town of Calvert, Washington County, Alabama, and while so engaged, and at said time and place, he received personal injuries by reason of the negligence of the foreman under whom he was working; that by his next friend, his father, Marion D. Howell, he brought suit in the Circuit Court of Mobile County against the said National Reduction Corporation to recover damages for the personal injuries received by him as aforesaid; that the said National Reduction Corporation is willing to settle the suit brought by the said Jasper D. Howell for the sum of Fifteen Hundred Dollars (\$1500.00) in cash, but that the said Jasper D. Howell, by reason of his minority, is unable to make an agreement of settlement with the said National Reduction Corporation and is unable to execute and deliver to the said National Reduction Corporation, the necessary release, or to satisfy any judgment that might be recovered by him against the said National Reduction Corporation, or to execute and deliver to his attorneys of record a proper receipt for such moneys as may be collected by his said attorneys in said suit.

For these reasons, it will be greatly to the interest of the said minor to have his disabilities removed so that he can make settlement with the said National Reduction Corporation and execute the proper release or receipt, and so that he may satisfy any judgment that may be



recovered by him against the said National Reduction Corporation, and so that he may execute and deliver to his attorneys of record, a receipt for such sums of money as may be collected by them from the said National Reduction Corporation.

WHEREFORE, your petitioner prays your Honor to hear and determine the matter of his petition, and that in order to a complete consummation of the premises, your Honor will decree that the disabilities aforesaid arising from the minority and non-age of the said Jasper D. Howell, be removed, and that the said Jasper D. Howell be vested with the right as if he were of full lawful age, to make settlement of the suit brought by him against the National Reduction Corporation in the Circuit Court of Mobile County for the recovery of damages for personal injuries received by him while in the employ of the National Reduction Corporation on or about, to wit; the 18th day of December, 1919, in the town of Calvert, Washington County, Alabama; and that the said Jasper D. Howell be vested with right as if he were of full legal age, to execute in his own name and behalf, and to deliver to the said National Reduction Corporation, a receipt or release of all claims of the said Jasper D. Howell against the said National Reduction Corporation, for the injuries received by him as aforesaid; and that the said Jasper D. Howell be vested with the right as if of full legal age, to satisfy any judgment that may be recovered by him in the aforesaid suit, and that he be vested with the right as if of full legal age, to collect and receive from Inge & Kilborn his attorneys of record, such sums of money as may be collected by them from the said National Reduction Corporation in settlement of the claim for damages of the said Jasper D. Howell, and to execute and deliver to the said Inge & Kilborn, as if of full legal age, a receipt for such sums of money so paid to him by the said Inge & Kilborn, and generally to do and perform all acts necessary to effectuate the matters hereinbefore stated, in all respects, as if he were 21 years of age.

Your petitioner prays for such other, further, and different relief as he may be entitled to receive, the premises considered, and as in duty bound he will ever pray, etc.

Subscribed and sworn to before me this 21 day of May, 1920.

Jasper D. Howell

D. M. McCann  
Notary Public, \_\_\_\_\_ County, Ala.  
Clerk Circuit Court Baldwin.



In the Matter of  
Petition of Marion  
D Howell to remove  
Disabilities of non-age  
of Jasper D Howell

In the Circuit Court  
of  
Madison County  
Ark.  
# 236  
In Equity

Note of Evidence

The following evidence is noted on  
behalf of petitioner on submission for  
final decree in this cause:-

1. The sworn petition of Marion D Howell
2. Affidavit of W. R. White
3. Affidavit of John A. Sims

In term time May 31-1920

J. W. Riceworth  
Register



In the Circuit Court  
of  
Baltimore County

In Equity #236

In the Relation of  
Marion D Howell

Filed May 31 - 1920

For Receiver  
Note of Evidence

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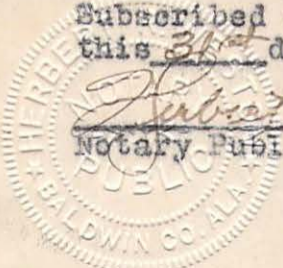


STATE OF ALABAMA,  
BALDWIN COUNTY.

Before me, Herbert R. Weston, a Notary Public in and for said State and County, personally appeared W. R. White who upon being duly sworn by me doth depose and say that he is a resident citizen of Baldwin County, State of Alabama, and has been such for a great many years; that he is well acquainted with Jasper D. Howell, the son of Marion D. Howell, and has known him for a number of years; that no guardian of the person and estate of the said Jasper D. Howell has ever been appointed; that the said Jasper D. Howell is over Eighteen (18) years of age, and is for his age of mature judgment and of industrious habits and good character and is well qualified to assume personal control of his estate; that the said Jasper D. Howell has brought suit in the Circuit Court of Mobile County against the National Reduction Corporation to recover damages for personal injuries received by him on or about the 18th day of December, 1919 while employed by the National Reduction Corporation in or near the town of Calvert, Washington County, Alabama, and that it is to the interest of said minor to remove his disabilities of non age so that he may make settlement of said suit. That it would be inconvenient and expensive to have a guardian appointed for the said Jasper D. Howell simply for the purpose of making settlement of said suit as the matter would then have to be administered through the Probate Court at great expense and inconvenience to the said Jasper D. Howell.

W. R. White

Subscribed and sworn to before me  
this 31st day of May, 1920.



Herbert R. Weston  
Notary Public Baldwin County, Alabama.



Recent Court of  
Baldwin County

In Equity

In matter of petition  
of Marion D Howell  
<sup>for</sup>  
Removal of disabilities of  
non-age of  
Gasper D Howell

Affidavit of  
W. R. White





STATE OF ALABAMA,

BALDWIN COUNTY.

Before me, W. C. Beebe a Notary Public in and for said State and County, personally appeared John A. Vines who upon being duly sworn by me doth depose and say that he is a resident citizen of Baldwin County, State of Alabama, and has been such for a great many years; that he is well acquainted with Jasper D. Howell, the son of Marion D. Howell, and has known him for a number of years; that no guardian of the person and estate of the said Jasper D. Howell has ever been appointed; that the said Jasper D. Howell is over Eighteen (18) years of age, and is for his age of mature judgment and of industrious habits and good character and is well qualified to assume personal control of his estate; that the said Jasper D. Howell has brought suit in the Circuit Court of Mobile County against the National Reduction Corporation to recover damages for personal injuries received by him on or about the 18th day of December, 1919 while employed by the National Reduction Corporation in or near the town of Calvert, Washington County, Alabama, and that it is to the interest of said minor to remove his disabilities of non age so that he may make settlement of said suit. That it would be inconvenient and expensive to have a guardian appointed for the said Jasper D. Howell simply for the purpose of making settlement of said suit as the matter would then have to be administered through the Probate Court at great expense and inconvenience to the said Jasper D. Howell.

John A. Vines

Subscribed and sworn to before me  
this 21 day of May, 1920.

W. C. Beebe  
Notary Public Baldwin County, Alabama.



County Court of  
Baldwin County.  
In Equity.

In the matter of petition  
of Marion D Howell  
for  
Removal of Disabilities  
Minor-age of  
Joseph D Howell

Alfordant of  
John A Vines

John D Vines