

IN THE CIRCUIT COURT OF

BALTIMORE CITY

GARRETT CHAPMAN

VS.

LELA LAG CHAPMAN

B 33263

BILL FOR DIVORCE.

Mr. Clerk:

Please file.

Davis & Evans

ATTORNEYS FOR PLAINTIFF

DAVIS & EVANS
ATTORNEYS AT LAW

GARRETT CHAPMAN : IN THE CIRCUIT COURT

VS. : OF

LELA MAE CHAPMAN : BALTIMORE CITY

TO THE HONORABLE, THE JUDGE OF SAID COURT:

Your Orator complaining respectfully represents:

(1) That he was married to his wife, Lela Mae Chapman on the 31st day of July, 1921 and with whom he resided until the 17th day of July, 1923 when the defendant deserted the plaintiff.

(2) That though the conduct of your Orator has always been kind, affectionate and above reproach toward the said Lela Mae Chapman, she has without any just cause or reason abandoned and deserted him and has declared her intentions to live with him no longer and said 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.

(3) That your Orator has not lived or co-habited with the said defendant since said desertion.

(4) That there are two children born as result of said marriage; Robert, age six years and Joseph, age seven years.

(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 was~~ I

TO THE END, THEREFORE, YOUR ORATOR PRAYS:

(a) That he may be divorced a vinculo matrimonii from the said Lela Mae Chapman.

(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 Lela Mae Chapman, 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
GARRETT CHAPMAN VS. LELA MAE CHAPMAN
ORDER OF PUBLICATION

The object of this bill is to procure a divorce a Vinculo Matrimonii by the plaintiff, Garrett Chapman from the defendant, Lela Mae Chapman.

The bill recites that the parties were married on the 31st day of July, 1921 and lived together until the 17th day of July, 1923 when the defendant deserted the plaintiff. That the plaintiff has been a resident of 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. That your Orator has always been kind, affectionate and above reproach toward the said defendant, but the defendant has deserted him without any just cause or reason and has declared her intentions to live with him no longer and said 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 the said defendant since said desertion; that there are two children born as result of said marriage, Robert, age six years and Joseph, age seven years.

It is thereupon ordered by the Circuit Court of Baltimore City this 26th day of ~~September~~ 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 26th day of ~~October~~ 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 12th day of ~~November~~ 1928 to show cause, if any she may have why a decree should not be passed as prayed.

Wm. M. O'Sullivan

355
1928

Docket No. 68B

Chapman

vs.

Chapman

Certificate of Publication

B 33263.
(3)

THE DAILY RECORD

Filed 19 day of Dec 1928

THE DAILY RECORD

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

IN THE CIRCUIT COURT OF BALTI-
MORE CITY — (B-355-1928) — Garrett
Chapman vs. Lela Mae Chapman.

ORDER OF PUBLICATION.

The object of this bill is to procure a
divorce a vinculo matrimonii by the plain-
tiff, Garrett Chapman, from the defendant,
Lela Mae Chapman.

The bill recites that the parties were mar-
ried on the 31st day of July, 1921, and lived
together until the 17th day of July, 1923,
when the defendant deserted the plaintiff.
That the plaintiff has been a resident of
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. That your orator
has always been kind, affectionate and
above reproach toward the said defendant,
but the defendant has deserted him without
any just cause or reason and has declared
her intentions to live with him no longer
and said abandonment has continued unin-
terruptedly 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 the said
defendant since said desertion; that there
are two children born as result of said
marriage, Robert, age six years, and Jo-
seph, age seven years.

It is thereupon, ordered by the Circuit
Court of Baltimore City this 26th day of
September, 1928, that the plaintiff by caus-
ing a copy of this order to be inserted in
some daily newspaper published in Balti-
more City once a week for four successive
weeks before the 26th day of October, 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 per-
son or by solicitor on or before the 12th
day of November, 1928, to show cause, if
any she may have, why a decree should not
be passed as prayed.

EUGENE O'DUNNE.

True Copy—Test:

CHAS. R. WHITEFORD,
Clerk.

s27,04,11,18

Baltimore, *Oct. 18th*, 1928.

We hereby certify that the annexed advertise-
ment of Order *Publication* Circuit Court

of Baltimore City, Case of

Garrett Chapman
vs. *Lela Mae Chapman*

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
26th day of *October*, 1928.

First insertion *September 27*, 1928.

THE DAILY RECORD

Per *C. Watkins*

355

Ct. Ct.

1928

Docket

B68

Garrett Chapman

~~Sela Mal Ch~~

vs.

Sela Mal Chapman

Decree Pro Confesso

Sapp

B No. 33263.
(4)

Filed

19 Dec

1928

Garrett Chapman

vs.

Sela Mae Chapman

IN THE
CIRCUIT COURT
OF
BALTIMORE CITY

November

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 writ, (said Order).

It is thereupon this 19th day of December 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.

Lucy E. O'Duane

Doc. 68 B 355
1928

In the Circuit Court,
OF BALTIMORE CITY

DEPOSITIONS

Garett Chapman
vs.
Sela Mae Chapman

No. 33263 B
157

PLAINTIFF'S COSTS

Examiners \$
Copies
Sheriff
Stenographer
\$ _____

DEFENDANT'S COSTS

X
Examiners \$
Copies
Sheriff
Stenographer
\$ _____

Ad 16 April 1929

.....
GARRETT CHAPMAN

vs.

.....
SELA MAE CHAPMAN
.....

In the Circuit Court.....

OF BALTIMORE CITY.

A decree pro confesso having been issued in the above 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
Nineteenth..... day of..... December.....19.28., met on
the..... Nineteenth..... day of..... December.....in the year nineteen
hundred and ~~twenty-eight~~.....at my office, in the city of Baltimore, in the State
of Maryland, and assigned the..... Nineteenth.....day of.....December.....
in the same year at..... 12:30.....o'clock in the.....after-noon and the
office of The Examiner.....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:—

:

GARRETT CHAPMAN : In the Circuit Court of

VS. :

LELA MAE CHAPMAN : Baltimore City.

Testimony taken before me, A. deRussy Sappington,
Examiner, in my offices in the Title Building, Baltimore,
on December 19th, 1928, at 12:30 P. M.

Mr. George W. Evans appeared for plaintiff.

- - -

Thereupon---

GARRETT CHAPMAN,

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 Garrett Chapman, 3210 Barclay Street, Baltimore,
mechanic.

Q Do you know the parties to this suit?

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

By Mr. Evans:

Q When, where and by whom were you married?

A On July 31st, 1921, at Alexandria, Virginia,
by a Minister of the Gospel.

Q Did you live together as husband and wife after
that?

A Yes, sir.

Q How long did you live together?

A Until July 17th, 1923.

Q Which one of you left the other at that time?

A She left me.

Q Why?

A Because her mother said she had to be relieved
of all responsibility and to take my troubles with me.

Q What was your troubles?

A My two children and myself.

Q Did you give her any reason to leave you?

A No, sir.

Q How did you always treat her?

A As good as any husband could.

Q Did you take care of her and provide for her and
give her a home?

A Yes, sir.

Q Did you have any dispute with her before she left?

A No, sir.

Q Have you seen her since the separation?

A Once, about a week after.

Q What was the occasion of seeing her?

A About some of the furniture out of the house.

I gave her some of the things she wanted.

Q When she left you on July 17th, 1923, were you at home?

A No, sir, I was at work - I came home and found her gone and I saw her a week after that.

Q Have you ever lived or cohabited with her since she left you on July 17th, 1923?

A No, sir.

Q Has her abandonment of you continued uninterruptedly from July 17th, 1923, down to the present time?

A Yes, sir.

Q Is it deliberate and final and beyond any hope of reconciliation?

A Yes, sir.

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

A Yes, sir.

Q Is your wife a resident of Maryland?

A No, sir, she was in Chicago when I last heard of her.

Q Were any children born as a result of the marriage?

A Two.

Q What are their names and ages?

A Joseph, 7, and Robert, 6.

Q Who has the care and custody of the children?

A I have. They are with my mother.

Q Who provides for them?

A I always have.

Q Are you able to continue to do so?

A Yes, sir.

Q Do they have a comfortable home and proper surroundings?

A Yes, 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* *Garud Chapman*

Thereupon---

EMMA CHAPMAN BREWER,

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 Emma Chapman Brewer, 832 Eighth Street, Washington, D. C., housewife.

Q Do you know the parties to this suit?

A Yes, sir, he is my son.

By Mr. Evans:

Q How long have you known her?

A Since 1917.

Q Do you know when she and your son were married?

A Yes, in Alexandria, in 1921.

Q Which one of them left the other?

A She left him.

Q When did she leave him?

A In July, 1923.

Q Do you know anything of the cause of the separation?

A She said she was tired of all responsibility and the children and that she was going back to her mother and she packed up and left. She told me that repeatedly before she left.

Q Has he been a resident of Baltimore, Maryland, for more than two years prior to the filing of this Bill?

A Yes, sir.

Q Is his wife a resident of Maryland?

A No, sir, she now lives in Chicago.

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

A None at all.

Q Was he a kind, faithful and affectionate husband?

A Yes, sir.

Q Did he always provide for her?

A Yes, he did.

Q Have they ever lived or cohabited together since she left him in July, 1923?

A No, sir.

Q Has her abandonment of her husband continued uninterruptedly from July, 1923, down to the present time?

A Yes, sir.

Q Do you believe the separation to be deliberate and final and beyond any hope of reconciliation?

A Yes, sir.

Q Where are the children?

A I have been taking care of them. Their father supports them.

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
Emma Chapman Brewer

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.....*sixteenth*.....day of.....*April*.....in the year of Our Lord nineteen hundred and.....**twenty-nine**.....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

355
19 28

Docket No. B 68

GARRETT CHAPMAN

vs.

LELA MAE CHAPMAN

Order of Reference and Report

Syons

B No. 33263,
(6)

Order Filed 16 day of April 19 29

Report Filed 7 day of May 19 29

GARRETT CHAPMAN

vs.

LELA MAE CHAPMAN

IN THE
Circuit Court

OF
BALTIMORE CITY

March Term, 1929

This case being submitted, without argument, it is ordered by the Court, this 16th day of April, 19²⁹, 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.

Wm P Lyons

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 proved.

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

The marriage proved.

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

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

Case made for awarding the guardianship and custody of the minor children of the parties to the plaintiff.

Case ready for decree.

William P. Lyons
Auditor and Master.

April 27, 1929.

CIRCUIT COURT

B -355
1928 No. Docket

GARRETT CHAPMAN

VS.

LELA MAE CHAPMAN

Recorded

Folio 110 1929

Decree of Divorce

B No. 33 263
277

Feb 7th May 1929

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

William P. Lyons
Auditor and Master.

IN THE

Circuit Court

OF

BALTIMORE CITY

March Term, 192*9*

GARRETT CHAPMAN

VS.

LELA MAE CHAPMAN

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

It is thereupon, this *7th* day of *May*, A. D. 192*9* by the Circuit Court of Baltimore City, Adjudged, Ordered and Decreed, that the said GARRETT CHAPMAN,

the above named Complainant be and he is hereby DIVORCED A VINCULO MATRIMONII from the Defendant, LELA MAE CHAPMAN.

AND it is further ordered that the guardianship and custody of JOSEPH CHAPMAN and ROBERT CHAPMAN, minor children of the parties, be and they are hereby awarded to the Complainant, GARRETT CHAPMAN, subject to the further order of this Court.

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

D. W. Hoop