

3/13/2/42

IN THE CIRCUIT COURT OF

BALTIMORE CITY.

*B 186  
B 1926*

HARRY E. BROWN

VS.

MARY J. BROWN

BILL FOR DIVORCE

*and  
Order of Publication*

Mr. Clerk:-

Please file.

*B 30622 1/2  
4 2*

*Davis Evans*

ATTORNEYS FOR PLAINTIFF.

**DAVIS & EVANS,**

ATTORNEY AT LAW

215 SAINT PAUL PLACE

BALTIMORE, MD.

*fd 27 April 1946*

BAUMGARTEN & CO., INC.

HARRY E. BROWN : IN THE CIRCUIT COURT  
VS. : OF  
MARY J. BROWN : BALTIMORE CITY.

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TO THE HONORABLE, THE JUDGE OF SAID COURT:

Your Orator complaining respectfully represents :

1. That he was married to his wife, Mary J. Brown on the 14th day of April, 1915 and with whom he resided until the 5th day of April, 1922 when the defendant deserted the plaintiff.
2. That though the conduct of your Orator toward the said Mary J. Brown has always been kind, affectionate and above reproach, she has, without any just cause or reason, abandoned and deserted him and has declared her intentions to live with him no longer and that such abandonment has continued uninterruptedly for more than three years and is deliberate and final and the separation of the parties is beyond any reasonable expectation of reconciliation.
3. That your Orator has not lived or co-habited with the said defendant since said desertion.
4. That there are no children born as issue of said marriage.
5. That your Orator 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 York City.

TO THE END, THEREFORE:

(a) That your Orator may be divorced A Vinculo Matrimonii from the said Mary J. Brown.

(b) That he may have such other and further relief as his case may require.

May it please your Honor to grant unto your Orator the Order of Publication directed against the said Mary J. Brown, a non-resident of the State of Maryland, commanding and requiring her 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*  
\_\_\_\_\_  
ATTORNEYS FOR PLAINTIFF.

DAVIS & EVANS, SOLICITORS  
215 ST. PAUL PLACE  
IN THE CIRCUIT COURT OF BALTIMORE CITY.  
HARRY E. BROWN VS. MARY J. BROWN  
ORDER OF PUBLICATION

The object of this Bill is to procure a divorce a Vinculo Matrimonii by the plaintiff, Harry E. Brown, from the defendant, Mary J. Brown.

The bill states that the parties were married on the 14th day of April, 1915 and lived together until the 5th day of April, 1922 when the defendant deserted the plaintiff. That though the conduct of your Orator toward the said plaintiff has always been kind, affectionate and above reproach, she has, without any just cause or reason abandoned and deserted him and has declared her intentions to live with him no longer and that such abandonment has continued uninterruptedly for more than three years and is deliberate and final and the separation of the parties is beyond any reasonable hope of reconciliation. That your Orator has not lived or co-habited with said defendant since said desertion. That there are no children born as issue of said marriage. That your Orator 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 York City.

It is thereupon ordered by by the Circuit Court of Baltimore City this 27 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 27 day of May 1926, give notice to the absent defendant of the object and substance of this bill, warning her to be and appear in this Court in person or by Solicitor on or before the 14 day of June 1926, to show cause, if any she may have why a decree should not be passed as prayed.

James P. Gorter

186  
1926

Ct. Ct.

Docket B66

Harry E Brown  
vs.

Mary J. Brown

Decree Pro Confesso.

Sapp.

By No. 30622 1/2

(4)

Filed 9<sup>th</sup> July 1926



Harry E. Brown

vs.

Mary J. Brown

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 9<sup>th</sup> day of July in the year nineteen hundred and twenty ~~at~~ 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.

H. Arthur Shump

3/13/2/92

Doc. B  $\frac{186}{1926}$

In the Circuit Court,  
OF BALTIMORE CITY

DEPOSITIONS

Harry E. Brown  
vs.  
Mary J. Brown

No. 306 R.R. 1/2 B.

PLAINTIFF'S COSTS

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

DEFENDANT'S COSTS

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

Filed 26 July 1926

Harry E. Brown

vs.

Mary J. Brown

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 ninth day of July 1926, met on the ninth day of July in the year nineteen hundred and twenty-six at my office, in the city of Baltimore, in the State of Maryland, and assigned the ninth day of July in the same year at one-thirty o'clock in the afternoon and the office of A. de R. Sappington Esq. 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:—



HARRY E. BROWN

VS.

HARRY J. BROWN.

Testimony taken before me, A. deLussy  
Sappington, Examiner, at my offices in the Title Bld.,  
Baltimore, Md. on July 9, 1926, at 1.30 o'clock in  
the afternoon.

Mr. George Evans appeared for the Plaintiff.

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Thereupon---

HARRY E. BROWN,

the plaintiff, of lawful age, produced on his 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 Harry E. Brown, 2505 Druid Hill Avenue,  
postal clerk.

Q Do you know the parties to this suit?

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

wife.

By Mr. Evans:

Q When, where and by whom were you married?

A In the District of Columbia, on April 14, 1915, by a Minister of the Gospel. I don't remember his name.

Q Are you living with your wife now?

A No, sir, because she left me on April 5, 1922.

Q Did you give her any cause to leave you?

A No, sir, none. I went to work at nine o'clock as usual, and when I came home she had taken her clothes and money, and she had taken all the furniture with her. I gave her no cause to go.

Q Were you a kind, affectionate and faithful husband to her?

A I was, yes, sir.

Q Has the separation continued uninterruptedly for more than three years prior to the filing of this bill?

A Yes, sir, ever since she left.

Q Is the separation deliberate and final and beyond any hope of reconciliation?

A It is.

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 I have, yes, sir.

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

A No, sir.

Q Where was she living when you last heard of her?

A In New York City.

Q Has she made any demands on you for money or support since she abandoned you?

A No, sir, none.

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.           

*Henry E. Brown*

Thereupon---

ARTHUR CHANDLER ,

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 Arthur Chandler, 2505 McCulloch Street, laboring

Q Do you know the parties to this suit?

A Yes, sir, I do.

By Mr. Evans:

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

A Yes, sir.

Q Were they known in the community in which they lived as husband and wife?

A Yes, sir. I lived right in the same house with them.

Q Was the plaintiff always a kind, affectionate and faithful husband towards his wife?

A He certainly was.



Q Did he give his wife any cause to leave him?

A No, sir, he did not. I was living there and she called a man, and sold everything in the apartment, and moved out while her husband was at work. She told my wife she was leaving for good, but she didn't give any reasons. She never came back.

Q Has the separation continued uninterruptedly for more than three years prior to the filing of this bill?

A It has, since April 5, 1922, the day she left.

Q Do you think the separation is deliberate and final and beyond any hope of reconciliation?

A Yes, sir, I do.

Q Where was the defendant when you last heard of her?

A In New York City.

Q Then she is not a resident of the State of Maryland?

A No, sir, not to my knowledge.

Q Has the plaintiff 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, he has.

Q Are there any children as result of this marriage?

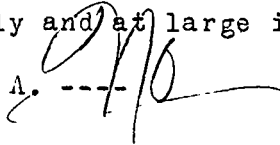
A No, sir.

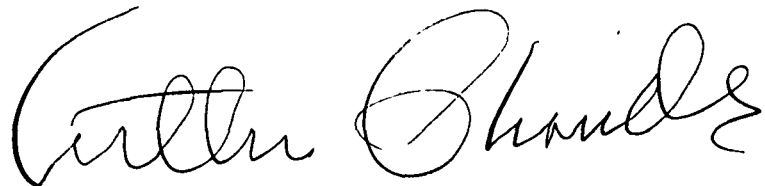
Q Has Mr. Brown lived or cohabited with his wife since she left him on April 5th, 1922?

A No, sir, I know he has not.

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 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 26th day of July 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 no 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 two days, on both of which I was employed by the Plaintiff....., and on none by the Defendant.....

A. de Russy Sappington  
Examiner.

18613

1926

Docket No.....

Brown

vs.

Brown

Certificate of Publication

230622 1/2  
(3)

THE DAILY RECORD

Filed..... day of July 1926



# THE DAILY RECORD

Davis & Evans, Solicitors,  
215 St. Paul Place.

IN THE CIRCUIT COURT OF BALTI-  
MORE CITY—(B—186—1926)—Harry E.  
Brown vs. Mary J. Brown.

### ORDER OF PUBLICATION.

The object of this bill is to procure a divorce a vinculo matrimonii by the plaintiff, Harry E. Brown, from the defendant, Mary J. Brown.

The bill states that the parties were married on the 14th day of April, 1915, and lived together until the 5th day of April, 1922, when the defendant deserted the plaintiff. That though the conduct of your orator toward the said plaintiff has always been kind, affectionate and above reproach, she has, without any just cause or reason, abandoned and deserted him and has declared her intentions to live with him no longer and that such abandonment has continued uninterruptedly for more than three years and is deliberate and final and the separation or the parties is beyond any reasonable hope of reconciliation. That your orator has not lived or cohabited with said defendant since said desertion. That there are no children born as issue of said marriage. That your orator 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 York City.

It is thereupon ordered by the Circuit Court of Baltimore City this 27th 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 27th day of May, 1926, give notice to the absent defendant of the object and substance of this bill, warning her to be and appear in this Court in person or by solicitor on or before the 14th day of June, 1926, to show cause, if any she may have why a decree should not be passed as prayed.

JAMES P. GORTER.

True Copy—Test:

CHAS. R. WHITEFORD,

ap2Smy5,12,19

Clerk.

MAY 19 1926

Baltimore,....., 192.....

We hereby certify that the annexed advertisement of Order *Publication* Circuit Court

of Baltimore City, Case of.....

*Harry E. Brown*  
vs. *Mary J. Brown*

was published in THE DAILY RECORD, a daily newspaper published in the City of Baltimore, once in each of

*four* successive weeks before the

*27*th day of *May*, 1926.

First insertion *Apr 28th*, 1926.

THE DAILY RECORD

Per. *[Signature]*

Circuit Court

186  
1926

Docket No. B66

Jerry E. Brown

vs.

Mary J. Brown

Order of Reference  
and Report

Syons

B No. 30622 1/2  
~~15~~ / 16

Order Filed 26 day of July 1926

Report Filed 11 day of Aug 1926

Harry E Brown

vs.

Mary J Brown

IN THE  
Circuit Court

OF  
BALTIMORE CITY

July Term, 19 26  
26 26

This case being submitted, without argument, it is ordered by the Court, this day of July, 19<sup>26</sup>, that the same be and it is hereby referred to Wm Lyons, Esq., Auditor and Master, to report the pleadings and the facts, and his opinion thereon.

Joseph N. Aluma

Report of Auditor and Master

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

Defendant proceeded against as a non-resident and her 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.

Abandonment uninterruptedly for three years, its finality and the irreconcilability of the parties proven.

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

Case ready for decree.

August 9th, 1926.

William P. Lyons

Auditor and Master.

11 -  
CIRCUIT COURT

B 186  
1926 No. Docket

HARRY E. BROWN

VS.

MARY J. BROWN.

Recorded

Folio 22926

Decree of Divorce

B No. 30622 1/2  
[7]

fd 12 Aug 1926

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

*William P. Lyons*  
Auditor and Master.

Decree of Divorce

IN THE

**Circuit Court**

OF

BALTIMORE CITY

HARRY E. BROWN

VS.

MARY J. BROWN

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 *12<sup>th</sup>* day of August - - - - - , A. D. 1926, by the Circuit Court of Baltimore City, Adjudged, Ordered and Decreed, that the said Harry E. Brown - - - - -

the above named Complainant be and he is hereby DIVORCED A VINCULO MATRIMONII from the Defendant, Mary J. Brown.

And it is further Ordered, That the said Complainant - - - - - pay the cost of this proceeding.

*Robert F. Stanton*