

IN THE CIRCUIT COURT OF  
BALTIMORE CITY.

*B!!!*

*1928*

ERNEST TINSLEY

VS.

EMMA K. TINSLEY.

*723 N. Fremont Ave*

BILL FOR DIVORCE.

*B. 32858*

Mr. Clerk:

Please file.

*Davis & Evans*

ATTORNEYS FOR PLAINTIFF

DAVIS & EVANS  
ATTORNEYS AT LAW

*FD 13 March 1928*

ERNEST TINSLEY

:

IN THE CIRCUIT COURT

VS.

:

OF

EMMA K. TINSLEY

:

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, Emma K. Tinsley on the 17th of October, 1915 and with whom he resided until the 6th day of March, 1928.
2. That ever since said marriage your Orator has behaved himself as a faithful, chaste and affectionate husband toward the said Emma K. Tinsley.
3. That the said Emma K. Tinsley has on divers days and times since said marriage, committed the crime of adultery with divers, lewd and abandoned men, whose names are unknown to your Orator, and said offense has not been condoned by your Orator.
4. That your Orator has not lived or co-habited with the said defendant since said adulteries were discovered.
5. That there are no children born as result of said marriage.
6. That both your Orator and the defendant are citizens of the State of Maryland, having resided in Baltimore City for more than three years prior to the filing of this Bill of Complaint.

TO THE END, THEREFORE, YOUR ORATOR PRAYS:

- (a) That he may be divorced A Vinculo Matrimonii from the said Emma K. Tinsley.
- (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 Writ of Subpoena directed against the said Emma K. Tinsley,  
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*

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SOLICITORS FOR PLAINTIFF.

F654 ✓  
Ct. Ct.

B-111  
1928 Docket No.

Ernest Tinsley  
vs.  
Emma K. Tinsley

**SUBPOENA TO ANSWER BILL OF COMPLAINT**

No. B-32808  
(2) (3)

Filed 9 April, 1928  
" 14 May 1928  
Davis & Evans  
SOLICITOR

13

John E. Patee  
Sheriff

4/9 1928

REISSUED TO May  
Return Day, 1928  
Charles Whiteford  
Clerk

John E. Patee  
Sheriff

non est.  
(Keene)

non est.  
(Keene)

MAR 14 1928 11 46 AM

EQUITY SUBPOENA

The State of Maryland

On Emma K. Tinsley,  
723 N. Fremont Ave.

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 April next cause an appearance to be entered for you and your answer to be filed to the complaint of

Ernest Tinsley

against you exhibited in the Circuit Court of Baltimore City, HEREOF fail not, as you will answer the contrary at your peril.

WITNESS, the Honorable JAMES P. GORTER, Chief Judge of the Supreme Bench of Baltimore City, the 12th day of March 1928  
Issued the 13th day of March, in the year 1928.

*Chas. R. Whiteford* Clerk

MEMORANDUM: You are required to file your answer or other defense in the Clerk's Office, room 206, in the Court House, Baltimore City, within fifteen days after return day.

Ct. Ct.

192

Docket No.

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**SUBPOENA TO ANSWER BILL OF COMPLAINT**

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No.

Filed....., 192....

**SOLICITOR**

EQUITY SUBPOENA

The State of Maryland

To Emma K. Tinsley,  
723 N. Fremont Ave.

(copy)

REISSUED TO May 4/9 1928  
Chas R Whiteford Return Day, 1928  
Clerk

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 April next cause an appearance to be entered for you and your answer to be filed to the complaint of

**Ernest Tinsley**

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WITNESS, the Honorable JAMES P. GORTER, Chief Judge of the Supreme Bench of Baltimore City, the 12th day of March 1928  
Issued the 13th day of March, in the year 1928.

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MEMORANDUM: You are required to file your answer or other defense in the Clerk's Office, room 206, in the Court House, Baltimore City, within fifteen days after return day.

111  
IN THE CIRCUIT COURT OF  
BALTIMORE CITY.

B 111  
ERNEST TINSLEY 1928.

VS.

EMMA K. TINSLEY  
\_\_\_\_\_

B 32808

(4)

Mr. Clerk:

Please file.

*Davis & Evans*  
ATTORNEYS FOR PLAINTIFF

DAVIS & EVANS  
ATTORNEYS AT LAW

9d 6" July 1928



DAVIS & EVANS, SOLICITORS,  
215 ST. PAUL PLACE  
IN THE CIRCUIT COURT OF BALTIMORE CITY  
ERNEST TINSLEY VS. EMMA K. TINSLEY  
ORDER OF PUBLICATION.

The object of this bill is to procure a divorce A Vinculo Matrimonii by the plaintiff from the defendant.

The bill recites that the parties were married on the 17th day of October, 1915 and lived together until the 6th day of March, 1928. That both parties are residents of Baltimore City but that two summons sent to the defendant's last known residence have been returned non est by the Sheriff of Baltimore City. That ever since said marriage your Orator has behaved himself as a faithful, chaste and affectionate husband toward the said Emma K. Tinsley. That the said Emma K. Tinsley has on divers days and times since said marriage, committed the crime of adultery with divers, lewd and abandoned men, whose names will be disclosed at the hearing of this case and said offense has not been condoned by your Orator. That your Orator has not lived or co-habited with the said defendant since he discovered her said adulteries. That there are no children born as result of said marriage.

It is thereupon ordered by the Circuit Court of Baltimore City this 6<sup>th</sup> day of July 1928 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 6<sup>th</sup> day of August 1928, 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 22<sup>nd</sup> day of August 1928, to show cause, if any she may have, why a decree should not be passed as prayed.

Walter T. Dawkins

111  
B111  
1928

Ct. Ct.

Docket

Ernest V. Miley

vs.

Emma Miley

**Decree Pro Confesso**

Lapp  
B 32808  
(57)

No. ....

Filed

25 Aug

1928

*Ewert Trusky*

vs.

*Emma Trusky*

IN THE  
CIRCUIT COURT  
OF  
BALTIMORE CITY

Term, 1928

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 ~~suit~~ (said Order).

It is thereupon this *25* day of *August* in the year nineteen hundred and twenty *eight* 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.

*That the testimony taken later be considered as  
Tunc pro tunc as of May 25, 1928*

*Joseph N. Newman*

Doc. 68 B 111  
1928

**In the Circuit Court,**  
**OF BALTIMORE CITY**

**DEPOSITIONS**

*Tinsley*

vs.

*Tinsley*

No. 32808 B  
(A)

**PLAINTIFF'S COSTS**

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

**DEFENDANT'S COSTS**

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

*Ad 31 August 1928*

Ernest Tinsley

vs.

Emma K. Tinsley

In the Circuit Court

OF BALTIMORE CITY.

A Decree Pro Confesso having been passed in the above cause,  
nunc pro tunc as of May 25th, 1928,

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  
**twenty-fifth** day of **August** 19**28**, met on  
the **twenty-fifth** day of **May** in the year nineteen  
hundred and **twenty-eight** at my office, in the city of Baltimore, in the State  
of Maryland, and assigned the **twenty-fifth** day of **May**  
in the same year at **11:30** o'clock in the **fore-**noon and the  
office of **Messrs. Davis & Evans,** 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:—

ERNEST TINSLEY

VS.

EMMA K. TINSLEY

:  
:  
:  
:  
:  
:

In the Circuit Court of

Baltimore City.

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Testimony taken before me, A. deRussy Sappington, Examiner, in the offices of Messrs. Davis & Evans, in Baltimore, on May 25th, 1928, at 11:30 A. M.

Mr. J. Stewart Davis appeared for plaintiff.

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Thereupon---

WILLIAM HOLMES,

a witness, of lawful age, produced on behalf of the plaintiff, being duly sworn, testified as follows:

By the Examiner:

Q State your name, residence and occupation?

A William Holmes, 413 Schwartz Avenue, Baltimore, investigator.

Q Do you know the parties to this suit?

A Yes, sir.

By Mr. Davis:

Q Mr. Tinsley has charged his wife with adultery on or about March 7th, 1928. What do you know about that?

A I followed Mrs. Tinsley from Dolphin and Fremont Streets on Wednesday, March 7th, 1928, at half past ten in the morning and she got on a street car and rode to Madison Avenue and Dolphin Street and got off the car and there was a man standing on the corner. She walked over and talked to the man. Then, in locked arms, they walked across the street to the Attocks Hotel, 1200 Madison Avenue. Mr. Tinsley and I followed. They went into the hotel and registered and were roomed and while they were being roomed I got the record from the register, that they registered as Mr. and Mrs. King from Philadelphia. Then Mr. Tinsley and I waited in the lobby for a half hour and then I approached the room clerk and told him I wanted to go up to room number nine and he wanted to know why and I told him who I was and he went up with me. There was a ladder at the extreme end of the hall and I told the hotel man to get the ladder. I put the ladder up outside the room, next to the transom and looked in through the transom and saw Mrs. Tinsley in intercourse with the man who had taken her to the hotel. Then I told the hotel man to get up on the ladder and he also looked through the transom. When he came down the ladder I rapped on the



door and a voice from inside said, "Who is that?" and I said, "The hotel man", and they said, "Wait a minute", and a couple minutes later the man opened the door in his B. V. D.'s. When the door was opened I walked in the room and told Mr. Tinsley and the hotel man to follow me. I went to the bed where Mrs. Tinsley was lying and asked her if her name was Mrs. Tinsley and she said it wasn't. I told her I had followed her from Fremont Avenue to this hotel and asked her again if her name was Mrs. Tinsley and then I asked her if this was her picture which I had in my possession and she said, "Yes", and I said, "This is your husband", pointing to Mr. Tinsley, and she said it was. I told her he had employed me to gather such evidence as was necessary in his divorce proceeding against her that he was going to bring. Then she started crying and covered her head up and didn't answer me, and then we left, and the man she was with didn't say anything at all.

Q To your knowledge, has Mr. Tinsley lived or cohabited with his wife since he discovered this adultery on her part?

A No, sir.

Q Were any children born to them?

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. ~~---~~ *No*

*William Hubmay*

Thereupon---

LEROY MATTHEWS,

a witness, of lawful age, produced on behalf of the plaintiff, being duly sworn, testified as follows:

By the Examiner:

Q State your name, residence and occupation?

A Leroy Matthews, 2020 Druid Hill Avenue,  
Baltimore.

Q Do you know the parties to this suit?

A Yes, sir, when I see them.

By Mr. Davis:

Q On March 7th, 1928, what was your occupation?

A I was room clerk at the Attocks Hotel.

Q Mr. Tinsley, in his Bill for divorce, charges his wife with adultery. State what you know in reference to that?

A On March 7th, 1928, I was behind the desk at the hotel, looking at the paper, and a couple came in and registered as Mr. and Mrs. King, and I took them to room nine and saw that they were fixed all right and I came downstairs and when I got down in the lobby, I saw these two gentlemen there and I started reading again and they walked up to the desk and Mr. Holmes said to me he wanted

to go to room nine. I wanted to know what he wanted to go up there for and he told me who he was and I showed him up to room nine. We keep a ladder in the hall there and he asked me to get it and I gave it to him and he put it up against the wall and he got up on the ladder and looked through the transom and got down and told me to look. I climbed up and saw this couple in bed, having intercourse. I got down and he rapped on the door and a voice inside said, "Who's there?" and Mr. Holmes said, "The hotel man", and he said, "Wait a minute", and the door was opened and Mr. Holmes and Mr. Tinsley and I walked in and the man was behind the door in his underclothes and the lady was in bed covered up and Mr. Holmes asked her if her name was Tinsley and she said it wasn't and Mr. Holmes got a picture out of his pocket and asked her if that was her picture and she said it was and he asked her if Mr. Tinsley was her husband and she said he was. Mr. Holmes told her this would be used as evidence against her in a divorce case and she just covered her head up and started crying. The other man was standing there behind the door. And then we all walked out and closed the door.

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* *Le Roy Matthews*

Thereupon---

ERNEST TINSLEY,

the plaintiff, of lawful age, produced on his own behalf,  
being duly sworn, testified as follows:

By the Examiner:

Q State your name, residence and occupation?

A Ernest Tinsley, 723 Fremont Avenue, Baltimore,  
clerk, Baltimore Post Office.

Q Do you know the parties to this suit?

A Yes, sir, I am the plaintiff and my wife is the  
defendant.

By Mr. Davis:

Q When, where and by whom were you married?

A On October 17th, 1915, in Washington, D. C.,  
by the Reverend Hall.

Q You and your wife lived together until when?

A Until March 7th, 1928.

Q Are you living together now?

A No.

Q Which one of you left the other?

A She left me.

Q Why?

A Because I discovered her in adultery.

Q How did you treat your wife?

A I did everything I possibly could do for her.

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

A Yes, sir.

Q Did you support her?

A Yes, sir.

Q Did she have to work?

A No, sir, she didn't have to work. We were buying a house and I am still buying it.

Q Did she have any cause or reason to commit adultery?

A No, sir.

Q Were you true to her?

A Yes, sir.

Q Have you been a resident of Baltimore, Maryland, for more than two years prior to the filing of your Bill?

A Yes, sir.

Q You have charged your wife with adultery on March 7th, 1928, State what you know about that?

A On March 7th, 1928, I followed her from Fremont and Dolphin Street to the Attocks Hotel on the corner of

Madison Avenue and Dolphin Street and saw her meet a man on the corner there and they went into the hotel and registered as Mr. and Mrs. King from Philadelphia, and they occupied room nine. Mr. Holmes asked the clerk to take us up to room nine, which he did, and we got up on the ladder and looked over the transom and saw my wife and this man in adultery. We got down off the ladder and Mr. Holmes rapped on the door and after waiting a minute or two the man let us in and Mr. Holmes and the hotel man and I walked in and Mr. Holmes walked over to the bed and asked my wife if she was Mrs. Tinsley and she denied it at first and then he showed her a picture which I had given him of her and then she acknowledged she was my wife.

Q How was she dressed?

A She was undressed, in bed.

Q How was the man dressed?

A In his B. V. D.'s, standing behind the door.

Q Have you ever lived or cohabited with her since you discovered her in this adultery, or forgiven or condoned her offense in anyway?

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. ~~---~~

*No Ernest Tinsley,*



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 thirty-first..... day of August..... in the year of Our Lord nineteen hundred and twenty-eight..... at the City of Baltimore, in the State of Maryland.

A. de Russey Sappington (SEAL).  
Examiner.

There are no..... Exhibits with these depositions, to wit:  
Plaintiff's..... Exhibit.....

Defendant's..... Exhibit.....

A. de Russey 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 Russey Sappington  
Examiner.

Circuit Court

B111  
1928.

Docket No. \_\_\_\_\_

Ernest Tinley

vs.

Emma Tinley

**Order of Reference  
and Report**

Lyon

B No. 32808

(7)

Order Filed 7 day of Sept 1928

Report Filed 29 day of Sept 1928

Ernest Turley

vs.

Emma Turley

IN THE  
**Circuit Court**

OF  
BALTIMORE CITY

July Term, 1928,

This case being submitted, without argument, it is ordered by the Court, this seventh day of September, 1928, 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.

Robert F. Stanton

**Report of Auditor and Master**

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

Defendant proceeded against as a non-resident after two successive returns "non est".

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

The marriage proved.

Adultery proved.

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 29, 1928

192.....

Docket No.....

111  
1928

Tinsley

vs.

Tinsley  
Lyons

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**Certificate of Publication**

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B 32808  
(8)

THE DAILY RECORD

Filed..... 28 day of Sept 1928

# THE DAILY RECORD

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

IN THE CIRCUIT COURT OF BALTI-  
MORE CITY — (B-111 — 1928) — Ernest  
Tinsley vs. Emma K. Tinsley.

## ORDER OF PUBLICATION.

The object of this bill is to procure a divorce a vinculo matrimonii by the plaintiff from the defendant.

The bill recites that the parties were married on the 17th day of October, 1915, and lived together until the 6th day of March, 1928. That both parties are residents of Baltimore City, but that two summons sent to the defendant's last known residence have been returned non est by the Sheriff of Baltimore City. That ever since said marriage your orator has behaved himself as a faithful, chaste and affectionate husband toward the said Emma K. Tinsley. That the said Emma K. Tinsley has on divers days and times since said marriage, committed the crime of adultery with divers lewd and abandoned men, whose names will be disclosed at the hearing of this case and said offense has not been condoned by your orator. That your orator has not lived or cohabited with the said defendant since he discovered her said adulteries. That there are no children born as result of said marriage.

It is thereupon, ordered by the Circuit Court of Baltimore City, this 6th day of July, 1928, 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 6th day of August, 1928, 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 22nd day of August, 1928, to show cause, if any she may have, why a decree should not be passed as prayed.

WALTER I. DAWKINS.

True Copy—Test:

CHAS. R. WHITEFORD,  
Clerk.

July 14, 21, 28

Baltimore, July 28th., 1928.

We hereby certify that the annexed advertisement of Order..... Publication..... Circuit Court  
..... of Baltimore City, Case of.....

Ernest Tinsley

vs. Emma K. Tinsley

was published in THE DAILY RECORD, a daily newspaper published in the City of Baltimore, once in each of  
..... four ..... successive weeks before the

..... 6th. .... day of ..... August ..... 1928.  
First insertion July 7th. .... 1928

THE DAILY RECORD

Per.....

C. Watkins

CIRCUIT COURT

111  
1928

DOCKET No. 68 B.

Tinsley  
vs.

Tinsley

**Order of Appearance**

Mr. Clerk,

Please file.

Harry O. Levin  
Solicitor for Plaintiff

B No. 32808

Filed 12 day of Oct 1928

Ernest Linsley

vs.

Emma K. Linsley

IN THE  
CIRCUIT COURT

OF  
BALTIMORE CITY

TERM, 192

MR. WHITEFORD, CLERK:

Enter my appearance for Defendant.

Harry O. Lewis

Solicitor.

1  
CIRCUIT COURT

B -111  
1928 No. Docket

ERNEST TINSLEY

VS.

EMMA K. TINSLEY

Recorded

Folio 249 192 8

**Decree of Divorce**

B No. 32808  
(10)

Ed 1<sup>st</sup> October 1928

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

*William P. Lyons*  
Auditor and Master.



