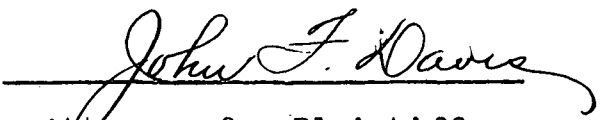


WILLIAM P. BARTHOLOMAY, Sr.,	:	IN THE
	:	
vs.	:	SUPERIOR COURT
	:	
	:	OF
	:	
CHARLES CARR	:	BALTIMORE CITY.
	:	

STATE OF MARYLAND, BALTIMORE CITY, to wit:-

William P. Bartholomay, Sr., by his attorney, John F. Davis, sues Charles Carr, for that on or about January 1st. 1924, the plaintiff's automobile was being driven north on Cathedral Street at the intersection of Hamilton Place, Baltimore City, State of Maryland, which automobile was operated by his son, William P. Bartholomay, Jr., in a careful, skillful and prudent manner, and on said occasion the defendant was the owner of an automobile which was being operated by his chauffeur, employee or agent, one Jessie Reed, West on Hamilton Place at the intersection of Cathedral Street, aforesaid, and the defendant's chauffeur, employee or agent, the said Jessie Reed, did negligently, carelessly and unskillfully operate the said defendant's automobile, and as a result thereof said automobile of the defendant collided with the automobile of the plaintiff, and as a result the plaintiff's automobile was greatly damaged, and the plaintiff has been caused great loss and expense, and has otherwise been damaged in the premises; all of which the plaintiff says was caused by want of due care and caution on the part of the defendant, his chauffeur, employee or agent without any fault on the part of the plaintiff or the said William P. Bartholomay, Jr., contributing thereto.

And the plaintiff claims \$1,000.00 damages.


 Attorney for Plaintiff.

The plaintiff elects to have this case tried before a jury.

John F. Davis
***-----
Attorney for Plaintiff.

155 Sept 24
Plaint
\$250.00

52

IN THE SUPERIOR COURT
OF
BALTIMORE CITY.

886
1924

William P. Bartholomay, Sr.
Plaintiff,

vs.

BOX No. 2396

Charles Carr,

Defendant.

1008 Pennsylvania Ave

D-E-C-L-A-R-A-T-I-O-N

Mr. Clerk:-

Please file, etc.

Attorney for Plaintiff.

John F. Davis,
Attorney-at-Law,
504 Morris Building.

FILED 11 Sept 1924

THE DAILY RECORD COMPANY
Baltimore, Md.

85
124
55
120

1008 Penna Ave

Bartholomay

vs.

Carr

Commissioner of Motor Vehicles
Superior Court of Baltimore City

May Term, 1925

Mr. C. Austin Baughman

You are hereby summoned to attend this Court, on Friday the 15 day of

May 1925, at 10 o'clock A. M., to testify for Plaintiff

in the above named case, and to attend said Court daily until duly discharged.

By order of the Court,

JOHN E. POTE, Sheriff of Baltimore City
(Bring this summons with you.)

Baltimore, 6/14 1925

Be punctual in attendance or you will be attached.

ROOM 201, COURT HOUSE

Deputy No. 3

39.

Plaintiff's First Prayer.

The Plaintiff prays the Court to instruct the jury that if they find from the evidence that the Plaintiff's machine was damaged when in a collision with a machine of the Defendant's, and that the said damage resulted directly from the want of ordinary care or prudence on the part of the said Defendant, his agent or servant in the operation of his machine and not from the want of ordinary care or prudence on the part of the Plaintiff directly contributing thereto, then the Plaintiff is entitled to recover.

✓
12/20/20
Charles F. Brown

Plaintiff's Second Prayer.

The Plaintiff prays the Court to instruct the jury that in order to defeat a recovery in this suit on the ground of contributory negligence upon the part of the Plaintiff, the burden of proof is upon the Defendant to show that the Plaintiff was guilty of negligence, and that such negligence on his part directly contributed to produce the damages to the machine of the Plaintiff.

F. J. 25 - Grant
Charles P. Stone

Plaintiff's Third Prayer.

The Plaintiff prays the Court to instruct the jury that if they find their verdict for the Plaintiff, then they shall award the Plaintiff as damages, such sum as they shall find from the evidence represented the cost to repair the damage to the automobile of the Plaintiff caused by said accident.

5/27/25 Howard Charles Fisher

(WRIT OF SUMMONS)

STATE OF MARYLAND,

BALTIMORE CITY, to wit:

To THE SHERIFF OF BALTIMORE CITY, GREETING:

You are hereby commanded to summon

~~CHARLES CARR~~ Charles Carr

of Baltimore City, to appear before the Superior Court of Baltimore City, to be held at the Court House
in the same city, on the second Monday of October next, to answer
an action at the suit of William P. Bartholomay 'Sr

and have you then and there this writ.

Witness, the Honorable JAMES P. GORTER, Chief Judge of the Supreme Bench of Baltimore City,

the 8th day of September 1924

Issued 11th day of September 1924

Stephen C Little, Clerk.

P-61

You have been summoned to appear in Court on the Second Monday of October 1924 Personal attendance in Court on the day named 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.

No. 52 886/1924 Su. Ct.

William P. Bartholomay Sr.

Sept 2

vs.

Charles Carr

1008 Penna Ave

Writ of Summons

Copy of Nar, and Notice to Plead Within to be served on Defendant.

John F. Davis

1623 Minnsy Attorney

Filed 10 day of 10 1924

OCT 14 1924
10 B

John E. Potter Sheriff

Non est

OCT 14 1924 Renewed to Nov 20

Summoned and a copy of Nar and Notice to Plead left with the defendant

*John E. Potter Sheriff
Filed 10/31/24
(6 Bichby)*

Refereants Atty, David Evans Esq

1st-3 Weeks May Term, 1925

(Beginning Monday, May 11th, 1925)

BALTIMORE CITY COURT

W.P. Bartholomew

vs. Chas Carr

Jury Sworn 27 May 1925

W.H. Mosber Foreman

- WM. H. GETTEMULLER, Accountant, B. V. D. Co., 28 Haleyon Ave.
JOHN F. KOMBER, Grocer, 3906 Erdman Ave.
LOUIS T. J. KLEIN, Asst. Auditor, Balto. Tube Co., Inc., 1404 N. Lakewood Ave.
MARK N. DAVIS, Sales Agt., American Novelty Paper Co., 3603 Garrison Ave.
HENRY MEYER, Packer, Johnson-Boyd Co., 2604 Fairmount Ave.
W. ROBY PURNELL, Art Dealer, 4408 Maine Ave.
CHAS. B. CARROLL, Brush Mnfr., 1922 W. Fayette.
W. HARRY CARPENTER, Salesman, Con. Gas & Elec. Co., Brosius Ave., near Linwood Ave.
DANIEL D. CASSELL (Col.), Real Estate, 2123 McCulloh.
JOHN A. BORCHERS, Salesman, Carter-Webster & Co., 1805 E. North Ave.
JAMES W. FOSTER, Advertising, D. Stuart Webb, 5915 Falls Rd.
WM. N. THOMSON, Retired, 1 University Parkway.
PETER F. LAMB DIN, Clerk, Standard Gas & Elec. Co., 21 N. Hare.

FRANK W. HENRY, Credit Man, Castelberg's, 1627 N. Bond.
RICHARD S. BLACKWELL, Auction Man, Sam W. Pattison & Co., 2421 Madison Ave.

FRANK FILTZER, Machinist, Balto. Engineering Co., 1703 Thomas Ave.
JAMES I. BREWSTER, Troubleman, C. & P. Tel. Co., 1240 Darley Ave.

WM. H. MOSBER, Office Mngr., Stewart & Co., 2803 W. Lanvale.

EDWARD BITTRICK, Clerk, Chamber of Commerce, 1610 E. 30th.

J. HAROLD ROSENBLATT, Treas. Sun Life Ins. Co., Rogers Ave. and Hilltop Rd.

WALLACE T. McCAULEY, Mngr., A. & P. Tea Co., 3504 Elm Ave.

WM. J. WALTERS, Telephone Repairman, C. & P. Tel. Co., 4035 Falls Road.

MARION S. KING, Printer, King Bros., 3901 Park Heights Ave.

HARRY J. BORCHERS, Straw Hatter, M. S. Levy & Sons, 1813 E. Federal.

C. RUDOLPH GARTHE, Jeweler, 3404 Grantley Rd.

BENSON BLAKE, JR., 301 Edgevale Rd. V-Pres. & Secy. Emerson & Morgan Coal Co., Inc.

HERMAN F. VOGT, Fairview Ave. & Vogts La. Lab. List & Sons

FRED J. BECK, 3102 Berkshire Rd. Merchant

PERCY E. SHOBBS, 713 E. 33rd St. Credit & Office Mngr. The Eska Mfg. Co.

BERNHARD H. BECK, 2402 N. Charles St. Whol. Stationers

JESSE H. CRUM, 1648 N. Appleton St. Compositor, The Sun

GEORGE E. GODWIN, 409 Charter Oak Ave. Printer, Sun Job Printing Co.

JAMES L. FUNK, 506 Ensor St. Jeweler

HOWARD N. DANEKER, 20 S. Mount St. Purchasing Agt. Sharp & Dohme

D. STEINER FOUDEUR, 4105 Kathland Ave. Clerk, Un. Ry. & Elec. Co.

WM. H. MACCUBBIN, 1925 E. 32nd St. Ins. Adjuster, Balto. Amer. Ins. Co.

WM. J. GRAHAM, 3217 Vickers Rd. Cashier, Phoenix Club

JOHN H. SHINNICK, 2211 W. North Ave. Supt. Atlantic Transport Co.

FREDK. J. O'GORMAN, 565 E. 38th St. Supervisor, Chamber of Commerce

J. CARROLL WATTS, 4010 Brookline Ave. Printer, Franklin Printing Co.

HARRY FRIED, 3916 Reistertown Rd. Grocer

THEODORE R. KLEMM, 119 Elmwood Ave. Clerk, Con. Gas & Elec. Co.

CONRAD G. SPAHN, 109 Chestnut Ave. Assorter, American Railway Express Co.

A. L. FITZGERALD, 2305 Arundel Ave. Clerk, B. & O. R.

JOS. E. ROSEMAN, 1336 N. Gilmore St. Grocer

HENRY A. THOMAN, 2310 Erdman Ave. Secy. Balto. Copper Smelting Co.

ROBERT J. DIETRICH, 2609 Franklin St. Clerk, Balto. Hide & Wool Assn.

EDWARD H. THOMSEN, Mt. Royal Apts. Stock Broker, Frank B. Gahn & Co.

CLARENCE A. HALL, 2820 N. Charles St. Broker

LOUIS A. PACETTI, 2825 N. Calvert St. Accountant, Bartels & Spamer

FRANCIS H. LOWEREE, 1104 Edmondson Ave. Accountant

HARRY H. HARVEY, 1932 Hollins St. Gilder, Confad Hamp & Co.

WM. T. CULLEN, Jr., 2512 E. Madison St. Foreman, A. Hoen & Co.

G. M. HARKINS, 1901 Boone St. Mngr. E. S. Royster Guano Co.

LUTHER H. GWALTNEY, 2605 N. Calvert St. V-Pres. John H. Zouck Lumber Co.

LEOPOLD FISCHER, 2911 Greenmount Ave. Jeweler

EDWARD J. HOWARD, 2924 Bearman Ave. Engr. P. R. R.

CARL W. CRAWLEY, 714 N. Payson St. Electrician, Wm. J. Gray

HARRY B. CLARKE, 16 E. 21st St. Real Estate

ANDREW J. LANGHIRT, 1650 Darley Ave. Clerk, Henry B. Gilpin Co.

Plaintiff Attorney *John T. Davis Esq*

1st-3 Weeks May Term, 1925

(Beginning Monday, May 11th, 1925)

BALTIMORE CITY COURT

W. P. Bartholomay

Charles Carr

Jury Sworn *22 May* 1925

W. H. Mosber Foreman.

- ~~WM. H. GETTEMULLER, Accountant, B. V. D. Co., 28 Haleyon Ave.~~
- ~~JOHN F. KOMBER, Grocer, 3906 Erdman Ave.~~
- ~~LOUIS T. J. KLEIN, Asst. Auditor, Balto. Tube Co., Inc., 1404 N. Lakewood Ave.~~
- ~~MARK N. DAVIS, Sales Agt., American Novelty Paper Co., 3603 Garrison Ave.~~
- ~~HENRY MEYER, Packer, Johnson-Boyd Co., 2004 Fairmount Ave.~~
- ~~W. ROBY PURNELL, Art Dealer, 4408 Maine Ave.~~
- ~~CHAS. B. CARROLL, Brush Mnfr., 1922 W. Fayette.~~
- ~~W. HARRY CARPENTER, Salesman, Con. Gas & Elec. Co., Brosius Ave., near Linwood Ave.~~
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~~HARRY B. CLARKE, 16 E. 21st St. Real Estate~~

~~ANDREW J. LANGHEIT, 1650 Darley Ave. Clerk, Henry B. Gilpin Co.~~

ROOM 301

ROOM 301

IN THE SUPERIOR COURT OF BALTIMORE CITY,

ROOM 301

ROOM 301

ROOM 301

May

Term 1925

SUMMON

18 Charles Carr.....1826 Madison Ave.,

10 Jessie Reed.....*DN*.....1008 Pennsylvania Ave.

to testify for *Carr at Bartholomew*

returnable on the *22nd* day of *May*, 1925, at 10 o'clock A. M.

TO THE SHERIFF OF BALTIMORE CITY

Stephen L. P. Lee Clerk.

Davis & Orman Counsel.

Issued *21st* day of *May* 1925

✓

Wm Bartholena : IN THE SUPERIOR COURT NO.2

VS. Y OF

CHARLES CARR : BALTIMORE CITY.

Mr.Clerk:-

Please enter our appearance in the above entitled
case for the defendant.

Javis Evans
ATTORNEYS FOR DEFENDANT.

IN THE SUPERIOR COURT NO. 2

OF

BALTIMORE CITY.

Wm Bartholomew

VS.

CHARLES CARR.

Appearance

Mr. Clerk:-

Please file.

Davis & Evans

ATTORNEYS FOR DEFENDANT.

DAVIS & EVANS,

ATTORNEY AT LAW

215 SAINT PAUL PLACE

BALTIMORE, MD.

FILED MAY 22 1925

BAUMGARTEN & CO., INC.

WEP
\$ 250.00

COPY

Name Reed, Jesse A. Address 1008 Penna. Ave.,

Alias _____ { Chauffeur }
 { MV MC Opr. } No. _____ Town or City Baltimore, Md.
 { Instruction }

DATE	NATURE OF CHARGE	DISPOSITION	FILE
10-7-23	Reckless driving	15.00 & C	Case 13719
10-7-23	Failing to stop after accident	Dismissed	"
10-23-23	Hearing	Sus. 15 days	"
11-7-23		Reissued	"
1-1-24	Reckless driving	10.00 & C	"
1-14-24	Hearing	Sus. 10 days	"
1-24-24		Reissued	"
4-18-24	Reckless driving	dismissed	"
6-19-24	Accident	Filed	"

Name _____ Address _____

Alias _____ { Chauffeur }
 { MV MC Opr. } No. _____ Town or City _____
 { Instruction }

DATE	NATURE OF CHARGE	DISPOSITION	FILE

(COPY)

Name Bartholmay, William Jr. Address 2027 Eutaw Place.,

Alias _____ { Chauffeur
MV MC Opr. } No. 136 00 Town or City _____
Instruction

DATE	NATURE OF CHARGE	DISPOSITION	FILE
12-9-21	Failing to pass vehicle on left	5.00 & C	C-624
1-1-24	Failing to give right of way	Dismissed	"

DEFENDANT'S PRAYER

The defendant prays the Court to instruct the jury that it appears from the uncontradicted evidence in this case that the Plaintiff's damages were caused directly by the failure of the plaintiff's son to exercise such care and caution as is ordinarily exercised by a prudent person under similar circumstances, and the verdict of the jury shall be for the defendant.

5/27/25 Robert
C. Lander & Son

Currency Money Order Check Single Quantity Fee

APPLICATION FOR 1924
HIRING REGISTRATION

Class F No. 11340

For the purpose of transportation of persons
for hire in the State of Maryland.

We I herewith enclose ^{Check} Money for \$.....the order

BALTIMORE, MD.
"SIS PAUL STS."
IONER OF MOTOR VEHICLES

amount of fee with 10c added for postage as stated in lower left hand corner of this application in payment of 1924 license fee for the vehicle described below. We I further declare that We I have checked the information given below and it covers the car of which We I am the owners and for which We I make application for registration for transportation of persons for hire in the State of Maryland.

Add 10c to your check or money order to cover postage. Don't send stamps.

Maryland {Chauffeur's license required for operating under this license.} No. 207390 Signature Charlie Carr Of Owner In Ink

ANTI-GLARE DEVICE

MacBeth

Make Body Year Engine Number H. P.

CADILLAC SEDAN 1918 57Y44 32

CHARLES CARR

1008 Penna Avenue

386244

Baltimore, Md.

Name of Maker.
Three things must be done on this application: Give number of your permit to operate, your signature in ink and name of anti-glare headlight device.

FEE: \$1.20 per horsepower.

Fee \$
Postage .10
Total

If issued after April 1st, three-fourths of fee;
July 1st, one-half; October 1st, one-fourth.

CURRENCY SENT AT YOUR OWN RISK

To expedite the issuance of license plates residents of the District of Columbia are requested to apply at 41 C Street N. W.

Pt 38.40 December 31 1922

WILLIAM P. BARTHOLOMEY, Sr.

Vs.

CHARLES CARR

"
"
"
"
"
"

IN THE
SUPERIOR COURT OF
BALTIMORE CITY

Charles Carr, Defendant, by Roy S. Bond, and,
J. Howard Payne, his attorney's, for plea to the declaration
filed against him, says,-

That he did not commit the wrongs alleged.

Roy S. Bond

J. Howard Payne
Attorney's for Defendant

IN THE SUPERIOR COURT OF
BALTIMORE CITY

520cb

886

WILLIAM P. BARTHOLOMAY, Sr.

Vs.

CHARLES CARR

Mr. Clerk:
Please file & etc.

J. Howard Payne
Roy S. Bond

Attorney's for Defendant

J. HOWARD PAYNE
and Roy S. Bond
ATTORNEY AND COUNSELLOR AT LAW

BALTIMORE, MD.

220 ST. PAUL PLACE

Del 5 Nov 1924

Service admitted this *3rd* day of November, 1924.

Attorney for Plaintiff

John F. Davis

DEFENDANT'S 3 PRAYER

Notwithstanding the jury shall find from the evidence that the defendant's servant was guilty of negligence, yet if they shall further find from the evidence that the plaintiff's son was also guilty of negligence, and that the accident was caused partly by the defendant's servant's negligence and partly by the plaintiff's son's negligence, then the verdict must be for the defendant, without regard which negligence was the greater.

1/27/25
Hank C. Parker & Son

Bartholome

vs

Carr

Refused Prayers

Filed 22 May 1925

4
DEFENDANT'S PRAYER

The defendant prays the Court to instruct the jury that the mere happening of the accident raises no presumption of negligence on the part of the defendant's ^{servant} operating the automobile, but that the burden is upon the plaintiff to establish by a fair preponderance of evidence that negligence on the part of the defendant ^{servant} caused the accident, and that if the minds of the jury are left by the evidence in a state of even balance as to the existence of such negligence, then the verdict must be for the defendant.

✓ 7/27/25
C. Charles F. Brown

DEFENDANT'S 5 PRAYER

The defendant prays the Court to instruct the Jury that all vehicles have the right of way over other vehicles approaching at intersecting roads from the left and shall give right of way to those approaching from the right.

12/25
H. H. H. H.
Charles F. H. H.

Bartholomay

vs

Carr

Granted Prayer

Filed 21 May 1923

Defendants 6th Prayer

The defendant prays the Court to instruct the jury that the speed limit in the ^{city of} ~~city of~~ Badenewors for motor vehicles is 15 miles an hour

1/2 1/20 Report

Charles F. Stein

ROOM 301

ROOM 301

IN THE SUPERIOR COURT OF BALTIMORE CITY,

ROOM 301

Term 192

SUMMON

10

John J. Kernan

sd

1213 Maryland Avenue

6

Ray Roman

re

615 N. Belnor Avenue

1

to testify for Plaintiff in the case of Bartholomay vs. Carr

returnable on the 15th day of May, 1925, at 10 o'clock A. M.

TO THE SHERRIFF OF BALTIMORE CITY

Stephen L. Litalo

Clerk.

John F. Davis

Counsel.

Issued

14th

day of

May

1925

✓

IN THE SUPERIOR COURT OF BALTIMORE CITY,

ROOM 301

Term 192

SUMMON

10 John J. Kernan *sd* 1213 Maryland Avenue

6 Ray Roman *re* 615 N. Belnor Avenue

MR. CLERK:—

3 Please issue a subpoena duces tecum directed to E. Austin Baughmann, Commissioner of Motor Vehicles, located at St. Paul and Saratoga Streets, directing him to bring or send to this Court the necessary papers showing in whose name title to a car bearing license number 11-340 H ~~was~~ 1924, was on the first day of January 1924, also a transcript of the record of William Bartholomay, Jr. showing the times he has been summoned to Traffic Court and the disposition of such cases after trial and also a transcript of the record of Jessie Reed showing the times he has been summoned to Traffic Court and the disposition of such cases after trial.

Issued *J. H. ...*

14th day of

May

1925

William P. Bartholomay, Sr.

vs.

Charles Carr

*
*
*
*
*
*
*
*
*

In the Superior Court

of

Baltimore City

Mr. Clerk:-

Please issue a subpoena duces tecum directed to E. Austin Baughmann, Commissioner of Motor Vehicles, located at St. Paul and Saratoga Streets, directing him to bring or send to this Court the necessary papers showing in whose name title to a car bearing license number 11-340 H was 1924, was on the first day of January 1924, also a transcript of the record of William Bartholomay, Jr. showing the times he has been summoned to Traffic Court and the disposition of such cases after trial and also a transcript of the record of Jessie Reed showing the times he has been summoned to Traffic Court and the disposition of such cases after trial.

The above records are to be used on behalf of the plaintiff in the above entitled case and are returnable on the 15th day of May, 1925, at 10 A.M.

John F. Davis
Attorney for Plaintiff

Issued _____
Clerk



IN REPLY REFER
TO

COMMISSIONER OF MOTOR VEHICLES

E. AUSTIN BAUGHMAN
COMMISSIONER

ST. PAUL AND SARATOGA STS.

D. MARSHALL SCHROEDER
DEPUTY

BALTIMORE, MD.

State of Maryland
Baltimore City, to wit:

I, E. Austin Baughman, Commissioner of Motor Vehicles of the State of Maryland, by virtue of the authority vested in me, under Section 138 of the General Motor Vehicle Law, Chapter 506, Acts of 1920, do hereby certify that the foregoing is a true copy as taken from the original now on file in this office and part of the records of said office.

In testimony whereof, I hereto
subscribe my name, and affix the seal
of the Office of Commissioner of
Motor Vehicles of the State of Mary-
land this 15th day of May 1920.

E. Austin Baughman
D. Marshall Schroeder
Commissioner of Motor Vehicles. Deputy



IN THE SUPERIOR COURT OF BALTIMORE CITY,

ROOM 301

ROOM 301

May

Term 1925

ROOM 301

SUMMON

6 *Ray Roman NE*
615 N. Belvid Avenue

to testify for *Plaintiff in Bartholomew vs Carr*
returnable on the *20th* day of *May*, 1925, at 10 o'clock A. M.

TO THE SHERRIFF OF BALTIMORE CITY

John J. Davis

Counsel.

Stephen C. Latta Clerk.

✓ Issued *19th* day of *May* 1925

WILLIAM P. BARTHOLOMAY : IN THE SUPERIOR COURT NO. 2

VS. : OF

CHARLES GARR : BALTIMORE CITY.

The defendant in the above cause, by his counsel, moves the Court to grant him a new trial upon the issues joined in said cause for the following reasons:

1. Because the verdict by the Jury, which was empaneled to try said cause on the 22nd day of May, 1925 was against the instructions of the Court.
2. Because the verdict is against the evidence.
3. Because the verdict is against the weight of the evidence.

Davis Evans
ATTORNEYS FOR DEFENDANT.

IN THE SUPERIOR COURT NO. 2

OF

BALTIMORE CITY.

WILLIAM P. BARTHOLOMAY

VS.

CHARLES CARR.

MOTION FOR NEW TRIAL

Mr. Clerk:-

Please file.

Davis Evans

ATTORNEYS FOR DEFENDANT

*Service admitted this
23rd day of May, 1925*

*John F. Davis
Att'y for Plaintiff*

J. STEWARD DAVIS

ATTORNEY AT LAW

215 SAINT PAUL PLACE

BALTIMORE, MD.

*J. S. Davis
23rd May 1925*