

Do you know the name of the Plaintiff in
this suit?

Ans. I don't know what the suit is, or who brings
it.

And further this Deponent saith not.

G. B. Sample

Shepard Mallory, being duly sworn according
to Law deponeeth and saith as follows -

1st. Quer. by Mr. Peck of Counsel for the Plaintiff.
Please state your name age residence and
occupation?

Ans. Shepard Mallory, 40. Haverhill, and am
a Carpenter.

2d. Quer. Do you know the Plaintiff in this suit?

Ans. I do, Sir

3d. Quer. Did you know her father and mother
and if so, who were they?

Ans. I did. Her father's name was James Williams

and her mother name was Daisy.

4th. Ques. State whether James Williams ever recognized the Plaintiff as his daughter?

Ans. He did. The last of his being here, he rented a kitchen from Mr. Sheldon Sclaters wife, right where Mrs. Howard lives now, and they all lived there together. He and his wife, and I and my wife - his daughter.

5th. Ques. State if you can, whether he ever recognized the Plaintiff, Mary Susan Williams, as his child since 1866?

Ans. He has, because he got ready to send to Montgomery Alabama, to have her come here. I was to help him bear ~~his~~^{her} expenses here. I had a wife here, and as I knew if she came here, it would make trouble in my family, I was slow about it, and shortly after the old man died.

6th. Ques. Was that while he lived with Rebecca as his wife?

Ans. Rebecca was living in a house with him, but he did not claim her as his wife at that time.

7th. Quer. How long was this before he died?

Ans. I suppose it was six or eight months before he died. His youngest daughter Angie, was lying very low at that time, and he wished to send for her sister to come and help take care of her.

8th. Quer. How many children did they have, and what were their names, and what has become of them?
James Williams and Daisy

Ans. Seven, Three boys and four girls. The oldest one of the children was named Peggy. She died of the Cholera. She was a tall mulatto, with straight hair, like mine. The next one was Mary Susan, and she went from here to Smithfield with Mr. Dick Cary, ^{and from there to Alabama,} where she is now. The next one was named Nancy. She went to Smithfield with Mr. Cary, and from there to Richmond where she died during the war. Angie, went to Richmond with Mr. Cary, and came back here after the war, and died down by Mr. Sewell's at her father's. One of the boys - Sam - belonged to Mr. Parker - out here in the Penitentiary. He died at Mills Creek since the close of the War. The other two boys went away with Mr. Cary. One of them I heard was

in Montgomery about five years ago. Have not heard any thing from him since. I never heard any thing from the other one, since he went away with Mr. Cany.

9th. Ques. Are you interested in any way in the result of this suit?

Ans. I am not. If I am, I do not know it.

Cross examination

1st. x Ques. by Mr. Porter, Counsel for Dft.

Are you in any way related to the Plaintiff in this suit?

Ans. I am not.

2d. x Ques. In your examination in chief, you stated that James Williams was speaking of Sundry for Susan, and you were to assist him. Please state now, how you know where Susan was, and why you were to assist him?

Ans. She wrote a letter here to Old man Taylor before he died, requesting to have it read here in Church, and inquiring if her father was living. He knew her father, and knew

that she had been my wife. He then sent the letter to me, and I went around with him to see Old man Taylor, and he got me then to carry the letter down to old man James Williams her father. He agreed then to send for Mary Sarah, and I agreed to help him, on account of getting my child home.

3d. x Ques. Did you read that letter?

Ans. I did not. At that time I could not read.

4th x Ques. Are you positively sure that the Plaintiff in this Suit is living, and if so, from what source do you derive that knowledge?

Ans. I don't know. I can't say she is living now. But about two months ago, she wrote a letter to Mrs. Pitt for me saying she was very sorry that I had forsaken her, and was not looking out for her welfare.

5th x Ques. Do you know, of your own knowledge of any undertaking or agreement entered into by Daisy and James Williams, to occupy the relations to each other of husband and wife?

Ans. I know that they lived together as man and wife, and that I suppose to, before I was born as they had children older than I was.

6th Ques. Were you ever married to the Plf. in this suit.

Ans. I was, in the way that all slaves were married. Old man Bishop Taylor married us.

Re Direct Examination resumed.

1st Ques. by Mr. Willis. Counsel for Plf. When you took the letter to James Williams, did he express any doubt as to its genuineness? and did he not then recognize Mary Susan as his daughter?

Ans. He did not express any doubt as to its genuineness, and acknowledged Mary Susan as his daughter.

2d. Had he manifest any feeling, upon hearing from his daughter?

Ans. Yes sir, he seemed to be as glad as a man could be to hear from his daughter, and all the whole family did.

3d. Have you ever cohabited with, or recognized Mary Susan as your wife, since 1864, and