

63 B 685

IN THE
CIRCUIT COURT OF
BALTIMORE CITY.

LOUISE HOWARD

VS.

CLIFTON HOWARD

223 Myrtle Ave.

BILL OF COMPLAINT

MR. Clerk,-

Please file,

B 26056
Milton Dashiell
Sol. for plaintiff

Milton Dashiell, Esq.,
8 E. Lexington St.

Ed 19 October 1923

LOUISE HOWARD
VS.
CLIFTON HOWARD

*
*
*

IN THE
CIRCUIT COURT OF
BALTIMORE CITY

TO THE HONORABLE THE JUDGE OF SAID COURT:

Your oratrix, complaining, says:

I

That on the 8th day of August, 1920, she was married to Clifton Howard, with whom she resided as husband and wife in Baltimore City until the month of March, 1923, when the defendant abandoned the plaintiff, and the plaintiff has been a resident of the State of Maryland, City of Baltimore for more than two years last past prior to the filing of this bill of complaint.

II

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

III

That ever since their said marriage your oratrix has behaved herself as a faithful, chaste and affectionate wife towards the said Clifton Howard.

IV

That the said Clifton Howard on divers days and times since the said marriage, to wit, between the month of March last past and the filing of your oratrix's bill, has committed the crime of adultery with divers lewd and abandoned women at Baltimore City, whose names are to your oratrix unknown but which will be given at the hearing of this case.

V

That your oratrix has not lived or cohabited with the said Clifton Howard since she has discovered his said adulteries.

VI

That the said Clifton Howard is a chauffeur by occupation and should earn at least \$20.00 per week, while your oratrix is wholly destitute of means of supporting herself during the pendency of this suit, or of defraying the costs and expenses attending the prosecution of the same.

To the end, therefore,

(a) That your oratrix may be divorced a vinculo matrimonii from

the said Clifton Howard.

(b) That your oratrix may be awarded alimony pendente lite and permanently thereafter.

(c) That your oratrix may have such other and further relief as her case may require.

May it please your Honor to grant unto your oratrix the writ of subpoena, directed to the said Clifton Howard, residing in said Baltimore City, commanding him to be and appear in this Court at some certain day, to be named therein, and answer the premises and abide by and perform such decree as may be passed therein.

And as in duty bound, etc.,

Milton Dashiell

Sol. for Plaintiff.

Sworn to before me this 18th day of October 1923
George L. Fomoff
Notary Public

511

685 B63 Ct. Ct.

192 3 Docket No.

Howard

"
Howard
223 Myrtle Ave

SUBPOENA TO ANSWER BILL OF COMPLAINT

No. B Pm
26056
(2)

Filed 2 Nov 192 3

M. Dashiell
SOLICITOR

9

Summoned and a copy of the process left
with the defendant

Thomas F. McQuilty
Sheriff

Fees \$0.80

(Ring)
10/26/23

EQUITY SUBPOENA

The State of Maryland

On

Clifton Howard (AP 10/26/23) (day)

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

Louise Howard

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 **10th** day of **September** 192**3**
Issued the **19** day of **October**, in the year 192**3**

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.

(General Equity Rules 11.)

B Docket 685
1923
CIRCUIT COURT.

Louise Howard
vs.
Clifton Howard

Order for Alimony
Pendente Lite

ORDER
B
B No. 26056
(3)

\$70 a week
no children
Fd.: 19 October 1923

Copy of the within Order of Court served on
Clifton Howard on the 26th day of October
1923 in the presence of Peter E. King
Thomas F. Mthquilty
Sheriff
Fees \$ 0.50

Louise Howard

vs.

Clifton Howard ^{spouse of Louise Howard}

IN THE
CIRCUIT COURT
OF
BALTIMORE CITY

TERM, 192

ORDERED BY THE COURT this 19 day of October 1923

that the defendant Clifton Howard

pay to the plaintiff Louise Howard

the sum of seven

Dollars per week, during the continuance of this suit, accounting from the 19

day of October 1923 to the said plaintiff Louise Howard

as alimony, *pendente lite* unless cause to the contrary be shown on or before the 3

day of November 1923 provided a copy of this Order be served on the said defendant

Clifton Howard on or before the 27

day of October 1923

Henry Duffey

TRUE COPY—TEST:

CLERK

IN THE CIRCUIT COURT OF
BALTIMORE CITY.

63 *D 685*

LOUISE HOWARD *1923*

VS.

CLIFFORD HOWARD

RESPONDENT'S ANSWER

Mr. Clerk:-

Please file

J. Steward Davis
Attorney for Respondent.

D 26056

141
J. STEWARD DAVIS

ATTORNEY AT LAW

215 SAINT PAUL PLACE

BALTIMORE, MD.

Ad 15 Nov 1923

LOUISE HOWARD : IN THE CIRCUIT COURT
VS. : OF
CLIFFORD HOWARD : BALTIMORE CITY.

TO THE HONORABLE, THE JUDGE OF SAID COURT:

The answer of the respondent to the bill of complaint in the above case exhibited is as follows:

1. The defendant neither admits nor denies the allegations contained in the first paragraph of the plaintiff's bill of complaint.
2. The defendant admits the allegations contained in the second paragraph of the plaintiff's bill of complaint.
3. The defendant denies with great emphasis the allegations contained in the third paragraph of the complainant's bill.
4. The defendant denies with great emphasis the allegations contained in the fourth paragraph of the plaintiff's bill of complaint.
5. The defendant denies with great emphasis the allegations contained in the fifth paragraph of the plaintiff's bill of complaint.
- 6., The defendant denies with great emphasis the allegations contained in the sixth paragraph of the complainant's bill.
7. Your respondent is a chauffeur and has an income of fifteen dollars per week.

Wherefore your respondent prays that the bill of complaint be dismissed with costs to the complainant.

And as in duty bound, etc.


ATTORNEY FOR RESPONDENT.

CIRCUIT COURT

685 1123
1923 Docket No.

Howard

vs.

Howard

Order

19

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

File 26056
No.

[5]

Fd

15 Dec 1923

Louise Howard

vs.

Clifton Howard

IN THE
Circuit Court
OF
BALTIMORE CITY

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

THE PETITION OF Louise Howard
Plaintiff

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

Milton Dashiell
Solicitor for
Piff

ORDERED, this 15th day of December 1923 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.

Kenneth Duffey

Docket B. 685/1923

IN THE CIRCUIT COURT

Louise Howard

Clifton Howard

DEPOSITIONS

No. 96056

PLAINTIFF'S COSTS

Examiner	\$ 8.00
Copies	
Notices	
Sheriff	
Stenographer	2.00

\$ 10.00 Paid.

DEFENDANT'S COSTS

Examiner	\$
Copies	
Notices	
Sheriff	
Stenographer	

\$

GEORGE ARNOLD FRICK, Examiner

Filed 12 day of March 19 24

3/13/1924

Louise Howard

vs

Clifton Howard

In the Circuit Court_____

OF BALTIMORE CITY

The above entitled 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, GEORGE ARNOLD FRICK, one of
the Standing Examiners in 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
_____ **15th** _____ day of **December** _____ 19 **23** met on
the _____ **17th** _____ day of **December** _____ in the year nineteen
hundred and **twentythree** at my office, in the City of Baltimore, in the
State of Maryland, and assigned the _____ **17th** _____ day of **December** _____
in the same year at _____ **two** _____ o'clock in the _____ **after** _____ noon and the
office of **Mr. Milton Dashiell, Solicitor,** _____ 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:—

LOUISE HOWARD, the plaintiff, produced as a witness on her own behalf, being first duly sworn, deposes and saith as follows-that is to say:-

BY THE EXAMINER:-

1 Q- Will you state your name, residence and occupation ?

A- My name is Louise Howard, my residence is 219 Myrtle Avenue and my occupation is maid.

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

A- Yes sir, I am the plaintiff and Clifton Howard is my husband.

BY MR. DASHIELL:-

3 Q- When were you and he married ?

A- August 8, 1920.

4 Q- Where and by whom were you married ?

A- I was married on Poppleton street, Baltimore, Maryland, by a duly ordained Minister.

5 Q- Where did you live after you were married ?

A- 404 Fremont Avenue.

6 Q- Are you living together now ?

A- No sir.

7 Q- When did you separate ?

A- Sometime in March, 1923.

8 Q- Did you leave him or did he leave you ?

A- He left me.

Louise Howard.

9 Q- How long have you been living in Baltimore ?

A- I came here in 1917 and have been living here continuously ever since.

10 Q- Is there any children as a result of your marriage ?

A- No sir.

11 Q- What was your conduct towards your husband ?

A- Kind and affectionate.

12 Q- Always provided for him did you ?

A- Yes sir, and kept a good home.

13 Q- Did he support you properly ?

A- Sometimes he wasn't working and I was working the whole time I was married.

14 Q- When he left you did you know of him having done anything wrong ?

A- Yes sir, because he used to stay out at nights before he left me, and I forgave him for this because he promised to do better; but he finally left me in March, 1923.

15 Q- Why did he leave you in March, 1923 ?

A- I don't know why he left me, just running about, that's all I know.

16 Q- Did he leave you; or have you any reason to believe since the separation why he left you ?

A- For good times with another woman.

17 Q- Have you ever talked to him, do you know any of these women ?

A- One by the name of Helen.

Louise Howard.

18 Q- Where does this Helen live ?

A- I don't know where she lives now but I know where she did live.

19 Q- When ?

A- About a month ago she lived at 223 Myrtle Avenue.

20 Q- Where did she live between the time that he left you and the time you brought this divorce suit, did she at that time live at Myrtle Avenue ?

A- Yes sir, she did.

21 Q- Did you ever have a conversation with your husband about this girl ?

A- Yes sir.

22 Q- And what did he tell you ?

A- He said he stayed with her some nights.

23 Q- And that was this girl Helen, was it ?

A- Yes sir.

24 Q- What else did he say to you ?

A- He said he wasn't going to stop running around until he finished his good times.

25 Q- Since your separation have you ever had marital relations with him ?

A- Not since I found out about this Helen.

26 Q- Have you ever condoned or forgiven him for this offense?

A- No sir.

27 Q- What does your husband do ?

A- He was a chauffeur, I don't know what he is doing now.

Louise Howard.

28 Q- What does he make a week ?

A- I don't know sir, I cannot answer that, my husband make|s about twelve dollars a week.

29 Q- Have you ever seen your husband since the separation, and before you brought your bill for divorce ?

A- Yes sir.

30 Q- Was he alone or was he with someone ?

A- With someone.

31 Q- Who was he wi th ?

A- This girl.

32 Q- What girl ?

A- Helen.

33 Q- Where did you see them at ?

A- On Myrtle Avenue.

34 Q- Did you see where they went ?

A- I seen them go in 223 Myrtle Avenue.

35 Q- Is that where this girl lives ?

A- She lived there then.

36 Q- What part of the house did she occupy ?

A- The middle room on the third floor.

37 Q- You mean that she only occupied one room ?

A- Yes sir.

38 Q- And what kind of room was that ?

A- Bedroom.

39 Q- Do you mean to say that she carried your husband to this room ?

Louise Howard.

A- Yes sir.

40 Q- They lived there together ?

A- I have seen them go in often at night and then see them come out in the morning.

41 Q- You say, you saw that quite often ?

A- Yes sir.

42 Q- How did you come to see that ?

A- I lived two doors from there, I used to watch.

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: *no.*

Louise Howard

EMMA KENNEDY, produced as a witness on behalf of the plaintiff, being first duly sworn, deposes and saith as follows-that is to say:-

BY THE EXAMINER:-

1 Q- Will you state your name, residence and occupation ?

A- My name is Emma Kennedy, my residence is 791 W. Mulberry Street, and my occupation is operator.

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

A- Yes sir.

3 Q- How long have you known them ?

A- I know him fifteen or sixteen years all together, her about ten years.

BY MR. DASHIELL:-

4 Q- Do you know that they were married ?

A- Yes sir.

5 Q- Do you know when they were married ?

A- In August, I don't remember the exact year.

6 Q- They lived together as husband and wife ?

A- Yes sir.

7 Q- They held themselves out as man and wife ?

A- Yes sir.

8 Q- And everybody knew them to be man and wife ?

A- Yes sir.

9 Q- Do you know how long has she been in Baltimore City, State of Maryland as a resident, has she been in Baltimore,

Emma Kennedy.

more than two years, three years ?

A- Yes sir, for several years continuously.

10 Q- What was her conduct toward her husband ?

A- Good and faithful wife.

11 Q- Have they any children ?

A- No sir.

12 Q- Do you know anything about the separation ?

A- No sir, I don't know anything about the separation. I just know that he left her in March, 1923.

13 Q- Have you ever seen him with any other woman ?

A- Yes sir, I have seen him with this girl named Helen.

14 Q- Where does this girl live, do you know?

A- No sir, I don't know where she lives.

15 Q- Do you know whether or not she has lived with her husband since he left her in March?

A- No sir, she has not.

16 Q- She has not ?

A- No 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: *NO*

Miss Emma Kennedy ?

LILLIE GIBSON, produced as a witness on behalf of the plaintiff, being first duly sworn, deposes and saith as follows-that is to say:-

BY THE EXAMINER:-

1 Q- Will you state your name, residence and occupation ?

A- My name is Lillie Gibson, my residence is 219 Myrtle Avenue, my occupation is cook.

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

A- Yes sir.

3 Q- How long have you known them ?

A- Since 1921.

4 Q- Do you know one or both ?

A- Both.

BY MR. DASHIELL:-

5 Q- As far as you know are they man and wife ?

A- They are.

6 Q- Are there any children of that marriage, as issue of that marriage ?

A- No children.

7 Q- Now, what was the conduct of the wife towards the husband ?

A- Nice, as far as I know; good as far as I know.

8 Q- Was she a dutiful wife, keep a proper home ?

A- Yes sir, certainly was.

9 Q- What was his conduct towards her ?

A- He left her and stayed out at nights.

Lillie Gibson.

10 Q- Are they living together now ?

A- Nosir.

11 Q- Do you know why they are not living together or when they stopped living together ?

A- In March, 1923.

12 Q- Now, did she leave him or did he leave her, which left the other ?

A- He left her.

13 Q- When you say that he stayed out at night, do you mean that he stayed out part of the night or all nights?

A- He stayed out all night.

14 Q- Do you know who he stayed with ?

A- Stayed with a girl cross the street from me. I know her when I see her.

15 Q- Is he still with this girl ?

A- I don't know now.

16 Q- When was the last time that you knew he was with this girl. ?

A- In the early part of October of this year.

17 Q- So far as you know he was with her in the early part of October of this year ?

A- Yes sir, he was.

18 Q- Do you know this girl's name ?

A- Her first name is Helen don't know her last name.

Lillie Gibson.

19 Q- You say she lived across the street from you ?

A- Yes sir.

20 Q- Does the defendant, Clifton Howard live there also ?

A- Yes sir, he did when Helen stayed there.

21 Q- How did they live there ?

A- They lived there together as man and wife. I saw them go in there at night and leave in the morning.

22 Q- Do you know how this girl Helen and Howard were regarded by the people in the neighborhood?

A- Yes sir, they were regarded as man and wife, because she was introduced to me as his wife and I knew that wasn't true and she was also introduced to others as being the wife of the defendant.

23 Q- Do you know what part of the house Helen and the defendant occupied or how much of the house they occupied ?

A- One room was all I seen, because I could look from the window in my room directly into their room.

24 Q- What kind of a room was it ?

A- It was a bedroom.

25 Q- And you say you saw them there often together ?

A- Sure.

26 Q- On what occasions have you seen them ?

A- Well, different times day and night.

27 Q- When was it that you saw them in that room together ?

A- At different times during the past summer since he left his wife, the plaintiff.

Lillie Gibson.

28 Q- Have the plaintiff and defendant lived together or co-habited together since the separation ?

A- So far as I know they have not.

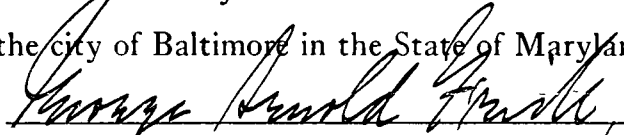
QUESTION BY THE EXAMINER:

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:

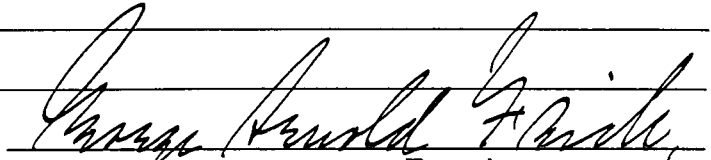
No
Lillie Gibson

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_____ **12th**_____ day of **March**_____ in the year of our Lord nineteen hundred **and twentyfour**_____ at the city of Baltimore in the State of Maryland.

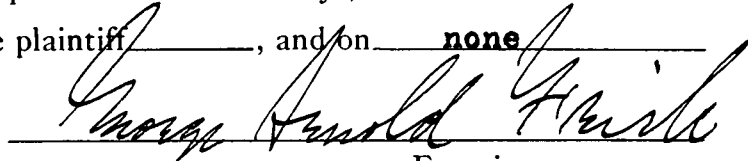
 {SEAL}
Examiner.

There are_____ **no**_____ Exhibits with these depositions, to wit:
Plaintiff's_____ Exhibit_____

Defendant's _____ Exhibit _____


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_____.


Examiner

Roberts
685
192 3 B63 Docket No.

Cir. Ct. No. 2

.....
Louise Howard

VS.

Clifton Howard
.....

=====

SUBMISSION FOR DECREE.

=====

Mr. Clerk,

Please file,

Milton Dashiell
.....
Solicitor for Plaintiff.

B26056
No. *(7)*

Filed *12 March* 192 *4*

Louise Howard

vs.

Clifton Howard

In the Circuit Court ~~No. 2~~
Of Baltimore City.

.....TERM 192.....

To the Honorable

.....
Judge of the Said Court:

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

.....
.....
Milton Dashiell

Solicitor for Plaintiff,

.....
.....
Steward Davis

Solicitor for Defendant.

J. Steward Davis

Circuit Court

685
1923 *B 63* Docket No.

Howard

vs.

Howard

Order of Reference
and Report

B 26056

No.

Roberson 8/2

Order Filed *13* day of *March* 192*4*

Report Filed _____ day of _____ 192

Louise Howard
vs.
~~Clifton~~ Howard

IN THE
Circuit Court

OF
BALTIMORE CITY

J. Lloyd
Term, 192 *4*
13

This case being submitted, without argument, it is ordered by the Court, this
day of *March*, 192 *4*, 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.

Charles H. Steen

Report of Auditor and Master

Bill filed by wife against husband for divorce a vinculo matrimonii on the
ground of adultery. Code Article 16, Section 36. Defendant summoned and answered.
Proof shows marriage, residence and adultery by the Defendant. Case submitted and
ready for decree.

Alex H Robertson

Auditor and Master.

Circuit Court

685 B
1923 No. 63 Docket

LOUISE HOWARD,

vs.

CLIFTON HOWARD,

Recorded

Folio 86 1924

DECREE OF DIVORCE

B No. 26056
(9)

Filed 27th March, 1924

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

Alfred M. Robertson
Auditor and Master.

IN THE

LOUISE HOWARD,

Circuit Court

vs.

OF

BALTIMORE CITY

CLIFTON HOWARD,

MARCH

Term, 1924.

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

It is thereupon, this *Twenty fourth* day of MARCH Anno Domini, one thousand nine hundred and *twenty-four* by the CIRCUIT COURT OF BALTIMORE CITY, *Adjudged, Ordered and Decreed*, that the said

LOUISE HOWARD,

the above named complainant be, and she is hereby DIVORCED, A VINCULO MATRIMONII, from the defendant, CLIFTON HOWARD.

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

Charles R. Whiteford

I, CHARLES R. WHITEFORD, Clerk of the Circuit Court 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 _____ 19_____

Clerk Circuit Court of Baltimore City.