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325/25

IN THE
COURT OF COMMON PLEAS
OF BALTIMORE CITY

THOMAS LOWRY

VS.

J. STEWARD DAVIS

DECLARATION

Mr. Clerk:

Please file.

Max Sokol

Attorney for Plaintiff.

DICKERSON & NICE

ATTORNEYS-AT-LAW

102-5 NEW AMSTERDAM BUILDING

BALTIMORE, MD.

FILED

JUL 13 1925 FILED

Daily Record Co. Print, Baltimore, Md.

3/12/34

THOMAS LOWRY : IN THE
VS. : COURT OF COMMON PLEAS
J. STEWARD DAVIS : OF BALTIMORE CITY

Thomas Lowry, by Max Sokol, his attorney, sues J. Steward Davis,

For money payable by the Defendant to the Plaintiff.

1. For goods bargained and sold by the Plaintiff to the Defendant.

2. And for work done and materials provided by the Plaintiff for the Defendant at his request.

3. And for money lent by the Plaintiff to the Defendant.

4. And for money paid by the Plaintiff for the Defendant at his request.

5. And for money received by the Defendant for the use of the Plaintiff.

6. And for money found to be due from the Defendant to the Plaintiff, on accounts stated between them.

7. And for that on or about the 28th day of August 1924, the Plaintiff engaged the Defendant to perform certain professional and legal services for him and did then pay unto said Defendant the sum of \$150.00 with the understanding that the said sum should be returned to him unless the said Defendant fully performed the services so contracted for and procure for the said Plaintiff the adoption of a child now residing in the State of Pennsylvania; that the said Defendant has notified said Plaintiff that he is unable to perform said services and to procure the adoption for the Plaintiff of the said child now a resident of the State of Pennsylvania, whereupon the Plaintiff demanded the return of the said sum of \$150.00, but that the Defendant has failed to return the same.

Wherefore this suit is brought and the Plaintiff,

claims \$250.00.

Max Sokol

Attorney for Plaintiff.

TO THE DEFENDANT:

Take Notice - That on the day of your appearance to this action in the Court of Common Pleas of Baltimore City, you will be required to plead to said declaration in accordance with the Act of 1886, Chapter 184, or judgment by default will be entered against you.

Max Sokol

Attorney for Plaintiff.

TO THE HONORABLE, THE JUDGE OF SAID COURT:

The Plaintiff elects to have this case tried before a Jury.

Max Sokol

Attorney for Plaintiff.

[WRIT OF SUMMONS]

STATE OF MARYLAND

BALTIMORE CITY, *to wit:*

To the Sheriff of Baltimore City, Greeting:

You are hereby commanded to summon

J. Steward Davis

of Baltimore City, to appear before the Court of Common Pleas, to be held at the Court House in the same City, on the second Monday of *August* next, to answer an action at the suit of

Thomas Lavy

and have you then and there this writ:

WITNESS, *the* Honorable JAMES P. GORTER, *Chief Judge of the Supreme Bench of Baltimore City,*

the *11* day of *May* 19*25*
ISSUED *13* day of *July* 19*25*

James J. Claypole Clerk.

P-552 $\frac{325}{25}$

No. 2

To August R. D. 1925

Thomas Lowry.

vs.

J. Steward Davis
215 St Paul st

WRIT OF SUMMONS

Action, copy of Nar, and notice to plead
to be served on Defendant.

Max Sokol
Attorney.

Filed 10 day of Aug 19 25

3

*Summoned and a copy of nar and notice to
Plead left with the president
John E. P. Lee
Sheriff
Buck
7/30/25*



32825

IN THE COURT OF COMMON
PLEAS OF BALTIMORE CITY.

THOMAS LOWRY

VS.

J. STEWARD DAVIS

RESPONDENT'S ANSWER

Mr. Clerk:-

Please file.

George W. Evans
ATTORNEY FOR DEFENDANT

GEORGE W. EVANS

ATTORNEY AT LAW
215 SAINT PAUL PLACE
BALTIMORE, MD.

AUG 5 1925 FILED

BAUMGARTEN & CO., INC.

1/2/25

THOMAS LOWRY

:

IN THE COURT OF COMMON PLEAS

VS.

:

OF

J. STEWARD DAVIS

:

BALTIMORE CITY.

And now comes J. Steward Davis, defendant in this action by George W. Evans, his attorney, and for a first plea says: that he did not commit the wrong alleged.

And for a second plea says; that he was not indebted as alleged and for a third plea says; that he did not promise as alleged.


ATTORNEY FOR DEFENDANT.

IN THE
COURT OF COMMON PLEAS
OF
BALTIMORE CITY.

THOMAS LOWRY

VS.

J. STEWARD DAVIS

Summons to 3rd P^{er}

REPLICATION

Mr. Clerk:

Please file, etc.

Max Skol
Attorney for Plaintiff.

*Service of Copy admitted
this 31st day of August, 1925
George Evans atty. for D^f*

DICKERSON & NICE
ATTORNEYS-AT-LAW
102-5 NEW AMSTERDAM BUILDING
BALTIMORE, MD.

FILED AUG 31 1925 FILED

*10/24/25
Judgment with check & deors*

THOMAS LOWRY

VS.

J. STEWARD DAVIS

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IN THE

COURT OF COMMON PLEAS

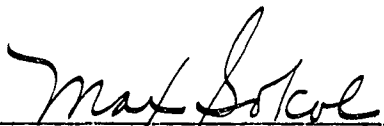
OF

BALTIMORE CITY.

And now comes, THOMAS LOWRY, Plaintiff in this action, by Max Sokol, his attorney, and demurs to the first plea filed by the Defendant, and says that:

Said Plea is bad in substance and insufficient in Law.

And the said Plaintiff joins issue with the Defendant on his second and third pleas.



Attorney for Plaintiff.

Thomas Lowry
vs
J. Stewart Davis

In the
Court
of
Common Pleas

Mr. Clerk:

Please enter the above
entitled case to the use of
Max Sokol

Thomas ^{his} Lowry

mark

Witness:

Thomas J. Ford
Edwin J. Bickerton

³²⁵
¹²⁵
Thomas Lowry

vs

J. Stewart Davis

IN THE
COURT
of
Common Pleas

Order to enter to the
use of Max Sokol

Mr. Clerk:—

Please, file, etc.

Max Sokol
attorney for Plaintiff

FEB 26 1926 FILED

Loney
vs
Davis.

DEFENDANT'S PRAYER

The defendant prays the Court to instruct the Jury that there is no evidence legally sufficient to entitle the plaintiff to recover.

Refer to close
of peeps testimony -

Refer to close of all testimony -

IN THE COURT OF COMMON
PLEAS OF
BALTIMORE CITY.

THOMAS LOWRY

VS.

J. STEWARD DAVIS

MOTION FOR NEW TRIAL

Mr. Clerk:-

Please file.

George Evans
ATTORNEY FOR DEFENDANT

Service of Copy admitted,
this 27th day of February 1926.
Max A. [unclear]
atty. for Plaintiff

J. STEWARD DAVIS
ATTORNEY AT LAW
215 SAINT PAUL PLACE
BALTIMORE, MD.

FEB 27 1926 FILED

3/3/26 Anb

*Prop 6 file a
Nemitts*

THOMAS LOWRY

:

IN THE COURT OF COMMON PLEAS

VS.

:

OF

J. STEWARD DAVIS

:

BALTIMORE CITY.

The defendant in the above case, by his counsel, moves the Court to grant him a new trial upon the issues joined in said cause, for the following reasons:

1. Because the verdict rendered by the jury, which was impanelled to try said cause, on the 26 th day of February, 1926 was against the instructions of the Court.

2. Because the Court declined to instruct the jury upon the character of the verdict they were to find upon the issues joined in the case.

3. Because the verdict is against the evidence.

4. Because the verdict is against the weight of the evidence.

5. Because the damages awarded are excessive.

George W. Evans

ATTORNEY FOR DEFENDANT.

—
vs
Davis

} Sept motion for new trial
in last Sat. assignment —

Motion overruled,

5/17/26

(H.A.S.)

1500 =

2 _____

250-

198.715

5125

THE STATE OF MARYLAND

To the Sheriff of Baltimore City, Greeting:

WHEREAS, at a sitting of the Court of Common Pleas begun and held at the Court House in the City of Baltimore, on the second Monday in May in the year of our Lord one thousand nine hundred and twenty-six

Thomas Lorry use of
May Sokol

by judgment of the same Court recovered against a certain

J. Stewart Davis

as well as the sum of One Hundred and fifty dollars and 25th cents, for h damages, with interest from the February day of 1926, as the sum of Seventeen dollars and seventy cents, for h^{is} costs and charges by h^{im} about h^{is} suit laid out and expended, whereof the said

J. Stewart Davis

is convict, as it appears of record:

THEREFORE, you are hereby commanded that of the goods and chattels, lands and tenements of the said

J. Stewart Davis

being in your bailiwick, you cause to be made and levied the debt, cost and charges aforesaid, and have you those sums before the said Court of Common Pleas, to be held at the Court House in the City of Baltimore on the second Monday of June next, to render unto the said

Thomas Lorry use of
May Sokol

Hereof, fail not at your peril and have you then and there this writ.

WITNESS, the Honorable JAS. P. GORTER, Chief Judge of the Supreme Bench of Baltimore City, the 10th day of May in the year of our Lord, nineteen hundred and Twenty-six

ISSUED this 27th day of May 19 26

James J. Claypoole Clerk.



P-58

Docket 1925 19

Folio 325

No. 8

Court of Common Pleas.

Thomas Lowry use
of Max Sokol
vs. J. Stewart Davis N.B.
Ch

FL. FA.

Debt, ----- \$ 150.00

With interest from 25th day of July 1926 and costs

Costs... Plt's Cost ----- \$ 1095 Pd.

Additional Costs... Def't Cost ----- \$ 675 Not Pd.

Additional Costs if Land sold ----- \$ 7.50

Add'l if settled or personal property taken .25

Max Sokol
Attorney.

Filed 14th Day of June 1926

PL 2168

Rec'd \$150.00
Ar to 6/1/26 2.35
Ch Cost 17.95
170.30
Shff Cost 8.11
\$178.41

Nulla bona
John E. Lata
Sheriff

THE COURT OF COMMON PLEAS
OF BALTIMORE, CITY

Docket 1925

Page 325

OF BALTIMORE, CITY

May

Term 19 *26*

No. _____
Thomas Lowry

Use of Max Sokol

VS.

J. Steward Davis

James Y. Claypoole, Clerk

Issue fi, fa. on the above judgment

and make the same returnable to June R. D. 19*26*

Max Sokol
Attorney for Plaintiff

Docket 1925
Page 325 } No.
No.

Thomas Lowry, Use
of Max Sokol
vs.
J. Stewart Davis

James Y. Claypoole, Clerk
Please File and Issue
Max Sokol
Plff Atty .

Plaza 2168

Filed day of 19.....

MAY 27 1926 FILED

THE COURT OF COMMON PLEAS
OF BALTIMORE CITY

3rd—3 Weeks January Term, 1926

(Beginning Monday, February 22, 1926)

H. ARTHUR STUMP, Judge.

Docket.....

Page.....

Court of Common Pleas

vs.

Jury Sworn *Thursday Feb 25th* 1926.

W. R. Nichols Foreman.

~~THOMAS E. LEE, Salesman, W. T. Lyons,
3039 Walbrook Ave.~~

~~ROBERT J. THOME, Ins., Lee E. Hartman & Co.,
South side Homeland Ave.~~

~~HERMAN P. LASKE, Accountant, 537 N. Washington.~~

~~J. ROLAND DEVRIES, Electrical Engr., Un. Ry. & Elec.
Co., Garden Apts., 40th.~~

~~OSCAR N. HOFMAN, Asst. Sup't, The Hub,
2040 Brookfield Ave.~~

~~AUGUST B. CROMER, Engr., Carneige Steel Co.,
2726 N. Calvert.~~

~~DELANCEY B. YOUNG, Buyer, Gilbert Bros. & Co., Inc.,
3217 Mondawmin Ave.~~

~~CLARENCE L. GUNST, Mnfr., Lake Drive Apts.~~

~~A. WM. ZIMMERMAN, Hardware, 6704 Bellona Av., Govans.~~

~~PATRICK BEERE, Yard Sup't, James Lumber Co.,
209 S. Collington Ave.~~

~~WM. R. NICHOLS, Retired, 522 E. 20th.~~

~~HARRY B. COOK, Mnfrs. Agt., 2935 Guilford Ave.~~

~~FRANK MACEY, Builder, 5001 Tioga Ave.~~

~~WM. C. FLOYD, Tire Dealer, 2401 Guilford Ave.~~

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202 S. Catherine.~~

~~CHAS. P. MUENDLEIN, Dry Goods, 1603 N. Wolfe.~~

~~JOHN F. C. BENDE, Hardware & Paints, 2711 Belair Rd.~~

~~ROBERT F. WELSH, Hay & Grain Dealer, 115 W. Hamburg.~~

~~GEO. J. WAHL, Produce, 2709 Belair Rd.~~

~~J. H. ALEX. BACHMANN, Asst. Gen'l Mngr., Federal
Transfer Co., 734 N. Linnard Ave.~~

~~WM. S. FORD, Painter, Howe Bros., 5303 Milford Ave.~~

~~LOUIS HUETHER, Baker, 121 N. Lakewood Ave.~~

~~ISIDOR C. BERNSTEIN, Electrical Contractor,
1752 Homestead.~~

~~JOHN C. CARROLL, Salesman, 608 N. Pulaski.~~

~~WM. L. SCHUFFLER, Mngr. & Buyer, S. J. Adler & Son,
1012 Bennett Pl.~~

PART 2

3rd 3 Weeks—January Term, 1926
(Beginning Monday, February 23rd, 1926)

Docket.....

Page.....

Page..... No. Trial Calendar

Superior Court of Baltimore City

vs.

Jury Sworn....., 1926

Foreman

SAMUEL S. LINTHICUM..... 3403 Duvall Ave.
Commission Merchant

FRED A. RAUSCH..... 2826 Walbrook Ave.
Clerk, Hudson Cement & Supply Co.

KANSAS E. RINGER..... 4412 Belvieu Ave.
Salesman

GEO. J. NOETH..... 301 Sipple Ave.
Live Stock

EDWARD D. ALLARD..... 1401 N. Broadway
Gasoline Station

LOUIS M. MINNICK..... 703 N. Streeper St.
Shirt Cutter, Star Shirt Mfg. Co.

NICHOLAS POEHLMAN..... 2224 E. Monument St.
Butter & Egg Dealer

ANDREW J. MEISEL..... 629 N. Belnord Ave.
Clerk, National Biscuit Co.

HARRY R. RUSE..... 2848 Guilford Ave.
Mfg. Store Fixtures

HARRY C. FAULDRATH..... 1820 Rutland Ave.
Merchant

WM. A. DOBYNS..... 2707 Parkwood Ave.
Ins. Agt., John Hancock Ins. Co.

WM. O. MILLS..... 1512 Mt. Royal Ave.
Mngr., Hurlbutt & Hurlbutt

JOHN NENNSTIEL..... 1512 E. Lanvale St.
Ice, Coal & Wood

ALBERT M. COUSINS..... 19 E. Woodland Ave.
Fowler Mfg. Co.

JAMES P. WARNER..... 2402 Brookfield Ave.
Secy.-Treas., The George Franke Sons Co.

HENRY S. MILLER..... Old Pimlico Rd., Mt. Wash.
Salesman, Strauss Bros.

3 JOHN E. ACKERMAN..... 652 E. 37th St.
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FRANK W. KROH..... 13 W. 25th St.
Commission Merchant

4 HENRY E. SMITH..... 1510 Park Ave.
Civil Engr.

ELLIS BAKER..... 3300 Powhatan Ave.
Retired

5 CHAS. D. WEISBERG..... 2432 Liberty Heights Ave.
Furniture Mnfr.

JOHN L. DUNNOCK..... 13 Talbot Rd.
Clerk, Swindell Bros.

WM. H. HOFSTETTER, JR..... 1840 N. Bond St.
Produce

BALTIMORE CITY COURT

Jury Sworn.....1926

.....Foreman.

HARRY M. HUETHER, Clerk, Md. Color Printing Co.,
803 E. 33rd.

JOHN GARRICK, Engraver, Henry Castleberg,
St. Paul Court Apts.

IRVIN LEVINE, Propr., Realart Motion Pictures,
2615 Loyola Southway.

JAMES B. HODDINOTT, Sales Mngr., National Bldg. Sup-
ply Co., 3014 Presstman.

FRANK L. VAETH, Mach., Crown, Cork & Seal Co.,
2745 Fenwick Ave.

ARTHUR F. STRAN, Store Mngr., Atlantic & Pacific Tea
Co., 5301 Ferndale Ave.

ALBERT S. HYMAN, Straw Hat Blocker, 2038 E. North Av.

CHAS. W. GRIFFIN, Lunch Room, 3510 Cottage Ave.

SAMUEL H. CONGDON, Accountant, Public Bookkeepers'
Service, 242 W. Lanvale.

JOHN E. LIEBIG, Piano Tuner, Chas. M. Stieff, Inc.,
1329 N. Bond.

FRED BECHTEL, Cutter, Schloss Bros., 21 W. Echdale Av.

SYLVAN W. BINSWANGER, Elec. & Storage Batteries,
1908 Bolton.

CHAS. J. PRELLER, Clerk, A. W. Preller, 1711 Rutland Av.

ADAM G. BAERSCHMIDT, Clerk, M. C. Stout & Co.,
1740 Darley Ave.

GEO. M. KNAUSS, Clerk, H. P. Chandlee & Sons,
608 Brook Ave.

WALTER O. SNYDER, Commission Merchant,
3047 St. Paul.

FRANK L. GARRETT, Bookkeeper, 1309 Linden Ave.

CHAS. H. MacLELLAN, Secy., Victory Printing Co.,
421 N. Fulton Ave.

WM. L. SCHREITZ, Asst. Secy., National Coconut Co.,
1633 E. Lafayette Ave.

LEONARD B. NELSON, Mngr., Cahn's Quality Shop,
101 Norwood Rd.

MICHAEL L. HORAN, Commercial Agt., Balto Steam
Packet Co., 2716 Belair Rd.

JOHN SCHUMAN, Butcher, 2400 McElderry.

FRANCIS J. BELL, Lumber, 1610 E. 32nd.

GEORGE L. FERGUSON, Branch Mngr., B. V. D. Co.,
823 E. 41st.

ARTHUR H. HUSSMAN, Salesman, The J. F. W. Dorman
Co., 1643 E. Norwood Ave.

Handwritten notes: 2/26/26, a signature, and the number 50.

Allow us the
~~Original letter~~
Copy of the
first letter
and letters in reply

Snow

State

3rd—3 Weeks January Term, 1926

(Beginning Monday, February 22, 1926)

BALTIMORE CITY COURT

Jury Sworn.....1926

.....Foreman.

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PART 2

3rd 3 Weeks—January Term, 1926
(Beginning Monday, February 23rd, 1926)

Docket.....

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Page..... No. Trial Calendar

Superior Court of Baltimore City

vs.

Jury Sworn....., 1926

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3rd—3 Weeks January Term, 1926

(Beginning Monday, February 22, 1926)

H. ARTHUR STUMP, Judge.

Snow
Docket.....

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Court of Common Pleas

vs.

Jury Sworn.....1926.

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