IN THE CIRCUIT COURT OF BALTIMORE KELLY LEWIS VS. MARTHA LEWIS and THE PROVIDENT SAVINGS BANK OF BALTIMORE, a corporation. DAVIS & BISHOP ATTORNEYS AT LAW BANNEKER BUILDING

KEILY LEWIS : IN THE CIRCUIT COURT

VS.

MARTHA LEWIS, and

PROVIDENT SAVINGS
BANK OF BALTIMORE,
a corporation

OF

BALTIMORE CITY

TO THE HONORABLE, THE JUDGE OF SAID COURT: Your Orator complaining respectfully says:

FIRST: That he was married to the defendant, Martha Lewis, on or about Sept. 4th, I9II in Hamer, S.C.

SECOND: That on or about the IIth day of March, the defendant, Martha Lewis compelled your Orator to leave their common place of abode.

THIRD: That on or about the I5th day of September, 1920, Your Orator opened a grocery store at 214 Colvin Street, the said store was financed solely by your Orator; that although the license for said store is in the name of Martha Lewis, the store was owned solely by your Orator.

FOURTH: That some time in the year I9I9, your Orator gave the defendant Martha Lewis a sum of money approximately to the amount of six hundred (\$600) dollars, which the said defendant, Martha Lewis was to retain for the use of your Orator.

FIFTH: That almost immediately after receiving the above amount of money, the defendant, Martha Lewis, opened an account in The Provident Savings Bank in her name alone. That the defendant, Martha Lewis did not notify your Orator that she had placed the money to her order alone until two or three months after it had been done.

SIXTH: That the defendant, Martha Lewis continued to deposit the earnings of your Orator, which Orator was employed at Bethlehem Steel Company, prior to opening the aforementioned grocery store.

ployed at Bethlehem Steel Company, prior to opening the SEVENTH: That the said defendent Martha Lewis . continued to deposit the earnings of the aforementioned grocery store in the aforementioned account at the Provident Savings Bank. That the said defendant. Martha Lewis, has refused to permit your Orator to continue to live at 214 Colvin Street or to indulge in the aforementioned grocery business. NINTH: That the defendant. Martha Lewis is now contributing large sums of money to the support of one Henry Dailey, with whom the defendant, Martha Lewis is now living. That the aforementioned grocery store is the sole property of your Orator and that the money represented by the aforementioned account in the Savings Bank of Baltimore, is the money earned by your Orator at the Bethlehem Steel Co. and the profits of the aforementioned grocery store. ELEVENTH: That there is grave danger that the aforementioned grocery business of your Orator will be ruined and that the large amount of money now held by the defendant, Martha Lewis will be squandered by being deprived of the enjoyment of his

will be squandered by being deprived of the enjoyment of his business and the use of his money in bank unless this Court will grant your Orator the Writ of Injunction restraining the said Martha Lewis from withdrawing said money or any part thereof and the said Bank from paying Martha Lewis any part thereof, as your Orator will be without remedy in action at law, as the defendant is not possessed of any property, real, or personal.

WHEREFORE YOUR ORATOR PRAYS;

- I. That the said, Martha Lewis be restrained and enjoined from withdrawing money in aforementioned Provident Savings Bank and that she be made to account for the same, if already withdrawn.
- 2. That an order be passed by this Honorable Court enjoining and restraining the Provident Savings Bank of Baltimore, a body corporate, from paying over any money or monies standing in the name of the above mentioned Martha Lewis, unto her or any person for or on her behalf.
- That the said Martha Lewis be ordered and directed by a decree of this Court to account for aforementioned money to your Orator.
- 4. Such other and further relief as the case may require.

 May it please Your Honor to grant unto your Orator

 a Writ of Subnoens directed unto the defendants Martha Lewis

a Writ of Subpoena, directed unto the defendants, Martha Lewis and the Provident Savings Bank, a corporation of Baltimore, Maryland, commanding them and each of them to be and appear in this Honorable Court in person or by Solicitor, on some day certain to be named therein to show cause if any they may have, why a decree should not be passed as prayed.

Keller X Jewi

STATE OF MARYLAND, BALTIMORE CITY, to wit:

I hereby certify that on this 28th day of March, 1921, before me, the subscriber, a Notary Public of the State of Maryland, in and for the City of Baltimore aforesaid, personally appeared Kelly Lewis and made oath in due form of law that the matters and facts in the aforegoing petition are true to the best of his knowledge and belief.

WITNESS my hand and Notarial Seal.

Helen C. Lisher Notary Public.

ORDER OF COURT

ORDERED, by the Circuit Court of Baltimore City this 29th day of March, 1922, upon the foregoing Bill and affidavit, that said Martha Lewis answer the foregoing Bill of Complaint and show cause if any she has why the temporary injunction should not be issued as prayed, on or before the 3rd day of April, 1922, provided that a copy of this order be served on her on or before the 3lst day of March, 1922; and it is further ordered, that in the meantime and until the further order of this Court, the Provident Savings Bank of Baltimore be, and it is hereby restrained from paying out any money to the order of the said Martha Lewis from the account standing in her name on their books.

serve on martha Lewis 1

Provident Savings Bank John W. Marshall migr U. E. Franch

Ct. Ct.

Docket No.

Kelly Lewis

Vs.

Martha Lewis and The Provident Savings Bank of Baltimore, a corporation

SUBPOENA TO ANSWER BILL OF COMPLAINT

No. a - 11514

J. Stewart Davis **SOLICITOR**

EQUITY SUBPOENA

The State of Maryland

Martha Lewis

Provident Savings Bank

of Baltimore, a corporation

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

against you exhibited in the Circuit Court of Baltimore City,

HEREOF fail not, as you will answer the contrary at your peril:

after return day.

MEMORANDUM:

James P. Gorter

day of March 13" Baltimore City, the 1922

Issued the 29" day of , in the year 1922 March

> Chase Whitefo 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

> > (General Equity Rules 11.)

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Our Clerk please KB

KELLY LEWIS

IN THE CIRCUIT COURT

VS

MARTHA LEWIS and PROVIDENT SAVINGS BANK OF BALTIMORE, A CORPORATION OF

BALTIMORE CITY.

TO THE HUCRABLE, THE JUDGE OF SAID COURT:

Your Orator complaining respectfully says:

FIRST: That heretofore, to wit on the 28th day of March 1922, he filed his bill of complaint in this Court against a certain Martha Lewis and the Provident Savings Bank of Baltimore, a corporation, praying amongst other things an injunction restraining the said Martha Lewis from drawing certain funds from the Provident Savings Bank and restraining the Provident Savings Bank from payingba any monies from certain funds to the said Martha Lewis.

SECOND: That your Orator failed to state in the aforementioned bill of complaint that your Orator is unable to read or write and that the respondent, Martha Levis, for said reason would never permit your Orator to control the money received either as a result of your Orator's earnings from the Bethlehem Steel Company or the profits received from the grocery store and that the respondent is able to read and write; and that your Orator believed that the deposits of your Orator's money made by the respondent, Martha Lewis, were as much for the benefit of your Orator as though the deposits had been made by your Orator.

THIRD: That through inadvertence the tenth and eleventh paragraphs of your Orator's bill of complaint in the original bill of complaintdoes not state your Orator's

conculsions as clearly as said conculsions should be stated, wherefore your Orator prays leave to amend the aforementioned eleventh paragraph to read as follows:

TENTH: That the aforementioned grocery store is the sole property of your Orator and that the money represented by the aforementioned account in the Provident Savings Bank is the money earned by your Orator at the Bethlehem Steel Company and from the profits of the aforementioned grocery store.

ELEVENTH: That there is grave danger that the aforementioned grocery business of your Orator will be ruined and that the large amount of money of your Orator's now held by the respondent will be aquandered and that there is grave danger of your Orator' being deprived of the enjoyment of his business and the use of his money deposited in bank unless this Honorable Court will grant your Orator the Writ of Injunction restraining the said Martha Lewis from withdrawing said money or any part thereof and restraining the said bank from paying Martha Lewis any part thereof; as your Orator will an be without remedy in action at law, since the defendant is not possessed of any property, real or personal.

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Ordered by the Circuit Court of Baltimore City day of I922 that the bill of complaint be amended to read as requested in above petition.

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MEMILIATION RECENTATIONS A

SAPER INCLOSING

May it please your Honor to grant unto your Orator the Writ of Subpoena directed unto the defendants commanding them to appear in this Court on some day certain to be named therein and answer the facts as alleged in your Orator's amended petition.

AMTORNEY FOR COMPLAINANT.

Ct. Ct.

Docket No. 6 2 SUBPOENA TO ANSWER BILL OF COMPLAINT SOLICITOR

EQUITY SUBPOENA

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

against you exhibited in the Circuit Court of Baltimore City,

HEREOF fail not, as you will answer the Cont ary at your peril:

WITNESS, the Honoralds ER, Chief Judge of the Supreme Bench of Baltimore City, the

Issued the

, in the year 1927

Clerk.

You are required to file your answer or other defense in the Clerk's MEMORANDUM: Office, room 206, in the Court House, Baltimore City, within fifteen days after return day.

(General Equity Rules 11.)

IN THE CIRCUIT COURT

OF

BALTIMORE CATAL

KELLY LEWIS

VS.

MARTHA LEWIS
AND
PROVIDENT SAVINGS
BANK OF BALTIMORE,
A CORPORATION.

Answer to Bill of Complaint and Amended Bill of Complaint.

Mr. Oprk! 1514 Please file.

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LAW OFFICES

SIEGEL & SIEGEL

236-238 EQUITABLE BUILDING

BALTIMORE, MD.

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KELLY LEWIS

IN THE CIRCUIT COURT

VS.

OF

MARTHA LEWIS and PROVIDENT SAVINGS BANK OF BALTIMORE, a Corporation.

BALTIMORE CITY.

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TO THE HONORABLE, THE JUDGE OF SAID COURT:

Your respondent, Martha Lewis, in answer to the Bill of Complaint and Amended Bill of Complaint, heretofore filed in the above entitled cause, respectfully states unto Your Honor as follows:

- 1. That she admits the allegations as contained in the first paragraph of said Bill of Complaint.
- 2. That your respondent denies the allegations as contained in the second paragraph of said Bill of Complaint.
- 3. That in answer to the third, seventh, eighth and eleventh paragraphs of said Bill of Complaint, your respondent admits that she opened a grocery store at 214 Colvin Street on or about the 15th day of September, 1920, but denies that the said business was financed solely by the complainant, but on the contrary, says that said business was started and financed solely by herself, and that said business belongs solely to your respondent.
- 4. That your respondent denies the allegations as contained in the fourth paragraph of said Bill of Complaint.
- 5. That in answer to the fifth, sixth and tenth paragraphs of said Bill of Complaint, your respondent states that on or about the 27th day of September, 1920, she opened an account with the Provident Savings Bank of Baltimore, depositing the sum of sixty dollars, which sum, as well as all subsequent deposits in said bank was the money belonging solely to your

respondent, and which she accumulated by her own earnings.

6. That your respondent denies the allegations as contained in the ninth paragraph of said Bill of Complaint.

Your respondent further states that there were three children born to the parties hereto, and that for the past two years the said complainant has failed to provide for the support of your respondent and their three minor children, and that for the past two years your respondent, through her own efforts and earnings derived from the business conducted by herself at No. 214 Colvin Street, supported herself and her said three minor children, and in addition thereto, was able to accumulate the sum or one hunared and seventy dollars and thirty cents, said sum now being on deposit in her name in the Provident Savings Bank of Baltimore. That not only did the said complainant fail to contribute to the support of your respondent and his said three minor children, but that for the past two years the said complainant often demanded money of your respondent and that your respondent on numerous occasions was compelled to give the said complainant various sums of money, and that on or about the 12th day of December, 1921, your respondent was compelled to give to the said complainant the sum of one hundred and fourteen dollars.

WHEREFORE and for other reasons to be shown at the hearing of this cause, your respondent respectfully prays that said Bill and Amended Bill of Complaint be dismissed, and that the Order Nisi heretotore passed by this Honorable Court restraining your respondent from withdrawing the amount on deposit to her credit at the Provident Savings Bank of Baltimore, be rescinded.

And as in duty bound, etc.

Samuel Lusch

martha Lewis

STATE OF MARYLAND, BALTIMORE CITY, to wit:

I hereby certify that on this 5th day of April, 1921, before me, the subscriber, a Notary Public of the State of Maryland, in and for the City aforesaid, personally appeared Martha Lewis and made oath in due form of law that the matters and facts as contained in the aforegoing Answer are true to the best of her knowledge, information and belief.

As witness my hand and Notarial Seal.

Matieda M. Riedu

IN THE
CIRCUIT. COURT / /
OF
BALTIMORE CITY

KELLY LEWIS

٧.

MARTHA LEVIS
and
PROVIDENT SAVINGS
BANK OF BALTIMORE

ORDER FOR APPEARANCE

Mr. Clerk:

Please file.

Solicitors for Provident Savings Bank of Baltimore.

Q/1514

PIPER, CAREY & HALL

ATTORNEYS AT LAW

CALVERT BUILDING

BALTIMORE

1.10" April 195

KELLY LEWIS

IN THE

٧.

CIRCUIT COURT

MARTHA LEWIS

OF

and
PROVIDENT SAVINGS BANK
OF BALTIMORE

BALTIMORE CITY

Mr. Clerk:

Please enter our appearance for Provident Savings Bank of Baltimore, one of the above named defendants.

Solicitors for

Provident Savings Bank of Baltimore.

IN THE CIRCUIT COURT OF BALTIMORE CITY

KELLY LEWIS

MARTHA LEWIS PROVIDENT BAVINGS BANK OF BALTIMORE.

ANSWER

Mr. Clerk:

. Please file.

Solicitors for Provident Savings Bank of Baltimore.

PIPER, CAREY & HALL

ATTORNEYS AT LAW

CALVERT BUILDING

BALTIMORE

KEILY LEWIS : IN THE

vs. : CIRCUIT COURT

MARTHA LEWIS : OF

and
PROVIDENT SAVINGS BANK : BALTIMORE CITY

OF BALTIMORE CITY

TO THE HONORABLE, THE JUDGE OF SAID COURT:

The Answer of Provident Savings Bank of

Baltimore, one of the defendants in the above entitled and Amended Bill of Complaint cause, to the Bill of Complaint/heretofore exhibited against it, respectfully shows unto your Honor:

I.

That it has no knowledge of the allegations contained in the first, second, third, and fourth and Amended Bill paragraphs of said Bill/and can neither admit nor deny the same.

II.

Answering the fifth paragraph of said Bill, this defendant says that on or about the 27th day of September, 1920, one Martha Lewis opened an account with this defendant at its North Eastern Branch, by depositing the sum of \$60.00; and Pass-book No. 62351 N.E. was issued to her; and that deposits and withdrawals have been made from time to time; and that there is now the sum of \$176.60 to the credit of said account; but this defendant has no further knowledge of the matters contained in said fifth paragraph and can neither admit nor deny the same.

Answering the sixth, seventh, eighth, ninth, tenth and eleventh paragraphs of said Bill and Amended Bill, this defendant says it has no knowledge of the matters therein contained and can neither admit nor deny the same.

Having answered the said Bill and Amended Bill of Complaint, as fully as this defendant is advised is necessary, it prays that it may be hence dismissed with its proper costs.

And as in duty bound, etc.

Provident Savings Bank of Baltimore.

Provident Savings Bank of Baltimore

By Man Merkins

President.

STATE OF MARYLAND, to wit: CITY OF BALTIMORE.

I HEREBY CERTIFY, that on this 10th day of April, 1922, before me, the subscriber, a Notary Public of the State of Maryland, in and for the City of Baltimore, personally appeared Elisha H. Perkins

President of Provident Savings Bank of Baltimore, one of the defendants in the above entitled cause, and made oath in due form of law, for and in behalf of said corporation, that the matters and things set forth in the aforegoing

Answer are true to the best of his knowledge, information and belief.

WITNESS my hand and Notarial Seal the day and year above written.

Notary Public.

CIRCUIT COURT Serve on Samuel Lasch Docket No. Jos Siegel Piper, Carey & Hall PETITION AND ORDER TO TAKE TESTIMONY UN-Piper Care, to Cetty for Provident DER 35th RULE

IN THE Circuit Court BALTIMORE CITY To the Honorable the Judge of the Circuit Court of Baltimore City: The plaintiff in this case respectfully shows unto your Honor: THAT he desires to examine orally, in open Court and in the presence of your Honor, certain witnesses who can testify to the facts and matters relevant to the allegations in the Bill of Complaint filed in this case. Your petitioner therefore prays your Honor to pass an order, according to the Statutes for such case made and provided. And as in duty bound will ever pray. Upon the foregoing Petition and Application it is this A. D., 1977, Ordered that the petitioner have leave to take testimony as prayed and that the testimony to be offered be taken as required by the 35th Rule of this Court. And it is further Ordered that a copy of this or the Solicitors on or bepetition and order be served on the

Ct. Ct.

Docket

Docket

Lives

Livis et al

SUMMONS FOR WITNESSES

 $a_{No.11514}$

Filed / day of Fry 1903

In the Circuit Court of Baltimore City

Thestall

_Term, 19

The Sheriff will please summon the following witnesses,

returnable W

Gebruary

_at 10 A. M

KELLY LEWIS

IN THE CIRCUIT COURT

VS.

OF

MARTHA LEWIS AND
PROVIDENT SAVINGS BANK
OF BALTIMORE, a Corporation

BALTIMORE CITY.

Mr. Clerk:

Kindly issue summons for the following named witnesses to testify for the defendant, and make the same returnable to Friday, February 2, 1923, at 10 A.M.:

- 3 Hubert Barnes 212 Colvin St.
- 3 Rubin Gabrasky 221 N. Exeter St.
- 3 Martha Lewis 3d 214 Colvin St.

peple Diege solicitor for Defendant.

to testify for kand

in the case of

vs. Lewis, et al

CLERK OF CIRCUIT COURT OF BALTIMORE CITY

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SUMMONS FOR WITNESSES

a. No. 11514

In the Circuit Court of Baltimore City

	JanuaryTerm, 192 3
	The Sheriff will please summon the following witnesses,
	(\mathcal{U}_{i})
	returnable May Jefruary 5, 1953 at 10 A. M.
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	151 Gurung sneet, V
	Magazine Lincolum Id
3	Magazine Aucorum De
	231 Colven St.
2	Ernest Carter Id
	221 Colon &t.
2	James Jenkins 29.
0	2/1 Colum St.
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3	- John More Sd
	1100 E. seyington St.
	m_0 M_1 M_2 M_3 M_4
3	Mr. Thomas (barber) Sol 1206 Orleans
•	1206 Orleans
2	Kelley Lewis Dd 1104 E. Monument St.
0	01104 6. Monument St.
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	-17. C - 10 · -
	to testify for the Complainant
	in the case of the
	vs
	Ehn Dalia.
,	May Multon

Circuit Court of Baltimore City You are hereby summoned to attend this Court, By order of the Court. THOMAS F. McNULTY, Sheriff of Baltimore City Be punctual in attendance or you will be attached. FLOOR 2, ROOM 214, COURT HOUSE

Count befound not living at the within address for 6 months 2-1-23 (Moylaw)

IN THE CIRCUIT COURT

OF

KELLY LEWIS

VS.

MARTHA LEWIS AND PROVIDENT SAVINGS BANK OF BALTIMORE, a Corporation.

DECREE

LAW OFFICES

SIEGEL & SIEGEL 236-238 EQUITABLE BUILDING

KELLY LEWIS

IN THE CIRCUIT COURT

VS.

OF

MARTHA LEWIS AND PROVIDENT SAVINGS BANK OF BALTIMORE, a Corporation. BALTIMORE CITY.

This cause standing ready for hearing and testimony having been taken and being duly submitted.

It is thereupon this 2nd day of February, 1923, by the Circuit Court of Baltimore City, Adjudged, Ordered and Decreed that the Bill of Complaint be and the same is hereby dismissed, and that the injunction heretofore issued in this case be dissolved.

And it is further Ordered that the plaintiff pay the costs of these proceedings.