

IN THE
CIRCUIT COURT OF
BALTIMORE CITY

897
B 1925

YANCE NEAL

vs.

MAUD C. NEAL

B 29932

172

BILL OF COMPLAINT
+ Order of Publication

Mr. Clerk:

Please file, etc.

Joseph C. Santry

Sol. for Plaintiff

JOSEPH C. SANTRY
ATTORNEY AT LAW
2 EAST LEXINGTON STREET
BALTIMORE, MD.

FILED *4 Nov 1925*

YANCE NEAL

vs.

MAUD C. NEAL

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IN THE
CIRCUIT COURT OF
BALTIMORE CITY

TO THE HONORABLE, THE JUDGE OF SAID COURT:

Your orator complaining says:

FIRST: That the parties were married on the Third day of August, 1909, in the City of Baltimore and State of Maryland by a duly ordained minister of the Gospel.

SECOND: That your said orator has been a resident of the City of Baltimore and State of Maryland for more than two years prior to the filing of this Bill of Complaint.

THIRD: That there are two children born and now living as a result of said marriage, to wit: William Neal, age fifteen years; James Neal, age thirteen years.

FOURTH: That although the conduct of your said orator has always been that of a good, kind, faithful and affectionate husband towards the said defendant, yet she, the said defendant, has committed the crime of adultery with divers lewd men on divers times and occasions and whose names your said orator will make known when called upon to do so and for which crime your said orator has neither condoned nor forgiven her.

FIFTH: That the said defendant did on or about the Seventh day of June, 1922, abandon and desert your said orator without just cause or provocation and the said abandonment and desertion has continued uninterruptedly for more than three years last past and that there is no hope of expectation of a reconciliation between the parties hereto.

SIXTH: That your said orator has not lived or cohabited with the said defendant since the Seventh day of

June, 1922 and since he discovered the aforesaid acts of adultery.

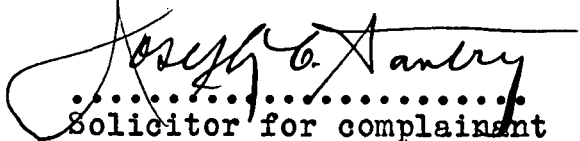
TO THE END THEREFORE:

(A) That your orator may be divorced a vinculo matrimonii from the said defendant, Maud C. Neal.

(B) That your orator may have such other and further relief as the mature of his case may require.

MAY IT PLEASE YOUR HONOR to grant unto your said orator; the Order of Publication, giving notice to the said Maud C. Neals of the City of Philadelphia, in the State of Pennsylvania, who is a non-resident of the State of Maryland, and when last heard of was in the City of Philadelphia, State of Pennsylvania, of the object and sustance of this bill and warning her to be and appear in this Court, in person or by solicitor, on or before a certain date to be named therein, to show cause if any she may have, why a decree ought not to be passed as prayed.

And, as in duty bound, etc.


.....
Solicitor for complainant

YANCE NEAL

vs.

MAUD C. NEAL

IN THE
CIRCUIT COURT OF
BALTIMORE CITY

TO THE HONORABLE, THE JUDGE OF SAID COURT:

The Petition of Yance Neal, plaintiff,
respectfully represents unto your Honor:

FIRST: That this action is brought for the
purpose of procuring a divorce a vinculo matrimonii by
the plaintiff against the defendant on the grounds of
abandonment and adultery.

SECOND: That the said defendant is now and
has been a resident of the City of Philadelphia and
State of Pennsylvania and is a non-resident of the
State of Maryland.

THEREFORE, your Petitioner prays an order
of publication may issue herein.

AND AS IN DUTY BOUND, etc.

Joseph C. Santry

Solicitor for Petitioner.

YANCE NEAL

vs.

MAUD C. NEAL

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IN THE
CIRCUIT COURT OF
BALTIMORE CITY

The subject of this suit is to procure a divorce a vinculo matrimonii by Yance Neal from Maud C. Neal.

The Bill of Complaint recites that the parties were married on August 3rd, 1909, at Baltimore, Md. That the plaintiff has been a resident of Baltimore City, State of Maryland for more than two years, prior to the filing of this Bill. That there are two children born as a result of the said marriage, to wit: William Neal, age fifteen years; James Neal, age thirteen years. The plaintiff although a kind, and faithful husband, yet the said defendant did on divers times and occasions commit the crime of adultery with divers lewd men. That on the 7th day of June, 1925, without any cause she abandoned and deserted her husband and that the abandonment has continued uninterruptedly for more than three years prior to the filing of this Bill of Complaint and that there is no hope or expectation of a reconciliation and that the plaintiff has not forgiven or condoned the said offence nor has he lived or cohabited with his wife since he discovered the same nor since June 7th, 1922. That the said defendant is a non-resident of the State of Maryland and is a resident of the City of Philadelphia, State of Pennsylvania and when last heard of was in the city and state aforesaid.

It is thereupon, this ^{November} 4 day of ~~October~~, 1925 ordered by the Circuit Court of Baltimore City that the plaintiff, by causing a copy of this order to be inserted in some daily newspaper published in Baltimore City once of each of four successive weeks before the 4th day of ~~October~~ ^{December}

1925, giving notice to the said defendant, Maud C. Neal, who is a non-resident of the State of Maryland of the object and substance of the Bill of Complaint and warning her to be and appear in this Court in person or by solicitor, on or before the 21 day of *December*, 1925, to show cause if any she may have why a decree should not be passed as prayed.

Charles H. Hester

192....

Docket No. *897*
1926

Neal

vs.

Neal

Certificate of Publication

B29932
(3)

THE DAILY RECORD

Filed *19* day of *Oct* 192*26*

THE DAILY RECORD

NOV 26 1925

Baltimore, 192.....

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

..... of Baltimore City, Case of

Yance Neal
Maud C Neal
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
4 the day of *December* 192*5*

First insertion *Nov 3* the 192*5*

THE DAILY RECORD

Per *Chapel*

Kaufman & Kaufman, Solicitors,
Calvert Building.

IN THE CIRCUIT COURT OF BALTI-
MORE CITY—(B—897—1925)—Yance Neal
vs. Maud C. Neal.

ORDER OF PUBLICATION.

The object of this suit is to procure a
divorce a vinculo matrimonii by Yance
Neal from Maud C. Neal.

The bill of complaint recites that the
parties were married on August 3rd, 1909,
at Baltimore, Md. That the plaintiff has
been a resident of Baltimore City, State
of Maryland for more than two years,
prior to the filing of this bill. That there
are two children born as a result of the
said marriage, to wit: William Neal, age
fifteen years; James Neal, age thirteen
years. The plaintiff although a kind and
faithful husband, yet the said defendant
did on divers times and occasions commit
the crime of adultery with divers lewd
men. That on the 7th day of June, 1925,
without any cause she abandoned and re-
sented her husband and that the abandon-
ment has continued uninterruptedly for
more than three years prior to the filing
of this bill of complaint and that there is
no hope or expectation of a reconciliation
and that the plaintiff has not forgiven or
condoned the said offense nor has he lived
or cohabited with his wife since he dis-
covered the same nor since June 7th, 1922.
That the said defendant is a non-resident
of the State of Maryland, and is a resident
of the City of Philadelphia, State of Penn-
sylvania, and when last heard of was in
the city and State aforesaid.

It is thereupon, this 4th day of November,
1925, ordered by the Circuit Court of Bal-
timore City, that the plaintiff, by causing
a copy of this order to be inserted in some
daily newspaper, published in Baltimore
City once in each of four successive weeks,
before the 4th day of December, 1925, giv-
ing notice to the said defendant, Maud C.
Neal, who is a non-resident of the State of
Maryland, of the object and substance of
the bill of complaint and warning her to
be and appear in this Court in person or
by solicitor, on or before the 21st day of
December, 1925, to show cause, if any she
may have, why a decree should not be
passed as prayed.

CHARLES F. STEIN.

True Copy—Test:

CHAS. R. WHITEFORD.

n5.12.19.26

Clerk.

897
1926 B Docket 65 Ct. Ct.

Jane Neal
vs.

Maria Neal

Decree Pro Confesso.

Frick

B. 29932.
[4]

No.

Filed *20 Oct* 1926

Gance Neal
vs.
Maud C. Neal

IN THE
Circuit Court
OF
BALTIMORE CITY.

.....*Term, 192*

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 suit~~, (said Order).

It is thereupon this *20* day of *October* in the year nineteen hundred and twenty *21* 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.

C. Frank

Docket B. 897/1925

IN THE CIRCUIT COURT

Yance Neal

vs

Maud C. Neal

DEPOSITIONS

B No. 29932

PLAINTIFF'S COST

Examiner _____ \$ _____
Copies _____
Notices _____
Sheriff _____
Stenographer _____

\$

DEFENDANT'S COSTS

Examiner _____ \$ _____
Copies _____
Notices _____
Sheriff _____
Stenographer _____

\$

GEORGE ARNOLD FRICK, Examiner

Filed 30 day of Oct 19 26

3/13/2/66

.....
Yance Neal
.....
vs.
Maud C. Neal
.....
.....

In the Circuit Court _____
OF BALTIMORE CITY

.....
A Decree Pro Confesso having passed,
.....
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
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
20th day of October, 1926, met on
the 28th day of October in the year nineteen
hundred and twenty-six, at my office, in the City of Baltimore, in the
State of Maryland, and assigned the 29th day of October
in the same year at eleven o'clock in the fore noon and the
office of the Examiner, 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:

Testimony taken at the office of George Arnold Frick, Examiner, on Friday October 29, 1926 at 11 A.M.

Present: Joseph Santry - Counsel for Plaintiff.

Thereupon:

YANCE NEAL, the Plaintiff, produced as a witness on his own behalf, being first duly sworn, deposeth and saith as follows - that is to say -

BY THE EXAMINER: -

1 Q- State your name, residence, and occupation?

A- Yance Neal, 806 Rutland Avenue, Truck Driver - Maryland Vinegar Company.

2 Q- Are you the Plaintiff in this case?

A- Yes sir.

3 Q- How long have you known the Defendant, your wife?

A- Nineteen years.

BY MR. SANTRY : -

4 Q- When, where, and by whom were you married?
August 3, 1909?

A- August 3, 1909.

5 Q- Baltimore City?

A- Baltimore City.

Yance Neal.

6 Q- Who by? What minister?

A- I forget his name.

7 Q- What kind of a minister?

A- A Baptist minister.

8 Q- Where did you and your wife go to live after the marriage?

A- In Baltimore City, on Monument Street.

9 Q- Are you and your wife now living together as man and wife?

A- No sir.

10 Q- Which one left the other?

A- She left me.

11 Q- When?

A- She left me June 7, 1922.

12 Q- Tell the court what transpired on that day. when she left you?

A- I didn't know anything of it. When I came home from my work, she was gone.

13 Q- Did she leave her clothes or take them away?

A- She took them away and moved on Bolton Street somewhere.

14 Q- Has she ever returned or ever come back to you?

A- No sir - never.

15 Q- What has been your conduct towards your wife during your married life? Were you a good, loving husband?

Yance Neal.

A- Yes sir.

16 Q- Faithful?

A- Yes sir.

17 Q- Support her?

A- Yes sir.

18 Q- What was her conduct towards you? How did she act?

A- She had a very bad disposition. She was very fiery.

19 Q- Did you give your wife any cause or reason to abandon you?

A- No.

20 Q- Has this abandonment continued uninterruptedly for more than three years prior to the filing of the Bill?

A- It has.

21 Q- Since the 7th day of June 1922? Is that right?

A- Yes sir.

22 Q- Was the abandonment her own deliberate and final act?

A- Yes sir.

23 Q- Is there any hope or expectation of you going back and living with her?

A- No.

24 Q- You haven't lived or cohabited with her since the time of the abandonment?

Yance Neal.

A- No. I haven't.

25 Q- Have you been a resident of the City of Baltimore and State of Maryland for more than two years prior to the filing of this Bill?

A- Yes sir, I have been here for 27 years.

26 Q- Is your wife a resident of a non-resident of the State of Maryland?

A- She is a non-resident.

27 Q- Where did you last hear of her?

A- In Philadelphia, Pennsylvania.

28 Q- Were there any children born of this marriage?

A- Yes sir - two.

29 Q- William Neal, sixteen and James Neal, thirteen?

A- Yes sir.

30 Q- Who has the care of these children?

A- I have.

31 Q- They live with you?

A- Yes sir.

32 Q- Do you desire to have the custody of the children?

A- Yes sir.

33 Q- Are you able to take care of the children and support them?

A- Yes sir.

34 Q- You have up to the present time?

A- I have, - from baby up to where they is today.

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:

*Do. He
James Neal
Mark
Witness: George Arnold Gish*

MARY MANUEL, produced as a witness on the behalf of the Plaintiff, being first duly sworn, deposeth and saith as follows - that is to say -

BY THE EXAMINER: -

1 Q- State your name, residence, and occupation?

A- Mary Manuel, 809 Rutland Avenue, launress.

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

A- Yes sir.

3 Q- How long have you known them?

A- I have known them for the last seven years.

BY MR. SANTRY: -

4 Q- Do you know when the parties to this suit married?

A- No, I didn't know them at that time.

5 Q- Do you know that they lived together as man and wife?

A- Yes, they lived next door to me.

6 Q- Do you know that they held themselves out to the community as man and wife, and they were taken by the public as man and wife, and considered as man and wife?

A- They were, yes indeed.

7 Q- Is the Plaintiff a resident of the State of Maryland?

A- Yes sir.

Mary Manuel.

8 Q- How long has he been a resident of the State of Maryland and City of Baltimore, that you know of?

A- For the last seven years.

9 Q- Is his wife a non-resident of the State of Maryland to your knowledge?

A- Yes sir. She is in Philadelphia the last I heard about her.

10 Q- Are there any children born of this marriage?

A- Any children? Two boys.

11 Q- William Neal and James Neal?

A- Yes sir.

12 Q- Who has the care and custody of these children?

A- He really has.

13 Q- Is he the proper party to take care and have the custody of them?

A- He surely is.

14 Q- I understand you to say that the parties are not living together now as man and wife?

A- Yes.

15 Q- Which left the other?

A- Mrs. Neal left her husband, the Plaintiff.

16 Q- Do you know about when this occurred?

A- It was in 1922.

17 Q- Did Mr. Neal give his wife any just cause or reason to leave him?

A- Not to my knowledge, I don't think so. He treated

Mary Manuel.

his wife very good.

18 Q- Was he a good faithful husband?

A- He was a good faithful husband.

19 Q- How was she?

A- She didn't seem to be a very faithful wife.

20 Q- Has the abandonment as testified continued uninterruptedly for more than three years prior to the filing of the Bill?

A- They have been apart since they parted in 1922.

21 Q- Was her abandonment of him her own final and deliberate act?

A- It seemed to me that it was. It seemed to me that Mr. Neal didn't give her any cause to leave.

22 Q- They haven't lived together since?

A- No, they have not lived together since.

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.
Wm. M. M. M.

ALVERTA REED, produced as a witness on the behalf of the Plaintiff, being first duly sworn, deposeth and saith as follows - that is to say -

BY THE EXAMINER: -

1 Q- State your name, residence, and occupation?

A- Alverta Reed, 907 Rutland Avenue, housewife.

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

A- Yes sir.

3 Q- How long have you known them?

A- I guess I have been knowing them about nineteen years.

BY MR. SANTRY: -

4 Q- You know that the parties suit were married?

A- Yes sir.

5 Q- And lived as man and wife?

A- Yes sir.

6 Q- And were considered as man and wife?

A- Yes.

7 Q- Are they living together now?

A- I know they are not.

8 Q- Can you state about when the parties separated?

A- It was around the summer or spring of 1922.

In the latter part of the spring 1922.

9 Q- Was it around the 7th day of June 1922?

Alverta Reed.

A- It was around that time because two or three weeks before that date, she had some sewing for me. She had made three blouses for my boy and that was in about May, and then two or three weeks after that, I heard she had left her husband.

10 Q- Have they ever lived together since that time?

A- No sir.

11 Q- Is the Plaintiff a resident of the State of Maryland?

A- Yes sir.

12 Q- How long has he been a resident of the State of Maryland?

A- I have been knowing him here for nineteen years or more.

13 Q- Do you know that she is a non-resident?-

A- I heard she was in Philadelphia the last I heard of her.

14 Q- So far as you know, she is a non-resident?

A- A non-resident.

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.
~~Mr.~~ Mrs. Alveste Rad

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..... 30th..... day of October..... in the year of our Lord nineteen hundred twenty- six..... at the City of Baltimore, in the State of Maryland.

George Arnold Frick { SEAL }
Examiner.

There are..... no..... Exhibits with these depositions, to wit:
Plaintiff's..... Exhibit.....

Defendant's..... Exhibit.....

George Arnold Frick
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.....

George Arnold Frick
Examiner.

419-1926

IN THE CIRCUIT COURT
OF *B 879*
BALTIMORE CITY *1926*

YANCE NEAL

VS.

MAUD NEAL

Appearance
B 29932

Mr. Clerk:- *(6)*
Please file.

Davis & Evans
ATTORNEYS FOR DEFENDANT

DAVIS & EVANS
ATTORNEYS AT LAW
Filed 30 Oct 1926

YANCE NEAL

:

IN THE CIRCUIT COURT

VS.

:

OF

MAUD NEAL

:

BALTIMORE CITY

Mr. Clerk:-

Please enter our appearance for the defendant in the
above entitled case.

Davis & Evans

ATTORNEYS FOR DEFENDANT

B 897
19 26

Circuit Court

Docket _____

Gance Neal

vs.

Wanda G. Neal

SUBMISSION FOR DECREE.

Mr. Clerk,
Please file,

Joseph G. Laney
Solicitor for Plaintiff.

No. B 29932

27)
Filed 5 Nov 1956

Yance Neal
vs.
James C. Neal

*In the Circuit Court
of Baltimore City*

TERM 19__

To the Honorable

Judge of Said Court:

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

Joseph C. Hanbury

Solicitor for Plaintiff,

J. Stewart Davis

Solicitor for Defendant.

Circuit Court

65
19 26

B Docket No. 897

Yance Neal

vs.

Maud G. Neal

Order of Reference
and Report

Loon

B No. 29932
(8)

Order Filed 5 day of Nov 1926

Report Filed 10 day of Jan 1927

Ganci Neal
vs.
Mary C. Neal

IN THE
Circuit Court
OF
BALTIMORE CITY

September Term, 1926

This case being submitted, without argument, it is ordered by the Court, this 51st day of November, 1926, that the same be and it is hereby referred to Ward B. Cox, Esq., Auditor and Master, to report the pleadings and the facts, and his opinion thereon.

Ward B. Cox

Report of Auditor and Master

Bill for divorce a vinculo matrimonii filed by the husband against his wife on the grounds of abandonment and of adultery. 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.

Case made for giving the custody of said children to the plaintiff.

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

The case has also been submitted by solicitor, who appears for defendant.

Case ready for decree.

Ward B. Cox
Auditor and Master

December 18th, 1926

CIRCUIT COURT

B 897
1926

No. 65 Docket

YANCE NEAL

VS.

MAUD C. NEAL
Recorded

Folio 48 1927

Decree of Divorce

B No. 29932

(9)

fd. 23" Feb. 1927.

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

Maud B. Cox
Auditor and Master.

Circuit Court

OF

BALTIMORE CITY,

-----YANCE NEAL-----

VS.

-----MAUD C. NEAL-----

-----*January*----- Term, 192*7*-----

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

✓ It is thereupon, this *23rd* day of *February*, A. D. 192*7*

by the Circuit Court of Baltimore City, Adjudged, Ordered and Decreed, that the said - - - - -
- - - - - Yance Neal - - - - -
the above named Complainant be and he is hereby DIVORCED A VINCULO MATRIMONII from the Defendant, the said Maud C. Neal.

AND IT IS FURTHER ORDERED that said complainant shall have the guardianship and custody of William Neal and James Neal, the minor children of the parties in the proceedings mentioned, until the further order of this Court.

And it is Further Ordered, That the said complainant - - - - - pay the cost of this proceeding.

James P. Gorter