

242 13-65

1925

IN THE

CIRCUIT COURT OF BALTIMORE CITY

Marion S. Jones

VS.

Clifton C. Jones

Bill For Divorce

A. V. M.

Mr. Clerk;

Please file, &c.

B-28657

11

Edward Davis

Solicitor for the Plaintiff.

FILED

2nd April 1925

Marion S. Jones :

VS.

IN THE

Clifton C. Jones : CIRCUIT COURT OF BALTIMORE CITY

TO THE HONORABLE, THE JUDGE OF SAID COURT:

Your Oratrix complaining respectfully says:-

1. That the parties hereto intermarried in Baltimore City, State of Maryland, on or about the 21st day of April 1921, and lived together as man and wife till on or about the 1st day of September 1924, when the defendant committed the crime of Adultery with divers lewd women in Baltimore City whose names will be disclosed at the hearing of this case.
2. That your Oratrix has not condoned the offense; neither has she lived nor cohabited with the said defendant since the discovery of his said indiscreet conduct.
3. That there are no children born as a result of said marriage.
4. That your Oratrix is a resident of the City and State aforesaid, and has been for more than two years last past, while the defendant is a non-resident of the City and State, and when last heard of was residing in New York.
5. That the conduct of your Oratrix has been above reproach in all respects-Having been a true and devoted wife to the said defendant, her husband.

Wherefore your Oratrix prays,

- (a) Divorce A Vinculo Matrimonii from the defendant, Clifton C. Jones,
- (b) The resumption of her maiden name, Marion S. Holmes.
- (c) And such other and further relief as the case may require.

May it please your Honor to grant unto your Oratrix an Order of Publication, setting forth the substance and nature of this bill, and warn the said absent defendant, Clifton C. Jones to be and appear in this Court in person or by Solicitor on or before a certain day to be therein named and show cause if any he may have why a decree should not be passed as prayed.

.....
Solicitor for the Plaintiff.

State of Maryland, Baltimore City: To Wit.

I hereby certify that on this the ^{30th} day of
1925, before me, the subscriber, a "NOTARY PUBLIC", in and for
Baltimore City, of the State of Maryland, aforesaid, personally
appeared Marion S. Jones, and made oath in due form of Law that
the foregoing matter is true to the best of her knowledge and
belief.

J. Francis Henry
NOTARY PUBLIC

J. Steward Davis, Solicitor,
215 St. Paul Place.

Original

IN THE CIRCUIT COURT OF BALTIMORE CITY,
(B 1925) Marion S. Jones VS. Clifton C. Jones.
Order of Publication.

B 24 2/1925

The object of this suit is to procure a Divorce A Vinculo Matrimonii by the plaintiff, Marion S. Jones from the defendant Clifton C. Jones.

The bill recited that the parties were married on the 21st day of April 1921, in Baltimore City, State of Maryland. That the plaintiff is a resident of the City and State and has been for more than two years last past, while the defendant is a non-resident of the said State and when last heard of was residing in New York.

The conduct of your Oratrix has been above reproach, The defendant committed the crime of Adultery on ^{or about} September 1st, 1924, with divers lewd women in Baltimore City, since the discovery of which your Oratrix has not condoned the offense, neither has she lived nor cohabited with the defendant. That there are no children born as a result of said marriage, ^{that the} ~~and the~~ plaintiff prays to resume her maiden name, Marion S. Holmes.

It is thereupon ordered by the Circuit Court of Baltimore City, this ^{20th} ~~21st~~ ^{2nd} ~~day of~~ ^{April} 1925, that the plaintiff by causing a copy of this order to be inserted in some daily newspaper, published in the City of Baltimore, once in each of four successive weeks before the ^{6th} ~~9th~~ day of ^{May} 1925, give notice to the said absent defendant, Clifton C. Jones, of the nature and substance of this Bill, warning him to be and appear in this Court in person or by Solicitor on or before the ^{22nd} ~~21st~~ day of ^{May} 1925, and show cause if any he may have why a decree should not be passed as prayed.

George A. Salton

See copy

*Test
Clark Whitford CR*

192

B 242
1921

Docket No.....

Manson S. Jones

vs.

Abelton C. Jones

Certificate of Publication

B 28657
(3)

THE DAILY RECORD

Filed 11th day of May 1926

THE DAILY RECORD

APR 25 1925

Baltimore,....., 192.....

We hereby certify that the annexed advertise-

ment of Order Publication Circuit Court

of Baltimore City, Case of.....

Marion S. Jones

vs Clifton C. Jones

was published in THE DAILY RECORD, a daily news-

paper published in the City of Baltimore, once in each of

four

successive weeks before the

6th day of May, 1925

First insertion

Apr 4th, 1925

THE DAILY RECORD

Per [Signature]

J. Steward Davis, Solicitor,
215 St. Paul Place.

IN THE CIRCUIT COURT OF BALTI-
MORE CITY—(B-242-1925)—Marion S.
Jones vs. Clifton C. Jones.

ORDER OF PUBLICATION.

The object of this suit is to procure a
divorce a vinculo matrimonii by the plain-
tiff, Marion S. Jones, from the defendant,
Clifton C. Jones.

The bill recites that the parties were
married on the 21st day of April, 1921, in
Baltimore City, State of Maryland. That
the plaintiff is a resident of the City and
State and has been for more than two
years last past, while the defendant is a
non-resident of the said State and when
last heard of was residing in New York.

The conduct of your oratrix has been
above reproach. The defendant committed
the crime of adultery on or about Sep-
tember 1st, 1924, with divers lewd women
in Baltimore City, since the discovery of
which your oratrix has not condoned the
offense, neither has she lived nor co-
habited with the defendant. That there
are no children born as a result of said
marriage, that the plaintiff prays to re-
sume her maiden name, Marion S. Holmes.

It is thereupon ordered by the Circuit
Court of Baltimore City, this 2nd day of
April, 1925, that the plaintiff by causing
a copy of this order to be inserted in some
daily newspaper, published in the City of
Baltimore, once in each of four successive
weeks before the 6th day of May, 1925,
give notice to the said absent defendant,
Clifton C. Jones, of the nature and sub-
stance of this bill, warning him to be
and appear in this Court in person or by
solicitor on or before the 22nd day of May,
1925, and show cause if any he may have,
why a decree should not be passed as
prayed.

GEORGE A. SOLTER.

True Copy—Test:

CHAS. R. WHITEFORD,

Clerk.

ap4,11,18,25

2428

Ct. Ct.

1925

Docket

Marion S. Jones

vs.

Clifton C. Jones

Decree Pro Confesso.

Misc B No. 28657
(4)

Filed 11th May 1926,

Marion S. Holmes

vs.

Robinson C. Jones

IN THE
Circuit Court
OF
BALTIMORE CITY.

May Term, 1926

The Defendant having been duly ~~summoned~~ (notified by Order of Publication) to appear to the Bill of Complaint, and having failed to appear thereto, according to the exigency of the writ, (said Order).

It is thereupon this 11th day of May in the year nineteen hundred and twenty six by the Circuit Court of Baltimore City, ADJUDGED, ORDERED and DECREED, that the complainant is entitled to relief in the premises, and that the bill of Complaint be and is hereby taken pro confesso against the defendant. But because it doth not certainly appear to what relief the Plaintiff is entitled, it is further *Adjudged*, and *Ordered*, that one of the Examiners of this Court, take testimony to support the allegations of the bill.

James P. Gorter

1926

Docket B. 242/1925

IN THE CIRCUIT COURT

Marion S. Jones

vs

Clifton C. Jones

DEPOSITIONS

B No. 28657

PLAINTIFF'S COST

Examiner _____ \$ _____
Copies _____
Notices _____
Sheriff _____
Stenographer _____
\$ _____

DEFENDANT'S COSTS

Examiner _____ \$ _____
Copies _____
Notices _____
Sheriff _____
Stenographer _____
\$ _____

GEORGE ARNOLD FRICK, Examiner

Filed 23 day of Sept 1926

3/13/28

Marion S. Jones

vs.

Clifton C. Jones

In the Circuit Court

OF BALTIMORE CITY

A Decree Pro Confesso having passed,

and notice having been given me by the Solicitor for the Plaintiff
of a desire to take testimony in the same, I, GEORGE ARNOLD FRICK, 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
eleventh day of May 1926, met on
the 14th day of May in the year nineteen
hundred and twenty six at my office, in the City of Baltimore, in the
State of Maryland, and assigned the 15th day of May
in the same year at ten o'clock in the fore - noon and the
office of the Examiner, 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
_____ to take the following depositions, that
is to say:

Testimony taken at the office of George Arnold Frick, on Saturday May 15, 1926 at 10 A. M.

Present: Ephraim Jackson - Counsel for Plaintiff.

Thereupon:

MARION S. JONES, the Plaintiff, produced as a witness on her own behalf, being first duly sworn, deposeth and saith as follows - that is to say -

BY THE EXAMINER: -

1 Q- State your name, residence, and occupation?

A- Marion S. Jones, 1327 North Carey Street, I am in a teacher's training school.

2 Q- Are you the Plaintiff in this case?

A- Yes sir.

3 Q- How long have you known the Defendant, your husband?

A- About six years.

BY MR. JACKSON: -

4 Q- When, where, and by whom were you married?

A- I was married April 21, 1921, and by Father, Devenish.

5 Q- Where?

Marion S. Jones.

A- 1327 North Carey Street, in Baltimore City.

6 Q- He is an Episcopal minister?

A- Yes, Episcopal minister.

7 Q- Are you and your husband now living together?

A- No.

8 Q- And if you say no, tell us which one left the other and when?

A- He left me the first of September 1924.

9 Q- Why did your husband leave you? In your Bill of Complaint you charge that he has committed the crime of adultery. Tell the Examiner exactly what you know about it.

A- I learned from my brother that he had been constantly seen with the same girl for some time, so my brother had made arrangements for me to see him for myself with this girl, so one night, we went to Fennel's Drug Store on the corner of Druid Hill and Biddle, when my husband got off the car with this girl and so we saw him, and they went down Druid Hill Avenue to a house that sits back in the yard next door to Smith's Hotel on Druid Hill Avenue, so we crossed over and stood down on Paca Street, and waited for them to come out, but they stayed in there.

10 Q- How long did they stay in there?

A- We stayed there and waited for them over an hour and they didn't come out.

Marion S. Jones.

11 Q- What is the reputation of that house?

A- It is a house of bad reputation, it is bawdy house - by reputation.

12 Q- Have you lived or cohabited with him since that?

A- No.

13 Q- Did you get after him about that?

A- Yes sir.

14 Q- And what did he say?

A- He said if I didn't like it, I know what I could do, and right after that he left.

15 Q- That night that you followed him was when?

A- Early in September 1924.

16 Q- And where did he go after he left you?

A- He went to New York.

17 Q- And the last time you heard from him, where was he residing?

A- In California.

18 Q- How long have you lived in Baltimore City?

A- All my life.

19 Q- Is the Defendant a resident or a non-resident of Baltimore?

A- Now. He is a non-resident of Baltimore City.

20 Q- And you last heard of him in California?

A- Yes sir.

21 Q- Have you lived or cohabited with him since you

Marion S. Jones.

discovered his indiscreet conduct?

A- No.

22 Q- Is there any probability of you going back and forgiving him?

A- No sir.

23 Q- Have you condoned the offense in any way, shape or form?

A- No sir.

24 Q- Tell the Examiner whether there are any children born as a result of this marriage?

A- No sir.

25 Q- What has been your conduct during your entire married life? Were you a true, faithful wife to him?

A- Yes.

26 Q- And during the time you people were living together,- did you work too?

A- Yes.

27 Q- Where did you work?

A- I worked the whole time. I was check-girl at the Baltimore Country Club.

28 Q- Now, your brother is helping you to go to school now?

A- Yes sir, he was working for Judge Symington, he was butler for him, and he is now working for Mrs. Symington.

Marion S. Jones.

29 Q- You say in your petition that you wish to resume your maiden name of Marion S. Holmes, is that true?

A- Yes sir.

QUESTION BY THE EXAMINER:

Do you know or can you state any other matter or thing that may be of benefit or advantage to 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.

Answer:--

M
Marion S. Jones.

FRANK HOLMES, produced as a witness on the behalf of the Plaintiff, being first duly sworn, deposes and saith as follows - that is to say -

BY THE EXAMINER: -

1 Q- State your name, residence, and occupation?

A- Frank Holmes, 1503 West Lanvale Street, butler.

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

A- Yes, the Plaintiff is my sister, and the Defendant is my brother-in-law.

BY MR. JACKSON: -

3 Q- Are they man and wife, and if you say they are, how do you know they are? Were you present at the marriage?

A- Yes sir.

4 Q- When were they married, and where?

A- They were married at 1327 North Carey Street.

5 Q- I see - and by whom?

A- By the Rector whom she named.

6 Q- And that was about the 21st day of April 1921?

A- Yes sir.

7 Q- Are they now living together?

A- No sir.

8 Q- He left her?

Frank E. Homes.

A- Yes sir.

9 Q- That took place when?

A- In September.

10 Q- How long ago?

A- That was in the year 1924.

11 Q- Mrs. Jones here, your sister, charges her husband Clifton Jones committed the crime of adultery with a woman. Tell the Examiner in your own way just what you know about that in your own language.

A- Well, I had been from time to time seeing him myself and this girl passing Druid Hill Avenue and Biddle Street, going in the direction of the house where I afterwards followed them to.

12 Q- Did you communicate your information to your sister?

A- Yes sir, I did.

13 Q- And then what took place?

A- Then I went one night and taken her down to Fennel's Drug Store corner Druid Hill Avenue and Biddle Street, - that is where I seen him. He got off the car at Druid Hill Aveneu, he and this girl and they walked down Druid Hill Avenue, and we followed them to the house next to Smith's Hotel, the house that sits back in the yard. We walked on the opposite side of the street, and stood there for quite a while waiting to

Frank E. Holmes.

see them come out, and we crossed over the street, for a little better than an hour and they didn't come out.

14 Q- What is the reputation of that house?

A- It is known as a bad house.

15 Q- A bawdy house?

A- Yes sir, a bawdy house.

16 Q- Was it you or your brother that was going to beat him for his conduct towards your sister?

A- It was me.

17 Q- You weren't present when your sister got after her husband on that occasion?

A- No sir.

18 Q- Has she lived or cohabited with her husband since she followed him and saw him go in this house with this woman?

A- No sir.

19 Q- Do you think that she has forgiven him or will live together with him any more?

A- No sir.

20 Q- How long has your sister, Mrs. Jones, been a resident of Baltimore City?

A- Well, all her life.

21 Q- Is Clifton Jones a resident or a non-resident of the State of Maryland now?

A- He is a non-resident.

22 Q- And when last heard from, where was he?

Frank E. Holmes.

A- When last heard of him, he was in California.

23 Q- Are there any children born as a result of this marriage?

A- No sir.

24 Q- And what has been Mrs. Jones conduct towards her husband during the whole of her married life?

A- She always proved to be a good, faithful wife.

25 Q- Now, you are supporting your little sister while she is going to school and preparing for teaching?

A- Yes sir.

QUESTION BY THE EXAMINER:

Do you know or can you state any other matter or thing that may be of benefit or advantage to 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.

Answer:

By Mr. Frank E. Holmes.

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 23rd day of September in the year of our Lord nineteen hundred and twenty six at the City of Baltimore, in the State of Maryland.

George Arnold Frick, {SEAL}
Examiner.

There are no Exhibits with these depositions, to wit:
Plaintiff's Exhibit

Defendant's Exhibit

George Arnold Frick
Examiner.

I, GEORGE ARNOLD FRICK, 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 .

George Arnold Frick
Examiner.

Circuit Court

242 B
19 24 Docket No. 65

Marion S. Jones

vs.

Blifton C. Jones

**Order of Reference
and Report**

Lyon

B No. 286517
(6)

Order Filed 6 day of Oct 1926
Report Filed 17 day of Aug 1927

U. S. DISTRICT COURT
Baltimore City
CE

Marion S. Jones

vs.

Clifton C. Jones

IN THE

Circuit Court

OF

BALTIMORE CITY

Term, 1926

This case being submitted, without argument, it is ordered by the Court, this 6th day of October, 1926, that the same be and it is hereby referred to William P. Lyons, Esq., Auditor and Master, to report the pleadings and the facts, and his opinion thereon.

William P. Lyons

Report of Auditor and Master

Bill for divorce a vinculo matrimonii filed by the wife against her husband on the ground of adultery. Code Art. 16, Sec. 37-42.

Defendant proceeded against as a non-resident and his non-residence proven.

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

The marriage proven.

Adultery proven.

Decree pro confesso was passed against the defendant and more than thirty days have since elapsed.

Case ready for decree.

William P. Lyons

Auditor and Master

October 11, 1926

CIRCUIT COURT

B 242
1925 No. Docket

MARION S. JONES

VS.

CLIFTON C. JONES

Recorded

Folio 2³⁷1927

Decree of Divorce

B No. 28657
(7)

4d 18 Aug 1927

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

William R. Lyons
Auditor and Master.

Circuit Court

OF

BALTIMORE CITY,

MARION S. JONES

VS.

CLIFTON C. JONES

Term, 1927

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

It is thereupon, this 18th day of August, A. D. 1927

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

MARION S. JONES,

the above named Complainant be and she is hereby DIVORCED A VINCULO MATRIMONII from the Defendant, CLIFTON C. JONES;

AND it is further ordered that the name of the Complainant, Marion S. Jones, be and the same is hereby changed to Marion S. Holmes.

And it is Further Ordered, That the said Complainant, Marion S. Jones, pay the cost of this proceeding.

OK
HWD

Albert J. Jones