

384/1920

IN THE  
CIRCUIT COURT #2  
OF  
BALTIMORE CITY.

Pearl M. Johnson,  
Complainant,

vs.

Samuel Johnson,  
Respondent.

BILL OF COMPLAINT.

Mr. Clerk: Please file.

No. 18861 B  
1

*Charles W. Main*  
Solicitor for Complainant.

CHARLES W. MAIN  
ATTORNEY AND COUNSELLOR AT LAW  
LAW BUILDING  
BALTIMORE, MD.

FILED 19 February 1920

2/11/20

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Pearl ~~R.~~ Johnston,  
Complainant,

vs.

Samuel Johnston,  
Respondent.

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IN THE  
CIRCUIT COURT NO.2  
OF  
BALTIMORE CITY.

TO THE HONORABLE,

THE JUDGE OF SAID COURT:

The Bill of Complaint of Pearl ~~R.~~ Johnston respectfully represents to the Court as follows:-

1st. That the Complainant and the Respondent, the said Samuel Johnston, were married in Baltimore City, State of Maryland, on the 7th day of August, 1911, by the Rev. Mr. ~~L. H. West~~ *West*, a regularly ordained Minister of the Gospel of the Methodist Church.

2nd. That both the Complainant and the Respondent are residents of the City of Baltimore, State of Maryland, and have resided in said City and State for more than three years last past.

3rd. That one child was born to the union of said parties to this suit, namely, Vincent W. Johnston, eight years of age, who is now in the care and custody of this Complainant.

4th. That during the time that the Complainant lived and cohabited with the Respondent, he frequently illtreated and abused her, and that on or about the 20th day of December, 1914, the Respondent, the said Samuel Johnston, without any just cause or provocation therefor, deserted and abandoned the Complainant, and declared his intention to live with her no longer; that the desertion and abandonment of the Complainant by the Respondent has continued for more than three years last past, that it is deliberate and final, and the separation of the parties is beyond any reasonable hope or expectation of a reconciliation.

5th. That the Respondent, the said Samuel Johnston,

is employed at Fehler's Drug Store, Madison Avenue and Biddle Street, and receives a salary of from \$15.00 to \$20.00 a week.

WHEREFORE, the premises considered, this Complainant prays as follows:-

(a) That she may be divorced a vinculo matrimonii from the Respondent, the said Samuel Johnston, her husband.

(b) That she may be awarded the care and custody of the infant child, Vincent W. Johnston.

(c) That she may be awarded a suitable sum as alimony pendente lite, as well as permanent alimony for the support and maintenance of the infant child, Vincent W. Johnston, and also a suitable sum as counsel fee for her solicitor.

(d) That she may have such other and further relief as the Court may deem meet and proper and as the exigencies of her case may require.

MAY IT PLEASE YOUR HONOR, to grant unto the Complainant, the writ of subpoena, directed to the Respondent, the said Samuel Johnston, who is a resident of the City of Baltimore, State of Maryland, commanding him to be and appear in this Honorable Court on some certain day to be named therein, to answer the premises and abide by and perform such decree as may be passed therein.

AND AS IN DUTY BOUND, ETC.

  
Solicitor for Complainant.

  
Complainant.

446

Ct. Ct. No. 2

84  
1920

Docket No. 29

Johnston

vs.

Johnston

Subpoena to Answer Bill of Complaint

Pro

No. 18861 B

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Copy - copied

Filed W. J. J. J. J., 1920

Charles H. Main

Solicitor.

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Summons and a copy of the Process left with the

Defendant

Thomas J. McCall  
Sturff

(Kelly)

Executed

EQUITY SUBPOENA  
The State of Maryland

To

*Samuel Johnston*  
*419 St. Marys St*

of Baltimore City. Greeting:

WE COMMAND AND ENJOIN YOU, That all excuses set aside, you be in your person before the Circuit Court No. 2 of Baltimore City, at the Court House in said city, on the second Monday of *March*, 19*20*, to answer the complaint of

*Pearl M. Johnston*

against you in said Court exhibited. HEREOF fail not, as you will answer to the contrary at your peril:

WITNESS, the Honorable MORRIS A. SOPER, Chief Judge of the Supreme Bench of Baltimore City, the *12<sup>th</sup>* day of *January*, 19*20*

Issued the *19<sup>th</sup>* day of *February* in the year 19*20*  
*John Pleasants*  
Clerk.

NOTICE TO THE PERSON SUMMONED:

“Personal attendance in Court on the day named in the above Writ is not required; but unless within such number of days thereafter as the law limits, legal defense is made to the above mentioned suit a judgment by default may be entered against you.”

SERVE ON

Samuel Johnston  
Fehl's Drug  
Store, Madison Ave  
Biddle St.

84 B Docket  
1920  
Circuit Court No. 2

Pearl A. Johnston  
vs.

Samuel Johnston

Order Counsel Fee and Alimony.  
Pendente Lite

ORDER 19<sup>th</sup> February 1920

No. 18861 B.

(3)

Copy - copied

Filed 19 February 1920

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Copy of the within Order of Court served on Samuel Johnston on the 20th day of February 1920 in presence of John B. Kelly.

Thomas F. McWhitty  
Sheriff

Fee \$0.50

21

*Pearl R. Johnston*

IN THE  
**CIRCUIT COURT No. 2**

vs.  
*Samuel Johnston*

OF

**BALTIMORE CITY**

*January* TERM, 19*20*

ORDERED BY THE COURT this *19th* day of *February* 19*20*

that the defendant *Samuel Johnston*

pay to the plaintiff *Pearl R. Johnston*

the sum of *eight*

Dollars per week, during the continuance of this suit as Alimony, **pendente lite** unless cause to the contrary be shown on or before the *5th*

day of *March*, 19*20*, provided a copy of this Order be served on the said defendant

*Samuel Johnston* on or before the *24th*

day of *March*, 19*20*, the question of Counsel fee being reserved for the

further determination of this Court.

*Walter P. Dawkins*

TRUE COPY—TEST:

*\$20 per week*  
*1 child*

CLERK.

73 84 / 1920  
In The  
Circuit Court No. 2  
of Baltimore City.

Pearl R. Johnston

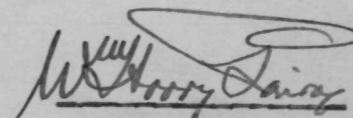
vs

Samuel Johnston.

Answer to Petition and  
Order Nisi. (ali. p.l.)

Mr. Clerk:-

Please file, etc.,



Sol. for Dft.

No 18861 B

H

WILLIAM HARRY PAIRO  
ATTORNEY-AT-LAW  
1208 PENNSYLVANIA AVE.  
BALTIMORE, MD.

Filed 24 February 1920



Pearl R. Johnston

vs

Samuel Johnston

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In The  
Circuit Court Part 2  
of Baltimore.

To The Honorable, The Judge of Said Court:

The Defendant, Samuel Johnston, for an Answer to the ORDER NISI passed in this cause, requiring him to pay unto the Plaintiff, alimony pendente lite, respectfully sets forth:

FIRST: That the Plaintiff is not entitled to said alimony pendente lite as she has as much, if not a greater income than your respondent, and that for other good and sufficient reasons she is not entitled to receive the same, which reasons he will state when he may have his day in Court in this matter. That he is only earning \$15.00 per week and \$8.00 per week as he is required to pay in said order nisi is more than half his earnings and that he is unable to comply with said order.

WHEREFORE having answered as fully as he is advised is necessary or material he prays said Order Nisi may be hence dismissed.

And as in duty bound, etc.,

Samuel Johnston

Defendant.

William J. Davis

Solicitor for Defendant.

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SWORN to before me, this 20th day of February, 1920, by SAMUEL JOHNSTON. WITNESS my hand and Notarial Seal:

Daphne L. Collins  
Notary Public.

7384/1920

In Circuit Court No. 7  
of  
Baltimore City

Pearl Johnson  
vs

Samuel Johnson  
and  
Samuel Johnson

vs  
Pearl Johnson

Annul to original Bill  
(on Bill for Justice ~~Chancery~~)

Wtr (lesh please file

(Sam) Jan

No 18861B  
5.

DAVIS & BISHOP  
ATTORNEYS AT LAW  
118 E. LEXINGTON STREET  
BALTIMORE, MD.

Filed 17 December 1920

COMMERCIAL PRINTING & STATIONERY CO.

Service of copy of Cross-Bills ad.  
made this 13th day of Dec. 1920

Robert Johnson  
for the Plaintiff  
Pearl Johnson

Pearl Johnston

In The Circuit Court No.2

Vs.

of

Samuel Johnston  
&

Baltimore City.

Samuel Johnston

vs.

Pearl Johnston

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To The Honorable, The Judge of Said Court:

Your Orator filing his cross bill by J. Steward Davis his attorney, respectfully says:

FIRST, That heretofore he was sued for a divorce<sup>E</sup> A Vinculo Matrimonii which he has denied in his answer and has shown that his wife is not entitled to the relief prayed for.

SECOND, That on or about the 7th. day of August 1911, he was married to the said Pearl Johnston and lived with her until she left him December 24th. 1914.

THIRD, That your Orator has been a resident of the city of Baltimore for more than two years to the filing of this cross bill.

FOURTH, That there is one child born as a result of said marriage, Vincent age 8 years.

FIFTH, That every since the said marriage the Orator was a kind, affectionate and a faithful husband toward the said Pearl Johnston.

SIXTH, That the said Pearl Johnston without any just cause or reason abandon and deserted your Orator on or about December 20th. 1914 and has declared her intentions to live with him no longer. That the said desertion has continued uninterruptedly every since; that the said desertion is deliberate and final and without any hope or expectation of a reconciliation.

WHEREFORE YOUR ORATOR PRAYS:

a-a A divorce A Vinculo Matrimonii.

b-b Care & custody of minor child.

c-c Such other and further relief as the case may require.

May it please your Honor to grant unto your Orator a writ of Subpoena, directed unto the said respondent, commanding her to be or appear in this court on some day certain to be named therein, to perform such decree as may be passed in the premises.

As in duty bound etc.

Samuel Johnston  
Complainant.  
State of Maryland  
Baltimore City

Arthur N. Rogers  
Solicitors for Complainant

To Wit:

I hereby certify that on this 13<sup>th</sup> day of 1920, before me the subscriber, a notary Public in and for Baltimore City, State of Maryland, personally appeared Samuel Johnston, the complainant in the foregoing bill and made oath in due form of law that the matter contained therein is true to the best of his knowledge and belief.

Arthur N. Rogers,

Pearl Johnston

In The Circuit Court No.2

vs.

of

Samuel Johnston

Baltimore City.

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To The Honorable, The Judge of Said Court,  
Your orator answering the cause in the above case  
etc. respectfully says:

FIRST, He admits the first, second and third  
paragraph of the said bill.

SECOND, He denies the fourth paragraph.

THIRD, He respectfully states that the fifth  
paragraph has been respectfully answered by your Orator  
in his answer filed February 24th. 1920.

AND having fully answered, the defendant  
prays that the bill be dismissed with his costs.

  
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Attorney For Complainant.