

146
1925

B-65

IN THE CIRCUIT COURT
OF BALTIMORE CITY.

.....

WILLIAM B. HARRIS.

VS.

IVA HARRIS.

.....
1339 *Murphy St.*

BILL OF COMPLAINT.

.....

MR. CLERK,

PLEASE FILE, ETC.

July Justice
SOLICITOR FOR PLAINTIFF.

B-28466

(1)

Filed 25 Feb 1925

WILLIAM B. HARRIS : IN THE CIRCUIT COURT
VS. : OF
IVA HARRIS : BALTIMORE CITY.

.....
TO THE HONORABLE, THE JUDGE OF SAID COURT:-

Your Orator Complaining Says:-

(1) That he was married to the defendant in April 1917, by a Minister of the Gospel, at 710 Mosher St. in Baltimore City, State of Maryland.

(2) That the parties have been a resident of the City of Baltimore, State of Maryland, for more than two years prior hereto.

(3) That there has been one child born as issue of said marriage Authur Harris.

(4) That they resided at 1013 Linden Ave. Baltimore City, and from there the defendant abandoned and deserted your Orator on the 17th. day of January 1920, without any just cause or excuse therefor and declared her intention of never returning to him again, that said abandonment and desertion has been continuous and uninterrupted for more than three years, was the final and deliberate act of the defendant and is beyond any hope or expectation of a reconciliation.

(5) That the plaintiff has always been a good chaste husband.

TO THE END THEREFORE.

(A) That Your Orator may be divorced A VINCULO MATRIMONII from the defendant Iva Harris.

(B) That he may have other relief as the nature of his case may require.

May it please Your Honor to grant unto Your Orator the writ of subpoena, directed against the said Iva Harris residing in Baltimore City, commanding her to be and appear in this Honorable Court on or before some certain day to be named therein to do perform and abide by any decree that may be passed in the premises.

And as in duty bound, etc.

William B. Harris.


Solicitor for Plaintiff.

P 586

146
1925 B Docket No. 65 Ct. Ct.

Harris

-vs-

Harris

1339 Mather St

SUBPOENA TO ANSWER BILL OF COMPLAINT

No. B-28466

(2)

Filed 6 March
A. Foley 1925

A. Foley Buller SOLICITOR
14

Summed and a copy of the Process left with the defendant

John E. Pattee
Sheriff

Fees \$0.80

(122/lowby)
3/4/25

EQUITY SUBPOENA

The State of Maryland

To

Iva Harris

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

William B. Harris

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 12th day of January 1925 Issued the 25th day of February, in the year 1925

Chas R. 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.

65B. 146.
1925

Harris

-VS-

Harris

B-28466

(3)

7/2nd Mex 1925

William B. Harris

vs.
Ira L. Harris

In The
Circuit Court
of Bald Co.

Mr. Clerk:

Please enter my appearance for
the defendant

Wm. Henry Davis
Solicitor for被告

Approved:

Ira L. Harris
1339 Market St

In The Circuit Court
of
Baltimore City.

65 *P* 146
William B. Harris *1920*

vs

Ivs Harris

ANSWER.

Mr. Clerk:

Please file, etc.,

Wm Harry Pairo

Solicitor for Defendant.

P 28466
(4)
WILLIAM HARRY PAIRO
ATTORNEY-AT-LAW
1208 PENNSYLVANIA AVE.
BALTIMORE, MD.
pd 12 Mar 1920

William B. Harris

vs

Ivs Harris

*
*
*
*
*
*

In The Circuit Court

of

Baltimore City.

To The Honorable, The Judge of Said Court:

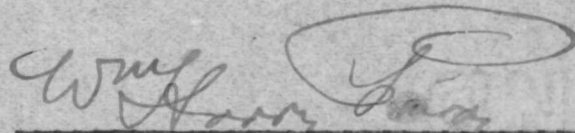
who for an ANSWER says:

Now comes the defendant,

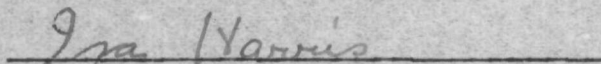
1. That she admits the allegations contained in paragraphs No. 1, 2, and 3, of the plaintiffs Bill of Complaint.
2. That she denies each and every allegation contained in paragraphs No. 4 and 5, thereof, and demands full, formal, and complete proff thereof.

WHEREFORE having answered said bill as fully as she is advised is necessary or material she prays the same may be hence dismissed with her reasonable costs.

And as in duty bound will ever pray, etc.,



Solicitor for Defendant.



Defendant.

B-146-6513
In The Circuit Court
of
Baltimore City.

G. W.

William B. Harris
1258 Etting street.

VS

B 28466
Iva Harris.

5
PETITION.

Mr. Clerk:

225-016
1 check

Please file, etc.,

W. Harry Pairo

Solicitor for Defendant.

WILLIAM HARRY PAIRO
ATTORNEY-AT-LAW
207 PENNSYLVANIA
BALTIMORE, MD.

Ed 1/2

William B. Harris

vs

Iva Harris

*
*
*
*
*

In The Circuit Court

of

Baltimore City.

To The Honorable The Judge of Said Court:

Now comes the defendant,
who petitions the Court as follows:

1. That heretofore, to wit, on the 25th day of February, 1925, the plaintiff, husband of Your Petitioner filed his Bill of Complaint in this Honorable Court praying for a decree of divorce a vinculo matrimonii from Your Petitioner.
2. That Your Petitioner has filed her answer to said bill, denying the material facts therein alleged.
3. That Your Petitioner has no means for the support of herself and their minor child during the pendency of this suit, nor has she any means whereby she can employ counsel to represent her interest herein.
4. That the plaintiff is regularly employed as a chauffeur and earns a salary of \$25.00 per week, or its equivalent.

WHEREFORE YOUR PETITIONER PRAYS:

(A) That she may be allowed a reasonable sum as alimony pendente lite, and such an amount as The Court may deem proper to compensate her solicitor for his services in her behalf:

(B) And that she may have any other and further relief that the Court might think necessary.

And as in duty bound will ever pray, etc.,

Wm. Harry Fair
Solicitor for Defendant.

I. B. Harris
Defendant.

SWORN to before me this 6th day of March, 1925.

Witness my hand and Notarial Seal.

Preston A. Pais
Notary Public.

B Docket 146

Circuit Court

Harris

vs.

Harris

Order Counsel Fee and Alimony

Pendente Lite

B No. 28466

\$50 a week

1 child

Feb 27th March 1925

Now Est
John E. Potee
Scribble

146

William B Harris

vs.

Ira Harris

-IN THE-

CIRCUIT COURT

-OF-

BALTIMORE CITY

March TERM

ORDERED BY THE COURT this 26 day of March 1925

that the Plaintiff William B Harris

pay to the Defendant Ira Harris

the sum of Fifty Dollars as Counsel Fee for the

Solicitor of the Defendant and that he further pay the sum of Twelve

Dollars per week, during the continuance of this suit, to the said Defendant Ira Harris

as Alimony, pendente lite, unless cause to the contrary be shown on or before the 10

day of April 1925, provided a copy of this Order be served on the said Plaintiff

William B Harris on or before the 4

day of April 1925

Elizabeth A. Johns

TRUE COPY-TEST:

CLERK

William B. Harris

vs.

Iva Harris

—IN THE—

CIRCUIT COURT

—OF—

BALTIMORE CITY

March

TERM

ORDERED BY THE COURT this 26 day of March 1925

that the Plaintiff William B. Harris

pay to the Defendant Iva. Harris

the sum of Fifty Dollars as Counsel Fee for the

Solicitor of the Defendant and that he further pay the sum of Twelve

Dollars per week, during the continuance of this suit, to the said Defendant Iva Harris

as Alimony, *pendente lite*, unless cause to the contrary be shown on or before the 10

day of April 1925, provided a copy of this Order be served on the said Plaintiff

William B. Harris on or before the 4

day of April 1925.

George A. Solter

TRUE COPY—TEST:

Chas R. Whiteford
CLERK

CIRCUIT COURT

B-146
19 25

Docket No.

Wm. Harris

vs.

Iva Harris

Order

19

Supp

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

B No. 28466

<7>

Ed 10" November 1925

William Harris

vs.

Iva Harris

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 *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.

David Evans
Solicitor for *plaintiff*

ORDERED, this *Tenth* day of *November* 19*20*, 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.

George A. Salts

Doc. B $\frac{146}{1925}$

In the Circuit Court,
OF BALTIMORE CITY

DEPOSITIONS

William B. Harris

vs.

Loa Harris

No. 28466B
(8)

PLAINTIFF'S COSTS

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

DEFENDANT'S COSTS

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

Feb 19 Mch 1926

3/13/22

William B Harris

vs.

Jon Harris

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

twelfth day of November 1925, met on the twelfth day of November in the year nineteen

hundred and twenty-five at my office, in the city of Baltimore, in the State of Maryland, and assigned the twelfth day of November

in the same year at eleven o'clock in the fore-noon and the office of A de Rappington, 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:—

8-4-8

2

WILLIAM B. HARRIS

VS.

IVA HARRIS.

Testimony taken before me, A. deRussy
Sappington, Examiner, at the offices of Sappington
& Morfit, Title Building, Baltimore, Maryland, on
November 12, 1925, at 11.00 o'clock in the forenoon.

--

APPEARANCES:

J. S. Davis, Esquire appeared on behalf of
the plaintiff.

W. H. Pairo, Esquire, appeared on behalf of
the defendant.

--

Thereupon---

WILLIAM B. HARRIS,
the plaintiff, of lawful age, produced on his
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?

William B Harris

3

A William B. Harris, 1726 McCulloh Street, chauffeur.

2Q Do you know the parties to this suit?

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

By Mr. Davis:

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

A In April, 1917, in Baltimore City, by a Minister of the Gospel. I dont remember his name.

2Q You and your wife lived together until when?

A The second week in January, 1920.

3Q Where were you living at the time of the separation?

A 1013 Linden Avenue.

4Q State just what occurred?

A My wife talked with me on the previous night saying that she was going to her mother's and asked me if I was going and I told her I was not going to live at her mother's house again. I

didn't believe she was going until the next morning I found a note saying, I have gone to home to my mother's. I didn't see her after that until eight or ten months.

5Q At that time did she offer to return to you?

A No, sir, her sister came to see me to tell me about the child's birth.

6Q When ---you didn't see your wife?

A No, her sister.

7Q Well, when was the first time you saw your wife after the separation?

A About fifteen months.

8Q How long did you remain at the place where she left you?

A About two years, I continued the home there, an apartment.

9Q And she could have returned if she cared to?

A Sure she could have.

10Q Did you give her any just cause to abandon you?

A No, sir.

11Q What was your conduct towards your wife?

A I always treated her as a lady should be treated and I supported her. She was working and I told her she could keep on working or stop.

12Q Were you a kind, affectionate and faithful husband.

A Yes, sir.

13Q Has this abandonment continued uninterruptedly for more than three years prior to the filing of this bill?

A Yes, sir.

14Q Was it her own deliberate and final act?

A Yes, absolutely.

15Q Any hope of reconciliation?

A No, sir, none.

16Q Have you been a resident of the City of Baltimore, State of Maryland for more than two years prior to the filing of this bill?

A Yes, all my life.

17Q And your wife is a resident of Maryland?

A Yes.

18Q There is one child as result of the marriage

William B Harris

6

A Yes, Arthur, six years old.

19^Q By agreement we are going to continue
to support that child?

A Yes, 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
Wm. B. Harris.

Thereupon---

JAMES A. DYSON,

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 James A. Dyson, 926 Linden Avenue chauffeur.

2Q Do you know the parties to this suit?

A Yes, sir.

By Mr. Davis:

1Q Were you present at their wedding?

A No, sir.

2Q Do you know that they lived together as husband and wife, and had the reputation in the community of being man and wife?

A Yes, sir, I do. They lived at her Mothers for a time.

3Q In fact, I believe they had an apartment

James A Dyson

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at your house?

A Yes, they did, at 1013 Linden Avenue.

4Q Is that the place at which the separation occurred?

A Yes.

5Q What was Mr. Harris' conduct towards his wife?

A Very nice; both of them seemed to be very nice.

6Q Was he a kind, affectionate and faithful husband to her?

A Yes, sir.

7Q Did he support her?

A He surely did, he worked regularly.

8Q Did he give her any just cause to leave, to your knowledge?

A No, sir.

9Q What happened on the day of the separation?

A It was in January, 1920, I dont know the exact date. I dont know what happened between them because they were both in my room the night before laughing and talking, and when he came

home from work he sat up and waited for her and she was not there, and at 12 o'clock she hadn't returned and he went in to go to bed and found a note and showed it to me and my wife, and it said she had gone home to her mother.

10Q How long did he remain there after that?

A Two years.

11Q Has this separation continued uninterruptedly for more than three years prior to the filing of this bill of complaint?

A Yes, sir, it has.

12Q Was the desertion the deliberate and final act of Mrs. Harris?

A Yes.

13Q Any hope of reconciliation?

A No, sir.

14Q There was one child born as result of the marriage, after the separation?

A Yes, Arthur, six years old.

15Q Do you think Mrs. Harris is a fit and proper person to have the care and custody of the

child?

A Yes, I am sure she is.

16Q Have both parties to this suit been residents of the City of Baltimore, State of Maryland for more than two years prior to the filing of this bill?

A Yes, sir, they have.

--

MR. PAIRO: We wish to reserve the right to put on our side of the case should we desire to contest.

MR. DAVIS: Yes.

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.

James H. Dyson

No other witnesses being named or produced before me, I then, at the request of the Solicitor *e* of the *respective parties* closed the depositions taken in said cause and now return them closed under my hand and seal, on this *18th* day of *March* 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 *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.

146
1925

Circuit Court

Docket B65

William Harris

vs.
Ira Harris

=====
SUBMISSION FOR DECREE.
=====

Mr. Clerk,
Please file,

Davis Evans
Solicitor for Plaintiff.

No. 28466
(9) (10)

Filed Feb. 19 1926

(1)

March-6-1926

To whom it may Con-
cern.

William B Harris is
in my employ - as a
driver for my auto.

I am paying him
\$21⁰⁰ per week for his
services.

(Mrs) Addie M Fleet

3/17/26

To be considered as evidence of complain-
ant's earnings

Sol for Complainant
H. H. B. [Signature]
W. H. [Signature]

Circuit Court

146
19 25

Docket No. B65

William Harris

vs.

Ira Harris

Order of Reference
and Report

Lowry Lyons.

B No. 28466
(11)

Order Filed 19 day of March 1926
Report Filed 5 day of Apr 1926

William Harris

vs.

Ira Harris

IN THE

Circuit Court

OF

BALTIMORE CITY

Mar

Term, 1926

This case being submitted, without argument, it is ordered by the Court, this 19 day of March, 1926, 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.

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 abandonment - Code Article 16, Section 37-42.

Defendant summoned and answered.

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

Marriage proven.

Abandonment uninterruptedly for three years, its finality and the irreconcilability of the parties proven.

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

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

Case ready for decree.

William P. Lyons Auditor and Master.

March 23rd, 1926.

CIRCUIT COURT

¹⁴⁶
192 5

Docket No. *B 65*

Mm B Harris

vs.

Ira Harris

ORDER OF APPEARANCE

Mr. Clerk

Please File

Lynons

Davis Evans
Sol. for *plaintiff*

B No. *28466*
(12)

Filed *1* day of *April* 1926

William B Harris

vs.

Ira Harris

IN THE
Circuit Court
OF
BALTIMORE CITY

Mar Term, 1926

Mr. WHITEFORD, Clerk.

Enter my appearance for ~~Defendant~~ plaintiff.

Davis Evans
plaintiffs Solicitor S

CIRCUIT COURT

192

Docket No.

William B. Harus

vs.

Ira Harus

ORDER OF APPEARANCE

Mr. Clerk

Please File

[Signature]
Sol. for *[Signature]*

B No. *28466*
(13)

Filed *3* day of *Apr* 192*6*

IN THE
Circuit Court
OF
BALTIMORE CITY

William B. Hanes

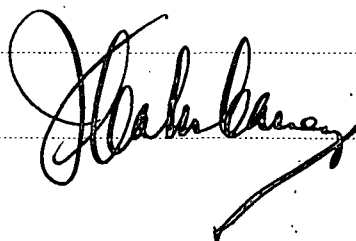
vs.

Ira Hanes

Term, 192

Mr. WHITEFORD, Clerk.

Enter my appearance for Defendant



Solicitor

CIRCUIT COURT

B 146.
1925. No. Docket

WILLIAM B. HARRIS

VS.

IRA HARRIS.

Recorded

Folio 76 1926

Decree of Divorce

B No.

28466

(14)

5 April 1926

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

William P. Lyons
Auditor and Master.

Decree of Divorce

IN THE

Circuit Court

OF

BALTIMORE CITY

B.
WILLIAM/HARRIS

VS.

IRA HARRIS

March - - - Term, 1926.

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

It is thereupon, this ^{5th} day of March - - - - - , A. D. 1926, by the Circuit Court of Baltimore City, Adjudged, Ordered and Decreed, that the said William B. Harris, - - - - -

the above named Complainant be and he is hereby DIVORCED A VINCULO MATRIMONII from the Defendant, Ira Harris.

And it is further ordered that the guardianship and custody of Arthur Harris, minor child of the parties, be and the same are hereby awarded to the Defendant, Ira Harris, and the Complainant, William B. Harris, is hereby charged with the maintenance and support of said child, and shall pay to the said defendant towards said maintenance and support, the sum of \$ $14 \frac{50}{100}$, per week, all until the further order of this Court.

Child by name
ack - Jeff
earn \$1
per week

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

James P. Gorter