

No. 303

Circuit Court of Mobile County
Mobile, Alabama
IN EQUITY

Anna M. Lawrence
et al

VS.

Elvi Fontenot et al

Demand for Oral Examination

Filed June 28 1921

T. M. McIlwain

Register

POWERS PRINTING CO.

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THE STATE OF ALABAMA,
Baldwin County.

CIRCUIT COURT, IN EQUITY.

To Hon. Leon Levinshon,

KNOW YE, That we, having full faith in your prudence and competency, have appointed you Commissioners, and by these presents do authorize you, or any one or more of you, at such time and place as you may appoint, to call before you and examine Hulda M Lawrence and John M Green,

as witnesses in behalf of Complainant, in a cause pending in our Circuit Court of

Baldwin County, of said State, wherein

Hulda M Lawrence et al

Complainant's

and Eloi Fontenot et al

Respondent,

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 28th day of June, 1921.

Leon Levinshon

Register.

DIRECTIONS FOR EXAMINATION OF WITNESSES UPON INTERROGATORIES.

1. If the time and place of executing the Commission are named therein, or in a notice appended thereto, the testimony must be taken at the time and place designated; if no time and place are designated, the Commissioners will call the witness before them at such time and place as they may appoint, and administer to him an oath to speak the truth, the whole truth, and nothing but the truth, in answer to the interrogatories to be propounded to him. The time and place of examining witnesses should be stated in the caption of the deposition.

2. The caption and deposition should be as follows:

THE STATE OF ALABAMA, }
County. }

Deposition of Richard Howe, a witness sworn (or affirmed, as the case may be) on the.....day of.....19....., at.....in said State and County, under and by virtue of a commission issued out of the.....

Court of.....in a certain cause therein pending between James Jones, the plaintiff (or complainant), and Samuel Young, defendant (or respondent). The said Richard Howe, being first duly sworn to speak the truth, the whole truth, and nothing but the truth, doth depose and say as follows:

To the first interrogatory he saith: (Here write the answer of the witness as nearly as may be in the language of the witness, using the first person where he uses it).

To the second direct interrogatory he saith: (Write the answer to this interrogatory, and all others, as directed above).

If there are cross or rebutting interrogatories, go through with them in the same manner, thus:

To the first cross interrogatory he saith, etc.

To the second cross interrogatory he saith, etc.

To the first rebutting interrogatory he saith, etc.

Neither party should be permitted to put to the witness, during his examination, any verbal question or suggestion; and if anything of the kind is done by either party, the Commissioner should write it down in the deposition just as it occurred.

The testimony may be written down by any one or more of the Commissioners, by the witness himself, or by any disinterested third party in the presence of the Commissioners, and be read over to the witness if he desire it, and must be subscribed by him.

3. The Commissioners must then add their certificate, as follows:

We, (or I, if only one acts), the undersigned, Commissioners in said commission named, hereby certify that we are not of counsel or of kin to any of the parties to this cause, nor in any manner interested in the result thereof; that we are personally acquainted with said witness, J——K——, and know him to be the identical person named in said commission (or have had proof made before us of the personal identity of the witness, and that he is the identical person named in said commission); that he was sworn and examined as above stated; and that his evidence was taken down, as near as might be, in his own language, and was subscribed by him in our presence on the.....day of.....19....., at the place above stated.

[L. S.]

E. F.

[L. S.]

G. H.

Commissioners.

If the Commissioners are not personally acquainted with the witness, they must have proof made before them that he is the identical person named in the commission, and so certify.

If the witness claims for his attendance, the Commissioners should state in their certificate the number of miles traveled, the number of days the witness attended, ferriage paid, if any, etc.

4. If any exhibits, writings, or papers are produced and used as evidence by the witness, they shall be annexed to the deposition to which they relate, and shall be identified by suitable letters or marks.

If the testimony cannot be taken in one day, the Commissioners, noting the same, may continue from day to day until completed.

5. The Commissioners will fold the depositions, commission, interrogatories, and exhibits, in a packet sealed with three seals. They will write their name or names across each seal, and direct thus:

A B
 vs.
 C D

Depositions of J K and L M

Mailed the.....day of.....19.....

E. F.

G. H.

To (give name and style of Clerk, Register, or Judge of Probate, as the case may be),

.....County, Alabama.

If sent by private conveyance, should be endorsed: "Forwarded by R A, the.....day of.....19..... The package must be delivered to the officer to whom it is directed. The person bringing the deposition will be required to take an oath that it has not been opened or altered since he received it.

The Commissioner must return the commission.

No. 505

THE STATE OF ALABAMA,

Baldwin County.

CIRCUIT COURT, IN EQUITY.

Hulda M Lawrence

et als.

Complainant

vs.

Eloi Fontenot et als.

Defendant

COMMISSION TO TAKE DEPOSITION
 ON INTERROGATORIES.

COMMISSIONERS:

Hon. Leon Leinshon.

WITNESSES:

Hulda M Lawrence

John M Green.

THE STATE OF ALABAMA,
BALDWIN COUNTY.

}

CIRCUIT COURT, IN EQUITY.

No. Fall, Term, 1912.

Hulda M Lawrence, et al Complainant.....

vs.

Eloi Fontenot et al. Defendant.....

To T.W. Richerson, Register:

In the above stated cause a Decree Pro Confesso having been taking 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 Aubrey Boyles,

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.

Aubrey Boyles,
.....
Solicitor for Complainant.

No. Page

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

Hulda M Lawrence et al

vs.

Eloi Fontenot et al.

REQUEST FOR DECREE IN
VACATION.

Filed July 8th, 1921 191

T. W. Richerson,

Register

Recorded in Record

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Register

..... Hulda M Lawrence et al

..... vs.

..... Eloi Pontenot et al.

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,

..... and testimony of Hulda M Lawrence.

..... and in behalf of Defendant upon

..... *J. W. Rice*

Register

No. 303

THE STATE OF ALABAMA,
BALDWIN COUNTY

IN EQUITY,
CIRCUIT COURT OF BALDWIN COUNTY.

Anna M. Lawrence

et al

vs.

Elvis Pontreud et al

NOTE OF TESTIMONY.

Filed in Open Court this 9th

day of July 1921

R. W. Robinson

Register

No. 20

BAY MINETTE, ALA. SEP 28 1921 1921

Baldwin County Bank 61-258

PAY TO THE
ORDER OF

E. R. Hartman

~~\$5~~²⁹

Five & 29/100

DOLLARS

Halda M. Lawrence
Receiver



STATEMENT OF ACCOUNT

Name H. M. Lawrence, Receiver

Address Wyo. Ala

IN ACCOUNT WITH

BALDWIN COUNTY BANK
Bay Minette, Alabama

IS THE ABOVE YOUR
CORRECT ADDRESS?

Statement of your Account to _____ 12-5-1921

PLEASE EXAMINE AT ONCE. IF NO ERROR IS REPORTED IN TEN DAYS THE ACCOUNT WILL BE CONSIDERED CORRECT.

MADE BY BAKER-VAWTER CO.

MACHINE BOOKKEEPING STATEMENT PAPER

DATE	CHECKS IN DETAIL	DATE	DEPOSITS
	BALANCE BROUGHT FORWARD <input checked="" type="checkbox"/>	NOV 30	432.82
DEC 5	5.29 -		
BALANCE		DEC 5	427.53

This statement is furnished you instead of balancing your pass book. It saves you the trouble of bringing your pass book to the bank and waiting for it to be balanced. These statements will be found very convenient to check up and file. All items are credited subject to final payment.

USE YOUR PASS BOOK ONLY AS A RECEIPT BOOK IN MAKING DEPOSITS.

No. 98

BAY MINETTE, ALA.

77 28 1921

191

Baldwin County Bank

61-258

PAY TO THE
ORDER OF

W. J. Ward

~~\$5²⁹~~

Five ²⁹/₁₀₀

DOLLARS

Hulda M. Lawrence

Receiver Home Gardens Land Co.

Chas. Edwards

