

IN THE CIRCUIT COURT OF

BALTIMORE CITY

62 B 1922
CLARA BAKER

VS.

FRANK BAKER

BILL FOR DIVORCE.

MR. CLERK:*

Please file.

B 23633

(C. W. Clark) (2)

SOLICITOR FOR COMPLAINANT

DAVIS & BISHOP
ATTORNEYS AT LAW

BANNEKER BUILDING

14 E. PLEASANT STREET

BALTIMORE, MD.

Rel 100/1922

CLARA BAKER : IN THE CIRCUIT COURT
VS. : OF
FRANK BAKER : BALTIMORE CITY.

TO THE HONORABLE, THE JUDGE OF SAID COURT:

Your Oratrix complaining respectfully represents:-

FIRST: That she was married to her husband, Frank Baker June 25, 1914 in Wheeling, W.Va. by Rev. Chaplan and with whom she resided until about March 29, 1919.

SECOND: That though the conduct of your Oratrix toward the said Frank Baker has always been kind, affectionate and above reproach, he has without just cause or reason abandoned and deserted her and has declared his intention to live with her 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.

THIRD: That there are no children as result of said marriage.

FOURTH: That your Oratrix has not lived or co-habited with said defendant since said desertion.

FIFTH: That your Oratrix is a resident of the State of Maryland having resided in Baltimore City for more than two years prior to the filing of this bill, but that the defendant is a non resident of the State of Maryland.

TO THE END THEREFORE:

- (a) That your Oratrix be divorced a Vinculo Matrimonii from the said Defendant Frank Baker.
- (b) That your Oratrix may resume her maiden name , Clara Pollard.
- (c) That she may have such other and further relief as her case may require.

May it please your Honor to grant unto your Oratrix an Order of Publication directed against the said Frank Baker, a non-resident of the State of Maryland, aforesaid, commanding and requiring him to be and appear in this Court some day certain to be named therein to answer the premises and abide by and perform such decree or order as may be requisite.

And as in duty bound, etc.



SOLICITOR FOR COMPLAINANT.

J. STEWARD DAVIS, SOLICITOR, 215 ST. PAUL PLACE

IN THE CIRCUIT COURT OF BALTIMORE CITY

CLARA BAKER VS. FRANK BAKER

ORDER OF PUBLICATION

The object of this suit is to procure a divorce a Vinculo Matrimonij by the plaintiff ^{Clara Baker} from the defendant ^{Frank Baker}.

The bill recites that the parties were married on June 25, 1914, in Wheeling, W. Va., and that they lived together until the 29th day of March, 1919, when the defendant deserted the plaintiff. That there are no children as result of said marriage. That the defendant is a non-resident of the State of Maryland, and that he deserted his wife without any just cause or reason and has declared his intention to live with her no longer; that the 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 expectation of reconciliation. That the plaintiff has been a citizen of the State of Maryland for more than two years, prior to the filing of this bill of complaint. ^{and that the defendant is}

a nonresident of the State of Michigan

It is thereupon this 10 day of ^{April} 1922,

ordered by the Circuit Court of Baltimore City, that the plaintiff by causing a copy of this order to be inserted in some daily newspaper published in Baltimore City, once in each of four successive weeks, before the 10 day of ^{May} 1922, giving notice to the absent defendant, Frank Baker, of the object and substance of this bill, warning him to be and appear in this Court in person or by Solicitor on or before the 26 day of ^{May} 1922 to show cause, if any he may have, why a decree should not be passed as prayed.

Carroll J. Bond

127
192...2

Docket No.....

Baker

Baker^{vs.}

Certificate of Publication

Q23633
3

THE DAILY RECORD
Filed 7th day of July 1922

THE DAILY RECORD

Baltimore, MAY 2 - 1922, 192.....

J. Steward Davis, Solicitor,
215 St. Paul Place.
IN THE CIRCUIT COURT OF BALTI-
MORE CITY — (B — 177 — 1922) — Clara
Baker vs. Frank Baker.

ORDER OF PUBLICATION.

The object of this suit is to procure a divorce a vinculo matrimonii by the plaintiff, Clara Baker, from the defendant, Frank Baker.

The bill recites that the parties were married on June 25, 1914, in Wheeling, W. Va., and that they lived together until the 29th day of March, 1919, when the defendant deserted the plaintiff. That there are no children as result of said marriage. That the defendant is a non-resident of the State of Maryland, and that he deserted his wife without any just cause or reason and has declared his intention to live with her no longer; that the 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 expectation of reconciliation. That the plaintiff has been a citizen of the State of Maryland for more than two years prior to the filing of this bill of complaint, and that the defendant is a non-resident of the State of Maryland, having been last heard of in Detroit, Michigan.

It is thereupon, this 10th day of April, 1922, ordered by the Circuit Court of Baltimore City, that the plaintiff, by causing a copy of this order to be inserted in some daily newspaper published in Baltimore City, once in each of four successive weeks, before the 10th day of May, 1922, giving notice to the absent defendant, Frank Baker, of the object and substance of this bill, warning him to be and appear in this Court, in person or by solicitor, on or before the 26th day of May, 1922, to show cause, if any he may have, why a decree should not be passed as prayed.

CARROLL T. BOND.

True copy—Test:

CHAS. R. WHITEFORD,
Clerk.

ap11.18.25my2

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

..... of Baltimore City, Case of.....
Clara Baker
Frank Baker,
vs.....

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

10th day of *May,* 1922
First insertion *April 11th,* 1922

THE DAILY RECORD

Per. *Shaddeus W. Crasster,*

177

Ct. Ct.

1912 *12* Docket

Balser

vs.

Baker

Decree Pro Confesso.

Sapf

B 23633

No.

4

Filed *7 July* 19*12* *2*

Clara Baker

vs.

Frank Baker

IN THE
Circuit Court
OF
BALTIMORE CITY.

July

Term, 1912

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 *4th* day of *July* in the year nineteen hundred and *Twenty two* 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 said 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.

Massie Henrich

STATE OF MARYLAND,
BALTIMORE CITY, SCT :

I hereby certify that on this _____ day of _____ 19____ before me, the subscriber, a Notary Public, of the State of Maryland, in and for the City aforesaid, personally appeared _____ and made oath in due form of law that her (his) husband (wife) the defendant in the above entitled case is not in the Military or Naval service of the United States Government, to the best of her (his) knowledge, information and belief.

As Witness my hand and Notarial Seal.

Notary Public.

3/17/46P

Doc. *J* ¹⁷⁷/₁₉₂₂

In the Circuit Court,
OF BALTIMORE CITY

DEPOSITIONS

Clara Baker

vs.
Frank Baker,

No. *23633*

PLAINTIFF'S COSTS

Examiners.....\$ *500*

Copies.....

Sheriff.....

Stenographer.....

\$ _____

DEFENDANT'S COSTS

Examiners.....\$ _____

Copies.....

Sheriff.....

Stenographer.....

\$ _____

118 Jan 1922

Clara Baker,

vs.

Frank Baker

In the Circuit Court
OF BALTIMORE CITY.

Whereas the Commission bearing the
power 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

7 day of July 1922, met on

the 17 day of July in the year nineteen

hundred and twenty-two at my office, in the City of Baltimore, in the State

of Maryland, and assigned the 7 day of July

in the same year at 5 o'clock in the afternoon and the

office of Stewart Davis, Esq. in the City and State

aforsaid, 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:—

8-20

Baker,

av.

Baker.

Testimony taken at the office of Mr. Davis,
Courtland Street, Baltimore, Maryland, July 7th.,
1922, at four O'clock P. M.

CLARA BAKER, the Plaintiff in this case, produced
on her own behalf, having been first duly sworn,
deposeth and saith as follows, that is to say:

BY THE EXAMINER:

1 Q. State your name residence and occupation?

A. Clara Baker, 936 Argyle Avenue; days work.

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

A. I am the Plaintiff and my husband is the De-
fendant.

BY MR. DAVIS:

1 Q. When were you married?

A. June 25th., 1914.

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

A. Yes.

3 Q. In Baltimore City.

A. No, in Wilmington, West Virginia.

4 Q. Were you married according to a Religious Cere-
mony?

A. Yes.

Clara Baker.

5 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. No sir.

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

A. I treated him nice.

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

A. Yes.

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

A. No sir.

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

A. He left me.

11 Q. When?

A. March 29th., 1919.

12 Q. Did he have any just cause or reason to abandon and desert his wife at that time?

A. No sir.

13 Q. Kindly state what happened at that time; what did he say and do.

Clara Baker.

A. He did not do anything; he just packed his trunk and said that he was going away, and he left town with another girl.

15 Q. Did you try to get him to stay at the time he abandoned and deserted you?

A. yes.

16 Q. What did he say?

A. He said that he was going to leave and that he was tired of married life.

17 Q. Has he provided or attempted to provide a home for you since he abandoned and deserted you?

A. No sir.

18 Q. Was there any thing to prevent him doing so if he had wanted to .

A. No sir.

19 Q. Has this abandonment continued uninterruptedly since March 29th., 1919; have you ever lived or cohabited with him since that time.

A. No sir.

20 Q. state whether or not said abandonment was deliberate and final on his part; did he deliberately and finally abandon and desert you.

A. yes.

21 Q. state whether or not there is any reasonable expectation of a reconciliation; do you ever expect

Clara Baker.

to make up and live together again?

A. No sir.

22 Q. Is he a resident or a non-resident of the State of Maryland?

A. Non-resident.

23 Q. Of what State is he a resident.

A. Michigan.

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.---

Yes
Clara Baker

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

BY THE EXAMINER:

- 1 Q. State your name residence and occupation?
A. Ola Johnson, 936 Argyle Avenue; housekeeper.
- 2 Q. Do you know the parties to this suit?
A. Yes.

BY MR. DAVIS:

- 1 Q. Any relation to you?
A. No sir.
- 2 Q. Are they husband and wife?
A. Yes.
- 3 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.
- 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. Are there any children as the result of this marriage?
A. No sir.

Ola Johnson.

6 Q. What was her conduct towards her husband while living together?

A. Very good.

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

A. Yes.

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

A. No sir.

9 Q. Which left the other?

A. He left her.

10 Q. When?

A. 1919.

11 Q. What month

A. March.

11 Q. How do you know that he abandoned and deserted her at that time?

A. Well, I know that he left.

13 Q. Were you living in the same house with them at the time?

A. Yes.

14 Q. What did he say and do on that occasion.

A. Well, I heard him say that he was going away.

15 Q. When did he say about married life?

A. Well, he said that he was tired of married life.

Ola Johnson.

16 Q. And that he was going to leave his wife?

A. Yes.

17 Q. Did his wife try to get him to remain and live with her and do as a husband should at that time.

A. Yes.

17 Q. And notwithstanding that he said that he was tired of married life and that he was going to leave her?

A. Yes.

19 Q. And did he leave?

A. Yes.

19 Q. Has he provided or offered to provide a home for his wife since he abandoned and deserted her March 1919?

A. No sir.

20 Q. Was there anything to prevent him doing so if he had wanted to?

A. No sir.

21 Q. Has this abandonment continued uninterruptedly since March 1919; have they lived or cohabited together since that time?

A. No sir.

22 Q. State whether or not said abandonment was deliberate and final; did he deliberately and finally abandon and desert his wife.

A. Yes.

23 Q. State whether or not there is any reasonable expectation of a reconciliation; do you ever expect them

Ola Johnson.

to make up and live together again.

A. No sir.

24 Q. Is he a resident or a non-resident of the state of Maryland?

A. Non-resident

25 Q. Of what state is he a resident, as far as you know?

A. Michigan.

26 Q. When did he say when he left his wife; where did he say he was going.

A. I do not know where he said he was going, but at the time that he left his wife he said that he was going away and leave the State of Maryland.

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 Ala. Johnson

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 18 day of January in the year of Our Lord nineteen hundred and Twenty-three at the City of Baltimore, in the State of Maryland.

A. de Russey Sappington (SEAL).
Examiner.

There are 2 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 each of which I was employed by the Plaintiff....., and on none by the Defendant.....

A. de Russey Sappington
Examiner.

177 262
19 22

Docket No.

Baker

us.
Baker

Order of Reference.

Robertson

B 23633

6 ✓

Filed 18 day of Jan 19 23

177

Clara Baker

vs.

*Frank Baker*IN THE
CIRCUIT COURTOF
BALTIMORE CITY*January* Term, 1923

This case being submitted, without argument, it is ordered by the Court, this *18* day of *January* 19*23*, that the same be and is hereby referred to *Ober H Robertson* Esq., Auditor and Master, to report the pleadings and the facts, and his opinion thereon.

*Henry Duffey***Report of Auditor and Master**

Bill filed by wife against husband for divorce a vinculo matrimonii on ground of abandonment for three years, Code Art. 16, Sect. 36. Order of publication against defendant as non-resident, no answer, decree pro confesso, thirty days elapsed. Proof shows marriage, residence of plaintiff and abandonment by defendant for at least three years, continuous, deliberate, final and without hope of reconciliation. Plaintiff should be permitted to resume her maiden name of Clara Pollard. Case ready for decree.

Ober H Robertson
Auditor & Master.

CIRCUIT COURT

B. 177 ✓
1922 B No. 62 Docket

Clara Baker

VS.

Frank Baker

Recorded

Folio 21 1923

Decree of Divorce

B No. 23633

(7.)

Ad 22 January 1923

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

Alex. Robertson
Auditor and Master.

Decree of Divorce

IN THE

Circuit Court

OF

BALTIMORE CITY

Clara Baker

VS.

Frank Baker

January

Term, 1923

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

It is thereupon, this 22nd day of January, A. D. 1923

by the Circuit Court of Baltimore City, Adjudged, Ordered and Decreed, that the said Clara Baker

the above named Complainant be and s he is hereby DIVORCED A VINCULO MATRIMONII from the Defendant, Frank Baker and that the plaintiff be permitted to resume her maiden name of Clara Pollard.

And it is further Ordered, That the said Clara Baker pay the cost of this proceeding.

Nancy Duffy