

IN THE CIRCUIT COURT OF

BALTIMORE CITY

*R 363*

FRANK MAIN

*1925*

VS.

LYDIA MAIN

BILL FOR DIVORCE

Mr. Clerk:-

Please file.

*Davis Evans*

ATTORNEYS FOR PLAINTIFF.

*28898*

*(1) (2)*

J. STEWARD DAVIS

ATTORNEY AT LAW

215 SAINT PAUL PLACE

BALTIMORE, MD.

*fd May 1925*

FRANK MAIN

:

IN THE CIRCUIT COURT

VS.

©

OF

LYDIA MAIN

:

BALTIMORE CITY.

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TO THE HONORABLE, THE JUDGE OF SAID COURT:

Your Orator complaining respectfully represents:

1. That he was married to his wife, Lydia Main on the 25th day of November, 1903 and with whom he resided until the 3rd day of January, 1921 when the defendant deserted the plaintiff.
2. That ever since said marriage your Orator has been a faithful, chaste and affectionate husband toward the said Lydia Main.
3. That the said Lydia Main has on divers days and times since said marriage committed the crime of adultery with divers, lewd and abandoned men, whose names to your Orator are unknown and said offense has not been condoned by your Orator.
4. That though the conduct of your Orator toward the said Lydia Main has always been kind, affectionate and above reproach, she has, without any just cause or reason abandoned and deserted him and has declared her intentions to live with him no longer, and that such abandonment has continued uninterruptedly for more than three years and is deliberate and final, and the separation of the parties is beyond any reasonable expectation of reconciliation.
5. That your Orator has not lived or co-habited with the said defendant since said desertion.
6. That there are three children born as issue of said marriage; Nancy, age twenty-two years, Rosa, age twenty and Annie, age twelve.

7. That your Orator is a citizen of the State of Maryland having resided in Baltimore City for more than three years prior to the filing of this Bill, but that the defendant is a non-resident of the State of Maryland and when last heard of was in Petersburg, Virginia.

TO THE END, THEREFORE:

(a) That your Orator may be divorced a vinculo matrimonii from the said Lydia Main.

(b) That he may have such other and further relief as his case may require.

May it please your Honor to grant unto your Orator the Order of Publication directed to the said Lydia Main commanding and requiring her to be and appear in this Court on some day certain to be named therein to answer the premises and abide by and perform such decree or order as may be passed therein.

AND as in duty bound, etc.

*Davis T. Evans*

ATTORNEYS FOR PLAINTIFF.

DAVIS & B EVANS, SOLICITORS

215 ST. PAUL PLACE

IN THE CIRCUIT COURT OF BALTIMORE CITY.

FRANK MAIN VS. LYDIA MAIN

ORDER OF PUBLICATION

*Original*

*B 363  
1925*

The object of this Bill is to procure a divorce a vinculo matrimonii by the plaintiff from the defendant, Lydia Main.

The bill recites that the parties were married on the 25th day of November, 1903 and lived together until the 3rd day of January, 1921 when the defendant deserted the plaintiff.

That the conduct of your Orator has been above reproach. The defendant has committed the crime of adultery with divers, lewd and abandoned men, whose names to your Orator are unknown, since the discovery of which, your Orator has not condoned the offense, neither has she lived or co-habited with the defendant.

That the defendant deserted and abandoned the plaintiff without any just cause or reason on the 3rd day of January, 1921. That said abandonment and desertion has continued uninterruptedly for more than three years and is deliberate and final and that there is no hope or reasonable expectation of reconciliation. That there are three children, Nancy, age 22; Rosa, age 20 and Annie, age 12 born as issue of said marriage.

That your Orator is a citizen of the State of Maryland and that the defendant is a non-resident and when last heard of was in Petersburg, Virginia.

It is thereupon by the Circuit Court of Baltimore City, this 9<sup>th</sup> day of May, 1925, ordered that the plaintiff by causing a copy of this order to be inserted in some daily newspaper, published in Baltimore City once a week for four successive weeks, before the 11 day of June 1925, give notice to the absent defendant of the object and substance of this bill and warn her to be and appear in this Court in person, or by counsel, on or before the 27 day of June 1925 and show cause, if any she may have, why a decree ought not be passed as prayed.

*may 12, 1926 fcz*

*True copy of Gas R Whitford CR George Salter*

36<sup>3</sup>  
1925

Docket No. ....

*Mami*

vs.

*Mami*

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Certificate of Publication

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*D 28898*

*(3)*

THE DAILY RECORD

Filed *22* day of *July* 192*5*

# THE DAILY RECORD

Davis & Evans, Solicitors,  
215 St. Paul Place.

IN THE CIRCUIT COURT OF BALTI-  
MORE CITY — (B-363-1925) — Frank  
Main vs. Lydia Main.

## ORDER OF PUBLICATION.

The object of this bill is to procure a divorce a vinculo matrimonii by the plaintiff from the defendant, Lydia Main.

The bill recites that the parties were married on the 25th day of November, 1903, and lived together until the 3rd day of January, 1921, when the defendant deserted the plaintiff. That the conduct of your orator has been above reproach. The defendant has committed the crime of adultery with divers lewd and abandoned men, whose names to your orator are unknown, since the discovery of which, your orator has not condoned the offense, neither has he lived or cohabited with the defendant.

That the defendant deserted and abandoned the plaintiff without any just cause or reason on the 3rd day of January, 1921. That said abandonment and desertion has continued uninterruptedly for more than three years and is deliberate and final and that there is no hope or reasonable expectation of reconciliation. That there are three children, Nancy, age 22; Rosa, age 20, and Annie, age 12, born as issue of said marriage.

That your orator is a citizen of the State of Maryland and that the defendant is a non-resident and when last heard of was in Petersburg, Virginia.

It is, thereupon by the Circuit Court of Baltimore City this 9th day of May, 1925, ordered that the plaintiff by causing a copy of this order to be inserted in some daily newspaper published in Baltimore City once a week for four successive weeks before the 11th day of June, 1925, give notice to the absent defendant of the object and substance of this bill and warn her to be and appear in this Court in person or by counsel on or before the 27th day of June, 1925, and show cause, if any she may have, why a decree ought not be passed as prayed.

GEORGE A. SOLTER.

True Copy—Test:

CHAS. R. WHITEFORD,  
Clerk.

my12,19,26,je2

Baltimore, JUN 2 - 1925, 1925

We hereby certify that the annexed advertise-  
ment of Order *Publication* Circuit Court

of Baltimore City, Case of

*Frank Main*  
*Lydia Main*  
vs.

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

*11th* day of *June*, 1925

First insertion *May 12th*, 1925

THE DAILY RECORD

Per *Stetzel*

363 Bls Ct. Ct.

192 5 Docket

Mami

vs.

Main

Decree Pro Confesso.

D 28898

No.

(4)

Sapp

Filed

22 July 1925

*Soft*

*Frank Main*

vs.

*Sydia Main*

IN THE  
**Circuit Court**  
OF  
BALTIMORE CITY.

*July* Term, 1925

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 ~~case~~, (said Order).

It is thereupon this *22<sup>nd</sup>* day of *July* in the year nineteen hundred and twenty *two*, 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.

*Walter J. Draycus*



363 B65 Ct. Ct.  
1925 Docket

Main

vs.

Main

Decree Pro Confesso.

B 28895  
No.

Sapp. (4)

Filed

22 July 1925

Franks Mann

vs.

Lydia Mann

IN THE  
Circuit Court  
OF  
BALTIMORE CITY.

July Term, 1925

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 ~~22<sup>nd</sup>~~ <sup>24<sup>th</sup></sup> day of July in the year nineteen hundred and twenty <sup>four</sup> 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.

Walter F. Dawkins

65B

Doc. B  $\frac{363}{1905}$

In the Circuit Court,  
OF BALTIMORE CITY

DEPOSITIONS

Frank Main

vs.

Lydia Main

No. 28898 B

PLAINTIFF'S COSTS

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

DEFENDANT'S COSTS

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

57  
pd 17 " August 19 25

Frank Main  
vs.  
Lydia Main

In the Circuit Court  
OF BALTIMORE CITY.

Decree Pro Confesso having been passed in said cause 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 twenty-second day of July 1925, met on the twenty-second day of July in the year nineteen hundred and twenty-five at my office, in the city of Baltimore, in the State of Maryland, and assigned the twenty-second day of July in the same year at two o'clock in the afternoon and the office of George H. Evans, 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:—

P. 4A B

FRANK MAIN

VS.

LYDIA MAIN.

Testimony taken before me, A. deRussy  
Sappington, Examiner, at the offices of G. W/ Evans,  
Baltimore, Maryland on July 22, 1925 at 2.00 o'clock  
in the afternoon.

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Thereupon---

FRANK MAIN,

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?

A Frank Main, 620 Bond Street, work at Sparrows  
Point.

2Q Do you know the parties to this suit or  
either of them?

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

Frank Main

3

By Mr. Evans:

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

A 25th of November, 1903 in Sussex County,  
Virginia, by a Minister of the Gospel.

2Q Did you live with your wife?

A Yes.

3Q For how long?

A Nineteen years, until January, 1921.

4Q Any children born as result of your  
marriage?

A Three, Nancy, Rosa and the baby named Annie.

5Q Two of them are grown and Annie is under age?

A Yes.

6Q Who has the custody of Annie?

A Her Mother.

7Q You say you left your wife in 1921?

A Yes.

8Q What was the trouble between you and your  
wife?

A She just run out and stayed out three and  
four days and nights at a time and came back drunk;  
she run with other men, and I asked her about it,

and she said she was grown and would do what she pleased.

9Q Did you accuse her of running with men?

A Yes, and she said she would do as she ~~pleased~~ pleased. I have come home and caught men there.

10Q Now, on the night of the separation, tell me what happened?

A She came in between one and two o'clock to the room where I was -- I called her.

11Q What was her condition?

A She was half drunk.

12Q Did you ask her to stop running around?

A Yes, I begged her for a long time; from the time she started until I left. She said that she would do to suit herself.

13Q You had some words the night you left?

A Yes, I asked her to stay at home and I told her I would have to leave if she did not do better, and she said she would not, and I left.

14Q Have you lived or cohabited with her since January, 1921?

A No, I have not seen her.

15Q Any hope of reconciliation?

A No.

Frank Main

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16Q Has she made any demands on you for support?

A No, sir, none at all.

17Q Have you been a resident of the City of Baltimore, State of Maryland for more than two years prior to the time this case started?

A Yes.

18Q Has the separation continued uninterrutedly for more than three years prior to the same time?

A Yes, sir.

19Q. Is the separation deliberate and final?

A It is.

20Q Is your wife a non resident or resident of Maryland?

A A non resident; when last heard of she lived in Petersburg, Virginia.

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August 30, 1928

Frank Main, plaintiff herein, having this day been recalled before the Auditor and Master, testified as follows:-

BY MR. DAVIS:-

Q. Have you lived or cohabited with your wife since you last testified in this case?

A. I have not. I have not seen her since 1921. She is still a non-resident of Maryland.



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.P.-- No

*Franklin*

Thereupon---

ROSA MAIN,

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 Rosa Main, 920 Arlington Avenue, laundry.

2Q Do you know the parties to this suit or either of them?

A Yes, my mother and father.

By Mr. Evans:

1Q Do you remember when they lived together as husband and wife?

A Yes

2Q Were they known in the community and recognized as such?

A Yes, sir.

3Q When did he leave her?

A In January 1921.

Rosa Main

7

4Q Why?

A She didnt treat him like a should should do.

5Q He has said on the night of January 3rd, she came home drunk and he said something to her about it and an argument ensued; do you know anything about that?

A I was there when it went on. He asked her to stop but she told him she would do to suit herself and he said he would have to leave, because he couldn't stand it any longer, and she said, to go ahead and leave if he wanted to.

6Q Did you hear him accuse her of running around with men?

A Yes, and she never did deny it. He asked her to stop running around and she told him she was grown and would stop when she got ready. I heard her say that.

7Q Do you know whether she was drunk that morning?

A Yes, about half drunk. It was about 2 o'clock in the morning.

8Q Now there are three children, and are their names properly given by the Father.

A Yes, sir.

Rosa Main/

8

9Q Nancy and Rosa are grown and Annie is 12 years old, is that right?

A Yes, sir.

10Q Who has Annie?

A My Mother.

11Q Has your father lived or cohabited with his wife since 1921?

A No, sir.

12Q Any hope of reconciliation?

A No.

13Q Is your father a resident of the City of Baltimore and has he been for more than two years prior to the time this case started?

A Yes, sir.

14Q Is your Mother a resident of Maryland?

A No, when last heard from she lived in Petersburg, Virginia.

15Q Has she made any demands on your father since the separation in 1921 for support or anything?

A No.

16Q How long have you been living in Maryland - you came here before your father and lived here with your Mother, didnt you?

A Yes, nearly four years.

Rosa Man

9

17Q Did you live with your mother?

A Yes/

18Q Did she continue to run around?

A Yes, and I asked her if she was ever going to live with my father any more. I asked her to behave herself and I told her she would never get another husband like him, but she just kept on and refused to stop it.

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ROSA MAIN, a witness of lawful age, heretofore produced and sworn, recalled:

BY MR. EVANS:

1 Q. State your name, please?

A. Rosa Main.

2 Q. Where do you live?

A. Out at Guilford, where I work.

3 Q. Do you know Frank Main and Lydia Main?

A. Yes sir.

4 Q. Are they your mother and father?

A. Yes sir.

5 Q. I want you to tell us how your mother treated your father?

A. From the time I can remember she never treated him just right. When my little sister was still young, she was only about three months old, my mother would come home drunk and my father would ask her why she did such things as that and she would not answer him. He said he could not stand it if she kept on.

6 Q. How old was the youngest child?

A. The youngest was my baby sister, three or four months old.

7 Q. Did she go out at night?

A. She would be out most of the time; she would stay

Rosa Main

out more than one night. The longest time was two weeks.

8 Q. And when she came home where did she say she had been?

A. She would not tell us where she had been, she would say it was none of our business.

9 Q. What was her condition when she came home?

A. She was generally drunk.

10 Q. Would she be home when your father came home for his meals?

A. No, she would not.

11 Q. Did men come around the house when your father was away to work?

A. Yes. They would sit around the table and play cards and drink, and he would ask her not to do that, and she would not stop it, she just kept on.

12 Q. Did that continue up until the time of the separation?

A. Yes sir, until my father left. She would stay out, and one Sunday when my father came home from Church, he brought the preacher with him, and he asked her not to do those things, and not to drink, but when my father came in she had men sitting around the table playing cards and had whiskey.

13 Q. Your father left when he found a man there?

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.P--

*No.*

*Rose Maine*



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.....*seventeenth*..... day of.....*August*..... 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.

Circuit Court

363  
19 25     13 Docket No. 65

Frank Mann

vs.

Lydia Mann

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Order of Reference  
and Report

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Coe

B-28898  
No.

(6)

Order Filed 17 day of Aug 19 25  
Report Filed.....day of.....19

3/13/2/35

Frank Main

vs.

Lydia Main

IN THE  
Circuit Court

OF  
BALTIMORE CITY

July

Term, 1927

This case being submitted, without argument, it is ordered by the Court, this 17<sup>th</sup> day of August, 1927, that the same be and it is hereby referred to Ward B. Coe, Esq., Auditor and Master, to report the pleadings and the facts, and his opinion thereon.

Ward B. Coe

Report of Auditor and Master

Bill for divorce a vinculo matrimonii filed by the husband against his wife on the grounds of adultery and of abandonment. Code Art. 16, secs. 37-42.

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

Plaintiff's residence in Baltimore City for more than two years proven.

The marriage proven.

The abandonment for three years, its finality and the irreconcilability of the parties proven.

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

Case ready for decree.

Ward B. Coe

Auditor and Master

March 15th, 1927

August 30, 1928