

IN THE CIRCUIT COURT OF

BALTIMORE CITY

*62 B 1923*

*1923*  
ROBERT T. NEAL

VS.

GERTRUDE NEAL.

~~115 Ridge Ave or~~  
~~800 W. Linn St.~~  
1155 N. Stricker St.

BILL FOR DIVORCE

Mr. Clerk:-

Please file.

*J. Steward Davis*  
Attorney for Plaintiff.

*B2 5105*

DAVIS & BISHOP  
ATTORNEYS AT LAW

BANNER BUILDING

14 E. PUESKAT STREET

BALTIMORE, MD.

*11*  
*127 March 1923*

ROBERT T. NEAL : IN THE CIRCUIT COURT  
VS. : OF  
GERTRUDE NEAL : BALTIMORE CITY.

---

TO THE HONORABLE, THE JUDGE OF SAID COURT:

Your Orator complaining respectfully represents:-

(1) That he was married to his wife, Gertrude Neal, on the fourth day of July, 1917 and with whom he resided until about the 15th day of March, 1920.

(2) That though the conduct of your Orator toward the said Gertrude Neal has always been kind, affectionate and above reproach, she has, without just cause or reason abandoned and deserted him and has declared her intention 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 are no children as issue of said marriage.

(4) That your Orator has not lived or co-habited with the said defendant since said desertion.

(5) That both your Orator and the Defendant are citizens of the State of Maryland, having resided in Baltimore City for more than three years prior to the filing of this Bill of Complaint.

TO THE END, THEREFORE,

(a) That your Orator may be divorced a Vinculo Matrimonii

from the said Gertrude Neal.

(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 Writ of Subpoena directed against the said Gertrude Neal, commanding 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.

  
Solicitor for Complainant.

EQUITY SUPPLEMENT

The State of Maryland

B6 3221

193  
1923

Ct. Ct.

Docket No.

Neal

"  
Neal

1155 W. Stricker St

SUBPOENA TO ANSWER BILL OF COMPLAINT

No.

B. Am  
25105

Filed

21 June 1923  
J. S. Davis  
SOLICITOR

14

Summons, and a copy of the Process, left with the defendant.

Chornton, 13-29-23

Thomas W. McWhitty

Sheriff

Fees \$0.80

EQUITY SUBPOENA

The State of Maryland

On

*Gertrude Neal*

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

*Robert J. Neal*

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 **12th** day of **March** 192 **3**

Issued the **27** day of **March**, 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.)

IN THE CIRCUIT COURT

OF

BALTIMORE CITY.

*B 193*

ROBERT T. NEAL

*1923*

VS.

GERTRUDE NEAL.

Answer of Defendant.

Mr. Clerk:-

Please file.

*B 25105*  
*3*

*Calvert B. Gill*  
Solicitor for Defendant.

*Calvert B. Gill*  
Attorney at Law.  
Morris Building.  
Baltimore, Md.

ROBERT T. NEAL

VS.

GERTRUDE NEAL.

\*  
\*  
\*  
\*  
\*  
\*  
\*  
\*  
\*  
\*  
\*

IN THE CIRCUIT COURT

OF

BALTIMORE CITY.

The answer of Gertrude Neal to the Bill of Complaint against her by Robert T. Neal for answer says:-

First. Answering paragraph 1 of said Bill, that she admits the allegations of the first part therein contained, that she neither admits or denies the allegations of the second part therein contained but requires strict proof of same.

Second. Answering paragraph 2 of said Bill, she neither admits or denies the allegations therein contained but requires strict proof of same.

Third. Answering paragraphs 3 and 4 of said Bill, that she admits the allegations therein contained.

Fourth. That the defendant is without sufficient means to support herself and to maintain the costs and charges of these proceedings. That she is advised she is entitled to an order in this case requiring the plaintiff to pay her a reasonable sum of money as alimony pendente lite and a further sum to pay her Solicitor to conduct these proceedings in her behalf.

Fifth. That the plaintiff has an income of thirty dollars payable weekly from which such payments of Alimony and Solicitor's fee can be paid.

And this defendant having fully answered the Bill of Complaint, prays to be hence dismissed with her proper costs.

And such other and further relief in Equity as her case requires.

And as in duty bound, etc.

*Calvert B. Gill*  
*Solicitor for Defendant.*

115  
72  
55

B 63 Docket 193  
1923

# Circuit Court

ROBERT T. NEAL <sup>in the</sup>  
1430 McCulloh St. <sup>House & Court</sup>  
VS.

GERTRUDE NEAL.

Order Counsel Fee and Alimony  
Pendente Lite

B  
No. 25105

\$30 a week  
(4)  
(5)  
checked

fd 17 June 1923  
" 26 " " "

Now on -  
Thomas J. McQuilly  
(Sheriff)

2nd Return  
copy of the within Order of Court entered on  
Stewart Davis Solicitor on the 1st day May  
1923 in presence of Harry B. Traug

Thomas J. McQuilly  
Sheriff

Fees \$0.50



ROBERT T. NEAL

vs.

GERTRUDE NEAL

-IN THE-

CIRCUIT COURT

-OF-

BALTIMORE CITY

January. *March* TERM

ORDERED BY THE COURT this *17* day of *April*, 1923

that the Plaintiff *Robert T. Neal*,

pay to the Defendant *Gertrude Neal*,

the sum of *twenty five* Dollars as Counsel Fee for the

Solicitor of the Defendant and that he further pay the sum of *Twelve*

Dollars per week, during the continuance of this suit, to the said Defendant *Gertrude Neal*,

as Alimony, *pendente lite*, unless cause to the contrary be shown on or before the *2*

day of *May* 19 *23*, provided a copy of this Order be served on the said Plaintiff

*Robert T. Neal*, *or his attorney* before the *26*

day of *April* 1923.

*Henry Jozzy*

TRUE COPY—TEST:

CLERK

The foregoing Order having been returned "Non Est" as appears by the Sheriff's return thereon; it is Ordered by the Circuit Court of Baltimore City this 26 day of April 1923, that the time for showing cause under said Order be extended to the 9 day of May 1923, and the time for service of a copy of the same be extended to the 3 day of May 1923.

*Kewy Duffy*

CIRCUIT COURT

19<sup>23</sup> 163  
19 23 163 Docket No.

Robert Neale,  
vs.

Gertrude Neale

Order 19

Sapp

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

B 25105  
No.

Sapp (5)

Fd 27 June 1923

Robert Neale

vs.

Robert Neale

IN THE  
Circuit Court  
OF  
BALTIMORE CITY

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

THE PETITION OF plaintiff.

in this case, respectfully shows that desire 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.

~~Solicitor for~~ plaintiff

ORDERED, this 27<sup>th</sup> day of April 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.

Alvin Duff

Doc. B <sup>1923</sup>/<sub>1923</sub>

In the Circuit Court,  
OF BALTIMORE CITY

DEPOSITIONS

*Robert L. Neale*

vs.

*Gertrude Neale*

No. 25105-B

~~7~~  
PLAINTIFF'S COSTS

Examiners.....\$ 8.00

Copies.....

Sheriff.....

Stenographer.....

\$ \_\_\_\_\_

DEFENDANT'S COSTS

Examiners.....\$ \_\_\_\_\_

Copies.....

Sheriff.....

Stenographer.....

\$ \_\_\_\_\_

*At 13 March 1924*

3/13/11/15

Robert L. Neale

vs.

Gertrude Neale

In the Circuit Court

OF BALTIMORE CITY.

The above 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, 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 seventh* day of *April* 19*23*, met on the *twenty eighth* day of *April* in the year nineteen hundred and *twenty three* at my office, in the City of Baltimore, in the State of Maryland, and assigned the *thirtieth* day of *April* in the same year at *four* o'clock in the *after* noon and the office of *Ade Sappington, 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 *N* of the *respective parties* to take the following depositions, that is to say:—

ROBERT T. NEAL

vs.

GERTRUDE NEAL

-----

TESTIMONY TAKEN at the office of A. de R. Sappington,  
Esquire, 733-45 Title Building, Baltimore, Md. on April  
30th, 1923, at 4 P.M.

-----

ROBERT T. NEAL, the Plaintiff in this case, pro-  
duced on his own behalf, having been first duly sworn,  
deposeth and saith as follows, that is to say:

BY THE EXAMINER:

1 Q. State your name, residence and occupation?

A. Robert T. Neal, 945 Druid Hill Avenue. I work  
at furnace in Steel Mills.

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

A. I am the Plaintiff and the defendant is my wife.

BY MR. DAVIS:

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

A. July 4, 1917 at 1723 McCulloh Street in this  
City, by the Reverend Whitallen.

2 Q. After your marriage where did you and your wife  
live?

A. In Baltimore.

3 Q. How long have you been living in Baltimore City,  
Maryland?

Robert T. Neal.

A. Eight years and I reside here now, but am temporarily away.

4 Q. Are you and your wife living together now?

A. No.

5 Q. Which left the other?

A. She left me.

6 Q. What was your conduct towards your wife?

A. Good, to the best of my ability. I supported her and was kind and affectionate to her. I tried to be at all times.

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

A. I did not.

8 Q. Where does she live?

A. In Baltimore City.

9 Q. What was her conduct towards you?

A. She was very cruel at times. She would leave me and go away and stay three or four nights at a time or a whole week.

10 Q. When did she leave you?

A. March 15th, 1920, and it was ten months before I found her. I first met her in the Street car in Baltimore City. When she left me we were living at 4242 St. George Avenue.



Robert T. Neal.

11 Q. Did you ask her to come back and live with you?

A. She said she did not want to and would not come back.

12 Q. Any children born of this marriage?

A. No.

13 Q. Has the abandonment and desertion of you by your wife continued uninterruptedly for more than three years prior to you filing your bill in this case?

A. Yes.

14 Q. In your opinion is the separation deliberate and final and beyond any hope of a reconciliation?

A. Yes.

15 Q. Since your wife left you on March 15th, 1920, have you lived or cohabited with her?

A. No.

**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.

Robert T. Neal

JAMES FORD, a witness of lawful age, produced on behalf of the Plaintiff, having been first duly sworn, deposeseth and saith as follows, that is to say:

BY THE EXAMINER:

- 1 Q. State your name, residence and occupation?  
A. James Ford, 900 Whitelock Street. Janitor.
- 2 Q. Do you know the parties to this suit?  
A. Yes. I have known her for about twenty years and him about four or five years.

BY MR. DAVIS:

- 1 Q. Were you present at their wedding?  
A. No. But I was at their reception. They both told me they were married and they lived together as husband and wife afterwards.
- 2 Q. Where did they live?  
A. In Baltimore City.
- 3 Q. Are they living together now?  
A. No.
- 4 Q. Which left the other?  
A. She left him.
- 5 Q. When?  
A. In the Spring of 1919 or 1920, I don't recall which. She came to my house after she left him. She told my wife and sister that she had left him and she

said she was not going back. I talked to her myself. She told my wife this in my presence and I told her she had a nice husband and she said she was not going back.

6 Q. How did Neal treat his wife?

A. He treated her very nice and when I saw them together they were very loving.

7 Q. Did he give her any cause to leave him?

A. Not that I know of.

8 Q. Are there any children living as the result of this marriage?

A. No.

9 Q. How long has Mr. Neal lived in Baltimore City?

A. Since I have known him, or five years.

10 Q. Where does his wife live?

A. In Baltimore, when I last saw her.

11 Q. Has this abandonment and desertion of the Plaintiff by the Defendant continued uninterruptedly for more than three years?

A. I guess it is some where along about that.

12 Q. Are you sure?

A. I am not, but it is along about that.

13 Q. In your opinion is the separation deliberate and final and beyond any hope of a reconciliation?

A. I think it is.

James Ford.

14 Q. Since the time that they separated have they lived or cohabited together?

A. No.

15 Q. The Plaintiff says that his wife left him on March 15th, 1920 is that date correct?

A. To the best of my knowledge I think so.

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.

*James Ford*

No other witnesses being named or produced before me, I then, at the request of the Solicitor *s* of the *respective parties* closed the depositions taken in said cause and now return them closed under my hand and seal, on this *13th* day of *March* in the year of Our Lord nineteen hundred and *twenty-three* at the City of Baltimore, in the State of Maryland.

*A. de Russey Sappington* (SEAL).  
Examiner.

There are *one* Exhibits with these depositions, to wit:

Plaintiff's *1* Exhibit

Defendant's *1* Exhibit

*A. de Russey 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 Russey Sappington*  
Examiner.

IN THE CIRCUIT COURT OF

BALTIMORE CITY

*628* 193

1923

ROBERT T. NEAL

VS.

GERTRUDE NEAL

*Issued 8 months*

RULE TO EMPLOY NEW COUNSEL

Mr. Clerk:-

Please file.

*J. Steward Davis*  
ATTORNEY FOR PLAINTIFF.

*825-105*

J. STEWARD DAVIS

ATTORNEY AT LAW

215 SAINT PAUL PLACE

BALTIMORE, MD.

*13 March 1924*

BAUMGARTEN & CO., INC.

*John E. Peter Sheriff*

*Non Est (stylized)*



ROBERT T. NEAL

:

IN THE CIRCUIT COURT

VS.

:

OF

GERTRUDE NEAL

:

BALTIMORE CITY.

---

The plaintiff in this case, by J. Steward Davis, his attorney, moves for a rule on the defendant to employ new counsel in the place of Calvert B. Gill, deceased.

---

Folio \_\_\_\_\_

**City Ct.**

Docket \_\_\_\_\_

---

---

---

*vs.*

---

---

**RULE TO EMPLOY NEW COUNSEL.**

Filed \_\_\_\_\_ day of \_\_\_\_\_ 19

Robert J. Neal

vs.

Gertrude Neal

IN THE  
Circuit Court  
Baltimore City Court.

It appearing from the record in the above entitled cause that by reason of the death of  
Calvert B Gell attorney,

the Defendant is without Council, <sup>sel</sup> therefore upon motion of the Plaintiff it is

ORDERED by the Court this 13 day of March 1924 that the said

Defendant employ new counsel on or before the 24 day of

March 1924 provided a copy of this order be served on the said Defendant

on or before the 21 day of March 1924

Service of copy admitted this

\_\_\_\_\_ day of \_\_\_\_\_ 19\_\_\_\_

Charles F. Sten

Attorney for \_\_\_\_\_

"COPY"

Robert J Neal

vs.

Gertrude Neal

IN THE  
Circuit Court  
Baltimore City Court.

It appearing from the record in the above entitled cause by reason of the death of  
Calvert B Gell attorney

the Defendant is without council, <sup>sel</sup> therefore upon motion of the Plaintiff it is

ORDERED by the Court this 13 day of March 1924 that the said

Defendant employ new counsel <sup>sel</sup> on or before the 24 day of

March 1924 provided a copy of this order be served on the said Defendant

on or before the 21 day of March 1924

SIGNED

Charles F. Sten

TRUE COPY—Test:

Clas R Whiteford Clerk.

ROBERT T. NEAL

:

IN THE CIRCUIT COURT

VS.

:

OF

GERTRUDE NEAL

:

BALTIMORE CITY.

---

The plaintiff in this case, by J. Steward Davis, his attorney, moves for a rule on the defendant to employ new counsel in the place of Calvert B. Gill, deceased.

J. Steward Davis

Gertrude Neal  
1155th Stricker St

(in Rule to employ  
new counsel)

Circuit Court

193  
192 3 B Docket No. 63

Neal

vs.

Neal

Order of Reference  
and Report

Robertson  
B 25105

No. (10) ✓

Order Filed 9<sup>th</sup> day of July 1924  
Report Filed \_\_\_\_\_ day of \_\_\_\_\_ 192

Robert Neal

vs.

Gertrude Neal

IN THE  
Circuit Court

OF  
BALTIMORE CITY

May Term, 1924

This case being submitted, without argument, it is ordered by the Court, this 9<sup>th</sup> day of July, 1924, that the same be and it is hereby referred to Alexander H. Robertson, Esq., Auditor and Master, to report the pleadings and the facts, and his opinion thereon.

Charles F. Steen

Report of Auditor and Master

Bill filed by husband against wife for divorce a vinculo matrimonii on the ground of abandonment for three years, Code Article 16, Section 36. Defendant summoned and answered. Proof shows marriage, residence and abandonment of the Plaintiff for at least three years continuous, deliberate, final and without hope of reconciliation. Case ready for decree.

Alex H. Robertson

Auditor and Master.

CIRCUIT COURT

B 193

1923

No. 63 Docket

ROBERT T. NEAL,

VS.

GERTRUDE NEAL,

Recorded

Folio 198 198 4

Decree of Divorce

B No 25105

(11)

At. 14" July 1924

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

*Alan H. Robertson*  
Auditor and Master.



# Circuit Court

OF

BALTIMORE CITY

ROBERT T. NEAL,

VS.

GERTRUDE NEAL,

*July -* 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 14<sup>th</sup> day of JULY, A. D. 1924. by the Circuit Court of Baltimore City, Adjudged, Ordered and Decreed, that the said

ROBERT T. NEAL,

the above named Complainant be and he is hereby DIVORCED A VINCULO MATRIMONII from the Defendant, GERTRUDE NEAL.

And it is further Ordered, That the said Plaintiff, pay the cost of this proceeding.

*Charles F. Stone*