

IN THE CIRCUIT COURT OF

BALTIMORE CITY.

783 - B-65
1975

CLARENCE McGEE

VS.

BEATRICE Mc GEE.

BILL FOR DIVORCE

Mr. Clerk:-

Please file.

(1) (2)

Davis & Evans

ATTORNEYS FOR PLAINTIFF.

B-28739

DAVIS & EVANS,

~~STEWART DAVIS~~

ATTORNEY AT LAW

215 SAINT PAUL PLACE

BALTIMORE, MD.

Filed April 1975

BAUMGARTEN & CO., INC.

3/13/201

10

CLARENCE McGEE : IN THE CIRCUIT COURT
VS. : OF
BEATRICE McGEE : BALTIMORE CITY.

TO THE HONORABLE, THE JUDGE OF SAID COURT:

Your Orator complaining respectfully represents:

1. That he was married to his wife, Beatrice McGee on the 15th day of April, 1919 in Baltimore City, and with whom he resided until about the 5th day of June, 1920 when the defendant deserted the plaintiff.
2. That though the conduct of your Orator towards his wife 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.
3. That there is one child, Gertrude McGee, age five years for whom your Orator asks the custody.
4. That your Orator has not lived or co-habited with the said defendant since said desertion.
5. 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 Philadelphia, Pennsylvania.

TO THE END, THEREFORE.

(a) That your Orator may be divorced a vinculo matrimonii from the said Beatrice McGee.

(b) That he may have the custody of their child, Gertrude McGee, age five years.

(c) 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 against the said Beatrice McGee, a non-resident of the State of Maryland, aforesaid, 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 Evans

ATTORNEYS FOR PLAINTIFF.

BERKSHIRE LINEN

U.S.A.

DAVIS & EVANS, SOLICITORS,
215 ST. PAUL PLACE
BALTIMORE, MD.

IN THE CIRCUIT COURT OF BALTIMORE CITY.

CLARENCE MCGEE VS. BEATRICE MCGEE.

ORDER OF PUBLICATION

The object of this bill is to procure a divorce A
Vinculo Matrimonii by the Plaintiff from the Defendant.

The Bill recites that the parties were married on the 15th day of
April, 1919 in Baltimore City and that they lived together until
about the 5th day of June, 1920 when the defendant deserted the
plaintiff. That there is one child born as issue of said marriage.
That the defendant is a non-resident of the State of Maryland and
when last heard of was in Philadelphia, Pennsylvania. That the
defendant deserted the plaintiff without any just cause or reason
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.
That the plaintiff has been a citizen of the State of Maryland
for more than three years prior to the filing of this Bill.

It is thereupon this *16* day of *April* 1925, ordered
by the Circuit Court of Baltimore City that the plaintiff by
causing a copy of this order to be published in a daily newspaper
published in Baltimore City, once in each of four successive weeks,
before the *19* day of *May* 1925, give notice to the absent
defendant of the object and substance of this bill, warning her
to be and appear in this Court in person or by Solicitor, on or
before the *6* day of *June* 1925, and show cause, if any she
may have, why a decree ought not be passed as prayed.

George A. Salt

283
1925

Docket No. B65

Clarena McYen

vs.

Beatrice McYen

Certificate of Publication

B 28739
(2 1/2)

THE DAILY RECORD

Filed 8 day of July 1925

THE DAILY RECORD

TRUSTEE'S SALE
OF
VALUABLE
PROPERTY
ESTIMATED AT
\$820
472
110

THE DAILY RECORD

Baltimore, MAY 9 - 1925, 192.....

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

IN THE CIRCUIT COURT OF BALTI-
MORE CITY — (B—283—1925) — Clarence
McGee vs. Beatrice McGee.

ORDER OF PUBLICATION.

The object of this bill is to procure a
divorce a vinculo matrimonii by the plain-
tiff from the defendant.

The bill recites that the parties were
married on the 15th day of April, 1919, in
Baltimore City, and that they lived to-
gether until about the 5th day of June,
1920, when the defendant deserted the
plaintiff. That there is one child born as
issue of said marriage. That the defend-
ant is a non-resident of the State of
Maryland and when last heard of was in
Philadelphia, Pennsylvania. That the de-
fendant deserted the plaintiff without any
just cause or reason and has declared her
intentions to live with him no longer and
that such abandonment has continued un-
interruptedly for more than three years
and is deliberate and final and the separa-
tion of the parties is beyond any reason-
able expectation of reconciliation. That
the plaintiff has been a citizen of the State
of Maryland for more than three years
prior to the filing of this bill.

It is thereupon, this 16th day of April,
1925, ordered by the Circuit Court of Bal-
timore City that the plaintiff by causing a
copy of this order to be published in a
daily newspaper published in Baltimore
City, once in each of four successive weeks,
before the 19th day of May, 1925, give
notice to the absent defendant of the ob-
ject and substance of this bill, warning
her to be and appear in this Court in
person or by solicitor, on or before the
6th 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,

apl8.25.my2.9

Clerk.

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

of Baltimore City, Case of.....

Clarence McGee
vs. Beatrice McGee

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
19th day of May, 1925

First insertion: Apr. 18th, 1925

THE DAILY RECORD

Per [Signature]

65

1925

Ct. Ct.

Docket B 283

Clarence M. Lee

vs.

Beatrice M. Lee

Decree Pro Confesso.

B 28739
No.

(4)

Sapp

Filed

July

1925

[Decree Pro Confesso]

Clarence McShee

vs.

Beatrice McShee

IN THE
Circuit Court
OF
BALTIMORE CITY.

May 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 7 day of July in the year nineteen hundred and twenty five 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.

Henry Duff

Doc. 2 ⁶⁵⁻²⁸⁹
1925

In the Circuit Court,
OF BALTIMORE CITY

DEPOSITIONS

Charles Mc Gee

vs.

Beatrice Mc Gee

No. 218739A
147

PLAINTIFF'S COSTS

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

DEFENDANT'S COSTS

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

Filed 24 Nov 1925.

Clarence Mc Gee

vs.

Beatrice Mc Gee

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 viture of an order of the above named Circuit Court, passed in said cause on the seventh day of July 1925, met on the nineteenth day of September 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-first day of September in the same year at twelve o'clock in the noon and the office of Messrs. Davis & Evans, 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:—

8-4-25

CLARENCE MCGEE

VS.

BEATRICE MCGEE.

Testimony taken before me,
A. deRussy Sappington, Examiner, at the
offices of J. Stewart Davis, Esquire,
Baltimore, Maryland, on September 21, 1925,
at 12.00 o'clock noon.

Thereupon---

CLARENCE MCGEE,

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 Clarence McGee, 821 Mount Street,
work at Sparrows Point.

2 Q Do you know the parties to this
suit?

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

Clarence McGee

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By Mr. Davis:

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

A April 15, 1919 in Baltimore City by a Minister of the Gospel.

2Q How lived together as man and wife until when?

A June 5, 1920.

3Q Which left the other?

A She left me.

4Q State what happened on the day she left; were you there?

A Yes, I was there. She had been running around and I got after her and she said she was not going to stop, and I told her about it.

5Q Did she admit to you she had been running with men?

A Yes, before the separation. And then she took her things and left.

6Q Have you seen her since the separation?

A Yes, and she said she was not coming back with me any more.

7Q How did you treat your wife?

A As good as I could. I supported her.

8Q Were you a kind, affectionate and faithful husband?

A Yes.

9Q Did you give her any just cause or reason to leave you?

A No, sir.

10Q There is one child?

A Yes, Gertrude, five years old.

11Q You have that child?

A Yes, I have had her four years.

12Q You want the custody of the child?

A Yes.

13Q Have you forgiven or condoned or cohabited with your wife since the desertion?

A No, sir.

14Q Any hope of reconciliation?

A No, sir.

15Q Are you a resident of the City of Baltimore, State of Maryland and have you been for more than two years prior to the filing of this bill?

A Yes, sir.

16Q Your wife is a non resident; where was she last heard of?

A Philadelphia, Pennsylvania.

17Q Has this separation continued uninterruptedly for more than three years prior to the filing of this bill?

A Yes.

18Q Is it deliberate and final and beyond any hope of reconciliation?

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 _____

No

Clarence McGee.

Thereupon---

ANNIE GODSEY,

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 Annie Godsey, Turner's Station, housework.

2Q Do you know the parties to this suit?

A Yes.

By Mr. Davis:

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

A Yes.

2Q Was there reputation in the community that of man and wife?

A Yes.

3Q He stated he was married on April, 15, 1919 in Baltimore; is that correct?

A It is.

4Q He states that they lived together as man and wife until June 5, 1921?

A That is correct.

5Q Which left the other?

A She left him ; she was a bad woman.

6Q Do you know whether or not she had been running around?

A Yes, I know she had.

7Q After she left him what did she do?

A She went to live with another man in Baltimore.

8Q Did you see her to talk to after the separation?

A Yes.

9Q What did she say?

A She said she was living with another man---I went to the house. She said she was not coming back to her husband any more.

10Q You lived near them at the time of the separation and visited them often?

A Yes, I did.

11Q What was Mr. McGee's conduct to his wife?

A He treated her fine--she never had to work a day.

Annie Godsey

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12Q Did he give her any just cause to leave?

A No, sir.

13Q Was he a kind, affectionate and true husband?

A Yes.

Is

14Q ~~Was~~ Mr. McGee a resident of the City of Baltimore, State of Maryland, and has he been for more than two years prior to the filing of this bill?

A Yes.

15Q He states that his wife is a non resident of the State of Maryland, where is she?

A In Philadelphia that I last heard of her.

16Q There is one child, Gertrude, as result of the marriage?

A Yes.

17Q That child is with Mr. McGee?

A Yes.

18Q Do you think he is a fit and proper person to have the care and custody of the child?

A Yes.

19Q Has he lived or cohabited with

Annie Godsey

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his wife since the desertion?

A No, sir.

20Q Any hope of reconciliation?

A No, sir.

21Q Was Mrs. McGee's leaving her
own deliberate and final act?

A Yes.

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?

 No Annie Today

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.....*24th* day of *November* 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 fore-going 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

B-283

1925

Docket No. B65

Clarence McGee

vs.

Beatrice McGee

Order of Reference
and Report

Lynous

B No 28739
157

Order Filed 24 day of Nov 1925

Report Filed 9 day of Dec 1925

Clarence McGee

vs.

Beatrice McGee

IN THE
Circuit Court
OF
BALTIMORE CITY

Nov

Term, 19 25

This case being submitted, without argument, it is ordered by the Court, this 24th day of November, 1925, that the same be and it is hereby referred to Wm P Lyons, Esq., Auditor and Master, to report the pleadings and the facts, and his opinion thereon.

James P. Gorter

Report of Auditor and Master

Bill for divorce a vinculo matrimonii filed by the husband against his wife on the ground of abandonment. Code Art. 16, Sec. 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 prior to the filing of the bill proven.

The marriage proven.

Abandonment uninterruptedly for three years, its finality and the irreconcilability of the parties proven.

Case made for awarding the guardianship and custody of the minor child of the parties to the plaintiff.

Case ready for decree.

William P. Lyons

Auditor and Master

December 5, 1925

CIRCUIT COURT

B. 283
1925 No. Docket

CLARENCE MCGEE

VS.

BEATRICE MCGEE

Recorded

Folio 346 1925

Decree of Divorce

B No. 28739

(6)

Ed. 15" December 1925.

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

William P. Lyons
Auditor and Master.

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Circuit Court

Decree of Divorce

IN THE

Circuit Court

OF

BALTIMORE CITY

..... CLARENCE MCGEE

VS.

..... BEATRICE MCGEE

..... November Term, 1925

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

It is thereupon, this *Seventeenth* day of December, A. D. 1925, by the Circuit Court of Baltimore City, Adjudged, Ordered and Decreed, that the said

..... CLARENCE MCGEE,
the above named Complainant be and he is hereby DIVORCED A VINCULO MATRIMONII from the Defendant, BEATRICE MCGEE;

AND it is further ordered that the guardianship and custody of Gertrude McGee, minor child of the parties, be and the same are hereby awarded to the Complainant, Clarence McGee; until the further order of this Court.

And it is further Ordered, That the said Complainant, Clarence McGee, pay the cost of this proceeding.

George H. Salts