

1 Mark L. Means (ISB 7530)
2 MEANS LAW and MEDIATION
3 MEANS-LAW
4 429 SW 5th Ave, Suite 110
5 Meridian, ID 83642
6 Telephone: 208.794.3111
7 Facsimile: 1.866.228.3429
8 Email: mlm@means-law.com
9 Icourt Email: icourtlaw@gmail.com
10 Website: www.means-law.com
11 Attorney for LORI NORENE (DAYBELL) VALLOW

12 **IN THE DISTRICT COURT OF THE SEVENTH JUDICIAL DISTRICT OF**
13 **THE STATE OF IDAHO, IN AND FOR THE COUNTY OF FREMONT**

14 STATE OF IDAHO,
15 PLAINTIFF

16 Case No: CR22-20-0838
17 CR22-20-0755

18 Vs.

19 **DECLARED MOTION PURSUANT TO**
20 **UNITED STATES CONSTITUTION ARTICLE**
21 **IV, SECTION 1**

22 LORI NORENE VALLOW AKA LORI NORENE
23 DAYBELL
24 DEFENDANT
25 DOB: 1973

26 MR. CHAD DAYBELL
27 DEFENDANT
28 DOB: 1968

29 COMES NOW DEFENDANT LORI NORENE VALLOW (DAYBELL) by and through
30 her Attorney of Record, Mark L. Means of Means Law Office, PLLC and move this Court
31 pursuant to the United States Constitution Article IV, Section 1 as well as other applicable
32 rules of law as follows:

33 **The United States Constitution Article IV, Section 1 states:** "Full Faith and
34 Credit shall be given in each State to the public Acts, Records, and judicial Proceedings of
35 every other State. And the Congress may by general Laws prescribe the Manner in which
36

1 such Acts, Records and Proceedings shall be proved, and the Effect thereof.”¹ A common-law
2 marriage is a valid marriage when the couple cohabits, they hold each other as husband and wife, and
3 there is an agreement that the couple intends to be married. Under the conflicts of laws and ‘Full Faith
4 and Credit Clause’ of the United States Constitution (FFCC),⁽²⁾ states must recognize common-law
5 marriages when such marriage is valid in a sister state.

6 On or about November 5, 2019, Defendant Lori Norene Ryan Vallow (Daybell) was
7 legally and lawfully wedded to Defendant Mr. Chad Guy Daybell in the State of Hawaii.³ Defendant true
8 full name as of this date (which precedes any legal action in the State of Idaho) is Lori Norene Ryan
9 Vallow Daybell, or Mrs. Daybell. All State interest or argument to oppose this motion is subservient to
10 the US Constitution application in this matter.⁴

11 Defendant moves this Court to order all headings for this legal proceeding, both past
12 and in the future, to identify said Defendant as “Lori Norene Ryan Vallow Daybell” or Mrs. Lori Daybell.

13 **That I Certify (or Declare) under penalty of perjury pursuant to the Law of the**
14 **State of Idaho that the foregoing is true and correct**

15 DATED this 8 day of March 2021.

16 *M.L. Means*

17 Mark L. Means

18 Advocate for Mrs. Lori Norene Vallow (Daybell)

19
20
21

1 US Constitution Article IV, Section 1.

22 2 Id.

23 3 See Attached true and accurate copy of Certificate of Marriage.

24 4 See United States Supreme Court in Mills vs. Duryee which held (in
25 summary) that The Courts of every state had to give same effects to
26 judgments (in this case certificates) of other states as the latter would
have in the courts of the State that rendered them. (Mills vs. Duryee, 11
U.S. 481 (1813). *Chicago & Alton v. Wiggins*, [119 U.S. 615](#) (1887):

"Without doubt the constitutional requirement (article 4, 1) ... implies
that the public acts of every state shall be given the same effect by the
courts of another state that they have by law and usage at home. This is
clearly the logical result of the principles announced as early as 1813,
in Mills v. Duryee, 7 Cranch, 481, and steadily adhered to ever since."

1 **CERTIFICATE OF SERVICE**

2 The undersigned certifies that on this 8 day of March 2021, I caused a
3 true and correct copy of the FOREGOING document to be forwarded by the method(s)
4 indicated below, to the following:

5 MADISON COUNTY PROSECUTING ATTORNEY x_____ Efile
6 Email: mcpo@madison.id.us

7 Mr. John Prior x_____ Efile
8 Email: john@jpriorlaw.com

9 DATED this 8 day of March 2021.

10 Mark L. Means
11 Mark L. Means
12 Advocate for Mrs. Lori Norene Vallow (Daybell)

202 North 1900 East
REXBURG, Idaho 83440

CERTIFICATE OF MARRIAGE

STATE OF HAWAII
DEPARTMENT OF HEALTH



CERTIFICATE NUMBER
151 2019-017383

NAME OF GROOM
Chad Guy Daybell

DATE OF BIRTH
AUGUST 11, 1968

GROOM'S PLACE OF BIRTH
PROVO, UTAH

GROOM'S DECLARED MIDDLE NAME(S)
Guy

FATHER'S FULL NAME
Jack Lee Daybell

FATHER'S STATE OR COUNTRY OF BIRTH
UTAH

GROOM'S DECLARED SURNAME
Daybell

MOTHER'S MAIDEN NAME
Sheila Fern Chesnut

MOTHER'S STATE OR COUNTRY OF BIRTH
UTAH

NAME OF BRIDE
Lori Norene Ryan Vallow

DATE OF BIRTH
JUNE 26, 1973

BRIDE'S PLACE OF BIRTH
LOMA LINDA, CALIFORNIA

BRIDE'S DECLARED MIDDLE NAME(S)
Ryan

FATHER'S FULL NAME
Barry Lee Cox

FATHER'S STATE OR COUNTRY OF BIRTH
CALIFORNIA

BRIDE'S DECLARED SURNAME
Daybell

MOTHER'S MAIDEN NAME
Janis Lynn Conner

MOTHER'S STATE OR COUNTRY OF BIRTH
CALIFORNIA

DATE OF MARRIAGE
NOVEMBER 05, 2019

PLACE OF CEREMONY
ANINI BEACH PARK

COUNTY
KAUAI

ISLAND
KAUAI

DATE ACCEPTED BY STATE REGISTRAR
11/07/2019

PERFORMER
MORE, COLIN EDWARD

OHSM 5.3 (Rev 2/13) This copy serves as prima facie evidence of the fact of marriage in any court proceeding. [HRS 572-13(c), 338-13(b)]

ANY ALTERATIONS INVALIDATE THIS CERTIFICATE