

.....:
MARY VALRYE, :
 COMPLAINANT. :
 VS. :
HARRISON VALRYE, :
 RESPONDENT. :
.....:

IN THE CIRCUIT COURT OF BALDWIN
COUNTY, ALABAMA.
IN EQUITY. NO. 311.

The depositions of Mary Valrye and Allen Jones witnesses examined on behalf of the Complainant in the above entitled cause which is pending in the Honorable Circuit Court of Baldwin County, Alabama, in Equity.

The said witnesses appeared before me at the time and place hereinafter named, and after having been first duly sworn by me to speak the truth, the whole truth, and nothing but the truth, did testify and say as is shown and set out in their said depositions.

DEPOSITION OF ALLEN JONES.

My name is Allen Jones and I am twenty six years old. I live in Baldwin County, Alabama, and have known Mary Valrye all of her life and Harrison Valrye all of my life. They ~~have~~ ^{are} both over twenty four years of age. and Harrison has always lived in Baldwin County, but Mary has been living in Mobile County for about two years. I do not remember the date they were married, but it was about nine years ago in Baldwin County and they lived together there for two years when he voluntarily abandoned her which has continued up to the present time and for more than five years past during which time he has contributed nothing to her support. About four or five years ago he got a baby by Agnes Jones.

Allen Jones

DEPOSITION OF MARY VALRYE.

My name is Mary Valrye and I am between twenty four and twenty five years old. I was born in Mobile County, Alabama, but moved to Baldwin County when I was a small child and lived there until about the middle of September, 1919, when I again moved to Mobile and have lived here ever since. My husband, Harrison Valrye is older than I am and lives in Baldwin County, Alabama and has lived there all of his life. I was married to Harrison Valrye in Baldwin County, Alabama, on the 5th day of September, 1912. and lived with him for a little over two years. He then left me without any cause on my part and has since ^{contributed} lived separate and apart from me and has not one cent towards my support. About five years ago Harrison had a child by Agnes Jones. He admits the child and openly claims it as his own. I have not condoned this offense

Mary Valrye

CERTIFICATE.

I, T. T. Shepard, the commissioner named in the foregoing commission which issued out of the Honorable Circuit Court of Baldwin County, Alabama, do hereby certify that in a certain cause pending in said Court, wherein Mary Valrye is the Complainant and Harrison Valrye is the Defendant, under and by virtue of the power conferred upon me by said commission, I caused the said Mary Valrye and Allen Jones, who were made known to me to be the identical witnesses named in the said Commission, to come before me at room 1010 Van Antwerp Building in the City of Mobile, Alabama, on the third day of October, 1921; that said witnesses were first duly sworn by me as stated; that they were then examined by me and testified in response thereto as it is herein above written; that said testimony was by me reduced to writing and as near as might be in the identical language of the said witnesses, and that after said testimony had been so reduced to writing, it was by me read over to the said witnesses, who assented to and signed the same in my presence, and in the presence of J.H. Webb, one of the Solicitors for the Complainant.

I further certify that I am not of Counsel or of kin to any of the parties to the cause and am not in any wise interested in the result thereof.

Witness my hand this 3rd day of October, 1921.

T. T. Shepard
COMMISSIONER.

THE STATE OF ALABAMA,

Baldwin County.

CIRCUIT COURT, IN EQUITY.

To Hon. T. T. Shepard,

KNOW YE, That we, having full faith in your prudence and competency, have appointed you Commissioners, and by these presents do authorize you, ~~at such time and place as you may appoint~~, at such time and place as you may appoint, to call before you and examine Mary Valrye and Allen Jones

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

Mary Valree,

is Complainant

and

Harrison Valree,

is Respondent,

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

Witness 6th day of September, 1921

J. M. Richardson

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.]
[L. S.]

E. F.
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, ferrriage 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:

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.

A B
vs.
C D
Depositions of J K and L M

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. 311.

THE STATE OF ALABAMA,

County. Baldwin

CIRCUIT COURT, IN EQUITY.

Mary Valree,

Complainant

vs.

Harrison Valree,

Defendant

COMMISSION TO TAKE DEPOSITION ON INTERROGATORIES.

COMMISSIONERS:

Hon. T. T. Shepard,

WITNESSES:

Mary Valree,

vs.

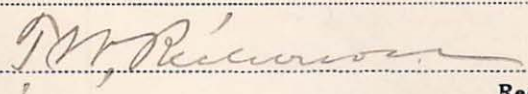
Harrison Valree,

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, ~~deceit pro confesso and testimony of Mary Valrye, and Allen Jones,~~

and in behalf of Defendant upon



Register

7
No. 311.

THE STATE OF ALABAMA,
BALDWIN COUNTY

IN EQUITY,
CIRCUIT COURT OF BALDWIN COUNTY.

Mary Valree,

vs.

Harrison Valree,

NOTE OF TESTIMONY.

Filed in Open Court this 5th,
day of October, 1911

G. M. Beckman
Register

MARY VALREE,
COMPLAINANT.

NO. _____

VS.

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

HARRISON VALREE,
RESPONDENT.

TO THE HONORABLE JOHN D. LEIGH, JUDGE OF THE TWENTY-
FIRST JUDICIAL CIRCUIT, SITTING IN EQUITY:

THE BILL OF COMPLAINT OF MARY VALREE, EXHIBITED AGAINST
HARRISON VALREE, RESPECTFULLY REPRESENTS AND SHOWS UNTO YOUR HONOR
THE FOLLOWING:

1.- That complainant is a resident of Mobile County,
Alabama, and her husband, Harrison Valree, is a resident of Baldwin
County, Alabama, and has so resided since his birth, and they are
both more than twenty-one years of age.

2.- Complainant was married to Harrison Valree, on
September 5th., 1912, in Baldwin County, Alabama, and lived with
him as his wife for two years, when he voluntarily abandoned her,
which abandonment has continued up to the present time, and for
more than five years past, he has not contributed anything to her
support.

3.- Complainant further alleges that since their said
marriage, her said husband has been guilty of committing adultery
with Agnes Jones, and various other parties whose names are not
known to her, which said acts have not been condoned.

PRAYER.

The premises considered, complainant prays that Harrison
Valree be made party defendant to this bill of complaint, and that
such process issue and proceedings be had as are in conformity with
the rules and practice of this Honorable Court, and upon proper proof
being made, complainant be granted a decree of divorce from the
bonds of matrimony.

Bobb McAlpine & Grove
SOLICITORS FOR COMPLAINANT.

FOOT NOTE: The respondent is required to answer each of the alle-
gations of the foregoing bill, from 1 to 3, both inclusive, but not
under oath, answer under oath being hereby expressly waived.

Bobb McAlpine & Grove
SOLICITORS FOR COMPLAINANT.

Divorce Decree.

The State of Alabama,

Baldwin

County.

-----C-----
CIRCUIT COURT, IN EQUITY.
-----C-----

Mary Valree

Complainant

vs.

Harrison Valree

Respondent

This cause coming on to be heard was submitted upon Bill of Complaint, decree pro confesso, and Testimony as noted by the Register, and upon consideration thereof, the Court is of the 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 same are hereby, dissolved, and that the said *Mary Valree* is forever divorced from the said *Harrison Valree* for and on account of *Adultery on the part of Harrison Valree -*

It is further ordered, adjudged and decreed that neither party to this suit shall again marry except to each other until sixty days after the rendition of this decree, and that if appeal is taken within sixty days, neither party shall again marry except to each other during the pendency of said appeal.

It is further ordered that *Mary Valree* be, and *she is* hereby permitted to again contract marriage upon the payment of the cost of this suit.

It is further ordered that *Mary Valree* the *Complainant* pay the cost herein to be taxed, for which execution may issue.

This *December 31/921*

John D. Leigh
Judge of Circuit Court
in Equity.

I, _____, Register of the Circuit Court for _____ County, Alabama, do hereby certify that the foregoing is a correct copy of the original decree rendered by the Judge of the Circuit Court in the above stated cause, which said decree is on file and enrolled in my office.

Witness my hand and seal this the _____ day of _____ 19____

THE STATE OF ALABAMA,
BALDWIN COUNTY.

CIRCUIT COURT OF BALDWIN COUNTY,
IN EQUITY.

To any Sheriff of the State of Alabama—GREETING:

WE COMMAND YOU, That you summon Harrison Valree

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

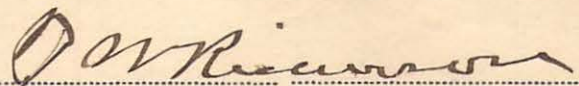
Mary Valree

against said Harrison 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 3rd day of June

.....1927.....



Register.

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

Original

Serve on _____

Circuit Court of Baldwin County
In Equity

No. _____

SUMMONS

Mary Valree

vs.

Harrison Valree

Webb, McAlpine

& Grove.

Solicitor for Complainant

Recorded in Vol. _____ Page _____

THE STATE OF ALABAMA
BALDWIN COUNTY

Received in office this _____

day of _____ 192_____

Sheriff

Executed this 10th day of

June 1921

by leaving a copy of the within summons with

Harrison Valree

Defendant

W.R. Stuart

Sheriff

By _____

Deputy Sheriff

RECORDED

LAW OFFICES OF
WEBB, McALPINE & GROVE
VAN ANTWERP BUILDING
MOBILE, ALABAMA

JAMES H. WEBB
JOHN W. McALPINE
EDWARD J. GROVE

October 4th., 1921.

Hon. T. W. Richerson,
Bay Minette, Alabama.

Dear Sir:-

On yesterday, Judge Shepard forwarded to you testimony in the case of Valree vs. Valree. We hereby request publication of the testimony and submission for decree.

Yours truly,

Webb, McAlpine & Grove,
Solicitors for Complainant.

W/H.

LAW OFFICES OF
WEBB, McALPINE & GROVE
VAN ANTWERP BUILDING
MOBILE, ALABAMA

JAMES H. WEBB.
JOHN W. McALPINE.
EDWARD J. GROVE

July 20th., 1921.

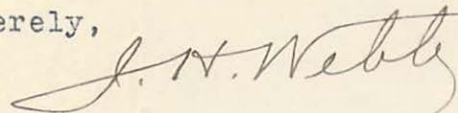
Mr. T. W. Richerson,
Bay Minette, Alabama.

Dear Tom:-

On June 11th., you notified me that service had been had on Harrison Valree, and I would like to know whether or not any answer has been filed, so that I can either proceed with the taking of the testimony, or furnish you with the military affidavit and get a decree pro confesso. If an answer has been filed, I would like a copy of same.

Yours sincerely,

W/H.

A handwritten signature in cursive script, appearing to read "J. H. Webb", written in dark ink. The signature is positioned to the right of the typed name "Yours sincerely," and is connected to the rest of the letter by a long, sweeping horizontal line that extends across the width of the page.

LAW OFFICES OF
WEBB, McALPINE & GROVE
VAN ANTWERP BUILDING
MOBILE, ALABAMA

JAMES H. WEBB.
JOHN W. McALPINE.
EDWARD J. GROVE

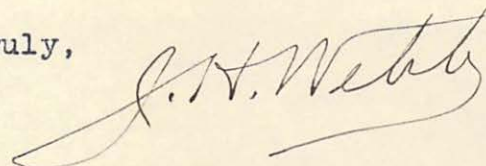
August 30th., 1921.

Hon. T.W.Richerson,
Bay Minette, Alabama.

Dear Tom:-

Enclosed find military affidavit, motion for decree pro confesso, and request for oral examination of witnesses. After you have granted the motion for decree pro confesso, next Monday, please file the request for oral examination, and send me commission. Please name as commissioner to take the testimony, T. T. Shepard, who has an office adjoining mine.

Yours truly,



W/H.
(ENCS.)

MARY VALREE,
COMPLAINANT.

VS.

HARRISON VALREE,
RESPONDENT.

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

NO. _____

STATE OF ALABAMA,)
COUNTY OF MOBILE.)

Before me, L. C. Harris, a Notary Public in and for the State and County aforesaid, personally appeared Mary Valree, who, being by me first duly sworn, says that she is the complainant in the divorce proceeding against Harrison Valree, pending in the Circuit Court of Baldwin County, Alabama; that the defendant, Harrison Valree, is not in the service of the Military or Naval branches of the United States, and has not been since the filing of this suit, but that he is living in Baldwin County, Alabama, and is engaged in the civil pursuit of an ordinary laborer.

Mary Valree

Sworn to and subscribed before me, this 30th day of August, 1921.

L. C. Harris
Notary Public, Mobile County, Alabama.

THE STATE OF ALABAMA,

Baldwin County.

No.

CIRCUIT COURT, IN EQUITY.

Mary Valree, Complainant

vs.

Harrison Valree, Defendant

In this cause it appears to the Register, that a Summons requiring the Defendant Harrison Valree,

to appear and demur, plead to or answer the Bill of Complaint in this cause within thirty days after the service of said Summons upon Harrison Valree, was served upon him by the Sheriff of Baldwin County, Alabama, on the 10th, day of June, 19 21, and the said Defendant having failed to demur, plead to or answer the said Bill of Complaint to this date, it is now, therefore, on motion of Webb Mc Alpine and Grove, Atty's for Complainant, ordered and decreed that the said Bill of Complaint in this cause be and it hereby is in all things taken as confessed against the said Harrison Valree,

Defendant.....aforesaid.

This 5th, day of Sept 19 21.

[Handwritten signature]

Register.

THE STATE OF ALABAMA,

Baldwin County.

CIRCUIT COURT, IN EQUITY.

Mary Valree,

vs.

Harrison Valree,

DECREE PRO CONFESSO ON
PERSONAL SERVICE.

Issued Sept 5th 19 21

J. M. Williams
Register.

Recorded in Record,

Vol. Page

Register.

The State of Alabama, ~~Mobile~~ County

MARY VALREE, Complainant

No. vs.

HARRISON VALREE, Defendant

Circuit Court of ~~Mobile~~ ^{BALDWIN} County

IN EQUITY

The Complainant

requests the oral examination of the following named witness **es**
on **her** behalf, viz.:

Mary Valree, and
Allen Jones,

said witnesses reside in the County of **Mobile**,
State of Alabama.

T. T. Shepard,
who reside at 1010 Van Antwerp Building, Mobile, Alabama,

is suggested as a suitable person to be appointed Commissioner to take the deposition^s of said
witness **eson** such oral examination

W. M. W. [Signature]

Solicitor for Complainant.

5 -
No.....

Circuit Court of Mobile County
Mobile, Alabama
IN EQUITY

Mary Calver

VS.

Harrison Calver

Demand for Oral Examination

Filed *August 5th* 1921

W. R. ...
Register