

3/18/12/55

Doc. B 56  
1927

In the Circuit Court, No. 2  
OF BALTIMORE CITY

DEPOSITIONS

Jane Beale

vs.

Slatcher Beale

No. 21233B  
137

PLAINTIFF'S COSTS

Examiners.....	\$ <u>8<sup>00</sup></u>
Copies.....	
Sheriff.....	<u>12<sup>20</sup></u>
Stenographer.....	<u>2<sup>00</sup></u>
	\$ <u><u>12<sup>20</sup></u></u>

DEFENDANT'S COSTS

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

Ad 16 - August 1927  
27 - Aug

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

James Blake

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.  
Jennet Davis

13 36/1922

IN THE  
CIRCUIT COURT NO. 2  
OF BALTIMORE CITY.

JANE BEALE

vs.

FLETCHER BEALE.

*117 1/2 Henrietta St*

*No 21233 B*

BILL OF COMPLAINT.

Mr. Clerk:-

Please file.

*Milton Dashiell*

*George L. Tomoff*

Sols. for Complainant.

MILTON DASHIELL  
8 E. Lexington Street.

*Ed 28 January 1922*

JANE BEALE

vs.

FLETCHER BEALE.

\*  
\*  
\*  
\*  
\*  
\*  
\*

IN THE  
CIRCUIT COURT NO. 2  
OF BALTIMORE CITY.

\*\*\*\*\*

TO THE HONORABLE, THE JUDGE OF SAID COURT.

Your oratrix, humbly complaining, says:-

I.

That she was married to the said Fletcher Beale, on the 10th. day of January, 1901, by the Rev. Elijah Perry, a duly ordained Minister of the Gospel, with whom she resided until on or about the 3rd. day of November, 1921.

II.

That she has resided in the State of Maryland for more than two years prior to the filing of this Bill of Complaint.

III.

That there are three children born as the result of said marriage, namely, Richard F. born November 11, 1905; William E. born May 21, 1908, and James E. born September 19, 1910, all of whom are in the custody of your oratrix.

IV.

That your oratrix has always conducted herself as a faithful, chaste and affectionate wife towards the said Fletcher Beale.

V.

That the said Fletcher Beale, on divers days and times since the marriage aforesaid, to wit, between the 1st. day of October, 1921 and the time of the filing of this Bill of Complaint, has been guilty of the crime of adultery with divers lewd and abandoned women whose names are to your oratrix unknown.

VI.

That your oratrix has not lived nor cohabited with the said



Fletcher Beale since she has discovered his said adulteries.

VII.

That your oratrix is without proper means of support, being entirely destitute except for what she is able to earn from her own labor, which is not ample to provide for her in a manner according to her station in life and that she is without means with which to prosecute this suit, while on the contrary your oratrix avers, that the defendant enjoys a lucrative position, earning a salary of \$25 per week or thereabouts.

TO THE END THEREFORE:-

(a). That your oratrix may be divorced a vinculo matrimonii from the said Fletcher Beale.

(b). That your oratrix may be awarded the custody of the three infant children, namely, Richard F., William E. and James E. and that the said Fletcher Beale be charged with their maintenance and support.

(c). That your oratrix may be awarded such sum or sums of money as alimony pendente lite and permanent thereafter, as well as a reasonable counsel fee as to this Court may seem proper and just.

(d). That your oratrix may have such other and further relief as her case may require.

May it please your Honor to grant unto your oratrix the writ of subpoena directed to the said Fletcher Beale, residing in Baltimore City, State of Maryland, commanding him to be and appear in this Court at some certain day, to be named therein, and answer the premises and abide by and perform such decree as may be passed therein.

And as in duty bound &c.

*Milton Deshield*  
*George L. Fousoff*  
Sols. for complainant.

In The Circuit Court  
No.  $\frac{356}{7}$   
Baltimore City 1922

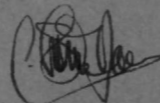
Jane Beal

vs

Fletcher Beal

Answer to Petition and  
Order of Nisi

~~Mr~~ Clerk please file



7/21 233 B  
H

DAVIS & BISHOP  
ATTORNEYS AT LAW  
BANNEKER BUILDING  
14 E. PLEASANT STREET  
BALTIMORE, MD.

Feb 8 February 1922

STATE OF MARYLAND, City of Baltimore, to wit:-

I HEREBY CERTIFY, That on this *27th* day of January, 1922, before me, the subscriber, a Notary Public of the State of Maryland, in and for the City of Baltimore aforesaid, personally appeared JANE BEALE, Complainant, and she made oath in due form of law that the matters and facts contained in the foregoing Bill of Complaint are true to the best of her knowledge, information and belief.

WITNESS my hand and Notarial Seal.

.....*George L. Hornoff*.....  
NOTARY PUBLIC.



119

Ct. Ct. No. 2

56  
1922

B Docket No. 31

Beale

vs.

Beale

Subpoena to Answer Bill of Complaint

Pro

No. 21233 B

2

Copy & copied

Filed S. Jennings, 1922  
Milton Dashiell  
George L. Fornoff Solicitor.

Summoned and a copy of the Process left  
with the clerk of the Court  
(Cummings) Thomas D. Jennings  
2-13-22. Fee \$0.80

EQUITY SUBPOENA  
The State of Maryland

To

*letcher Beale*  
*117 W Henrietta St*

of Baltimore City, Greeting:

WE COMMAND AND ENJOIN YOU, That all excuses set aside, you do within the time limited by law, beginning on the second Monday of *February*, next, cause an appearance to be entered for you, and your Answer to be filed to the Complaint of

*Law Beale*

against you exhibited in the CIRCUIT COURT NO. 2 OF BALTIMORE CITY.

HEREOF fail not, as you will answer the contrary at your peril:

JAMES P. GORTER

WITNESS, the Honorable ~~MORRIS A. SOPER~~, Chief Judge of the Supreme Bench of Baltimore City, the *9* day of *January*, 192*2*

Issued the *9*<sup>*28*</sup> day of *January*, in the year 192*2*

*John Pleasants*

Clerk.

MEMORANDUM:

You are required to file your Answer or other defence in the Clerk's Office, Room No. 235, in the Court House, Baltimore City, within fifteen days after the return day. (General Equity Rule 11.)

SERVE ON

*Fletcher Beale*  
*117 W. Hennetta St.*

B <sup>56)</sup><sub>1922</sub> Docket *21*

**Circuit Court No. 2**

*Jane Beale*  
vs.

*Fletcher Beale*

**Order Counsel Fee and Alimony**  
Pendente Lite

ORDER *28 January 1922*

No. *21233* B.  
*3*

*Copy 4/1/22*

Filed *28 January* 19*22*  
*8*

*Copy of the within Order of Court served on  
Fletcher Beale on the 13<sup>th</sup> day of February  
1922. In presence of George H. Quinn,  
Thomas C. McRulley  
Sheriff  
Jan #0.50*

*Jane Beale*

vs.

*Fletcher Beale*

IN THE  
**CIRCUIT COURT No. 2**

OF

BALTIMORE CITY

*January* TERM, 19 *22*

ORDERED BY THE COURT, this

*28th* day of *January*, 19*22*,

that the defendant

*Fletcher Beale*

pay to the plaintiff

*Jane Beale*

the sum of

*sum*

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

*13th*

day of

*February*

, 19*22*,

provided a copy of this Order be served on the said defendant

*Fletcher Beale*

on or before the

*3rd*

day of

*February*

, 19*22*,

the question of Counsel fee being reserved for the

further determination of this Court.

*Charles F. Allen*

TRUE COPY—TEST:

*\$25. per week*

*3. Chedron*

Clerk.

JANE BEALE

IN THE CIRCUIT COURT NO. 2

VS

OF

FLETCHER BEALE

BALTIMORE CITY ,

.....

TO THE HONORABLE, THE JUDGE OF SAID COURT:

Thr answer of your respondent to the bill of the petition-  
ner is as follows:

FIRST, Your respondent admits the allegations as con-  
-tained in the first paragraph of the complainants' bill of com-  
plainant.

SECOND, Your respondent admits the allegations as  
contained in the second paragraph of the complainants bill of com-  
-plaint.

THIRD, Your respondent admits the allegations as con-  
-tained in the third paragraph of the complainants bill of com-  
plaint.

FOURTH, Your respondent denies with great emphasis  
the allegation of the petitioner that she was a chaste wife.

FIFTH, Your respondent denies with great emphasis  
that he has committed the crime of adultery as contained in the  
fifth paragraph of the petitioners bill of complaint.

SIXTH, As to the sixth paragraph of the petitioners'  
bill of complaint, your respondents' answer is that he never com-  
mitted the adultery as alleged.

SEVENTH, Your respondent denies that he earns \$25.00  
per week but avers that he is employed intermittently, earning an  
average of \$12.50 weekly.

EIGHTH, Your respondent further avers that your peti-  
-tioners' conduct is not such that she, the petitioner should be  
granted the care and custody of the three minor children, issue  
of the marriage of the petitioner and your respondent.



WHEREFORE YOUR PETITIONER PRAYS:

a-a That the petitioners' bill be dismissed with costs to the petitioner.

b-b The care and custody of the three minor children.

*As in brief submitted*

*[Handwritten Signature]*

-----  
ATTORNEY FOR RESPONDENT.

Milton D. Ashwell  
West Townoff

Wm ✓ 13

Cir. Ct. No. 2

56  
1922 Docket No. 313

Jane Beale

vs.

Fletcher Beale

21233 B

**MOTION FOR HEARING**

No: 21233 B  
5

Filed, D. Selnerup 1922

J. J. Davis

Jane Beale

vs.

Fletcher Beale

IN THE  
**Circuit Court No. 2**  
OF  
BALTIMORE CITY

The

plaintiff

by Milton Doshell

& George J. Tomoff, her

Solicitors, applies to have the above entitled cause placed in the

Trial Calender for hearing on

claiming

In conformity with the First Equity Rule

Milton Doshell - George J. Tomoff  
Solicitor for Plaintiff

Serve on

J. Steward Davis  
Solicitor

No 36

Cir. Ct. No. 2

56  
1922

B

Docket No. 21

Beale

vs.

Beale

NOTICE AS TO HEARING

No. 21233 B

6

Copy Copied

Filed 21 February 1922

Copy of the within Notice served on J. Steward Davis  
Solicitor on the 24th day of February 1922 in  
presence of Henry B. Irving

Thomas F. M. Neulty  
Sheriff

Fees \$0.50

Jane Beale  
vs.  
Elizabeth Beale

IN THE  
**CIRCUIT COURT, No. 2**  
OF  
BALTIMORE CITY.

Upon application made by the Solicitor for the *Plaintiff*

the above entitled cause has been placed upon the Trial Calendar in accordance with the provisions  
of the First Equity Rule, and the same will stand for hearing on *Monday*

\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

when reached in due course on the said calendar.

JOHN PLEASANTS,

Clerk Circuit Court No. 2.



Ct. Ct. No. 2

56  
1927 No. B 71 Docket B

*Beale*

vs.

*Beale*

**Summons for Witness**

No. 21233 B  
7

Filed 3 day of March 1927

In the Circuit Court No. 2 of Baltimore City

January Term, 1922  
The Sheriff will please summon the following witnesses,

returnable on Friday the 3rd day of March 1922 at 10 o'clock A. M.

J. M. White at Pier 8. B & O R R Lowest Point

to testify for Peasey Beale  
in the case of Beale vs. Beale

John Pleasant  
Clerk of Circuit Court No. 2 of Baltimore City.

Ct. Ct. No. 2 31 B. <sup>56</sup>/<sub>1922</sub>

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Jane Beale

vs.

Fletcher Beale

---

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Final Order, Counsel Fee and Alimony

*Pendente Lite,*

---

---

No. 21233 B.

8

Filed 3<sup>rd</sup> March 1922

Jane Beale  
vs.  
Hetcher Beale

IN THE  
CIRCUIT COURT No. 2  
OF  
BALTIMORE CITY.

The petition for Alimony pendente lite and Counsel fee and the answer thereto in the above entitled cause coming on for final hearing and the respective parties having been heard;

It is Ordered by the Circuit Court No. 2 of Baltimore City this 3rd day of March 1922, that the defendant pay to the plaintiff the sum of ~~None~~ Dollars, as Counsel Fee for the Solicitor of the \_\_\_\_\_ and that he further pay the sum of ~~None~~ Dollars per week, ~~dated from Jan 28, 1922~~ during the continuance of this suit, to the said Jane Beale as Alimony pendente lite accounting from the 28th day of January 1922

Thru the Prothonotary and Assessor.

Charles T. Sherr

SERVE ON

Fletcher Beale  
117 W. Henrietta St  
B & O R. R. Locust Point

CT. CT. No. 2.

B. 56  
1922

June Beale

vs.

Fletcher Beale

ORDER OF COURT NISI  
For Contempt

Order: 27 March 1922  
No 21233 B.  
9  
No. 21237 B.

214  
Copy = looped

Filed 27 March, 1922

1-8

Copy of the within Order of Court served on  
Fletcher Beale on the 28th day of March 1922.  
in presence of George L. Dunn,  
Thomas H. Morley  
Sheriff

Fee \$0.50



Jane Beale

vs.

Fletcher Beale

IN THE  
Circuit Court No. 2

OF

BALTIMORE CITY.

Ordered by the Circuit Court No. 2 of Baltimore City this 2<sup>nd</sup> day of March, 1922 that the defendant appear before this Court in person, on the 3<sup>rd</sup> day of March, 1922, at 10 o'clock A. M., and then and there show cause, if any he may have, why he should not be punished for contempt of this Honorable Court in not obeying the Order of this Court passed on the 3 day of March, 1922, directing the payment of Alimony, pendente lite, by him to the Plaintiff; provided, a copy of this Order be served on the said Defendant on or before the 30<sup>th</sup> day of March, 1922

W. Charles F. Stone  
Judge.

HEARING BETWEEN 12:30 AND 1:30 P. M.

True Copy: Test

Clerk.

Circuit Court No. 2

56  
1922-

Docket 31 B.

Jane Beale  
vs.

Fletcher Beale

Japp

Petition for Leave to Take  
Testimony and Order of  
Court Thereon.

No 21233 B  
10  
vs 21233

Filed 1 April

, 1922

Jane Beale

vs.

Fletcher Beale

IN THE

Circuit Court No. 2,

OF

BALTIMORE CITY.

To the Honorable the Judge of the  
Circuit Court No. 2 of Baltimore City:

THE PETITION OF *Jane Beale, Complainant*

in this case, respectfully shows that *she* desires to take testimony in this case, and respectfully prays that leave be granted *her* to do so before one of the Standing Examiners of this Court.

*George L. Fomoff*  
Solicitor for *Complainant*

*Sappington*

ORDERED, this *1st* day of *April*, 192*2*, that leave be granted to the parties to the cause, to take testimony, as prayed, before any one of the Standing Examiners of this Court.

*Charles H. ...*

SERVE ON

*Fletcher Beale*

CT. CT. No. 2.

B. <sup>31/56</sup>  
1922

Jane Beale

vs.

Fletcher Beale.

**ORDER OF COURT NISI  
For Contempt**

Order: *22 April 1922*

*No 21233 B*  
No. <sup>11</sup> *21233* B.

*Copy = Copied*

Filed *22nd April*, 1922

*Wilton DASHALL* Printers  
*Geo. R. Formoff*

*1-8*

*Copy of the within Order of Court served on  
Fletcher Beale on the 26th day of April  
1922. in presence of George A. Quinn,  
Sheriff  
Geo. R. Formoff  
Thomas O'Malley*

JANE BEALE

vs.

FLETCHER BEALE.

IN THE  
**Circuit Court No. 2**

OF

BALTIMORE CITY.

Ordered by the Circuit Court No. 2 of Baltimore City this 22nd day of April, 1922  
that the Defendant Fletcher Beale appear before this Court in person,  
on the 28 day of April, 1922, at 10 o'clock A. M., and then and there show  
cause, if any he may have, why he should not be punished for contempt of this Honorable Court  
in not obeying the Order of this Court passed on the 3 day of March, 1922  
directing the payment of Alimony, pendente lite, by him to the complainant; provided, a  
copy of this Order be served on the said defendant on or before the 27 day  
of April, 1922

W. Parker Foster  
Judge.

True Copy: Test

\_\_\_\_\_  
Clerk.

56  
1922

B

Cir. Ct. No. 2.

D. No.

31

Jane Beale

vs

Fletcher Beale

Attachment in Equity.

Box ~~10~~ RR  
Locust Point  
or  
117 W. Kemette St.

No. 21233 B.  
12

111 - ...

Filed 3 day of May 1922

1-8

Thomas F. M. Mulry  
Sheriff

Attached

\$2.00 Sheriff  
1.00 Clerk  
3.00

(ATTACHMENT IN EQUITY.)

MARYLAND, SC.

The State of Maryland.

To the Sheriff of Baltimore City, Greeting:

YOU ARE HEREBY COMMANDED, that you attach the body of

*Fletcher Beale*

if he shall be found in your bailiwick, and *have* safe keep, so that you have *him* before the

Judge of the Circuit Court No. 2 of Baltimore City, at the Court House in the same city, ~~on the~~

*when* ~~day in~~ *apprehended* 19<sup>*between 10. am and 4 pm*</sup>, to answer as well touching a certain contempt by

*him* committed in not *obeying* the order of this Honorable Court passed March 3 1922

as well as to such other matters and things as shall be then and there alleged against *h*

Hereof fail not, as you will answer the contrary at your peril.

JAMES E. GORTER

WITNESS, The Honorable MORRIS A. SOSPER, Chief Judge of the Supreme Bench of Balti-

more City, the *13* day of *March* 19 *22*

Issued the *28<sup>th</sup>* day of *April* 19 *22*

Clerk.

*28th April 1922*  
*Let the attachment issue.*  
*Charles F. Shaw*

SERVE ON

Fletcher Beale  
117 W. Henrietta St.  
B & O R.R. Locust Point.  
Cien No 8

21233 B.

CT. CT. No. 2.

B. 56  
1922

Jane Beale

vs.

Fletcher Beale

ORDER OF COURT NISI  
For Contempt

Order: 23 May 1922

No. 21233 B.

13  
Copy - kept

Filed 23 May 1922

1-8

Copy of the within Order of Court served  
on Fletcher Beale on the 23rd day  
of May 1922. in presence of  
George L. Brown,  
Thomas C. Murphy,  
Sheriff,  
Fees \$0.50



Jane Beale

vs.

Fletcher Beale

IN THE  
Circuit Court No. 2

OF

BALTIMORE CITY.

Ordered by the Circuit Court No. 2 of Baltimore City this 23rd day of May, 1922  
that the defendant, Fletcher Beale appear before this Court in person,  
on the 26th day of May, 1922, at 10 o'clock A. M., and then and there show  
cause, if any he may have, why he should not be punished for contempt of this Honorable Court  
in not obeying the Order of this Court passed on the 3rd day of March, 1922,  
directing the payment of Alimony, pendente lite, by him to the Complainant; provided, a  
copy of this Order be served on the said defendant on or before the 25th day  
of May, 1922

*Charles F. Spurr*

Judge.

True Copy: Test

.....  
Clerk.

Cir. Ct. No. 2.

56  
1912

B

D. No. 91

Beale

VS

Beale

Attachment in Equity.

No. 21233 B.  
14.

Filed 23 day of July 1912

Thomas J. Mcully  
Sheriff

Attached

\$2.00 Sheriff  
1.00 Clerk  
3.00

(ATTACHMENT IN EQUITY.)

MARYLAND, SC.

The State of Maryland.

To the Sheriff of Baltimore City, Greeting:

YOU ARE HEREBY COMMANDED, that you attach the body of

*Sketcher Beale*  
*117 N. Louisiana St.*

if he shall be found in your bailiwick, and in safe keep, so that you have him before the

Judge of the Circuit Court No. 2 of Baltimore City, at the Court House in the same city, ~~on the~~

*when* ~~day in~~ *apprehended* ~~19~~ *between 10 am and 4 pm*, to answer as well touching a certain contempt by

him committed in not *obeying the order of this Honorable Court*  
*passed March 3, 1922*

as well as to such other matters and things as shall be then and there alleged against him

Hereof fail not, as you will answer the contrary at your peril.

JAMES P. GORTER

WITNESS, The Honorable MORRIS A. SOPER, Chief Judge of the Supreme Bench of Balti-

more City, the *8* day of *May* 19*22*

Issued the *26* day of *May* 19*22*

*John Pleasant*  
Clerk.

*26th May, 1922 =*  
*Let this writ issue.*  
*Charles F. Stone*

Jane Beale

vs.

Fletcher Beale

In the Circuit Court No. 2  
OF BALTIMORE CITY.

The above cause being at issue

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  
first day of April 1922, met on  
the thirteenth day of June in the year nineteen  
hundred and twenty-two at my office, in the City of Baltimore, in the State  
of Maryland, and assigned the fourteenth day of June  
in the same year at four-thirty o'clock in the afternoon and the  
office of Milton Washell, 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:—

8-3-B

Beale,

v.

Beale.

Testimony taken at the office of Milton Dashiell, Esq., East Lexington Street, Baltimore, Maryland, June 14th., 1922, at 4.30 O'clock P.M.

JANE BEALE, a witness of lawful age, produced on behalf of the Plaintiff, having been first duly sworn, deposeseth and saith as follows, that is to say:

BY THE EXAMINER:

1 Q. State your name residence and occupation?

A. Jane Beale, 650 Lee Street; Presser.

2 Q. Do you know the parties to this suit?

A I am the Plaintiff and my husband is the Defendant.

BY MR. DASHIELL:

1 Q. When were you married?

A. I was married in 1901, 10th., of January.

2 Q. Were you married by a Minister of the Gospel.

A. Yes.

3 Q. In Baltimore City?

A. In Virginia.

4 Q. Were you married according to a Religious Ceremony?

A. Yes.

Jane Beale.

2 Q. Have you been a resident of Baltimore City, State of Maryland, for at least two years prior to the filing of this suit.

A. Yes.

6 Q. Are there any children as the result of this marriage?

A. I have three children.

7 Q. Names and ages?

A. My oldest boy is sixteen years old; William is fourteen and James is eleven years old.

8 Q. Have you the custody of these children?

A. Yes.

8 Q. Do you want their custody?

A. Yes.

9 Q. Have you agreed with your husband with reference to alimony and support of the children in this case?

A. Yes.

10 Q. What is the agreement?

A. He is to pay me five dollars a week.

11 Q. Are you able and willing to support, educate and rear this child with five dollars a week contributed towards their support by their father?

A. Yes.

Jane Beale.

12 Q. What was your conduct towards your husband while living together; how did you behave yourself?

A. I behaved myself.

13 Q. State whether or not you were always a kind, affectionate and faithful wife?

A. Yes.

14 Q. Are you and your husband living together now?

A. No sir.

15 Q. Which left the other; did he leave you or did you leave him?

A. I left him.

16 Q. When?

A. I left him in November.

17 Q. What year?

A. Last year.

18 Q. You charge him with adultery; do you know anything about that personally?

A. The only thing I know is when I left my husband was suffering from a venereal disease.

19 Q. Did you at that time charge him with adultery?

A. Yes.

20 Q. What did he say; did he admit or deny it.

A. He told me, that he had these women; yes, he had these women; he acknowledged it.

Jane Beale.

21 Q. And was that the cause of the separation between you and you and your husband.

A. Yes.

22 Q. What was the remark that he made.

A. He acknowledged it was true.

23 Q. Have you lived or cohabited with him since you discovered his adulteries?

A. No sir.

24 Q. Have you forgiven or condoned his offense in any way

A. No sir.

25 Q. Outside of this venereal disease and his admission to you that he had committed acts of adultery, you only know what other people have told you.

A. Yes, and what he has told me himself.



JANIE DAVIS, a witness of lawful age, produced on behalf of the Plaintiff, having been first duly sworn, deposeseth and saith as follows, that is to say:

BY THE EXAMINER:

1 Q. State your name residence and occupation?

A. Janie Davis, 117 West Henrietta Street; home work.

2 Q. Do you know the parties to this suit?

A. Yes.

BY MR. DASHIELL:

1 Q. Are they husband and wife?

A. Yes.

2 Q. Did they live together as husband and wife and were they always known and recognized in the community in which they lived as husband and wife?

A. Yes.

3 Q. Has the Plaintiff, Mrs. Reale, been a resident of Baltimore City, State of Maryland, for at least two years prior to the filing of this suit?

A. Yes.

4 Q. You know that there are three children as the result of this marriage?

A. Yes.

5 Q. Mrs. Reale has testified that she is able and willing to support and educate these children with

Janie Davis.

five dollars a week contributed towards their support by their father; do you think that she is able and willing to do what she says?

A. Yes.

6 Q. What was her conduct towards her husband while living together; how did she behave herself?

A. Very nicely.

7 Q. State whether or not she was always a kind, affectionate and faithful wife?

A. Yes.

9 Q. Are the parties to this suit living together now?

A. No sir.

9 Q. Which left the other?

A. She left him.

10 Q. When?

A. About November 1921.

11 Q. She has charged her husband with adultery; do you know anything personally about that?

A. Yes.

12 Q. Tell us what you know.

A. I only heard that he had a venereal disease, and that is what caused the separation between them

13 Q. Did you hear Mrs. Beale charge her husband with adultery on that occasion?

Janie Davis.

A. Yes.

14 Q. Did he admit or deny these charges made against him by his wife?

A He said that they were true.

15 Q. Then do you mean to tell this Court that he admitted to his wife that he had committed adultery with women and that he had contracted a venereal disease?

A. Yes.

16 Q. And that is what caused the separation between them in November 1921?

A. Yes.

17 Q. Has she ever lived or cohabited with him since she discovered this adultery?

A. No sir.

18 Q. Has she ever lived or cohabited with him since he made these admissions of adultery to her?

A. No sir.

19 Q. Has she lived or cohabited with him since November 1921.

A. No sir.

20 Q. Has she forgiven or condoned his offense in any way?

A. No sir.

FRANK DAVIS, a witness of lawful age, produced on behalf of the Plaintiff, having been first duly sworn, deposeseth and saith as follows, that is to say:

BY THE EXAMINER:

1 Q. State your name residence and occupation

A. Frank Davis, 117 West Henrietta Street; Galvanizer.

2 Q. Do you know the parties to this suit?

A. Yes.

BY MR. DASHIELL:

1 Q. Are they husband and wife?

A. Yes.

2 Q. Did they live together as husband and wife and were they always known and recognized in the community in which they lived as husband and wife?

A. Yes.

3 Q. Has she Plaintiff been a resident of Baltimore City, State of Maryland, for at least two years prior to the filing of this suit?

A. Yes.

4 Q. Has the Plaintiff been a resident of Baltimore City, State of Maryland, for at least two years prior to the filing of this suit?

A. Yes.

5 Q. There are three children as the result of this marriage?

A. Yes.

Frank Davis.

6 Q. Mrs. Beale has testified that she is able and willing to support, educate and rear these children with five dollars a week contributed towards their support by their father; is she able and willing to do this?

A. Yes.

7 Q. Is she the fit and proper party to have the care and custody of the children?

A. Yes.

8 Q. What was her conduct towards her husband while living together; how did she behave herself.

A. Fine.

9 Q. State whether or not she was always a kind, affectionate and faithful wife?

A. yes.

10 Q. Are the parties to this suit living together now?

A. NO sir.

11 Q. Which left the other?

A. Mrs. Bale.

12 Q. When?

A. November 1921.

13 Q. She has charged her husband with adultery; do you know anything personally about that.

A. Yes.

Frank Davis.

14 Q. Tell us what you know?

A. Well, I know that he had a bad disease.

15 Q. And what do you know about his actually committing adultery with women.

A. Well, I know that he brought women to his house after his wife left him.

16 Q. Was this before or after the separation?

A. This was after the separation.

17 Q. Then do you mean to state that you visited the house in which Mr. Beale lived after he separated from his wife?

A. Yes.

18 Q. What did you see him do.

A. I saw women come to the house to meet him where he was living, and he had a room on the second floor in the same house where he lived, and he would bring these women up on the second floor where my room was and where his room was, and he would - I would see him take these women into his bed room, and stay with them sometimes an hour or so.

19 Q. Did this happen frequently?

A. Right frequently.

20 Q. And all of this was after the separation, was it?

A. Yes.

Frank Davis.

21 Q. About when?

A. About December 1921 and January 1922.

22 Q. Did you have any conversation with him with regard to his conduct with these women whom he took into his bed room.

A. I did not have any conversation with him about it, but at the time that his wife left him I heard a conversation between he and his wife, and his wife charged him with adultery, and said that he had a venereal disease, and he admitted to her that it was the truth.

23 Q. And that was the cause of the separation, was it?

A. Yes.

24 Q. And after his wife left him he continued to live in the same house in which he and his wife formerly lived, and you say that you often saw him bring women into the house and take them into his bed room on numerous occasions and stay there an hour or so with them?

A. Yes.

25 Q. And would he lock the door?

A. Yes; I know that it was locked because I had to go through his room to get into the bath room, and I could not get in because the door was locked; I tried it and I found that it was locked.

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. ---

Frank de Witt

Frank de Witt



No other witnesses being named or produced before me, ~~I then, at the request~~  
~~of the Solicitor~~ ~~of the~~ ~~State~~ ~~of~~ ~~Maryland~~ ~~and nothing having been done for 5 years~~  
closed the depositions taken in said cause and now return them closed under my  
hand and seal, on this 16th day of August  
in the year of Our Lord nineteen hundred and twenty-two at the  
City of Baltimore, in the State of Maryland.

A. de Russey Sappington (SEAL).  
Examiner.

There are two Exhibits with these depositions, to wit:

Plaintiff's Exhibit 1

Defendant's Exhibit 1

A. de Russey Sappington  
Examiner.

I, A. de RUSSY SAPPINGTON, the Examiner before whom the fore-  
going 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 Russey Sappington  
Examiner.