

IN THE
CIRCUIT COURT OF
BALTIMORE CITY

B 289
1926

ANNA BELLE CURRY

VS

JOSEPH JEROME CURRY,

1600 E. Monument St.

B 30821

BILL OF COMPLAINT

(1)

Mr. Clerk:

Please file, etc.,

W. H. Harris

Solicitor for Complainant.

J. Calvin Carney
~~WILLIAM HARRY PAIRO~~

ATTORNEY-AT-LAW

1208 PENNSYLVANIA AVE

BALTIMORE, MD.

FD 30 June 1926

Anna Belle Curry

vs

Joseph Jerome Curry

*
*
*
*
*
*

In The
Circuit Court of
Baltimore City.

July Term, 1926.

To The Honorable, The Judge of Said Court:

Your Oratrix, complaining, says:

1. That heretofore, on the 9th day of May, 1921, Your Oratrix was married to the Defendant, Joseph J. Curry, in Baltimore City, State of Maryland, by a Minister of the Gospel; where they lived together as man and wife until the 13th day of June, 1926.
2. That Your Oratrix has been a resident of Baltimore City, and State of Maryland, for more than two years prior to the filing of this Bill of Complaint.
3. That there was born as a result of this marriage, one female child, Lorraine Jones Curry, 4 years of age, now in the custody of Your Oratrix.
4. That the said Defendant has been guilty of adultery with divers women in the City of Baltimore, the names of whom are unknown to Your Oratrix at this time. That since discovering her said husband's adulteries Your Oratrix has not co-habited with the Defendant, nor has she in any manner forgiven or condoned the said acts of adultery.

TO THE END THEREFORE THE PLAINTIFF PRAYS:

- A. That she may be granted a decree of divorce A VINCULO MATRIMONII from the said Defendant:
- B. That she may be awarded the care and custody of their minor child, Lorraine Jones Curry; and that the Defendant be charged with her support:
- C. That during the pendency of this suit the said Joseph J. Curry may be required to pay to Your Oratrix a reasonable sum for her support and maintenance, and such sum or sums of money as may enable Your Oratrix to employ counsel to prosecute this suit and to defray the necessary costs and expenses thereof.

D. That she may have such other and further relief as in Equity she may be entitled to have and receive.

E. That she may be granted a Writ of Subpeona directed unto the Defendant, Joseph J. Curry, requiring him to appear on some certain day named therein, and show cause if any he may have, why the decree should not be passed as prayed.

And as in duty bound, etc.,

Anna Belle Curry

Complainant.

John H. Rain
Solicitor for Complainant.

State of Maryland, City of Baltimore, SCT:

I hereby certify, that on this 30th day of June, 1926, before me, the subscriber, a Notary Public of the State of Maryland, in and for Baltimore City aforesaid, personally appeared Anna Belle Curry, the within named Complainant, and made oath in due form of law that the matters and facts set forth in the foregoing Bill of Complaint, are true to the best of her knowledge and belief.

Witness my hand and Notarial Seal.

Robert A. Rain

Notary Public.

P613

Ct. Ct.

B 289
1926

Docket No.

Anna Belle Curry

vs.

Joseph Jerome Curry

1600 E Monument St

SUBPOENA TO ANSWER BILL OF COMPLAINT

Pro

No. B 30821

(2)

Filed 9th July, 1926

J. Calvin Carney SOLICITOR

3

*Summoned and a copy of the Process left with
the defendant
Buck
7/9/26
Yes \$0.80
John E. Potter
Sheriff*

EQUITY SUBPOENA

The State of Maryland

To Joseph Jerome Curry

1600 E. Monument 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 July next cause an appearance to be entered for you and your answer to be filed to the complaint of

Anna Belle Curry

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 10th day of May 1926 Issued the 30th day of June, in the year 1926

Chas S 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.

IN THE CIRCUIT COURT OF

BALTIMORE CITY B 289
289 1926

ANNA BELLE CURRY

vs.

JOSEPH JEROME CURRY

RESPONDENT'S ANSWER

Mr. Clerk:-

Please file.

Rans & Curran

ATTORNEYS FOR RESPONDENT.

B 30821
(3)

Filed July 1926

ANNA BELLE CURRY : IN THE CIRCULE COURT
VS. : OF
JOSEPH JEROME CURRY : BALTIMORE CITY.

TO THE HONORABLE, THE JUDGE OF SAID COURT:

The answer of your respondent to the bill of complaint in the above entitled case, says:

1. That he admits the allegations contained in the first paragraph of the bill of complaint.
2. That he admits the second paragraph of the bill of complaint.
3. That he admits the third paragraph of the bill of complaint.
4. That he denies with great emphasis the allegations contained in the fourth paragraph of the bill of complaint.

WHEREFORE your respondent prays that the bill of complaint be dismissed with costs to the plaintiff.

Davis & Evans

SOLICITOR FOR PLAINTIFF.

Circuit Court

289
1926

Docket 66 B

Anna B. Curry
vs.

Joseph J. Curry

Petition for leave to take
Testimony and Order of
Court thereon

Sapp.

B No. 30821
(4)

Filed *29 July* 1926

Anna B. Curry

vs.

Joseph J. Curry

IN THE
Circuit Court
OF
BALTIMORE CITY

**To the Honorable the Judge of the
Circuit Court of Baltimore City:**

THE PETITION OF

Anna B. Curry

in this case, respectfully shows that *she* desire *2* to take testimony in this case, and respectfully pray *1* that leave be granted *her* to do so before one of the Standing Examiners of this Court.

J. Calvin Carney
Solicitor for Plaintiff

ORDERED, this *29* day of *July* 192*6* 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.

Joseph N. Bluman

289
19 26

Circuit Court

Docket 66 B

Anna Belle Curry

vs.

Joseph Jerome Curry

SUBMISSION FOR DECREE.

Mr. Clerk,
Please file,

J Calvin Parney
Solicitor for Plaintiff.

No. B 30821
67

Filed 12 Aug 1926

Anna Belle Curry

vs.
Joseph Jerome Curry

*In the Circuit Court
of Baltimore City*

July TERM 1926

To the Honorable

Judge of Said Court:

The above cause is respectfully submitted for
decree and the 43rd General Equity Rule is hereby waived.

J. Calvin Carney Solicitor for Plaintiff,

Davis T. Evans Solicitor for Defendant.

Circuit Court

289
1926

Docket No. 66 B

Anna Belle Curry

vs.

Joseph Jerome Curry

Order of Reference
and Report

Lynn

B No 30821
77

Order Filed 12 day of Aug 1926

Report Filed 14 day of Aug 1926

Anna Belle Curry

vs.

Joseph Jerome Curry

IN THE
Circuit Court

OF
BALTIMORE CITY

July

Term, 1926

19th

This case being submitted, without argument, it is ordered by the Court, this _____ day of *August*, 19*26*, 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 wife against her husband on the ground of adultery, Code Art. 16, Sec. 37-42.

Defendant summoned and answered.

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

The marriage proven.

Adultery proven.

Case made for awarding the guardianship and custody of the minor child of the parties to the Plaintiff and charging the Defendant with the maintenance and support of said child.

Case submitted for decree and 41st General Equity Rule waived;

Case ready for decree.

August 13th, 1926.

William P. Lyons
Auditor and Master.

11
CIRCUIT COURT

B
No. Docket

ANNA BELLE CURRY

VS.

JOSEPH JEROME CURRY

Recorded

Folio 2231926

Decree of Divorce

B No.

30821

(8)

FD 16 Aug 1926

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

William P. Lyons
Auditor and Master.

Decree of Divorce

IN THE

Circuit Court

OF

BALTIMORE CITY

.....ANNA BELLE CURRY.....

VS.

.....JOSEPH JEROME CURRY.....

.....July - - - Term, 19 26..

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

It is thereupon, this 16 day of August, A. D. 1926, by the Circuit Court of Baltimore City, Adjudged, Ordered and Decreed, that the said Anna Belle Curry

the above named Complainant be and she is hereby DIVORCED A VINCULO MATRIMONII from the Defendant, Joseph Jerome Curry.

AND it is further ordered that the guardianship and custody of Lorraine Jones Curry, minor child of the parties, be and the same are hereby awarded to the Complainant, Anna Belle Curry, and the Defendant, Joseph Jerome Curry, be and he is hereby charged with the maintenance and support of said child, and shall pay to the said Complainant the sum of seven dollars per week, - all subject to the further order of this Court.

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



Serve on

Joseph Jerome Curry
1600 Monument St.
THE SHERIFFS OFFICE OF

MAR 8 1927 12 16 PM

Ct. Ct.
66 B.

B 289
1926

Anna Belle Curry

vs.

Joseph Jerome Curry

ORDER OF COURT

No. 30821 B.
[9]

Filed 7 March 1927

3

Copy of the within Order of Court served on
Joseph Jerome Curry on the 9th day of March 1927
in the presence of Albert J. Bashman!
John E. Potee
Sheriff

Fees \$0.50

Anna Belle Curry

vs.

Joseph Jerome Curry

IN THE
CIRCUIT COURT
OF
BALTIMORE CITY

Ordered by the Circuit Court of Baltimore City this *7th* day of *March* 192*7*
that the *Defendant* appear before this Court in person,
on the *14* day of *March*, 192*7* 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 *16th* day of *August*, 192*7* 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 *12* day of *March* 192*7*

James P. Gorten

MARYLAND, 20

66B

Cir. Ct.

1926

No. 1

Page 289.

Curry

vs.

Curry

Attachment in Equity.

MAR 2 1929 12 28 PM

B

No.

30821

(10)

Filed

10

day of

March

19

29

3

Attached John P. Potee Sheriff
Sheriff's fees \$2.00
Clerk's " 1.00
\$3.00 (paid)

(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 *Joseph Curry,*
1600 E. Monument Street.

if he shall be found in your bailiwick, and h^{is} sake keep, so that you have him before
the Judge of the Circuit Court, of Baltimore City, at the Court house in the same city, on
when apprehended.
the day of 19 , to answer as well touching a certain contempt
by *him* committed in not

complying with order of Circuit Court No. 1
to the effect that he pay \$7.00 per week for support
of his child, accounting from March 14, 1927
Arrear \$49.00
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.

Witness The Honorable **James P. Gorter**, Chief Judge of the Supreme Bench of Baltimore

City, the *14* day of *January* 19 *29*
Issued the *1st* day of *March* 19 *29*

Chas P Whiteford Clerk.

Ruth R. Gibson, Probation Officer.
Let the attachment run,
traced on payment / collect bond
of costs. Whiteford

3/13/3/5
Doc. B $\frac{289}{1926}$

In the Circuit Court,
OF BALTIMORE CITY

DEPOSITIONS

Anna Belle Curry
vs.
Joseph Jerome Curry

No. 30821B
(5)

PLAINTIFF'S COSTS

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

DEFENDANT'S COSTS

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

Ad 12 Aug 1926

Anna Belle Curry

vs.

Joseph Jerome Curry

In the Circuit Court

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 *twenty-ninth* day of *July* 19*26*, met on the *twenty-ninth* day of *July* in the year nineteen hundred and *twenty-six* at my office, in the city of Baltimore, in the State of Maryland, and assigned the *thirtieth* day of *July* in the same year at *two-thirty* o'clock in the *after*-noon and the office of *A de R Sappington, 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:—

8-5-8
Paid

2

ANNA BELLE CURRY

VS.

JOSEPH JEROME CURRY.

Testimony taken before me, A. deRussy Sappington, Examiner, at my offices in the Title Building, Baltimore, Md. on July 30, 1926, at 2.30 o'clock in the afternoon.

Mr. J. C. Carney appeared for the Plaintiff.

Mr. George Evans appeared for the Defendant.

Thereupon---

ANNA BELLE CURRY,

the plaintiff, of lawful age, produced on her own behalf, having been first duly sworn according to law, was examined and testified as follows:

By the Examiner:

Q State your name, residence and occupation?

A Anna Belle Curry, 203 Oakdale Rd, sewing.

Q Do you know the parties to this suit?

A I am the plaintiff and the defendant is my husband

By Mr. Carney:

Q When, where and by whom were you married?

A By Reverend Norris, a Minister of the Gospel, in Baltimore, Md. on May 9, 1921.

Q Are you living with your husband now?

A No, sir, I left him on June 13, 1926.

Q Why did you leave him?

A Because he beat me and he drew a razor and threatened to kill me, and I was afraid he would kill me, and I left. He had abused me and threatened me before that.

Q How long have you been a resident of the City of Baltimore, State of Maryland?

A For the last eight years.

Q Are there any children as result of your marriage?

A One; Lorraine, four years old. She has always been with me, and I want her permanent custody.

Q Are you able and willing to support, rear and educate the child?

A Yes, sir, with the sum of \$7.00 a week contributed towards her support by my husband.

Q Now, did you give your husband any just cause to abuse you and force you to leave him?

A I did not.

Q Were you a kind, affectionate and faithful wife to him?

A I was.

Q You have alleged that your husband has committed adultery. What, if anything, do you know about that of your own knowledge?

A I suspected it right along, on account of the hours he kept, and then I found it out after I left him. Sarah Gordon told me about it, and I accused my husband of having sexual intercourse with other women, and he admitted it to me. I suspected it before, because he used to stay out until two and three o'clock in the morning, and sometimes five and six o'clock, and that was during the whole of the last year I lived with him.

Q Since you found out that your husband committed adultery, have you lived or cohabited with him?

A No, sir.

Q Have you forgiven or condoned his offense in any way?

A No, sir.

MR. EVANS: No cross examination.

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. *Anna Bell Curry*

Thereupon---

SARAH GORDON,

a witness of lawful age, produced on behalf of the plaintiff, having been first duly sworn according to law, was examined and testified as follows:

By the Examiner:

Q State your name, residence and occupation?

A Sarah Gordon, 1642 E. Monument St., maid.

Q Do you know the parties to this suit?

A I do.

By Mr. Carney:

Q Were they married and did they live together at one time as husband and wife?

A Yes, sir. I visited them often.

Q Were they known and recognized in the community in which they lived as husband and wife?

A Yes, sir.

Q Since the marriage has Mrs. Curry been a kind, affectionate and faithful wife?

A She has.

Q When did Mrs. Curry leave her husband?

A On June, 13, 1926.

Q Do you know why she left?

A I know he didn't treat her right, and then I know what she told me about it afterwards.

Q How long has Mrs. Curry been a resident of the City of Baltimore, State of Maryland?

A For the last eight years.

Q Do you think Mrs. Curry is a fit and proper person to have the care and custody of her child, Lorraine, four years old?

A Yes, sir, I certainly do.

Q Mrs. Curry, has alleged that her husband has committed adultery. What, if anything, can you tell us about that?

A Well, I saw Mr. Curry coming out of a disorderly house at 600 Paca Street in May, 1926 at about two o'clock in the morning with a woman, and they got into a taxicab. I talked to him about it, and he told me that he had sexual intercourse with her, and said he wasn't living with his wife, and didn't give a damn.

Then I saw him coming out of a disreputable house on McCulloh Street in the 1100 block during the same month, May, 1926, with this woman. I have also seen this woman at his place of business on Sundays.

Q What is the general reputation of the houses that you saw Mr. Curry come out of with this woman?

A Bed houses, where a man can take a woman who is not his wife and stay with her - rent a room.

Q This woman you saw him with was not his wife, of course?

A Oh, no, sir. I told his wife about it after they were separated.

Q Since his wife found out that he was guilty of adultery has she ever lived or cohabited with him?

A No, sir.

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

A No, sir, she has not. He still goes with this woman.

MR. EVANS: No cross examination.

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

Laura Gordon

No other witnesses being named or produced before me, I then, at the request of the Solicitors..... of the *respective parties*..... closed the depositions taken in said cause and now return them closed under my hand and seal, on this *twelfth* day of *August* in the year of Our Lord nineteen hundred and *twenty-six* at the City of Baltimore, in the State of Maryland.

A. de Russy Sappington (SEAL).
Examiner.

There are *two* Exhibits with these depositions, to wit:
Plaintiff's Exhibit **

Defendant's Exhibit **

A. de Russy 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 Russy Sappington
Examiner.