

P499

Ct. Ct. No 2

302
1925

B

Docket No. 34

Cute

vs

1733 Grand Hall

Cute

Subpoena to Answer Bill of Complaint

Pro

No. 25327 B.

Cover - copied

Filed 19th June, 1925
Roy S. Bond
Solicitor.

11

Summoned and a copy of the Process left with
the Defendant
by
John E. Potes
Sheriff

Yes \$0.80

(6/19/25)

EQUITY SUBPOENA
The State of Maryland

To

Saded Cuto
1733 Spruce Hill 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 *July*, next, cause an appearance to be entered for you, and your Answer to be filed to the Complaint of

George Cuto

against you exhibited in the CIRCUIT COURT No. 2 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 *14th* day of *May*, 192 *5*

Issued the *10th* day of *June* in the year 192 *5*

John Pleasants
Clerk.

MEMORANDUM:

You are required to file your Answer or other defence in the Clerk's Office, Room No. 235, in the Court House, Baltimore City, within fifteen days after the return day. (General Equity Rule 11.)

IN THE CIRCUIT COURT NO. 2

OF *B 304*
BALTIMORE CITY. *1925*

GEORGE CUTS
808 Reservoir St.

VS.

SADIE CUTS

RESPONDENT'S
ANSWER.

Mr. Clerk:-

Please file.

Davis Evans

ATTORNEYS FOR RESPONDENT

7025 327 B
3

DAVE & EVANS,

ATTORNEY AT LAW
215 SAINT PAUL PLACE
BALTIMORE, MD.

Filed June 15th 1925

n GEORGE CUTS

:

IN THE CIRCUIT COURT NO.2

VS.

:

OF

SADIE CUTS

:

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, respectfully shows:

1. That your respondent admits the allegations contained in the first paragraph of the bill of complaint.
2. That your respondent admits the allegations contained in the second paragraph of the bill of complaint.
3. That your respondent denies with great emphasis the allegations contained in the third paragraph of the bill of complaint.
4. Your respondent denies with great emphasis that the conduct of the complainant has been above reproach but avers that the complainant has been guilty of adultery upon divers occasions with lewd and abandoned women whose names are unknown to the respondent.
5. Your respondent further states that she is destitute and without means of support. She is advised by Counsel that she is permitted to petition this Honorable Court that the said George Cuts shall be compelled to contribute a reasonable amount as alimony pendente lite towards the support of your respondent and that she will also be allowed an amount in order to compensate her solicitor.
6. Your Orator is employed and earns seventy-five dollars per month with rent free.

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

Davis Evans

ATTORNEYS FOR RESPONDENT.

Deemed
George Cuto
808 Reservoir St

B Docket 302
1925

CIRCUIT COURT No. 2

Cuto

vs.

Cuto

Order Counsel Fee and Alimony
Pendente Lite
Husband Plaintiff

ORDER

No. 25327 B.

(4)

Copies - copied

Filed 16th June

1925

11

Copy of the within Order of Court served on
George Cuto on the 16th day of June 1925 in
Presence of Joseph E. Lyett John E. Potter
Sheriff
Fees \$0.50

IN THE

CIRCUIT COURT No. 2

OF

BALTIMORE CITY

May, TERM, 1925

George Cuts

vs.

Sadie Cuts

ORDERED BY THE COURT, this 16th day of June 1925

that the Plaintiff George Cuts pay to the Defendant Sadie Cuts the sum of twenty five Dollars as Counsel Fee for the Solicitor of the Defendant, and that he further pay the sum of ten Dollars per week, during the continuance of this suit, to the said Defendant

Sadie Cuts

as Alimony, pendente lite, unless cause to the contrary be shown on or before the 2nd day of July 1925, provided a copy of this Order be served on the said Plaintiff George Cuts on or before the 22nd day of June 1925

Robert J. Stambaugh

TRUE COPY—TEST:

\$75. per month, with rent free (or 28.33 per week) No child care

Clerk.

B 302/1925

IN THE
CIRCUIT COURT NO. 2
BALTIMORE CITY.

GEORGE CUTS

VS.

SADIE CUTS

1733 Louis Hill Ave

Bill for Divorce

-A VINCULO MATRIMONII-

No 25,327.B

Mr: Clerk:

Please file &c.,

[Signature]
Sol for Plaintiff.

ROY S. BOND
ATTORNEY AT LAW
220 ST. PAUL PLACE
BALTIMORE, MD.

FILED *10th June 1925*

THE DAILY RECORD COMPANY
Baltimore, Md.

GEORGE CUTS)	
)	IN THE
VS.)	
)	CIRCUIT COURT NO. 2
SADIE CUTS)	BALTIMORE CITY.
)	

TO THE HONORABLE, THE JUDGE OF SAID COURT:

Your Orator, George Cuts complaining, respectfully says:

(1) That he was married to his wife, Sadie Cuts, in Baltimore City, State of Maryland, on or about the 5th day of August, 1922, with whom he resided until on or about the 30th day of September, 1923.

(2) That both parties are residents of Baltimore City, State of Maryland, and have been for more than two years prior to the filing of this Bill of Complaint.

(3) That the defendant, Sadie Cuts, has on divers days and times since the said marriage, committed the crime of adultery with divers lewd men, whose names will be disclosed on the day of trial, and that the said acts were committed without his procurement, connivance, or consent, and that he has not lived nor cohabited with the said defendant, since he discovered the same.

(4) That the conduct of your Orator towards his said wife, during and since the said marriage, has been above reproach in all respects, having always been a kind and affectionate husband towards the said defendant.

(5) That there are no children as issue of said marriage.

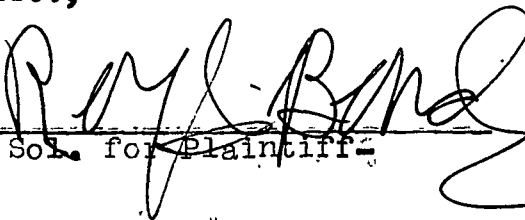
WHEREFORE YOUR ORATOR PRAYS:

-a- A divorce-A VINCULO MATRIMONII-
from the defendant, Sadie Cuts,

-b- Such other and further relief
as the case may require.

MAY IT PLEASE YOUR HONOR, to grant unto your
Orator, George Cuts, the writ of subpoena, directed unto
the said defendant, Sadie Cuts, residing 1733 Druid Hill
Avenue, commanding her to be and appear in this court, in
person or by solicitor, on some day certain to be therein
named, and perform such decree, as may be passed in the
premises.

AS IN DUTY BOUND. ETC.,


~~Sol. for Plaintiff~~

3302/1925

IN THE
CIRCUIT COURT
NO. 2
BALTIMORE CITY.

GEORGE CUTS

VS.

SADIE CUTS

Petition
Answer to ~~Bill~~ for
Alimony and Counsel
fee--.

Mr: Clerk:

7/0 251 327. B
31

Please file &c.,

Roy S. Bond
Sol. for Plaintiff

ROY S. BOND
ATTORNEY AT LAW
220 ST. PAUL PLACE
BALTIMORE. MD.

FILED 29th June 1925

THE DAILY RECORD COMPANY
Baltimore, Md.

GEORGE CUTS

VS.

SADIE CUTS

(
)
(
)
(
)
(
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(
)
)
IN THE
CIRCUIT COURT NO.2
BALTIMORE CITY.

TO THE HONORABLE-THE JUDGE OF SAID COURT:

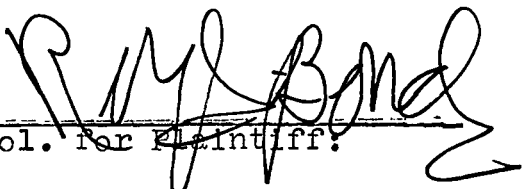
Your Respondent, George Cuts, in answer to the Petition for Alimony and Counsel fee, respectfully shows:

- (1) That his wife, Sadie Cuts, has already had him brought before this Honorable Court and other courts time and time again, but because of her demeanor and conduct in general, the courts have heretofore refused her any alimony, pendente lite or otherwise.
- (2) That he emphatically denies that he is making Seventy (\$75:00) Five Dollars, per month, and to the contrary says, he earns but a meager wage and he is unable to pay any alimony or Counsel fee in this case, irregardless as to how eager he may be to comply with the Order of this Honorable Court.

WHEREFORE THE PLAINTIFF PRAYS:

That the petition heretofore filed for alimony and Counsel fee be dismissed and the Order thereon vacated.

As in duty bound, etc.,


Sol. for Plaintiff:

George Couts
Plaintiff:

STATE OF MARYLAND

BALTIMORE CITY - to wit-

I HEREBY CERTIFY that on this ^{26th} day of June, 1925, before me, the subscriber, a Notary Public, of the State of Maryland, in and for Baltimore City, personally appeared-GEORGE COUTS- and made oath in due form of law that the matter and facts set out, in this his Answer to Alimony and Counsel fee, are true to the best of his knowledge and belief.

-AS WITNESS MY HAND AND NOTARIAL SEAL-

Eleanora S. Wright
-NOTARY PUBLIC-

1-1-25
1-2-25
1-3-25
1-4-25
1-5-25
1-6-25
1-7-25
1-8-25
1-9-25
1-10-25
1-11-25
1-12-25

Ray S. Bond

AM ✓ m5

Cir. Ct. No. 2

302

1925

Docket No. B34

George Cuts

vs.

Sadie Cuts

MOTION FOR HEARING

No. 215327 B
6

Filed, 30th June 1925

Davis and Evans

George Cuts
vs.
Sadie Cuts

IN THE
Circuit Court No. 2
OF
BALTIMORE CITY

The *Defendant* by *Davis Evans*
her Solicitor,^s applies to have the above entitled cause placed in the

Trial Calender for hearing on *Alimony pendente lite, and Counsel*

In conformity with the First Equity Rule.

Davis Evans
Solicitor for *Defendant*

Serve on

Roy S. Bond

Solicitor

Service Admitted

June 30 25

R.S.B.M.

99

Cir. Ct. No. 2

302
1925

B

Docket No. 34

Cuts

vs.

Cuts

NOTICE AS TO HEARING

1 copy

No. 25327 B

7

Copies = copied

Filed 30th June 1925

H

Copy of the within notice served on Roy S. Bond, Solicitor
on the 30th day of June, 1925, in the
presence of Louis Hecht.

New \$0.50

Glenn E. Potter
Sherriff

George Cuts
vs.
Sadie Cuts

IN THE
CIRCUIT COURT, No. 2
OF
BALTIMORE CITY.

Upon application made by the Solicitor for the *Defendant*
the above entitled cause has been placed upon the Trial Calendar in accordance with the provisions
of the First Equity Rule, and the same will stand for hearing on *Monday*

pendente lite and Counsel fee

when reached in due course on the said calendar.

JOHN PLEASANTS,

Clerk Circuit Court No. 2.

Ct. Ct. No. 2

B. ³⁰²
1953

George Cuts

vs.

Sadie Cuts

Final Order, Counsel Fee and Alimony

Pendente Lite,

No. 25327 B.
(8)

Filed

6 July 1953

George Cuts

vs.

Sadie Cuts

IN THE
CIRCUIT COURT No. 2
OF
BALTIMORE CITY.

The petition for Alimony pendente lite and Counsel fee and the answer thereto in the above entitled cause coming on for final hearing and the respective parties having been heard;

It is Ordered by the Circuit Court No. 2 of Baltimore City this *fifth* day of *June* 19*25*, that the *plaintiff*

pay to the *Defendant*

the sum of *Twenty-five* Dollars, as Counsel Fee

for the Solicitor of the *Defendant* and that he

further pay the sum of *Two* Dollars per week,

during the continuance of this suit, to the said *Defendant*

as Alimony pendente lite accounting from the *fifth* day of *June* 19*25*

*payable through the prisoners aid,
Henry Duffoy*

Circuit Court No. 2

302

192 5-

Docket 343 -

GEORGE CUTS

vs.

SADIE CUTS

Lynn

Petition for leave to take
Testimony and Order of
Court thereon

No. *NS 327 B*
9

Filed *9th July*, 192 *5*

GEORGE CUTS

vs.

SADIE CUTS

IN THE

Circuit Court No. 2,

OF

BALTIMORE CITY.

To the Honorable the Judge of the
Circuit Court No. 2 of Baltimore City:

THE PETITION OF George Cuts,

Plaintiff,

in this case, respectfully shows that he desire s to take testimony in this case, and respectfully pray s that leave be granted him to do so before one of the Standing Examiners of this Court.

Ray Bond
Solicitor for Plaintiff

ORDERED, this 9ⁿ day of July 1925, 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.

Henry Duff

SERVE ON

Davis & Evans, Attorneys

215 St. Paul Street

Wm. G. R. Darrington
Examiner

Service admitted
Aug. 28, 1925
Davis & Evans
Per H.F.

Service admitted
Wm. G. R. Darrington
Examiner

Ct. Ct. No. 2

~~302~~
105

B- Docket No. 34

GEORGE CUTS

vs.

SADIE CUTS

Petition and Order to Close Testimony

2 copies

NO. *NS 327 B*
10

Copy (2) = copied (2)

Filed *26th* day of *Aug*, 19*25*
H

Copy of the within Petition and Order of Court served on Davis and Evans, Solicitors and Ade R. Darrington, Examiner on the 29th day of August, 1925, in the presence of Louis Hecht.
John E. Polce
Sherriff
Nov 2/00

GEORGE CUTS

IN THE

CIRCUIT COURT No. 2

vs.

OF

SADIE CUTS

BALTIMORE CITY.

--- July --- Term, 19125.

To the Honorable,

The Judge of the said Court:

The Petition of -----George Cuts,

Plaintiff-----

in the above entitled cause, respectfully represents that on the ---9th--- day of ---July--- 19125, the plaintiff----- obtained leave of Court, to take testimony before one of the Standing Examiners of this Court.

That though a sufficient time has elapsed, the defendant, Sadie Cuts, has not taken the ----- testimony, wherefore your petitioner prays that a Rule may be laid upon the defendant, Sadie Cuts to close the taking of her testimony, within such reasonable time after notice of such Rule as may be deemed proper.

R. F. Bond
Solicitor for Petitioner.

ORDERED BY THE COURT, this 26th day of August, 1925, that the Defendant close the taking of her testimony in the above entitled cause on or before the 16th day of September, 1925, provided a copy of the foregoing petition and of this order be served on the Defendant or her Solicitor, and on the Examiner on or before the 31st day of August, 1925.

TRUE COPY, TEST:

Charles F. Steen

Clerk.

CIRCUIT COURT

838

1924

B!

Docket No. 64

Purnode

vs.

Purnode

Order

19

Petition for leave to take
Testimony and Order
of Court thereon.

B 27990

No.

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Fd

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Turnode

vs.

Turnode

IN THE
Circuit Court
OF
BALTIMORE CITY

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

THE PETITION OF *Complainant*

in this case, respectfully shows that *he* desire *s* to take testimony in this case, and respectfully pray *s* that leave be granted *him* to do so before one of the Standing Examiners of this Court.

Edward J. Carroll
Solicitor for *Complainant*

ORDERED, this *27th* day of *July* 19*25*, 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.

Walter J. Dauncius

Sept

Doc. 9 $\frac{302}{1925}$

In the Circuit Court, *No. 2.*
OF BALTIMORE CITY

DEPOSITIONS

George Cuts

vs.

Sadie Cuts

No. 2532769

PLAINTIFF'S COSTS

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

DEFENDANT'S COSTS

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

By 24th September 1925
6th Oct 1925

8/19/1925

George Cuto

vs.

Sadie Cuto

In the Circuit Court No. 21

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

month day of July 1925, met on

the month day of July in the year nineteen

hundred and twenty-five at my office, in the city of Baltimore, in the State

of Maryland, and assigned the month day of July

in the same year at one-thirty o'clock in the afternoon and the

office of Royl Bond, 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:—

409. 80
8.3

GEORGE CUTS

VS.

SADIE CUTS.

Testimony taken before me, A.
deRussy Sappington, Examiner, at the offices
of Roy S. Bond, Esquire, Baltimore, Maryland,
on July 9, 1925, at 1.30 o'clock.

Thereupon---

GEORGE CUTS,

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:

1Q Please state your name, residence
and occupation?

A George Cuts, 808 Reservoir Street,
Janitor.

2Q Do you know the parties to this
suit or either of them?

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

George Cuts

By Mr. Bond:

1Q When, where and by whom were you married?

A I was married by Reverend Rofe, 1144 North Carey Street, August 5, 1922, in Baltimore, Maryland.

2Q Is he a regular ordained minister of the gospel?

A Yes.

3Q Are you living with your wife now?

A No, sir.

4Q Which left the other and when?

A She left me on the 30th of September, 1923.

5Q Why?

A For another man.

6Q Do you know the other man?

A I know him when I see him.

7Q Was it a man she used to go with?

A Yes, it was the man she formerly went with before she married me.

8Q Have you and your wife been

residents of the City of Baltimore, State of Maryland for more than two years prior to the time this case started?

A Yes, sir.

9Q Have you lived or cohabited together since you found she committed adultery?

A No, sir.

10Q Have you forgiven, procured, connived or consented to her conduct?

A No, sir.

11Q How did you always treat your wife?

A Nice and I supported her; she didnt have to work.

12Q Were you always kind, affectionate and true to her?

A Yes.

13Q Any children?

A No, sir.

14Q Has your conduct been above reproach in all respects both before and since the separation?

A Yes, sir.

15Q Have you lived with her since

you found out she lived and cohabited with another man?

A No, sir.

16Q When did the separation take place?

A On the 30th of September, 1923.
She said she had somebody else that she thought more of.

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

George C. Cuts

Thereupon ---

HARVEY BLACKWELL

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:

1Q Please state your name, residence and occupation?

A Harvey Blackwell, 804 North Carey Street; cook.

2Q Do you know the parties to this suit or either of them?

A Yes.

By Mr. Bond:

1Q Do you remember when they lived together as husband and wife?

A Yes.

2Q When were they married?

A August 5, 1922 in Baltimore.

3Q Were you at the wedding?

A Yes.

4Q And saw them married?

A Yes, sir.

5Q Are they living together now?

A No, sir.

6Q Which left the other, and when?

A She left him on the 30th of
September, 1923.

7Q Do you know why she left?

A No.

8Q Have they lived together since?

A No.

9Q Have both parties been residents
of the State of Maryland for more than two
years prior to the time this case started?

A Yes.

10Q How did he always treat his
wife?

A He was always kind and affectionate
and true to her.

11Q Has his conduct been above reproach
in all respects both before and since the
separation?

A Yes.

12Q Any children as result of their
marriage?

Harvey Blackwell

8

A No, sir.

13Q State what you know about Sadie Cuts having committed adultery?

A I was at the house on Thursday morning, 929 Arlington Avenue, on October 14, 1924 and I saw her in bed with another man.

14Q What was the man's name?

A James Collins.

15Q Did you see Sadie Cuts and James Collins in bed together?

A Yes.

16Q Did she say anything to you?

A Yes, she spoke to me and asked me how I was getting along, and she asked me if I saw her husband, and she said, did he ever say anything about me, and I said "No", and she said, "You tell him I am living all right, and got a man who sends me money and when he dont send it he brings it, and I dont have to work.

17Q Has Mr. Cuts lived or cohabited with his wife or taken her back or forgiven her since they parted on the 30th of September, 1923?

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

Harvey B. Beckwith

Thereupon---

ROBERT BELL,

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:

1Q Please state your name, residence and occupation

A Robert Bell, 1540 Woodyear Street; mechanic.

2Q Do you know the parties to this suit?

A Yes.

By Mr. Bond:

1Q Do you remember when they were married and lived together as husband and wife?

A Yes, sir.

2Q Are they living together now?

A No, sir.

3Q Which left the other and when?

A She left him on the 30th of September, 1923.

4Q Have both parties been residents of the City of Baltimore, State of Maryland for more than two years prior to the time this case started?

A Yes

6Q How did he always treat his wife?

A He treated her good as a husband of his means could afford -- at times he went beyond his means.

7Q Has he always been a kind affectionate and true husband?

A Yes, sir.

8Q Did he provide for her and do a husband's part in all particulars by her?

A Yes.

9Q Any children?

A No.

10Q Has he lived or cohabited with her since he found she committed adultery?

A No, sir.

11Q Has he forgiven, procured, connived, or consented to it, or taken her back since he found out she was friendly with

Robert Bell

11

this other man?

A No.

12Q Or since the 30th of September,
1923?

A No, sir.

13Q Tell us what you know about
Sadie Cuts having committed adultery?

A On the 14th of October Mr.
Blackwell and I went to 925 Arlington Avenue
to see a man named Robinson about some
business---

14Q What year?

A 1924.

15Q What did you see?

A Mrs. Cuts and James Collins
in bed together.

16Q What did she say?

A She spoke and I made a reply and
she made the remark about her husband; that
she was getting along better without him, and
she did not need his help, that she had someone
who could take care of her better, and she

said she had a man who brought her money,
and when he didnt bring it he sent it.

17Q You say you saw them in bed
together?

A Yes, I did.

18Q What was the man's name?

A James Collins.

19Q Who was in bed with him?

A Sadie Cuts, Mr. George Cuts wife.

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.

Robert Bell

8-26-25

1

GEORGE CUTS
VS.
SADIE CUTS.

Pursuant to adjournment the above entitled cause was resumed before me, A. deRussy Sappington, Examiner, at my offices in the Title Building, Baltimore, Maryland, on September 4, 1925, at 1.30 o'clock in the afternoon.

APPEARANCES:

Roy S. Bond, Esquire, appeared on behalf of the plaintiff.

J. Stewart Davis, Esquire, appeared on behalf of the defendant.

Thereupon---

GEORGE CUTS,
the plaintiff, heretofore produced, sworn and examined, was recalled and testified as follows:

CROSS EXAMINATION:

By Mr. Davis:

LXQ Mr. Cuts, in your testimony here, you state that you separated on the 30th of September, 1923. Wasn't it October 2nd, 1923

rather than the 30th of September, 1923?

A She left then and came back.

2XQ Why did she leave on the 30th of September?

A She said she had someone else she preferred to be with.

3XQ She did come back and stay until the 2nd of October, is that right?

A She came back but did not stay. She came for her things.

4XQ Is that when she found that woman Lucia in your house?

A No, she did not.

5XQ You remember she found the woman, Lucia in your house?

A No, sir.

6XQ What was the woman's name?

A No woman.

7XQ Dont you remember your wife came home and a woman was in the bedroom and she quarreled with you about it and found her night gown lying on the bed, and the woman dressed and left the house---do you deny that?

A Yes.

8XQ Do you deny that you beat your wife

on that day, because you said it was none of her business?

A Yes.

9XQ Do you deny you ever struck your wife?

A Yes.

10XQ Never struck your wife during your married life?

A No, sir.

11XQ You deny she had to go to Doctor Wright's and be attended to after she found this woman Lucia in your house?

A Yes, I do deny it.

12XQ What did she come back for on the 2nd of October?

A To get her things.

13XQ Did she come into the house?

A Yes.

14XQ You had her trunk outside, didnt you, when she came back?

A No, sir.

15XQ If she left on her own volition, why didn't she take her things with her?

A You will have to ask her that.

16XQ She left without taking anything with her and then came back for the trunk and told

you she had another man?

A Yes.

17XQ Do you deny you ever had intercourse with any woman since you separated?

A Yes, sir.

18XQ You testify under oath that you separated on the 30th of September, 1923, and that you have had no sexual intercourse with any woman from September, 1923 to this day--you dont mean that, do you?

A I am saying that.

19XQ You have been with no women at all?

A No, sir.

20XQ Have you been down the bay with any women?

A No, sir.

21XQ Haven't passed this lady's with any women? (indicating)

A No, sir.

22XQ You spoke of her leaving you for another man; what is his name?

A James Collins.

23XQ How do you know she went with him?

A I saw him at her house.

24XQ Before you married her?

A Yes.

25XQ How do you know she left you for him?

A She said so.

26XQ What kind of a looking man is he?

A A heavy set fellow.

27XQ You never saw her with him though?

A No, sir.

NOTE: No redirect examination.

(Signatures waived by consent of
solicitors for the respective parties)

Thereupon---

ROBERT BELL,

a witness of lawful age, heretofore produced
sworn and examined on behalf of the plaintiff,
was recalled for -

CROSS EXAMINATION:

By Mr. Davis:

1XQ You say she left her husband -- how
do you know that, who told you that?

A They lived at 808 and I know at 800,
and where I drove with the car---

2XQ How do you know she left on the 30th
of September, who told you that?

A That she left?

3XQ Yes?

A She was not there when I went there.

4XQ How do you know he did not tell
her to go?

A I was not present at the time.

5XQ You dont know that positively?

A I saw what I heard.

6XQ Somebody told you that?

A Yes.

7XQ You dont know of your own knowledge
that she left him?

A No, sir, I dont know if she left or

what was the cause---yes, I know the cause.

8XQ Not of your own knowledge?

A No, I was not present.

9XQ So that when you say she left him,
you dont know that?

A No.

10XQ You say that you found her, what
number on Arlington Avenue?

A 929.

11XQ 925, wasn't it?

A 929.

12XQ You say 925 in here; you testified
925 the last time; which do you want to say?

A The majority wins in all cases. If
the other two says 925 and I agreed to it on
that day, I will have to agree to it now. That
is the first time I had been to the house, but I
know I was there.

13XQ You dont know the number of the
house?

A I could take you to the house.

14XQ I am not asking you that- if you
can state under oath the number of the house you
saw her on the 14th of October?

A Not while sitting here--not under

the conditions you are confronting me with. If I said 925 on the day Mr. Bond took the affidavit, and I say 929 today; it was the first time I visited the house, but I can go back and point it out to you.

15XQ Will you now state positively under oath what the number of the house was?

A Yes, 925.

16XQ You want to change; it was not 929?

A You did not say I couldn't change it.

17XQ You are going to change it to 925?

A Yes.

18XQ How do you know it was the 14th of October?

A The day before I did some work on Cuts' car and I came around to collect, and that was the day following.

19XQ How do you know it was the 13th of October?

A I keep a dairy.

20XQ Had a regular dairy?

A I make a memorandum and when my

bills are paid I get rid of it.

21XQ You have not seen that diary since 1924 because you tore it up in 1924?

A No, sir.

22XQ Have you got it?

A I tore it up when I got paid.

23XQ You have not seen that diary--how do you know you are not mistaken; you said you tore it up in January, 1924?

A If a party's memory is good enough--

24XQ I see. What day of the week was it?

A On Tuesday.

25XQ Did you look at the calendar since?

A No, sir.

26XQ What were you doing at this house, 925?

A To collect a bill, and I went with these two gentlemen.

27XQ Was Mr. Cuts with you?

A Yes.

28XQ Mr. Cuts didn't testify to anything--all right. Why did you go there?

A To see a party lived there by the name of---I forget the party's name.

29XQ About what?

A Business.

30XQ What business?

A Business pertaining to these two gentlemen.

31XQ You went along with them and you do not know what they went for?

A No, sir.

32XQ Mr. Cuts was with you?

A Yes.

33XQ When you went to this house on October 14, 1925. Now, do you know James Collins?

A By sight.

34XQ Had you ever seen him before October 14th?

A On the street once.

35XQ What did you do when you went to the house; tell what you did and saw?

A The party they went to see on the second floor was not there, and they came down on the first floor, and the party they went to see on the second was on the first, and when they opened the door James Collins and Mrs. Cuts here were together.

36XQ What were they doing?

A They were in bed.

37XQ Undressed?

A Undressed.

38XQ Who opened the door?

A The party we went to see upstairs.

39XQ Opened the door to the room where
Mrs. Cuts and Collins were in bed?

A Yes.

40XQ Was this party in the room with
them?

A No, not exactly.

41XQ How could they open the bedroom
door?

A The room was adjoining, communicating
doors.

42XQ They opened another door and then
you looked through the door--

A We opened the door and could see
the adjoining room.

43XQ Why did she let you look in there?

A We were asked in.

44XQ She didnt let you go in the room
where a man and woman were in bed together?

A No, sir.

45XQ She didnt tell you to look in?

A No, sir.

46XQ Did you know Mrs. Cuts was there?

A Not necessarily.

47XQ How did you know it was Mrs. Cuts and Collins?

A I have known her long enough and I saw Collins a couple times before.

48XQ They were lying in bed with the door open?

A It was open I know for at least eighteen inches.

49XQ Did you measure it -- it might have been twelve inches?

A More or less.

50XQ Open a little bit, the door you found ajar; what part of the room was the bed in?

A Sitting against the wall. The position that we were standing from--this space I mentioned allowed us to view half of the bed, up to the head.

51XQ And you saw Mrs. Cuts and this man Collins in bed together?

A Nobody else.

52XQ What did you say to her?

A I asked her how she felt.

53XQ What did she say?

A She said, pretty good.

54XQ What else?

A Words to the effect that she felt better than when with George and was getting along and had someone to take care of her and when he didnt bring her money he sent it.

55XQ George was there?

A Yes.

56XQ What did he say?

A Nothing.

57XQ Are you sure Mr. Cuts saw this? He wouldn't say that under oath, he didn't say in his testimony---Mr. Cuts, on the day testimony was taken didn't testify he saw his wife on Arlington Avenue. Do you want to say now on that day he was with you, or were you mistaken? If you didn't tell the truth then it would be better to tell the truth now?

A It was no benefit to me one way or the other.

58XQ If you didn't tell the truth then, tell it now. Do you want to say Mr. Cuts was with you---Mr. Cuts is here--he might be mistaken as to that?

A It is possible that I was mistaken.

59XQ It is possible that Mr. Cuts was not there?

A That may be true.

60XQ It is possible you might be mistaken as to who you saw in there then, isn't it?

A No--one moment. The occasion we are mentioning now is just once, and the period is two or three times, and this woman I have seen for over a year.

61XQ And Mr. Cuts, you have known him for over a year, and you say you might be mistaken about his being there, and why couldn't you be mistaken as to his wife when you looked through an opening of 12 inches. Answer that, please?

A Why I couldn't be mistaken?

62XQ Yes?

A My case was centered on her and not on him.

63XQ Before you said you went with Mr. Cuts to see someone, and now you say it is possible he was not with you; what did you go there for?

A I didn't go there on business of my own.

64XQ You have a right to go there; why did you go?

A I went in with these gentlemen.

65XQ You don't still say Mr. Cuts was with you?

A I still saw it was two.

66XQ It might not have been Mr. Cuts, was it or not Mr. Cuts, tell me?

A You just asked me to say it was not Mr. Cuts.

67XQ No, I want the truth, was Mr. Cuts with you on October 14, when you say you saw his wife in bed with Collins, or not?

A He was not then.

68XQ Is that your testimony, he was not with you?

A Yes, that is my testimony.

REDIRECT EXAMINATION

By Mr. Bond;

LRDQ I want to straighten this out in the record: you said in your direct examination, on the 14 of October Mr. Blackwell and I went to 925 Arlington Avenue to see Mr. Robinson about some business, is that true?

A Yes.

2RD

2RDQ In your testimony taken some little time ago, you did say it was 925 Arlington Avenue.

A Yes.

3RDQ And that is what you said to-day?

MR. DAVIS: 929, he said to-day, that is the reason I followed it up.

MR. BOND: You don't remember whether it was 925 or 929, but you know it was on Arlington Avenue in that block.

THE WITNESS: Yes.

MR. BOND: And you could go to the house, were you asked to do so to-day and pointed out?

THE WITNESS: Yes.

MR. DAVIS: What street is the 900 block of Arlington Avenue between?

THE WITNESS: Between Harlem or Lanvale?

MR. DAVIS: Tell me, don't ask me.

THE WITNESS: I am not asking you, it was up to you to put my question.

MR. DAVIS: What street is the 900 block Arlington Avenue between, do you know?

THE WITNESS: The 900 block is between Lafayette and Mosher. It was my mistake in saying Harlem.

(Signature of the witness waived by consent of the solicitors for the respective parties)

Thereupon---

HARVEY BLACKWELL,

a witness of lawful age, heretofore produced,
sworn and examined on behalf of the plaintiff,
was recalled for -

CROSS EXAMINATION:

By Mr. Davis:

1XQ You testified that Mrs. Cuts left
her husband; how do you know that?

A That she left him?

2XQ That is what you testified to when
the testimony was taken before?

A I didn't tell anybody she left; I
said she was not there.

3XQ Now I will read what you said: "Which
left the other and when" - "She left him on the
30th of October, 1923."

A I dont know that; I am going by what
I was told.

4XQ You now testify you dont know whether
she left him or not?

A I know she was not there.

5XQ Do you know of your own knowledge
whether he made her go?

A No, I do not.

6XQ That is right; tell the truth.

Now your friend, Mr. Bell stated that when the testimony was taken on the 9th of July, that this number was 925Arlington Avenue, and he stated again by once saying 920 and 925; which number do you say it was on Arlington Avenue that you saw Collins and Mrs. Cuts in bed?

A I say it was 925.

7XQ On the 9th of July when you testified before this same gentleman, you said 929; which was it? Now, you say 925, which was it?

A To be frank I dont really know the number of the house, but I know the house.

8XQ When was it that you went there?

A When?

9XQ Yes, that you saw her in bed with Collins?

A 14th of October.

10XQ How do you know?

A That it was the 14th of October?

11X⁴ Yes, how do you remember? I see, you remembered in July that it was the 14th of October?

A Yes.

12XQ What time in the day?

A Before twelve o'clock.

13Q What did you do on the 13th of October, 1924?

A What did I do on the 13th of October, 1924?

14Q Yes?

A I dont know exactly.

15XQ What did you do on the 15th of October?

E On the 15th of October?

16XQ Yes?

A I could not tell you that.

17XQ How could you remember the 14th?

A I wanted to remember that.

18XQ Why?

A Because I wanted to.

19XQ Why?

A Couldn't you remember anything?

20XQ Why did you want to remember what happened on the 14th and not on the 13th and 15th?

A Do you want me to tell you? This fellow done some work for my brother in law on his car from Pennsylvania, and he also lived at my house and this fellow came up on Monday and we went to look for him---this fellow Bell--- he told us

where he was going.

21XQ You went to 925 or 929 with Bell
in October 14?

A Yes.

22XQ Didn't you hear Bell testify that
he didn't go on business of his own?

A Yes.

23XQ That is not true then, is it?

A I aint got nothing to do with him.

24XQ Bell said he went on some business
of yours and you now say you went on some business
of Bell's---don't look at Bell--is that it?

A Sure; he fixed the mans car.

25XQ So Bell was lying?

A I aint got nothing to do with that.

26XQ Who else was with you besides Bell?

A What?

27XQ Who else was with you besides Bell?

A Robinson.

28XQ Was Mr. Cuts with you?

A No, sir.

29XQ Bell was lying then, wasn't he? Wasn't
he? Wasn't he?

A Sure, he was lying.

30XQ Thats it, tell the truth?

A Yes.

31XQ What did you do after you went to the house?

A We knocked on the door and she came up and opened the door and ---

32XQ Who?

A Sadie.

33XQ Bell said another lady--it was Sadie?

A Yes, and she told us she had company.

34XQ I see. What else did she tell you? What did Bell--

A Bell asked her how she was feeling.

35XQ Didnt he ask for the party he went to see?

A No; he was not there.

36XQ How do you know?

A Because he was not.

37XQ What did Bell ring her doorbell for?

A Because we wanted to stop in there.

38XQ Did you know she was living there?

A Yes.

39XQ Will you say under oath she was living in the 900 block of Arlington Avenue last year; October, 1924?

A Yes, because the house was on the corner.

40XQ How did you know she was living in that house you are describing?

A How did I know she was living in the house?

41XQ Yes?

A Didn't she tell me?

42XQ When?

A She told me all along--didn't I go there every day and see her.

43XQ And talked to her?

A Yes.

44XQ Are you certain of that?

A Yes.

45XQ She wasn't in bed when you saw her-- she got up and opened the door and---

A And went back and laid down in the bed.

46XQ After opening the door in front of you she went back in bed with the other man?

A Yes.

47XQ And after she finished talking she shut the door?

A She told me to shut the door.

48XQ She didn't go back to bed until the door was shut- how did you see them?

A Didn't I see her go in and lay down.

49XQ You swear to that?

A Yes.

50XQ Do you know Collins?

A When I see him.

51XQ When did you tell Mr. Cuts of the fact you saw his wife in bed with Collins?

A When did I tell him?

52XQ Yes?

A I dont remember.

53XQ How long after that?

A A couple of days.

54XQ What else did Mrs. Cuts say to you except that she had company; that is what she said, ain't it, and told you to shut the door?

A She told me she didn't want him back.

55XQ What did this man say?

A Nothing.

56XQ What day of the week was October 14, 1924?

A Tuesday.

57XQ Before 12 o'clock?

A Yes.

58XQ You stated that Mr. Cuts has not lived or cohabited with his wife since the 30th of September; how do you know that?

A Because he told me.

59XQ How do you know the separation occurred on the 30th of October?

A I dont know anything about that; I know aht was told me.

60XQ Why did you say it happened on the 30th of September, if you didn't know it? That is what you said here in your former testimony. If you said that you didn't know what you were talking about, is that right?

A Yes, I know---

61XQ I will read it: "Has Mr. Cuts lived or cohabited with his wife or taken her back since they parted on the 30th of September, 1923", and you say, "No, sir". How do you know that?

A I visited his house and she was not there.

62XQ And also the question was asked you, "Which left the other and when?" "She left him on the 30th of September, 1923". You

dont know whether it was the 30th or 31st, do you?

A I was there and she was not there.

63XQ There is no 31st. What day of the week was the 30th of September?

A I dont know.

64XQ How do you know it was the 30th of September, is that another day you wanted to remember?

A No.

65XQ You dont know whether it was the 30th of September or not, do you?

A Yes.

66XQ How do you know?

A I know.

67XQ Why?

A I just know it.

68XQ Where did you go on the 29th of September?

A Working.

69XQ Where?

A At the Engineer School.

70XQ At night, I mean?

A I dont know.

71XQ What did you do on the night of

October 1st?

A What did I do on the night of
October 1st?

72XQ Yes?

A I wasn't doing nothing. I dont
know where I went.

73XQ . How can you remember what you
did on the 30th of September and cant remember
the 29th and October 1st---just wanted to remember
that?

A No, I went to his house.

MR. DAVIS: All right; that is all.

(Signature waived by consent of solicitors
for the respective parties.)

DEFENDANTS CASE.

Thereupon---

SADIE CUTS,

the defendant, 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:

1Q Please state your name, residence and occupation?

A Sadie Cuts, 1733 Druid Hill Avenue; general housework."

2Q Do you know the parties to this suit or either of them?

A I am the defendant.

DIRECT EXAMINATION:

BY MR. DAVIS:

1Q George Cuts is your husband; is that correct?

A Yes.

2Q And it is correct, you were married, I believe August 5, 1922 by Reverend---

A On the 10th of August, 1922 by Reverend Gross. He lives 1140 North Carey Street.

3Q You and your husband are separated,

of course?

A Yes.

4Q Which left the other?

A It was on the 2nd of October, 1923, on Tuesday, I had been having---I had come from out of the hospital on a case of inflammation and I got out that morning to do a little washing, and after I finished he asked me to go downtown and pay some bills of his, and I did, and when I came back I noticed the window in my room was down and the door was locked, and of course noone carried the key but he and myself, and I stood outside of the door and heard someone talking and I thought something might have happened to him--

5Q Where?

A They were talking in my bedroom at 828 Reservoir.

6Q He was janitor?

A Yes, and I knocked at the door and he finally opened the door and let me come in and when I came in the woman jumped out of the room, and when I spoke to him about it he told me that he had left the door open and while the door was open this woman came inside of the bedroom looking for work, and I asked him, was it possible for the woman to come in looking for

work; what right did she have in my apartment. The door was locked and the window down, and I asked a few more questions and he began.

7Q Did you see any of your clothing around?

A Yes, my gown was lying on the bed.

8Q What do you mean?

A There was discharge on it, and it was in a terrible way.

9Q Do you think it looked like someone had had intercourse while wearing it?

A Yes; and he began to fight and slammed me back through the closed door, and here is the mark. He struck me in the nose and I went to Doctor Wright's, and I fell on the floor and he said, I am--

10Q Well, never mind. He beat you; had your nose bleeding and there is a scar on your arm as result of your husbands beatings?

A Yes; and of course I went out to my sister's.

11Q Has your husband ever beat you before?

A Yes, plenty times.

12Q Why were you at the hospital? I believe you stayed there a week or two?

A Yes; Johns Hopkins, because I had

trouble with my side where he kicked me and knocked me on the floor.

13Q When was it you went there?

A On the 6th of November, 1923.

14Q Have you been there this year?

A Yes, backwards and forwards, and I had to remain there a week.

15Q When did you remain a week; the last time?

A The first Monday in August, this year.

16Q That was from where he kicked you?

A Yes.

17Q Now it has been testified to----how did your ~~husband~~ treat your husband while living with him?

A To the best of my knowledge, Mr. Davis.

18Q Were you kind---

A Of course; you know family people have their quarrels.

19Q Do you know James Collins?

A No, I dont know him.

20Q Were you ever friendly with any man named James Collins since or before your marriage, or after the separation?

A No, sir.

21q On October 14, 1924 where were you living?

A 1618 McCulloh Street.

22Q Did you ever live at 925 or 929 or any house in the 900 block Arlington Avenue?

A Never, never lived there.

23Q It has been testified to here by Mr. Blackwell that they saw you in bed with James Collins on the 14th of October, 1924 about 12 o'clock noon; is that true or not true?

A I was working in Forest Park.

24Q Is it true or not?

A No, sir.

25Q Where were you on October 14, 1924?

A 2707 Roslyn Avenue; working.

26Q How long did you work there that day; what time did you get off?

A I left eight o'clock at night, and I met this friend of mine (indicating) at Saratoga Street.

27Q What is her name?

A Mrs. Gardner, and she and I went to Ellicott City to a birthday.

28Q Were you ever in any room in the 900 block Arlington Avenue in 1924 with any man?

A Never, no man.

29Q Were you ever in bed with any man?

A No, sir.

30Q Did you ever tell your husband that you were going back to the man you went with before you married him?

A No, sir, and the only time I left was when he put me out on Saturday 'night, and I had to go.

31Q Now, Mr. Blackwell says he stock to you and asked you, and you spoke to him and asked him how he was getting along, and asked him if he seen your husband, and you said, tell him I am all right, and have a man that sends me money; did you ever have any such conversation with him?

A No, sir; I know him though. I never in my life had any conversation with him.

32Q Did you ever cohabit with any men before or since the separation?

A No, sir, I didn't have any--Eugene Page, I went with before I was married, and I have

not seen him for three years.

33Q Have you ever seen your husband with women since the separation?

A Yes, many times; he passed by my door several times, and wrote awful letters.

34Q I believe you turned those letters over to the Post Office Department?

A Yes.

35Q Did you get a letter from the---what was the name of the woman in the apartment that day?

A I dont know.

36Q Have you gotten any letters named Lucia?

A I got a letter from Lucia Cuts, 808 Reservoir Street.

37Q And that is where your husband works?

A Yes.

38Q And he came to beat you about these letters one night?

A Yes.

CROSS EXAMINATION:

By Mr. Bond:

1XQ You say you dont know Collins?

A No, I dont.

2XQ But you do know a fellow named Eugene

Page?

A Yes.

3XQ Tell us whether or not Eugene Page and James Collins are one and the same persons?

A I dont know anything about James Collins; I dont know anything about James Collins.

4XQ Doesn't he sometimes go by his step-father's name?

A He has no stepfather.

5XQ Do you mean to tell us you deny you were in bed with a man, and these two gentlemen here, with no interest in this case saw you?

A Well, Mr. Bond, is it possible I could be both places. In the first place, Mr. Bond, I have never lived on Arlington Avenue in my life.

6XQ They didn't say that. Have you been to visit friends on Arlington Avenue?

A No.

7XQ This story that you have told about this woman that was in this apartment; have you told that story three or four times before?

A No.

8XQ Didn't you tell it at the Court two or three times?

A What Court?

9XQ In the Circuit Court?

A Two or three times; I have been there twice.

10EQ Didnt you tell that story?

A Not the first time. The first time on the 12th of December, 1923 I went for alimony.

11XQ Didnt you endeavor to get alimony on the very same story that you told us here today; didn't you?

A What days?

12XQ Didn't you endeavor to get alimony on the very same story that you have told us here today?

A I certainly did not.

13XQ You didn't mention what you have said today?

A No, sir.

14XQ Don't you know that you said the same thing and the Judge told you he didn't believe you?

A No, sir, the Judge didn't tell me that.

15XQ The time you came down and brought this boy into Court, didn't you tell the story that time?

A No, sir.

16XQ You are sure of that; you have never mentioned it in any Court before?

A No, sir. In the United States Court, I did.

17XQ In regard to the United States Court; didn't you write those letters to yourself?

A It is impossible.

18XQ Don't you know the Government believes you wrote them, and for that reason they are getting ready to lock you up?

A It is very kind of you to tell me.

19XQ Don't you know the Government has traced this down, and have reached the conclusion you wrote them to yourself?

A All right--did you write it to yourself?

20XQ Kindly answer the question?

A Of course not.

21XQ Didn't you write them to get this boy into trouble?

A No.

22XQ After taking those letters to the United States Court, have they locked Cuts up for writing the letters?

A No.

23XQ Can you explain that?

A No.

24XQ Don't you know they are getting ready to lock you up instead of Cuts?

A It is kind of you to tell me.

25XQ Now, you say it is possible you were in bed---

MR. DAVIS: She said she was not there.

THE WITNESS: I said it was it was possible---is it possible I could be both places.

26XQ Now, you told us something about walking down the street and meeting your friend and went to Ellicott City; now, isn't that your sister?

A Yes.

27XQ Why did you refer to her as your "friend"?

A Because I could address her as I

please.

28XQ Why didn't you say, I met my sister, instead of saying your friend, so that the Court might know?

A I can call her what I want.

29XQ You dont mean for any Court to believe that some woman went in your bedroom and used your night gown?

A I certainly do.

30XQ Can you explain why that was necessary?

A He explained it to me.

31XQ What did he explain to you?

A He explained to me about the woman was there.

32XQ What did he say about the woman being there?

A He told me he left the door open and the woman came looking for work.

33XQ Did you say anything to the woman?

A I didn't have time to say anything.

34XQ You say she was in the room somewhere?

A I said as I opened the door the woman got out of the window.

35XQ Did you call for the police to stop her?

A It would have been useless, as he was fighting me.

36XQ You made no outcry whatsoever?

A What was the use?

37XQ You dont know the woman's name?

A No, sir.

38XQ Never saw her before?

A No, sir.

39XQ And never have seen her since; is that right?

A Yes.

40XQ What day was it that this imaginary woman that you refer to was in this house?

A On the 2nd of October, 1923.

41XQ 2nd of October, 1925?

A Yes.

42XQ Anyone else in the apartment?

A Lots of people.

43XQ Did you say anything to these people about it?

A Standing there looking at it.

44XQ Are they here today?

A No, sir.

45XQ Did you summons them to be witnesses
for you?

A No, sir.

MR. BOND: That is all.

(Signature of the witness waived by
consent of solicitors for the respective parties.)

Thereupon---

FANNIE GARDNER,

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

By the Examiner:

1Q Please state your name, residence and occupation?

A Fannie Gardner, 1733 Druid Hill Avenue; waitress.

2Q Do you know the parties to this suit or either of them?

A I do.

DIRECT EXAMINATION:

By Mr. Davis:

1Q Are you related to Sadie?

A Sister.

2Q Do you recall October 14, 1924?

A Do I recall October 14, 1924?

3Q Yes?

A Yes, we went out to my sister's on a birthday to my sisters, Lillian Houston.

4Q Where does she live?

A Ellicott City.

5Q Where did you meet your sister?

A At Saratoga and Eutaw, and took the care for Ellicott City.

6Q What time in the night?

A About half past eight.

7Q Where did she say she had been?

MR. BOND: Objection to any conversation that took place outside of the presence of Cuts?

MR. DAVIS: We wont press it.

8Q (By Mr. Davis): Have you ever seen George Cuts with any women?

A Plenty of them; I have met her right on the street and saw him down the bay --met him two or three times on the street with different women and down the bay.

9Q Do you know the names?

A No, sir--one girl, Lucia Bolling.

10Q Where does she live?

A The last I heard on 808 Reservoir Street.

MR. BOND: Last you heard---objection to that.

11Q Living with whom?

MR. BOND: Objection.

12Q Do you know what name she uses?

A Mrs. Lucia Cuts, and her brother often goes on the car with me in the morning.

13Q How often have you seen him down the bay?

A Once, and I have often seen her pass my house on Druid Hill Avenue at night.

14Q What hours in the night?

A Nine, or half past nine, or something like that.

15Q Do you remember what day of the week October 14, 1924 was?

A On Tuesday.

16Q Did your sister ever live on Arlington Avenue in the 900 block?

A Never.

17Q You see your sister often?

A Yes.

18Q Do you know James Collins?

A I do not.

19Q Did you ever hear your sister say anything about him?

A No, sir.

20Q Where was your sister living in October, 1924?

A 1608 McCulloh Street.

21Q Did she ever live on Arlington Avenue, in any block?

A No, sir.

22Q In any block of Arlington Avenue?

A No, sir.

23Q Does she work regularly?

A Yes.

24Q It has been testified she was seen in bed with a man, 12 o'clock in the afternoon---

A I dont see how she could be two places, at service and on Arlington Avenue.

25Q You are positive you met your sister as stated and went to Ellicott City?

A Yes, sir, I am; to my sister's birthday party - Lillian Houston.

26Q Do you know whether or not Cuts ever beat his wife?

A Yes, they often had fights there on Reservoir Street.

27Q How hadly has he beat her?

A He cut her arm and she had an awful lot of bruises; of course he must have done it.

28Q Did she have to go to the doctors?

A Yes, sir.

CROSS EXAMINATION:

By Mr. Bond:

1XQ You say, he must have done it; you
dont know?

A He must have did it.

2XQ Do you know where she spent her
days and nights?

A Part of the time in Ellicott City.

3XQ Were you there?

A Yes.

4XQ Every night?

A Mostly every night.

5XQ Every night during the month of
October, 1924?

A Yes, I lived there every night.

6XQ When did you work?

A I was sick, living with my sister,
and I didn't work.

7XQ You worked--didn't work at all during
October, 1925?

A 1923.

8XQ Which was it?

A 1923.

9XQ Was it 1923 or 1924 you are talking
about?

A 1923.

10XQ Do you mean to tell us it is 1923 you have been talking about during your testimony; is that right?

A This occurred in 1923, wasn't it?

11XQ But you told us she stayed home and stayed with your sister; then it was in 1923 you are talking about---

A Sure, it was 1925.

12XQ Don't look at her. Don't you know yourself? Can't you tell us about this without asking your sister?

A Certainly.

13XQ Then you dont know of anything that happened other than what happened in 1923, is that right--is that right?

A I know it happened.

14XQ You have told us this was 1923 that you have been talking about, and it was 1923 that you say she visited her sister and had this birthday party--now, isn't it true that everything you said about this case somebody told you?

A No, nobody didn't have to tell me; I knew it.

15XQ Did she come home every night in 1923?

A She certainly did.

16XQ Every night?

A Every night.

17XQ Never stayed in town a single night?

A No, never; I was there.

18XQ When did you stop living with your Mother?

A About the 1st of December.

19XQ What year?

A 1923.

20XQ Then you dont know what happened after that, because you wasn't out there; you dont know whether she came home at all or not?

A Of course, I couldnt say that.

21XQ Then, of course, what happened in 1924, you dont know anything about that?

A We have been together.

22XQ Anything you know, she told you?

A No, I am going by what I know.

23XQ What about this case do you know of your own knowledge; saw with your own eyes?

A I know she was not on Arlington Avenue with no man.

24XQ How do you know?

A Because she couldn't be at work and in bed with the man too.

25XQ How do you know whether she was working or not?

A Because I called her up during the day often.

26XQ You dont know just when you called her up, do you?

A I know she never lived on Arlington Avenue.

27XQ You dont know how often she has been there?

A I dont think she was ever there.

28XQ Of course not. Suppose I told you she has been on Arlington Avenue, and Division Street, and McCulloh Street?

A You can go on any street you want.

29XQ Do you mean to contend if she went on Arlington Avenue it was all right?

A It would be her own business.

REDIRECT EXAMINATION:

By Mr. Davis:

1RDQ Was it last year you went to the Birthday party?

A 1923, with---wasn't it 1923, Sadie.

MR. BOND: Now, I think that ought to go in the record, Mr. Stenographer. She asked her sister, "Wasn't it 1923, Sadie"? I think it ought to go in.

2RDQ Was it last year?

A Yes.

3RDQ Last year was what?

A 1924.

4RDQ When you spoke of the birthday party, you meant 1924?

A 1923.

5RDQ Last year was 1924; I am asking you whether it was last year, and you said, Yes---

A 1923.

(Signature of the witness waived by consent of solicitors for the respective parties.)

Thereupon---

LAURA BOOTH,

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

By the Examiner:

1Q Please state your name, residence and occupation?

A Laura Booth, 1723 Druid Hill Avenue; housework.

2Q Do you know the parties to this suit or either of them?

A Yes, I know Sadie Cuts.

DIRECT EXAMINATION:

By Mr. Davis:

1Q Where does she live now?

A With me.

2Q How long has she lived with you?

A Ever since the 1st of April.

3Q What year?

A This year, 1925.

4Q Do you remember that her husband came to see her with his father in reference to some letters in which---

A I do.

5Q Whose name was signed to the letters?

A No name.

6Q What name was mentioned in it?

A Lucia Cuts, #808 Reservoir Street.

"If you want to know whose writing these letters, ask ~~xxxx~~ me."

7Q At that time was Mrs. Cuts living with her husband at 808 Reservoir Street?

A No, with me.

8Q So if anybody was using the name of Lucia Cuts, it was not Sadie Cuts?

A No.

9Q At that time--when Mr. Cuts tried to tell his wife he hadn't written the letters, who did he say wrote the letters?

A Harvey Blackwell.

10Q The Harvey Blackwell who---

A I dont know, but he said Harvey Blackwell. He said he might have written those letters because he never meant any good to us when he came to the house.

11Q You heard him say that?

A Yes, that is exactly what he said. He was in my parlor with his Father.

12Q Have any men come to see Sadie?

A No, sir, only someone looking for employment; no, men company does she see, not any.

13Q Did you ever see Mr. Cuts with any women?

A On the other side of the street as many times as I have fingers and toes.

14Q With women?

A Yes, different ones.

15Q Day or night?

A Night.

CROSS EXAMINATION:

BY MR. BOND:

1XQ Now, Mrs. Booth, when you say that these letters said, "If you want to know who is writing these letters, send them to me," do you mean---

A "Come up and see me"

2XQ That was in the letter?

A Yes.

3XQ Have you ever seen Cuts' writing?

A No, sir, and I told him that night I was there that I did not believe he wrote them. Sadie told him the same thing. Whose writing it was, I dont know.

4XQ You mean to say she said in your presence she didn't believe he wrote them?

A Yes, she did.

5XQ The object of coming up there was to find out about these letters, and deny the fact that they had been written by him?

A Yes, that is right.

6XQ You say Mrs. Cuts stays with you?

A Yes.

7XQ Does she work?

A Yes.

8XQ Do you know whether she goes to work or not?

A Yes, I know.

9XQ How do you know; do you go with her?

A She always works; I wake her up.

10XQ As a matter of fact you dont know whether she goes to work or not?

A Yes, I can pretty much tell.

11XQ When she goes out at night, do you know where she goes?

A She does not go very much. She always tells me. I dont know where she goes.

12XQ She tells you something about where she is going, but as to whether or not she goes there, you dont know?

A No, sir.

13XQ You dont know where she spends her days or nights, of your own knowledge?

A No, not of my own knowledge, but I really believe she is good.

14XQ You dont know it?

A No, sir.

(Signature of the witness waived by consent of solicitors for the respective parties.)

Thereupon---

SADIE CUTS,

the defendant, heretofore produced, sworn and examined, was recalled and testified as follows:

By Mr. Davis:

1Q Who did Mr. Cuts tell you wrote these letters when he came to your house?

A Harvey Blackwell.

2Q That is the man here (indicating)

A Yes.

3Q What did he tell you?

A He simply said, Harvey Blackwell is the one writing these letters.

Thereupon---

GEORGE CUTS,

the plaintiff, heretofore produced, sworn and examined, was recalled and testified as follows:

BY MR. DAVIS:

1Q Were you with Mr. Bell on October 14, 1924 when he said he saw your wife in bed with Collins?

A No, sir.

2Q You heard Mr. Bell testify you were with him?

A Yes.

3Q He is wrong about that, isn't he?

A Yes.

4Q When did Mr. Bell first tell you he had seen your wife in bed with Collins?

A Mr. Blackwell told me.

5Q When did Blackwell tell you?

A A couple days after it happened.

6Q If Blackwell--when did you file this bill for divorce?

A In June - 1st of June.

7Q Why did you wait from October until June?

A I didn't have the money.

8Q You dont know James Collins?

A No more than when I see him.

MR. BOND: Does he go by any other name?

THE WITNESS: Eugene Page.

MR. DAVIS: How do you know that?

THE WITNESS: She told me that.

MR. DAVIS: You say that because your wife told you, but you dont know it from any other source?

THE WITNESS: No, sir, I dont know any more than what she said.

MR. DAVIS: What was the number of the house they told you they saw her in bed?

THE WITNESS: On the corner of Arlington and Mosher.

MR. DAVIS: What number?

THE WITNESS: They didn't tell me any number.

MR. DAVIS: You dont know whether it was 925 or 929?

THE WITNESS: I dont know.

MR. DAVIS: Had Mr. Bell done some work on your car?

THE WITNESS: No, I was not there.

MR. DAVIS: He said he done some work
on your car?

THE WITNESS: No; he said Robinson's
car.

MR. DAVIS: Mr. Bell said some work
on your car?

THE WITNESS: No. He has done some
work on my car, but not then.

MR. DAVIS: Did you or not tell
your wife that Harvey Blackwell wrote these
letters?

THE WITNESS: No, sir, I did not.

(Questions By Mr. Bond):

1Q Mr. Cuts, it has been testified
here that when this separation took place, the
wife came in and found you in bed, not in bed,
but in the room with a woman; is that true or
untrue?

A Untrue.

2Q Who was there at the house when your
wife left?

A Nobody.

3Q Were there any people that you worked
for in the house?

A Yes.

4Q Did she ever tell them any such story as that?

A She told them, but they went to Court and testified against her.

5Q What became of the case?

A Dismissed each time.

6Q In other words, they said it was not true?

A Yes.

7Q Now, do you mean to tell us that this story about this gown and this woman is untrue?

A Yes, it is untrue.

BY MR. DAVIS:

1Q What people went to the Court and testified?

A Mr. and Mrs. Rosenthal.

2Q Did you summons them today to testify this was not true?

A No.

3Q You did not?

A No, sir; they are in Atlantic City.

4Q Did you tell them that your wife had charged you with adultery before they went to

Atlantic City?

A No, sir.

5Q Didn't you think that would be important when you wanted to get a divorce?

A Certainly.

6Q Yet you didn't ask them to testify?

A No.

7Q What cases were in Court, that you spoke of?

A She wanted a partial divorce and alimony.

8Q The Court refused to give her a partial divorce and alimony?

A Yes.

9Q She never filed a bill for an absolute divorce against you?

A No, sir, not to my knowledge.

10Q The Court refused her a partial divorce?

A Yes, and alimony.

BY MR. BOND:

1Q Despite the story she has told today, when she filed her case she did not at that time charge you with adultery; did she?

MR. DAVIS: Which case? You can't

get a partial divorce on the grounds of adultery.

MR. BOND: She would have probably filed a bill for an absolute divorce, had she had that evidence. Whatever cases she had in Court were dismissed?

THE WITNESS: Yes, at the station house, and one at the Circuit Court.

=====
=====

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..... 24th day of September in the year of Our Lord nineteen hundred and twenty-five..... 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 1.....

Defendant's..... Exhibit 1.....

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..... three days, on all..... of which I was employed by the Plaintiff....., and on none..... by the Defendant.....

A. de Russy Sappington
Examiner.

Cir. Ct. No. 2.

302-----

192 5

Docket No. 34B

GEORGE CUTS

vs.

SADIE CUTS

SUBMISSION FOR DECREE.

Mr. Clerk,

Please file,

Royl Bond
Solicitor for Plaintiff.

No. *25327 B*
12

Filed *29th September* 1925

GEORGE CUTS

VS.
SADIE CUTS

In the Circuit Court No. 2 Of Baltimore City.

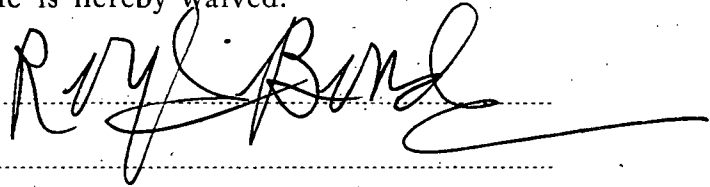
-----September----- TERM 192 5.

To the Honorable

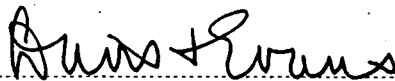
---The---

Judge of the Said Court:

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



Solicitor for Plaintiff,



Solicitor for Defendant.

Ct. Ct. No. 2

302
192 5

Docket No. 34B

GEORGE CUTS

vs.

SADIE CUTS.

**Order of Reference
and Report**

Lynn

No. 225327B
13-14

Order Filed *29th* day of *Sept* 192*5*
Report Filed *5th* day of *Oct* 192*5*

IN THE
Circuit Court No. 2
OF
BALTIMORE CITY

GEORGE CUTS

vs.

SADIE CUTS

Sept. Term, 1925

This case being submitted, without argument, it is ordered by the Court, this *29th* day of *September*, 1925, that the same be and is hereby referred to *William P. Lyons*, Esq., Auditor and Master, to report the pleadings and the facts, and his opinion thereon.

James P. Gorter

Report of Auditor and Master

Bill for divorce a vinculo matrimonii filed by the husband against his wife on the ground of adultery. Article 16, Sections 37-42.

Defendant summoned and answers.

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

The marriage proven. Adultery proven.

Case submitted for decree and 43rd General Equity Rule waived.

Case ready for decree.

William P. Lyons

October 2, 1925

Auditor and Master

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

William R. Lyon
Auditor and Master

Circuit Court No. 2

B ³⁰² 1925 No. Docket

GEORGE CUTS

vs.

SADIE CUTS

DECREE OF DIVORCE

PMC

R

No. *215327* *B*
13

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Filed *7 October*, 192*5*

DECREE OF DIVORCE.

IN THE

GEORGE CUTS

VS.

SADIE CUTS

Circuit Court No. 2,

OF

BALTIMORE CITY

September Term, 1925

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

It is thereupon, this Fifth day of October, Anno Domini, one thousand nine hundred and twenty-five, by the CIRCUIT COURT NO. 2 OF BALTIMORE CITY, Adjudged, Ordered and Decreed, that the said GEORGE CUTS

the above named complainant be, and he is hereby DIVORCED A VINCULO MATRIMONII, from the defendant, SADIE CUTS.

And it is further Ordered, that the said Complainant, George Cuts pay the cost of this proceeding.

Robert J. Stanton

I, JOHN PLEASANTS, Clerk of the Circuit

Court No. 2 of Baltimore City, do hereby certify that the above is a true copy of the decree taken from the record of proceedings in said cause.

IN TESTIMONY WHEREOF, I hereunto set my hand and affix the seal of the said Court, this _____ day of _____ 1925

Clerk Circuit Court No. 2 of Baltimore City.