

IN THE CIRCUIT COURT OF

BALTIMORE CITY.

B 163
1926

CORA FIERCE

VS.

CHARLES FIERCE

BILL FOR DIVORCE.

+ Order of Publication

Mr. Clerk:-

Please file.

Davis & Evans

ATTORNEYS FOR PLAINTIFF.

B 30578
17 2

DAVIS & EVANS

ATTORNEY AT LAW

215 SAINT PAUL PLACE

BALTIMORE, MD.

Fd 9 April 1926

BAUMGARTEN & CO., INC.

CORA FIERCE : IN THE CIRCUIT COURT
VS. : OF
CHARLES FIERCE : BALTIMORE CITY.

TO THE HONORABLE, THE JUDGE OF SAID COURT:

Your Oratrix complaining respectfully represents:

1. That she was married to her husband, Charles Fierce on or about the 18th day of December, 1918 and with whom she resided until the 15th day of February, 1924 when the defendant deserted the plaintiff.
2. That ever since said marriage your Oratrix has behaved herself as a faithful, chaste and affectionate wife toward the said Charles Fierce.
3. That the said Charles Fierce has on divers days and times since said marriage committed the crime of adultery with divers, lewd and abandoned women whose names are unknown to your Oratrix, and said offense has not been condoned by your Oratrix.
4. That your Oratrix has not lived or co-habited with said defendant since she discovered said adulteries.
5. That there are no children born as issue of said marriage.
6. That your Oratrix is a citizen of the State of Maryland, having resided in Baltimore City for more than three years prior to the filing of this Bill of Complaint, but that the defendant is a non-resident of the State of Maryland and when last heard of was in New Bridge, Kentucky.

TO THE END, THEREFORE:

- (a) That your Oratrix may be divorced A Vinculo Matrimonii from the said Charles Fierce.

(b) That she may have such other and further relief as her case may require.

May it please your Honor to grant unto your Oratrix the Order of Publication directed against the said Charles Fierce a non-resident of the State of Maryland, commanding and requiring him to be and appear in this Court on some day certain to be named therein to answer the premises and abide by and perform such decree or order as may be passed therein.

AND as in duty bound, etc.

Davis Evans

SOLICITORS FOR PLAINTIFF.

DAVIS & EVANS, SOLICITORS

215 ST. PAUL PLACE

IN THE CIRCUIT COURT OF BALTIMORE CITY

CORA FIERCE VS. CHARLES FIERCE

ORDER OF PUBLICATION

The object of this Bill is to procure a divorce A Vinculo Matrimonii by the plaintiff, Cora Fierce from the defendant, Charles Fierce.

The bill recites that the parties were married on or about the 18th day of December, 1918 and lived together until the 15th day of February, 1924 when the defendant deserted the plaintiff. That ever since said marriage your Oratrix has behaved herself as a faithful, chaste and affectionate wife toward the said Charles Fierce. That the said Charles Fierce, has on divers days and times since said marriage, committed the crime of adultery with divers, lewd and abandoned women, whose names are unknown to your Oratrix and said offense has not been condoned by your Oratrix. That your Oratrix has not lived or co-habited with said defendant since she discovered his said adulteries. That there are no children born as issue of said marriage. That your Oratrix is a citizen of the State of Maryland, but that the defendant is a non-resident of the State of Maryland and when last heard of was in New Bridge, Kentucky.

It is thereupon ordered by the Circuit Court of Baltimore City this 9 day of *April* 1926 that the plaintiff by causing a copy of this order to be inserted in some daily newspaper published in Baltimore City, once a week for four successive weeks before the 10 day of *May* 1926, give notice to the absent defendant of the object and substance of this Bill, warning him to be and appear in this Court in person or by Solicitor on or before the 27 day of *May* 1926 to show cause, if any he may have why a decree should not be passed as prayed.

James P. Foster

192....

Docket No. *163*
1926

Fierce

vs.

Fierce

Certificate of Publication

B 30578
(3)

THE DAILY RECORD

Filed *14* day of *June* 1926.
June

THE DAILY RECORD

MAY 1 - 1926

Baltimore, 192.....

DAVIS & EVANS, SOLICITORS,
215 St. Paul Place.

IN THE CIRCUIT COURT OF BALTI-
MORE CITY — (B — 163 — 1926) — Cora
Fierce vs. Charles Fierce.

ORDER OF PUBLICATION.

The object of this bill is to procure a
divorce a vinculo matrimonii by the plain-
tiff, Cora Fierce, from the defendant,
Charles Fierce.

The bill recites that the parties were
married on or about the 18th day of De-
cember, 1918, and lived together until the
15th day of February, 1924, when the de-
fendant deserted the plaintiff. That ever
since said marriage your oratrix has be-
haved herself as a faithful, chaste and af-
fectionate wife toward the said Charles
Fierce. That the said Charles Fierce has
on divers days and times since said mar-
riage, committed the crime of adultery
with divers, lewd and abandoned women,
whose names are unknown to your oratrix
and said offense has not been condoned by
your oratrix. That your oratrix has not
lived or cohabited with said defendant
since she discovered his said adulteries.
That there are no children born as issue
of said marriage. That your oratrix is
a citizen of the State of Maryland, but
that the defendant is a non-resident of the
State of Maryland and when last heard of
was in New Bridge, Kentucky.

It is thereupon ordered by the Circuit
Court of Baltimore City this 9th day of
April, 1926, that the plaintiff by causing
a copy of this order to be inserted in some
daily newspaper published in Baltimore
City, once a week for four successive
weeks before the 10th day of May, 1926,
give notice to the absent defendant of the
object and substance of this bill, warning
him to be and appear in this Court in
person or by solicitor on or before the
27th day of May, 1926, to show cause if
any he may have, why a decree should
not be passed as prayed.

JAMES P. GORTER.

True Copy—Test:
CHAS. R. WHITEFORD,
ap10,17,24my1 Clerk.

We hereby certify that the annexed advertise-

ment of Order.....*Publication*.....Circuit Court

.....of Baltimore City, Case of.....

Cora Fierce
vs. *Charles Fierce*

was published in THE DAILY RECORD, a daily news-

paper published in the City of Baltimore, once in each of

Four successive weeks before the

10th day of *May*, 192*6*

First insertion.....*Apr. 10th*, 192*6*

THE DAILY RECORD

Per.....*Shatzel*

163

Ct. Ct.

1926

Docket 366

Cora Fieree

vs.

Charles Fieree

Decree Pro Confesso.

No.

B. 30578
(4)

Filed

14 June 1926

14 June 1926

Cora Fierce
vs.
Charles Fierce

IN THE
Circuit Court
OF
BALTIMORE CITY.

May Term, 1926

The Defendant having been duly ~~summoned~~ (notified by Order of Publication) to appear to the Bill of Complaint, and having failed to appear thereto, according to the exigency of the writ, (said Order).

It is thereupon this *14* day of *June* in the year nineteen hundred and twenty *six* by the Circuit Court of Baltimore City, ADJUDGED, ORDERED and DECREED, that the complainant is entitled to relief in the premises, and that the bill of Complaint be and is hereby taken pro confesso against the defendant. But because it doth not certainly appear to what relief the Plaintiff is entitled, it is further *Adjudged*, and *Ordered*, that one of the Examiners of this Court, take testimony to support the allegations of the bill.

W. H. ...

Doc. B $\frac{163}{1926}$

3/13/2/90

In the Circuit Court,
OF BALTIMORE CITY

DEPOSITIONS

Cora Liece

vs.

Charles Liece

No. 3057803

PLAINTIFF'S COSTS

Examiners..... \$
Copies.....
Sheriff.....
Stenographer.....
\$ _____

DEFENDANT'S COSTS

Examiners..... \$
Copies.....
Sheriff.....
Stenographer.....
\$ _____

Fd 24 Aug 1926

Cora Fierce

vs.
Charles Fierce

In the Circuit Court
OF BALTIMORE CITY.

A Decree Pro Confesso having been passed in said cause and notice having been given me by the Solicitor for the plaintiff of a desire to take testimony in the same, I, A. de RUSSY SAPPINGTON, one of the Standing Examiners of the Circuit Courts of Baltimore City, under and by virtue of an order of the above named Circuit Court, passed in said cause on the fourteenth day of August 1926, met on the fourteenth day of August in the year nineteen hundred and twenty six at my office, in the city of Baltimore, in the State of Maryland, and assigned the fifteenth day of August in the same year at one-thirty o'clock in the afternoon and the office of George Evans Eyr in the City and State aforesaid, as the time and place for such examination of witnesses in said cause; at which last mentioned time and place I attended, due notice of such meeting having been given, and proceeded in the presence of the Solicitor of the plaintiff to take the following depositions, that is to say:—

8-4-8
B

CORA FIERCE

VS.

CHARLES FIERCE.

Testimony taken before me, A. denussy
Sappington, Examiner, at the offices of George Evans,
Baltimore, Md. on June 15, 1926, at 1.30 o'clock in
the afternoon.

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Thereupon---

CORA FIERCE,

the plaintiff, of lawful age, produced on her own
behalf, having been first duly sworn according to
law, was examined and testified as follows:

By the Examiner:

Q State your name, residence and occupation?

A Cora Fierce, 2202 Pennsylvania Ave, days
work.

Q Do you know the parties to this suit?

A Yes; I am the plaintiff and the defendant is
my husband.

By Mr. Evans:

Q When, where and by whom were you married?

A On December 18, 1924 in Baltimore, Md.

by Reverend Gray, a Minister of the Gospel.

Q Are you living with your husband now?

A No, sir, I left him in August, 1925, because I found out he wasn't true to me.

Q Are there any children as result of your marriage?

A No, sir.

Q Have you been a resident of the City of Baltimore, State of Maryland for more than two years prior to the filing of this bill?

A Yes, sir.

Q Is your husband, the defendant, a resident of the State of Maryland?

A No, sir. I got a letter from a friend of his saying he was living in Kentucky.

Q Have you always been a kind, affectionate and faithful wife?

A Yes, sir.

Q What do you know about the adultery?

A Miss Ella Jackson here (indicating) and myself followed my husband from Fishman's Hall the last of July, 1925, and he was with a woman and we followed them to 515 North Paca Street, and they went in there at eleven o'clock at night and stayed until around one o'clock in the morning.

Q Did you see him when he came out?

A Yes, and I told him I saw him, and he said it was none of my damned business, and I left him the next day.

Q What is the reputation of this house?

A A rooming house where men take other women who are not their wives, and stay with them.

Q Since you found out he was guilty of adultery have you lived or cohabited with him?

A No, sir, I left.

Q Have you forgiven or condoned his offense?

A No, sir.

GENERAL QUESTION

Do you know or can you state any other matter or thing that may be to the benefit or advantage of the parties to this suit, or either of them, or that may be material to the subject of this, your examination, or the matters in question between the parties? If so, state the same fully and at large in your answer.

A. --/10.

Cora Fierce.

Thereupon---

ELIA MAY JACKSON,

a witness of lawful age, produced on behalf of the plaintiff, having been first duly sworn according to law, was examined and testified as follows:

By the Examiner:

Q State your name, residence and occupation?

A Ella May Jackson, 1600 Madison Avenue ,
housework.

Q Do you know the parties to this suit?

A Yes.

By Mr. Evans:

Q Were they married and did they live together
'at one time as man and wife'?

A Yes.

Q Did you visit them while they lived together
as husband and wife?

A Yes, sir.

Q Was she always a kind, affectionate and faithful
wife to her husband?

A Yes, sir.

Q When did she leave him and why?

A She left him the first of August, 1925, after she and myself saw him go in 615 North Paca Street and stay in there about two hours with another woman. We followed them from Fishman's Hall.

Q What kind of a house is this?

A Where men can have relations with women not their wives.

Q When did you see him take this woman in there?

A About eleven o'clock on the last of July, 1925, and they stayed until after one o'clock the next morning, and when she asked him and accused him he told her it was none of her damned business, and then she left.

Q Has she forgiven or condoned his offense since she learned of it?

A No, sir.

Q Has she lived or cohabited with him since she found out he was guilty of adultery?

A No, sir.

Q Are there any children as result of this marriage?

A No, sir.

Q Has Mrs. Fierce been a resident of the City of Baltimore, State of Maryland for more than two years prior to the filing of this bill?

A Yes, sir.

Q Is the defendant a resident of the State of Maryland?

A No, sir.

Q Where was he living when you last heard of him?

A In Kentucky. Mrs. Fierce got a letter from a friend of hers in Kentucky saying that her husband was living there. I saw the letter myself.

GENERAL QUESTION

Do you know or can you state any other matter or thing that may be to the benefit or advantage of the parties to this suit, or either of them, or that may be material to the subject of this, your examination, or the matters in question between the parties? If so, state the same fully and at large in your answer.

A. *No*

Clammy Jackson

No other witnesses being named or produced before me, I then, at the request of the Solicitor.....of the plaintiff..... closed the depositions taken in said cause and now return them closed under my hand and seal, on this twenty fourth day of August in the year of Our Lord nineteen hundred and twenty six at the City of Baltimore, in the State of Maryland.

A. de Russy Sappington (SEAL).
Examiner.

There are 2 Exhibits with these depositions, to wit:
Plaintiff's..... Exhibit ✓

Defendant's..... Exhibit ✓

A. de Russy Sappington
Examiner.

I, A. de RUSSY SAPPINGTON, the Examiner before whom the foregoing depositions were taken, do hereby certify that I was employed in assigning a day, and taking the said depositions upon ten days, on both of which I was employed by the Plaintiff....., and on none by the Defendant.....

A. de Russy Sappington
Examiner.

Circuit Court

163
1926

Docket No. B66

Cora Fierce

vs.

Charles Fierce

Order of Reference
and Report

Leyous

B No. 30578
[6]

Order Filed 27 day of Aug 1926

Report Filed 4 day of Sept 1926

Cora Fierce

vs.

Charles Fierce

IN THE
Circuit Court
OF
BALTIMORE CITY

July

Term, 1926

#

This case being submitted, without argument, it is ordered by the Court, this 27th day of August, 1926, that the same be and it is hereby referred to Wm. P. Lyons, Esq., Auditor and Master, to report the pleadings and the facts, and his opinion thereon.

George A. Sober

Report of Auditor and Master

Bill for divorce a vinculo matrimonii filed by the wife against her husband on the ground of adultery. Code Art. 16, Sec. 37-42.

Defendant proceeded against as a non-resident and his non-residence proven.

Plaintiff's residence in Baltimore City for more than two years prior to the filing of the bill proven.

The marriage proven.

Adultery proven.

Decree pro confesso was passed against the defendant and more than thirty days have since elapsed.

Case ready for decree.

William P. Lyons

Auditor and Master

September 4, 1926

CIRCUIT COURT

B 163
1926 No. Docket

CORA FIERCE

VS.

CHARLES FIERCE

Recorded

Folio 3271926

Decree of Divorce

B No. 30578
(7)

Filed Dec 1926

The within is a proper decree to be passed in this case.

William P. Lyons

Auditor and Master.

Circuit Court

OF

BALTIMORE CITY,

CORA FIERCE

VS.

CHARLES FIERCE

Nov ~~July~~ Term, 1926

This cause standing ready for hearing and being duly submitted, the proceedings were by the Court read and considered.

It is thereupon, this 2nd day of December, A. D. 1926,

by the Circuit Court of Baltimore City, Adjudged, Ordered and Decreed, that the said

CORA FIERCE,

the above named Complainant be and she is hereby DIVORCED A VINCULO MATRIMONII from the Defendant, CHARLES FIERCE.

And it is Further Ordered, That the said Complainant, Cora Fierce, pay the cost of this proceeding.

[Signature]