

IN THE CIRCUIT COURT OF

No. 2
BALTIMORE CITY.

B 577
1948

JAMES PERRY

VS.

GERTRUDE PERRY.

1104 N. Mount St.

BILL FOR DIVORCE.

Mr. Clerk:-

Please file.

Davis & Evans
ATTORNEYS FOR PLAINTIFF.

No 25821 B
1

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

For 30th Sept 1948

JAMES PERRY : IN THE CIRCUIT COURT
 :
 :
 VS. :
 : OF
 :
 GERTRUDE PERRY : BALTIMORE CITY.

No 2

TO THE HONORABLE, THE JUDGE OF SAID COURT:

Your Orator complaining respectfully represents:

1. That he was married to his wife, Gertrude Perry on the 13th day of February, 1917 and with whom he resided until the 2nd day of September, 1922 when the defendant deserted the plaintiff.
2. That though the conduct of your Orator toward the said Gertrude Perry 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 your Orator has not lived or co-habited with the said Gertrude Perry since said desertion.
4. That there are two children born as issue of said marriage, Margaret Perry, age nine years and Mary Perry, age eight years.
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 Perry.

17

(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 Perry, 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.

P 16

Ct. Ct. No. 2

557
1925

B

Docket No. 34

Perry vs.

Perry

Subpoena to Answer Bill of Complaint

1104 P.W. Mount

No. 25821 B
2

Coyne = copied

Filed 10th October, 1925

Davis & Evans

Solicitor.

14

Summoned and a copy of the process left with the defendant

John C. Pote Sheriff

Yes \$0.80

C. K. Galloway
10/3/25

EQUITY SUBPOENA

The State of Maryland

To

Gertrude Perry

1104 N. Mount St

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 *October*, next, cause an appearance to be entered for you, and your Answer to be filed to the Complaint of

James Perry

against you exhibited in the CIRCUIT COURT NO. 2 OF BALTIMORE CITY.

HEREOF fail not, as you will answer the contrary at your peril:

WITNESS, the Honorable JAMES P. *CORTER*, Chief Judge of the Supreme Bench of Baltimore City, the *14th* day of *September*, 192*5*
Issued the *30th* day of *September*, in the year 192*5*

John Pleasants

Clerk.

MEMORANDUM:

You are required to file your Answer or other defence in the Clerk's Office, Room No. 235, in the Court House, Baltimore City, within fifteen days after the return day. (General Equity Rule 11.)

B 557/1925

IN THE CIRCUIT COURT NO. 2
OF
BALTIMORE CITY.

JAMES PERRY

VS.

GERTRUDE PERRY.

RESPONDENT'S ANSWER.

Mr. Clerk:-

Please file.

Harry M. Daniels

ATTORNEY FOR RESPONDENT.

25821B
3

118 E. Lexington St.

FILED *10th October 1925*

JAMES PERRY

:

IN THE CIRCUIT COURT NO.2

VS.

:

OF

GERTRUDE PERRY

:

BALTIMORE CITY.

TO THE HONORABLE, THE JUDGE OF SAID COURT:

The answer of your respondent to the bill of complaint in the above entitled cause says:

1. That she admits the allegations as contained in the first paragraph of the bill of complaint.
2. That she denies with great emphasis the allegations contained in the second paragraph of the bill of complaint.
3. That she denies the third paragraph of the bill of complaint.
4. As to the fourth paragraph of the bill of complaint, your respondent admits the facts therein stated and asks the care and custody of the said children.
5. That she admits the fifth paragraph of the bill of complaint.

WHEREFORE your respondent prays that the bill be dismissed with costs to the plaintiff.

Henry M. Daniels

ATTORNEY FOR RESPONDENT.

Circuit Court #2

1925

B

Docket 34

James Perry vs.

Bertrude Perry

Samp

Petition for leave to take
Testimony and Order of
Court thereon

No. 25821 B.
H.

Filed 26th October 1925

James Perry

vs.

Gertrude Perry

IN THE

Circuit Court #2

OF

BALTIMORE CITY

To the Honorable the Judge of the
Circuit Court² of Baltimore City:

THE PETITION OF

James Perry

in this case, respectfully shows that *he* desire S to take testimony in this case, and
respectfully pray S that leave be granted *him* to do so before one of the Standing
Examiners of this Court.

Davis Evans
Solicitor for Complainant

ORDERED, this *26th* day of *October* 192*5*, 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.

James P. Porter

B 557/1926
IN THE CIRCUIT COURT NO. 2

OF

BALTIMORE CITY.

JAMES PERRY
701 Harlem Ave.
3rd floor.
VS.

GERTRUDE PERRY

*Petition for alimony
& counsel fee
No 25821B
J*

Mr. Clerk:-

Please file.

Henry M. Daniels
ATTORNEY FOR DEFENDANT
118 E. LEXINGTON STREET

Jan 18 January 1926

JAMES PERRY : IN THE CIRCUIT COURT NO.2

VS. : OF

GERTRUDE PERRY : BALTIMORE CITY.

Your respondent in the above case respectfully says.

I. That heretofore, she has answered the bill of complaint in the above case.

2. That your respondent further states that she is destitute and without funds to defray the expense of this litigation, further that she is without the means of support for herself and children. That she is advised by counsel that she is entitled to request this Honorable Court that the plaintiff be compelled to contribute a reasonable amount as alimony pendente lite for herself and child and a reasonable amount to compensate her solicitor.

3. That the plaintiff is employed and earns approximately thirty-five dollars per week.

TO THE END, THEREFORE; your respondent prays,

- (a) Alimony pending this suit.
(b) Permanent alimony.
(c) Counsel fee for her solicitor.

Henry M. Daniels
SOLICITOR FOR RESPONDENT.

1/2 check

Serve on
James Perry
401 Orleans Ave
3rd floor

34 B Docket 557
1925

CIRCUIT COURT No. 2

Perry
vs.
Perry

Order Counsel Fee and Alimony
Pendente Lite
Husband Plaintiff

ORDER

No. 25821 B.

(6)

Copy = copied

Filed 18th January 1926
10

Copy of the within Order of Court served on
James Perry on the 18th day of January
1926 in presence of August J. Bichy
John A. Potte
Sheriff
Fees \$0.50

James Perry

vs.

Gertrude Perry

IN THE
CIRCUIT COURT No. 2

OF

BALTIMORE CITY

January, TERM, 1926

ORDERED BY THE COURT, this 18 day of January 1926

that the Plaintiff

James Perry

pay to the Defendant

Gertrude Perry

the sum of

Twenty-five

Dollars as Counsel Fee 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 Perry

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

3rd

day of January 1926, provided a copy of this Order be served on the said Plaintiff

James Perry

on or before the

23rd

day of January 1926

James P. Goster

\$ 35.00 m.w.
2 checks

TRUE COPY—TEST:

Clerk.

IN THE CIRCUIT COURT NO. 2

OF

BALTIMORE CITY, 1925

JAMES PERRY

VS.

GERTRUDE PERRY

ANSWER TO PETITION

No 25821B

Mr. Clerk

Please file.

Dewis Evans
ATTORNEYS FOR PLAINTIFF.

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

25 February 1926

JAMES PERRY : IN THE CIRCUIT COURT NO.2

VS. : OF

GERTRUDE PERRY : BALTIMORE CITY.

TO THE HONORABLE, THE JUDGE OF SAID COURT:

Your Orator, answering the petition of your respondent, respectfully says:

That he is unable to pay the amount named in the order of nisi passed by this Honorable Court. He further states that he has been contributing weekly to the support of his children. That he does not earn thirty-five dollars weekly as stated in the petition of the respondent.

Wherefore your petitioner prays that the bill be dismissed with costs.


ATTORNEYS FOR COMPLAINANT.

Davis and Evans

51 ✓ 18 ✓

Cir. Ct. No. 2

557 B
1925 Docket No. 34

James Perry
vs.

Gertrude Perry

MOTION FOR HEARING

Mr. Clerk:
Please find the
Henry M. Daniels
Sol for Dept.
No. 25821B

Filed 20 March 1926

Henry M. Daniels

James Perry
vs.
Gertrude Perry

IN THE
Circuit Court No. 2
OF
BALTIMORE CITY

The defendant Gertrude Perry by Henry M. Donie

her Solicitor, applies to have the above entitled cause placed in the

Trial Calendar for hearing on The question of alimony
and counsel fee

In conformity with the First Equity Rule.

Henry M. Donie
Solicitor for Defendant

Serve on

Davis and Evans

Solicitors

Davis & Evans

2/9/26.

No 27

557
1923

B

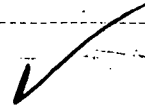
Cir. Ct. No. 2

Docket No. 34

Perry

vs.

Perry



NOTICE AS TO HEARING

(1)

No. 25821 B

Copy - copied

Filed 8th February, 1926

H

Copy of the within notice served on Davis and Evans,
Solicitors on the 9th day of February, 1926, in the
presence of Louis Hucht John E. Polce Sheriff

Fee \$0.50

215
St Paul

James Perry
vs.
Gertrude Perry

IN THE
CIRCUIT COURT, No. 2
OF
BALTIMORE CITY.

Upon application made by the Solicitor for the *Defendant*

the above entitled cause has been placed upon the Trial Calendar in accordance with the provisions
of the First Equity Rule, and the same will stand for hearing on *Monday and*

Counsel fees

when reached in due course on the said calendar.

JOHN PLEASANTS,

Clerk Circuit Court No. 2.

Davis & Erans

27 ✓ ✓ 10

557
192 5
Cir. Ct. No. 2
34
Docket No. B

James Perry
vs.
Gertrude Perry

MOTION FOR HEARING

25821

No. 25821 B

Filed 8th January 1926

Henry M. Daniels

James Perry

vs.

Gertrude Perry

IN THE
Circuit Court No. 2

OF
BALTIMORE CITY

The *Defendant* by *Henry M. Daniels*

her

Solicitor, applies to have the above entitled cause placed in the

Trial Calendar for hearing on *alimony and counsel fee*

In conformity with the First Equity Rule.

Henry M. Daniels

Solicitor for *Defendant*

Serve on

Davis & Evans

parents

Service admitted

Mar. 22, 1926

Davis & Evans,

No 57

Cir. Ct. No. 2

557
1925

B

Docket No. 34

Perry

vs.

Perry

NOTICE AS TO HEARING

No. 215821 B

11.

Copy - copied

Filed 20th March, 1926

H

Copy of the within Notice served on Davis and Evans,
Solicitors on the 22nd day of March, 1926, in the
presence of Louis Hecht.

John C. Pater
Sheriff

Fee \$0.50

215
St Paul

James Perry
vs.
Gertrude Perry

IN THE
CIRCUIT COURT, No. 2
OF
BALTIMORE CITY.

Upon application made by the Solicitor for the *Defendant*

the above entitled cause has been placed upon the Trial Calendar in accordance with the provisions of the First Equity Rule, and the same will stand for hearing on *Thursday and Counsel*

fee

when reached in due course on the said calendar.

JOHN PLEASANTS,

Clerk Circuit Court No. 2.

Circuit Court No. 2

557
1925

DOCKET No. 34 B

JAMES PERRY

vs.

GERTRUDE PERRY

ORDER FOR APPEARANCE

No. 2582/B
1127

Filed 13th day of July 1925

2582/B

JAMES PERRY

vs.

GERTRUDE PERRY

IN THE

Circuit Court No. 2

-OF-

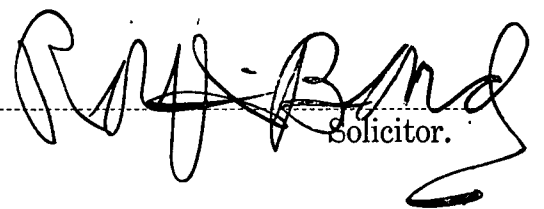
BALTIMORE CITY

JULY

TERM, 1934

MR. CLERK:

PLEASE ENTER MY APPEARANCE FOR ~~DEFENDANT~~ ^{PLAINTIFF}


Solicitor.

Doc. B 557
1935

In the Circuit Court, no. 2
OF BALTIMORE CITY

DEPOSITIONS

James Perry

vs.

Gertrude Perry

No. 25821B
<13>

PLAINTIFF'S COSTS

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

DEFENDANT'S COSTS

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

Ed 26 - July 1934

3/19/212

James Perry

vs.

Gertrude Perry

In the Circuit Court No. 2,

OF BALTIMORE CITY.

See 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-sixth* day of *October* 19*26*, met on the *sixth* day of *March* in the year nineteen hundred and *twenty-six* at my office, in the city of Baltimore, in the State of Maryland, and assigned the *eighth* day of *March* in the same year at *two-thirty* o'clock in the *after-*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:—

JAMES PERRY : In the Circuit Court No. 2 of
VS. :
GERTRUDE PERRY : Baltimore City.

- - - - -

The above cause being at issue and notice having been given A. deRussy Sappington, one of the Standing Examiners of the said Circuit Court No. 2 of Baltimore City, by the solicitor for the plaintiff of a desire to take testimony in said cause, said A. deRussy Sappington, under and by virtue of an order of the above named Circuit Court No. 2, passed in said cause on the 26th day of October, 1925, met on the 6th day of March, in the year 1926, at his office, in the City of Baltimore, in the State of Maryland, and assigned the 8th day of March in the same year at 2:30 o'clock in the afternoon, and the offices of Messrs. Davis and 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 said A. deRussy Sappington, Examiner, as aforesaid, 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:--

8-4-8

JAMES PERRY

VS.

GERTRUDE PERRY.

Testimony taken before me, A. deRussy Sappington, Examiner, at my offices in the Title Building, Baltimore, Md. on March 8, 1926 at 2.30 o'clock in the afternoon.

Thereupon---

JAMES PERRY,

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:

Q State your name, residence and occupation?

A James Perry, 1002 Myrtle Avenue, chauffeur.

Q Do you know the parties to this suit?

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

By Mr. DAVIS:

Q When, where and by whom were you married?

A February 13, 1917, in Baltimore, Maryland, by Reverend Mack, a Minister of the Gospel.

Q Are you living with your wife now?

A No.

Q Which left the other and when?

A I left her on September 2, 1922.

Q Where were you living at that time?

A On 1017 West Franklin Street.

Q What caused the separation?

A I was working and when I came home my wife was very seldom home and my meals were never ready. I would come home for dinner and sometimes I would find fellows sitting in the house eating.

Q Did you say anything to your wife about it?

A Yes; I asked her about the men and told her to keep them out but she wouldn't do it. The men were causing a disturbance. She said they were nothing but visitors coming to see both of us, but I was never there when they came.

Q Did she go out at nights?

A She did, and would come home at eleven and half past. She would leave the children with me, and sometime take them to my mother's.

Q Has ~~she-the~~ children now?

A They are with her sister.

Q Now, were you always a kind, affectionate and faithful husband?

A I was.

Q Did you give her any just cause to neglect you or to associate with these men?

A No, sir. On the day I left I told her I was going unless she gave these men up and she refused to do it, and I left.

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

A Yes, sir, since September 2, 1922.

Q Have you been a resident of the City of Baltimore, State of Maryland for more than two years prior to the filing of this suit?

A Yes, sir.

Q What are the names and ages of the children?

A Margaret, 9 and Mary, 8. They are in the custody of my sister in law, Elizabeth Lewis and I am contributing five dollars a week towards their support and am willing to continue to do it and let my sister in law have their custody.

Q Is the separation deliberate and final and beyond any reasonable hope or expectation of reconciliation?

A Yes, sir, it is.

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 Perry.

Thereupon---

GEORGE ALBERT,

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:

Q State your name, residence and occupation?

A George Albert, 629 Gilbert Street, truck.

Q Do you know the parties to this suit?

A I do.

By Mr. Davis:

Q Do you know that they were married and lived together at one time as husband and wife?

A I do.

Q Were they known and recognized in the community in which they lived as husband and wife?

A They were.

Q Are they living together now?

A No, sir.

Q Which left the other and when?

A He left her on September 2, 1922.

Q Did you visit the parties while they lived together?

A I did.

Q Was he a kind, affectionate and faithful husband to her?

A Yes, sir, he was.

Q Has he been a resident of Baltimore, State of Maryland for more than two years prior to the filing of this suit?

A Yes, sir, he has.

Q Did you used to come home with him to dinner?

A Yes, sir, and sometimes just as he says, I could see a couple of fellows sitting there and women too---on one or two occasions they were eating.

Q Would his wife have his meals ready for him?

A No

Q Did he complain about it?

A He did. He complained about the men being there also. I have seen the men there many times.

Q Did he give his wife any just cause to neglect him or refuse to have his meals ready, or to entertain these men?

A No, sir.

Q There are two children, I believe, as result of the marriage?

A Yes; Margaret 9 and Mary, 8. They are with his sister and he contributes towards their support.

Q Do you think the separation between the parties is deliberate and final and beyond any reasonable hope or expectation of reconciliation?

A Yes, sir, I do.

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.--- *NI* Geo Albert-

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.....day of..... in the year of Our Lord nineteen hundred and.....*twenty-six*.....at the City of Baltimore, in the State of Maryland.

..... (SEAL).
Examiner.

There are.....*7*..... Exhibits with these depositions, to wit:

Plaintiff's..... Exhibit */*.....

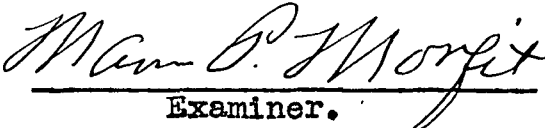
Defendant's..... Exhibit */*.....

.....
Examiner.

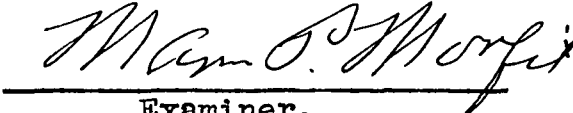
I, A. de RUSSY SAPPINGTON, the Examiner before whom the foregoing depositions were taken, do hereby certify that I was employed in assigning a day, and taking the said depositions upon.....*two*..... days, on.....*both*..... of which I was employed by the Plaintiff....., and on.....*none*..... by the Defendant.....

.....
Examiner.

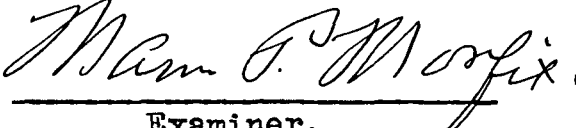
No other witnesses being named or produced before him, said A. deRussy Sappington, Examiner, as aforesaid, he then at the request of the solicitor of the plaintiff closed the depositions taken in said cause and the same are now returned closed, under the hand and seal of Mason P. Morfit, Examiner, on this twenty-fourth day of July in the year of Our Lord nineteen hundred and thirty-four at the City of Baltimore, in the State of Maryland.


Examiner.

There are no exhibits with these depositions.


Examiner.

I, Mason P. Morfit, Examiner, do hereby certify that said A. deRussy Sappington, Examiner, was employed in assigning a day and taking the said depositions upon two days, on both of which he was employed by the Plaintiff and on none by the Defendant.


Examiner.

.....
James Perry

vs.

Gertrude Perry
.....

In the Circuit Court No. 2

OF BALTIMORE CITY.

The above cause being at issue,

.....
A. deRussy Sappington, Examiner,
and notice having been given ~~me~~ by the Solicitor for the ~~plaintiff~~
~~additional~~
of a desire to take testimony in the same, I, MASON P. MORFIT, 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-sixth~~ day of ~~October~~ 19 ~~26~~., met on
the ~~twentieth~~ day of ~~July~~ in the year nineteen
hundred and ~~thirty-four~~ at my office, in the City of Baltimore, in the State
of Maryland, and assigned the ~~twenty-first~~ day of ~~July~~
in the same year at ~~10:30~~ o'clock in the ~~fore~~ noon and the
office of ~~the Examiner, 733-45 Title Building,~~ 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~~, ~~additional~~
to take the following depositions, that
is to say:—

On Saturday, July 21st, 1934, at 10:30 A. M., in the offices of Mason P. Morfit, Examiner, in the Title Building, in Baltimore, at which last mentioned time and place, due notice of such meeting having been given, I attended, and in the presence of the solicitor of the plaintiff proceeded to take the following additional testimony, that is to say:

- - - -

Thereupon---

JAMES PERRY,

the plaintiff, in this case, heretofore produced and sworn, having been recalled, and resworn, testified as follows:

By the Examiner:

Q State your name, residence and occupation.

A James Perry, 722 North Carrollton Avenue, Baltimore - chauffeur.

Q Do you know the parties to this suit?

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

By Mr. Bond:

Q Mr. Perry, sometime ago you had a divorce case and lawyer Davis was your attorney?

A Yes, sir.

Q About nine years ago you took testimony in that case and I want to ask you whether or not you have lived or

cohabited with your wife, had any intercourse with her since you filed your Bill for a divorce and since you took testimony in this case?

A No, sir.

Q And you started your case on the thirtieth of September, 1925?

A No, sir, I have not.

Q Attorney Davis asked you whether you left your wife or whether she left you and you remarked that you left her. Why was it that you left your wife?

A The reason I left her was that she had men and women hanging around the house all the time and I told her she would have to get them out of there and she told me if I didn't like it that I could go, that she was going to keep them coming to the house as much as she wanted.

Q Did she tell you to go?

A Yes, sir.

Q In other words did she tell you she was going to be the boss of the house?

A Yes, she did.

Q You had some children - What did she do about the children?

A She turned them over to me.

Q She told you to take the children with you?

A Yes, sir.

Q Did you take the children with you?

A Yes, sir.

Q What did you do with the children?

A I kept them about a year and then I was about to put them in Saint Catherine's Home and about the time I was going to put the children in the Home her sister came and begged me not to put them in the Home, so her children took the children after that.

Q How long did her sister have the children?

A From that time up until about three weeks ago.

Q About three weeks ago who took the children?

A My wife took the children.

Q What did she do immediately upon taking the children?

A She applied to Mr. Sherman of the States Attorney's office for support.

Q What did Mr. Sherman suggest or order?

A Mr. Sherman suggested that I give her four dollars a week for the support of the children.

Q Until when?

A Until August eighth and then one will be seventeen and will be self-sustaining, she is working in a hair-dressing parlor.

Q And, at that time the four dollars will be reduced how much?

A To three and a half.

Q He will take off fifty cents for the one child?

A Yes, sir.

Q And after August eighth that you should pay three dollars and a half a week, is that right?

A Yes, sir.

Q Are you cheerfully complying with the order of the States Attorney's office and giving her four dollars a week until August 8th, 1934, after which you will give her three dollars and a half a week?

A Yes, sir.

Q Was there any way in the world that you could have stayed there with your wife when she told you to take the children and get out and stay?

A No, sir.

Q You had a witness who testified in this case when your testimony was originally taken by the name of George Albert. Where is he?

A He is dead Mr. Bond.

Q Did you see him when he was dead?

A Yes, sir.

Q When was his funeral?

A ~~It was the early part of 1927.~~

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 Peery

No other witnesses being named or produced before me, I then, at the request of the Solicitor..... of the plaintiff,
additional
closed the/depositions taken in said cause and now return them closed under my hand and seal, on this twenty-sixth day of July,
in the year of Our Lord nineteen hundred and thirty-four at the City of Baltimore, in the State of Maryland.

Mason P. Morfit (SEAL).
Examiner.

There are no Exhibits with these depositions, to wit:

Plaintiff's Exhibit

Defendant's Exhibit

Mason P. Morfit
Examiner.

I, MASON P. MORFIT, the Examiner before whom the foregoing additional 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.

Mason P. Morfit
Examiner.

Cir. Ct. No. 2.

557
~~1925~~
1925

B- Docket No. 34

JAMES PERRY

vs.

GERTRUDE PERRY

SUBMISSION FOR DECREE.

Mr. Clerk,

Please file

RMB
Solicitor for Plaintiff.

No. 25821B.
<14>

Filed 28 July 1934

JAMES PERRY

vs.

GERTRUDE PERRY

In the Circuit Court No. 2
of Baltimore City.

JULY

TERM, 1923

To the Honorable

Judge of the Said Court:

The above cause is respectfully submitted
for decree and the 41st General Equity Rule is hereby waived.

Solicitor for Plaintiff,

Henry W. Daniels

Solicitor for Defendant.

Raymond Bond

(to pay)

Circuit Court No. 2

557
19325 DOCKET No. 34 B

JAMES PERRY

vs.

GERTRUDE PERRY

Order of Reference
and Report

LATANE

No. 25821B.
15-167

Order Filed 28 - day of July, 1934
Report Filed 31 - day of July, 1934

JAMES PERRY
VS.
GERTRUDE PERRY

IN THE
Circuit Court No. 2
OF
BALTIMORE CITY

JULY TERM, 1934

This case being submitted, without argument, it is ordered by the Court, this 28 day of July, 1934, that the same be and is hereby referred to James A. Latane, Esq., Auditor and Master, to report the pleadings and the facts, and his opinion thereon.

to Charles F. Stone
✓

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 summoned and answers by solicitor.
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 the minor children of the parties to the defendant.
More than thirty days have elapsed since the filing of the bill. Case submitted and ready for decree.
This case was begun in 1925. Recent testimony, taken July 21, 1934, shows no change in the status of the parties.

July 28, 1934

James A. Latane
Auditor and Master

Circuit Court No. 2,

B 557
19325 No. Docket

JAMES PERRY

vs.

GERTRUDE PERRY

DECREE OF DIVORCE

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

..... *Jas. A. Latane*
Auditor and Master.

No. 1
P
No. 25821 B
2147
copy 227 - Conf B

Filed 31 July, 1934

DECREE OF DIVORCE

IN THE

Circuit Court No. 2,

JAMES PERRY

VS.

OF

BALTIMORE CITY

GERTRUDE PERRY

July Term, 1934

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

It is thereupon, this 31 day of July, Anno Domini, one thousand nine hundred and thirty-four by the CIRCUIT COURT No. 2 OF BALTIMORE CITY, Adjudged, Ordered and Decreed, that the said

JAMES PERRY

the above named complainant be, and he is hereby DIVORCED A VINCULO MATRIMONII, from the defendant. GERTRUDE PERRY

And it is further ordered that the said defendant shall have the guardianship and custody of Margaret Perry and Mary Perry, the minor children of the parties in the proceedings mentioned, and that the complainant shall be chargeable with their maintenance and support, with the right to the complainant to see said children at all reasonable times, subject to the further order of this Court in the premises.

And it is further Ordered, that the said James Perry pay the cost of this proceeding.

George A. Salser

I, JOHN PLEASANTS, Clerk of the Circuit Court No. 2 of Baltimore City, do hereby certify that the above is a true copy of the decree taken from the record of proceedings in said cause.

IN TESTIMONY WHEREOF, I hereunto set my hand and affix the seal of the said Court, this

day of, 1934

IN THE CIRCUIT COURT NO. 2 OF
BALTIMORE CITY.

JAMES PERRY

VS.

GERTRUDE PERRY

Mr. Clerk:
Please file &c.

No 25821B

JAMES PERRY

*

IN THE CIRCUIT COURT NO. 2

*

VS.

of

*

GERTRUDE PERRY

*

BALTIMORE CITY

Mr. Clerk:

Please enter the appearance fee paid.

Henry W. Daniels
.....

Solicitor for Defendant.