

On The Circuit Court
Case No. 94
1922
Baltimore City

Paul Galloway

vs

James M Galloway

Bill for James A. Umulo

Mr Clerk please file

(Signature)

B 23469

(1)

J. Stewart Davis
~~DAVIS & BISHOP~~

ATTORNEYS AT LAW

BANNEKER BUILDING

BAITIMORE, MD.

Ad. 2. 11. 1922
215 Courtland St

PEARL GALLOWAY : IN THE CIRCUIT COURT ~~2~~

VS. : OF

JAMES M. GALLOWAY : BALTIMORE CITY

TO THE HONORABLE, THE JUDGE OF SAID COURT:

Your Oratrix complaining respectfully says:-

FIRST. That she was married to her husband, James M. Galloway on November 4, 1912 by Rev. Sides, and lived together as man and wife until on or about Dec. 15, 1912.

SECOND That your Oratrix is a resident of the City of Baltimore, State of Maryland, and has been for more than two years prior to the filing of this bill of complaint, That the defendant is also a resident of the State of Maryland.

THIRD That though the conduct of your Oratrix toward her husband has always been kind, affectionate and above reproach, he without any just cause or reason abandoned and deserted her and committed the act of adultery with lewd and abandoned men whose names are unknown to your Oratrix; that such abandonment has continued uninterruptedly for more than three years prior to the filing of this bill of complaint; and was deliberate and final, and beyond any reasonable hope or expectation of reconciliation.

FOURTH , That your Oratrix has never condoned nor forgiven the said desertion and adultery, that she has never cohabited with the said respondent since the said desertion and adultery.

FIFTH . That there are no children born as result of said marriage.

WHEREFORE YOUR ORATRIX PRAYS:

(a)-A divorce a Vinculo Matrimonii from the defendant.


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

(c) Permission to resume her maiden name of Pearl Peters.

May it please Your Honor to grant unto your Oratrix a writ of subpoena directed unto the said respondent, commanding him to be or appear in this Court on some day certain to be named therein to perform such decree as may be passed in the premises .

AND as in duty bound, etc.

COMPLAINANT


SOLICITOR FOR COMPLAINANT.

381
94862 Ct. Ct.

192 2 Docket No.

Malloway

Galloway

SUBPOENA TO ANSWER BILL OF COMPLAINT

Pro
No. R 23469

Filed 13 March 1922

J S Carr SOLICITOR

Summond, and a copy of the Process, left with the
defendant: Thomas N. McNeally
Sheriff.
(Lacey) 3/6/22 Fees \$0.80

EQUITY SUBPOENA

The State of Maryland

To

James M Galloway

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 March next cause an appearance to be entered for you and your answer to be filed to the complaint of

Pearl Galloway

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 MORRIS A. SOPER Chief Judge of the Supreme Bench of Baltimore City, the 9th day of January 1922

Issued the 24 day of February, in the year 1922

CHASR 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.

(General Equity Rules 11.)

In the Circuit Court
for
Baltimore City.
Docket 62B, folio 94.

Pearl Galloway

Vs

James M. Galloway.

A N S W E R .

Mr. Clerk:-

Please file.

B23469

J. A. Dushane Penniman
Solicitor for Defendant.

J. A. DUSHANE PENNIMAN
ATTORNEY-AT-LAW

623-625-627 GAITHER BUILDING

111 N. CHARLES ST. BALTIMORE, MD.

FILED

15 March 1922

Pearl Galloway

Vs

James M. Galloway.

'
'
'
'
'
'

In the Circuit Court

for

Baltimore City.

The Answer of James M. Galloway to the Bill of Complaint filed against him by Pearl Galloway, respectfully shows:

First: This Defendant admits the allegations stated in the first and fifth paragraphs of said Bill of Complaint.

Second: This Defendant neither admits or denies the allegations set out in the second, third and fourth paragraphs of said Bill of Complaint, but demands full proof thereof.

And as in Duty Bound.

James M. Galloway
Solicitor for Defendant.

CIRCUIT COURT

94
19 7 2 8 6 2 Docket No.

Pearl Galloway
vs.

James Galloway

Order 19

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

Ball
No. 3469

Ball (4)

Fd 17 March 19 72

Pearl Galloway

vs.

James Galloway

IN THE
Circuit Court
OF
BALTIMORE CITY

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

THE PETITION OF *the plaintiff*

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

[Signature]
Solicitor for

ORDERED, this

17

day of

March 22 19 *19*, 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.

Carroll J. Bond

3/17/14/14

Doc. B 94
1922

In the Circuit Court,
OF BALTIMORE CITY

DEPOSITIONS

Rearl Galloway

vs.

James Galloway

No. 23-46912

PLAINTIFF'S COSTS

Examiners.....\$ 5⁰⁰

Copies.....

Sheriff.....

Stenographer.....2⁰⁰

\$ _____

DEFENDANT'S COSTS

Examiners.....\$ _____

Copies.....

Sheriff.....

Stenographer.....

\$ _____

A 7 April 1922

Pearl Galloway

vs.

James Galloway

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 seventeenth day of March 1922, met on the twenty-third day of March in the year nineteen hundred and twenty-two at my office, in the City of Baltimore, in the State of Maryland, and assigned the thirtieth day of March in the same year at three-thirty o'clock in the after-noon and the office of J. Stewart Davis, 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:—

8-2

Pearl Galloway,

v.

James M. Galloway.

Testimony taken at the office of Mr. Davis, Esq.,
215 Courtland Street, Baltimore, Maryland, March 30th.,
1922, at 3.30 O'clock P. M.

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

BY THE EXAMINER:

- 1 Q. State your name residence and occupation?
A. Pearl Galloway, 103 Dallas Street; laundress.
- 2 Q. Do you know the parties to this suit?
A. I am the Plaintiff and my husband is the Defendant.

BY MR. DAVIS:

- 1 Q. When were you married?
A. 1912.
- 2 Q. What month?
A. 4th., November.
- 3 Q. Were you married by a Minister of the Gospel?
A. Yes.
- 4 Q. Have you been a resident of Baltimore City,
State of Maryland, for at least two years prior to the

Pearl Galloway.

filing of this suit?

A. Yes; all my life.

5 Q. Are there any children as the result of this marriage?

A. No sir.

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

A. I behaved myself very good.

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

A. Yes.

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

A. No sir.

9 Q. Which left the other?

A. I left him.

10 Q. When?

A. December 1915.

11 Q. Why did you leave your husband?

A. Well, for the simple reason that he told me to go, and he threw me out.

12 Q. You say that he threw you out; do you mean that he actually put his hands on you and threw you out bodily?

A. He made me get out; he told me to go home to my mother. He said that I should go home to

Pearl Galloway.

my mother so that she could take care of me; he never gave me a quarter in his life, and he said that he was not going to give me anything, and that I might as well go on and get somebody to take care of me, that he was not going to do it.

13 Q. You say that he never supported you during the time you lived with him?

A. No sir.

14 Q. How did you support yourself, if he did not give you anything?

A. By working.

15 Q. What did you do with your money which you earned?

A. Gave it to him. I gave it to him as I made it.

16 Q. And after he left you, where did he go to live?

A. Right at his mother's.

17 Q. Did he or not go to live with another woman after he left you?

A. Yes.

18 Q. Did he live with that woman as husband and wife?

A. Yes.

19n Q. As the result of them living together as husband and wife, did they or not have any children?

Pearl Galloway.

A. Three children.

20 Q. How do you know that?

A. Because he told me they were his children.

21 Q. Has his abandonment of you continued uninterruptedly since December 15th., 1912?

A. Yes.

22 Q. Have you ever lived or cohabited with him since that time?

A. No sir.

23 Q. State whether or not said abandonment was deliberate and final; did he deliberately and finally abandon and desert you?

A. Yes.

24 Q. State whether or not there is any reasonable expectation of a reconciliation; do you ever expect to make up and live with him again?

A. No sir.

25 Q. Is this your agreement with your husband.

A. Yes.

Note: Same produced and filed with the Examiner as Plaintiff's Exhibit Examiner No. 1, subject to the approval of the Court.

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.
Pearl Galloway

From Mrs. Galloway

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

BY THE EXAMINER:

1 Q. State your name residence and occupation?

A. Adell Cuff, 912 Pear Street; laundress.

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

A. Yes.

BY MR. DAVIS:

1 Q. Are they husband and wife?

A. Yes.

2 Q. Did they live together as husband and wife and were they always known and recognized in the community in which they lived as husband and wife?

A. Yes.

3 Q. Has the Plaintiff been a resident of Baltimore City, State of Maryland, for at least two years prior to the filing of this suit?

A. Yes.

4 Q. Are there any children as the result of this marriage?

A. No sir.

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

A. All right.

6 Q. State whether or not she was always a kind,

Adell Cuff.

affectionate and faithful wife?

A. Yes.

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

A. No sir.

8 Q. Which left the other?

A. She left him.

9 Q. When?

A. 15th., December 1912.

10 Q. Why did she leave him?

A. Well, she came to me and she said that he said not for her to come back,- for her to leave and not come back any more, and when I saw him he told me that he did not want her there.

11 Q. And did he also tell you that he had put her out?

A. Yes.

12 Q. And did he tell you that he did not want to live with her any more?

A. Yes; he told me that he did not want her; that he had enough women without her.

13 Q. Is it or not true that after he abandoned his wife, that he went to live with another woman as husband and wife?

Adell Cuff.

A. Yes; he told me that he was living with a girl named Viola.

14 Q. And is it or not true that he is living with a woman now as husband and wife?

A. Yes.

15 Q. How long have they been living together as husband and wife?

A. About four or five years.

16 Q. Has he any children by this woman?

A. Three.

17 Q. Have you seen these children.

A. I have seen two of the children, and I have heard her say that she had another young baby, but she was not talking to me.

18 Q. How do you know that these children are his children?

A. He came up town and he told me that he had two children by her; that was a right smart while ago.

19 Q. Then he has admitted his adultery and desertion of his wife to you?

A. Yes.

20 Q. You know as a matter of fact that he did aban-

Adell Cuff.

don and desert his wife of your own personal knowledge?

A. Yes.

21 Q. Has this abandonment continued uninterruptedly since December 15th., 1912?

A. Yes.

22 Q. Have they lived or cohabited together since that time?

A. No sir.

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

A. Yes.

24 Q. State whether or not there is any reasonable expectation of a reconciliation; do you ever expect them to make up and live together again?

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.---

within
C. DeWitt

ho
Car
Adair
Cull
mark

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 7 day of April in the year of Our Lord nineteen hundred and twenty-two at the City of Baltimore, in the State of Maryland.

A. de Russy Sappington (SEAL).
Examiner.

There are no 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.

62 B / 94

94
19 22 629 Circuit Court
Docket No. _____

Leah Galloway

vs.

James M Galloway

SUBMISSION FOR DECREE.

Mr. Clerk,

Please file,

[Signature]
Solicitor for Plaintiff.

323469
No. 6

Filed 18 June 1922

Pearl Galloway
vs.
James M Galloway

*In the Circuit Court
of Baltimore City*

_____ TERM 19 ____

To the Honorable

Judge of Said Court:

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

[Signature]

Solicitor for Plaintiff,

James Hume Pennington

Solicitor for Defendant.

Circuit Court

94
19 22

Docket No.

Galloway

vs.

Galloway

Order of Reference
and Report

~~Robertson~~

23469

No.

7 ✓

Order Filed 18 day of June 19 22

Report Filed day of 19

Paul Galloway

IN THE
Circuit Court

vs.
James H Galloway

OF
BALTIMORE CITY

March Term, 19 22
18

This case being submitted, without argument, it is ordered by the Court, this
day of June, 1922, that the same be and it is hereby referred to
Alex H Robertson, Esq., Auditor and Master, to report the
pleadings and the facts, and his opinion thereon.

Carroll I Bond

Report of Auditor and Master

Bill filed by wife against husband for divorce a vinculo matrimonii on
ground of adultery, Code Art. 16, Sect. 36. Defendant summoned, and
answers. Proof shows marriage, residence and adultery of defendant.
Counsel informs me that the fifty dollars in lieu of alimony has been
paid. Case submitted and ready for decree.

Alex H Robertson
Auditor & Master.

CIRCUIT COURT

B 94 112
1922 No. Docket

PEARL GALLOWAY

VS.

JAMES N. GALLOWAY

Decree of Divorce

B 23469

B No. 8

sd 20 April 1922

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

Alex W Robertson
Auditor and Master.

Decree of Divorce

IN THE

Circuit Court

OF

BALTIMORE CITY

PEARL GALLOWAY

VS.

JAMES N. GALLOWAY

March

Term, 19.22

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

It is thereupon, this 20th day of April, A. D. 1922

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

PEARL GALLOWAY

the above named Complainant be and s he is hereby DIVORCED A VINCULO MATRIMONII from the Defendant, JAMES N. GALLOWAY, and that the plaintiff be permitted to resume her maiden name of Pearl Peters.

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

Carroll J. Bond

In the Circuit Court
of
Baltimore City

Paul Jelloway

vs

James Jelloway

Agreement of Counsel

Wt Clerk please file



J. Steward Davis
DAVIS & BISHOP
ATTORNEYS AT LAW
BANNEKER BUILDING
14 E. PLACANT STREET
BALTIMORE, MD.

215 Comblant St.

PEARL GALLOWAY : IN THE CIRCUIT COURT
 :
 VS. : OF
 :
 JAMES GALLOWAY : BALTIMORE CITY

THIS AGREEMENT, made this day of 1922
 by and between Pearl Galloway, the Plaintiff hereinafter called
 the plaintiff and James Galloway, the Defendant, hereinafter
 called the defendant.

WHEREAS the Plaintiff has heretofore in this cause
 filed her bill of complaint against the defendant.

WHEREAS an answer has been filed to the Plaintiff's
 bill of complaint by the Defendant.

NOW THEREFORE this agreement witnesseth that in
 consideration of the premises and mutual promises made each to
 the other, the said James Galloway, the defendant, does hereby
 covenant with the said Pearl Galloway, the plaintiff, to pay
 the said Pearl Galloway fifty (\$50.00) dollars in lieu of any
 and every claim the said Pearl Galloway has or may have against
 said James Galloway for alimony pendente lite or permanent
 alimony in the above named suit, subject to the approval of the
 Court.

[Signature]
 ATTORNEY FOR PLAINTIFF

Mrs Pearl Galloway
 PLAINTIFF

James M. Galloway
 ATTORNEY FOR DEFENDANT

James M. Galloway
 DEFENDANT