

NO. 2
IN THE CIRCUIT COURT OF
BALTIMORE CITY.

NATHAN POWELL

VS.

LIZZIE POWELL

1227 Jefferson St.

BILL FOR DIVORCE.

Mr. Clerk:-

Please file.

J. Davis Evans
ATTORNEYS FOR PLAINTIFF.

7/25/2013

~~EVANS~~
~~DAVIS & EVANS~~
~~DAVIS & EVANS~~

ATTORNEY AT LAW
215 SAINT PAUL PLACE
BALTIMORE, MD.

July 27th July 1925

NATHAN POWELL

:

IN THE CIRCUIT COURT NO 2

VS.

:

OF

LIZZIE POWELL

:

BALTIMORE CITY.

Your Orator complaining respectfully represents:

1. That he was married to his wife, Lizzie Powell on the 13th day of April, 1921 and with whom he resided until about the 18th day of June 1924
 2. That ever since said marriage your Orator has behaved himself as a faithful, chaste and affectionate husband toward the said Lizzie Powell.
 3. That the said Lizzie Powell has on divers days and times since said marriage, committed the crime of adultery with divers, lewd and abandoned men, whose names to your Orator are unknown, and said offense has not been condoned by your Orator.
 4. That there are no children born as issue of said marriage.
 5. That your Orator has not lived or co-habited with the said defendant since he discovered said adulteries.
 6. 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 Lizzie Powell.
 - (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 Lizzie Powell, 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.

P547

Ct. Ct. No. 2

407
192 *st*

Docket No.

Powell

vs.

1227 Jefferson St
Powell

Subpoena to Answer Bill of Complaint

PW

No. 215520B

2
Copy - copied

31

Filed 31^o July, 1925

Louis W Evans
Solicitor.

13

Summored and a copy of the Process left with
the dependant
Buck 7/28/25
New \$0.50
John G. Polce
Sheriff

EQUITY SUBPOENA
The State of Maryland

To

Lizzie Powell
1227 Jefferson 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 *August*, next, cause an appearance to be entered for you, and your Answer to be filed to the Complaint of

Nathan Powell

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. GORTER, Chief Judge of the Supreme Bench of Baltimore City, the *13th* day of *July*, 192*5*

Issued the *27th* day of *July*, in the year 192*5*

John P. Casarito
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.)

Ct. Ct. No. 2

402
192 51

DOCKET No.

Nathan Powell

vs.

Lizzie Powell

ORDER FOR APPEARANCE

No.

25520 B
3

Filed

6th day of aug, 192 51

Nathan Powell

vs.

Lizzie Powell

In the Circuit Court No. 2
of Baltimore City

..... TERM, 192

MR. CLERK:

PLEASE ENTER MY APPEARANCE FOR DEFENDANT.

Lizzie Powell

Schonfield & Schonfield
Solicitor.

B 402
1945

IN THE CIRCUIT COURT NO. 2

of

BALTIMORE CITY.

NATHAN POWELL

vs

LIZZIE POWELL

A N S W E R

7/25/45 B

Mr. Clerk;

H

Please file

Schonfield & Schonfield
Attys. for Respondent

SCHONFIELD & SCHONFIEL
Baltimore, Maryland.

July 25 August 1945

NATHAN POWELL : IN THE CIRCUIT COURT NO. 2
 vs : OF
 LIZZIE POWELL : BALTIMORE CITY.
 - - - - -

THE answer of Lizzie Powell, respondent, to the Bill of Complaint filed against her, respectfully says;

FIRST: This respondent admits the allegations alleged in the first paragraph of said Bill of Complaint in so far as the date of marriage is concerned, but this respondent emphatically denies the remaining allegations contained in the said first paragraph.

SECOND: Answering the second and third paragraphs of the said Bill of Complaint filed against her, this respondent emphatically denies the allegations contained therein as false and untrue.

THIRD: This respondent admits the allegation contained in the fourth paragraph of said Bill of Complaint.

FOURTH: This respondent denies the allegations contained in the fifth paragraph of said Bill of Complaint.

FIFTH: This respondent admits the residences of the parties alleged in the sixth paragraph of said Bill of Complaint.

Further answering the said Bill of Complaint this respondent says that she is sickly and unable to work to support herself, that the Complainant, her husband has never contributed to her support one cent and that the Complainant is a contractor engaged in the concrete and rebuilding business and that his income in said business is \$ 75.00 per week; That your respondent is informed that she is entitled to alimony pendente lite for the support of herself under these proceedings and is also entitled to a reasonable sum as a fee for her counsel.

WHEREFORE this respondent prays;

A- That this Court pass an order allowing such a sum as alimony pendente lite as to the Court may seem reasonable and proper.

B- That the Court pass an order allowing her such sum as a fee for her counsel as to the Court may seem reasonable and just.

C- The this respondent having answered all the material allegation in the Bill of Complaint filed against ^{her} that this Court hence dismiss said Bill with reasonable costs.

And as in duty bound etc.,

Lizzie Powell
Respondent

Schonfield & Schonfield
Spl. for respondent

STATE OF MARYLAND, City of Baltimore, TO WIT:

I HEREBY CERTIFY that on this 25th day of August in the year Nineteen hundred and twenty-five before me the subscriber a Notary Public of the State of Maryland in and for the City of Baltimore aforesaid personally appeared Lizzie Powell, the above named Respondent and made oath in due form of law that the matter and facts alleged in the foregoing answer are true to the best of her knowledge and belief.

Witness my hand and Notarial Seal.

Simon Schonfield
Notary Public.

Serve on
Nathan Powell
1213 E Lexington St

34B Docket *402*
1925

CIRCUIT COURT No. 2

NATHAN POWELL

vs.

LIZZIE POWELL

Order Counsel Fee and Alimony
Pendente Lite
Husband Plaintiff

ORDER

No. *25520* B.
(*5*)

Court - closed

Filed *26th* August 1925

3

*Copy of the within Order of Court served on
Nathan Powell on the 27th day of August 1925
in presence of Adam S. Buck*

*John E. Potter
Sheriff*

Dec 70.50

IN THE

CIRCUIT COURT No. 2

NATHAN POWELL

vs.

LIZZIE POWELL

OF

BALTIMORE CITY

July, TERM, 1925

ORDERED BY THE COURT, this 26th day of August 1925

that the Plaintiff Nathan Powell

pay to the Defendant Lizzie Powell

the sum of Seventy five Dollars as Counsel Fee for the

Solicitor of the Defendant, and that he further pay the sum of twenty five

Dollars per week, during the continuance of this suit, to the said Defendant Lizzie Powell

as Alimony pendente lite, unless cause to the contrary be shown on or before the 10th

day of September 1925, provided a copy of this Order be served on the said Plaintiff

Nathan Powell on or before the 31st

day of August 1925

Charles F. Stein

TRUE COPY—TEST:

\$75 per week
No children

Clerk.

402 B
1925

IN THE CIRCUIT COURT NO. 2
OF
BALTIMORE CITY.

NATHAN POWELL

VS.

LIZZIE POWELL.

answer to order
Nisi

Mr. Clerk:-

Please file.

Davis Evans
ATTORNEYS FOR PETITIONER

No 25520B
(6)

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

2d 1 Sept 1925

1 >

NATHAN POWELL : IN THE CIRCUIT COURT NO.2

VS. : OF

LIZZIE POWELL : BALTIMORE CITY.

TO THE HONORABLE, THE JUDGE OF SAID COURT:

Your petitioner, Nathan Powell, says:

1. That on or about the 27th day of July 1925 he filed in this Honorable Court a bill of complaint against one Lizzie Powell praying a divorce A Vinculo Matrimonii from the said Lizzie Powell.

2. That on or about the 25th day of Aug 1925 the said Lizzie Powell answered the bill of complaint admitting or denying all the allegations in the original bill of complaint and further answering the bill set up certain facts in her fifth paragraph and in answer thereto the plaintiff says:

3. That he denies all the allegations of the defendant as to her illness and the plaintiff's ability to make seventy-five dollars per week.

And further answering the allegations your petitioner says that he has no fixed salary or income, that he has been sick for a long time and makes fifteen dollars per week.

WHEREFORE your petitioner prays that the amount allowed as alimony pendente lite and counsel fee be set accordingly.

Davis Evans
ATTORNEYS FOR PETITIONER

Davis & Evans

✓
✓
4

Cir. Ct. No. 2

402
1925

Docket No. 343-

Nathan Powell
vs.

Lizzie Powell

MOTION FOR HEARING

No. 25520 B
7

Filed, 15 Sept 1925

Schroeder & Schroeder

Nathan Powell
vs.
Lizzie Powell

IN THE
Circuit Court No. 2
OF
BALTIMORE CITY

The defendant, Lizzie Powell by Schonfield & Schonfield
her Solicitors applies to have the above entitled cause placed in the

Trial Calender for hearing on Alimony and Counsel fee

In conformity with the First Equity Rule.

Schonfield & Schonfield
Solicitor for Defendant

Server on

Davis and Evans

Printers

Service admitted

Sept. 16, 1925

Davis & Evans

Per A. F.

402
1925

B

Cir. Ct. No. 2

Docket No. *34*

Powell

vs.

Powell

NOTICE AS TO HEARING

1 copy

No. *25520B*

8

6 copies / copied

Filed *15th* September, 1925

H

Copy of the within notice served on Davis and Evans, Solicitors on the 16th day of September, 1925, in the presence of Louis Hecht.

John E. Potter
Sheriff

Fees \$0.50

215

St Paul

CIRCUIT COURT, No. 2

Nathan Powell

vs.

Lizzie Powell

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*

Counsel fees

when reached in due course on the said calendar.

JOHN PLEASANTS,

Clerk Circuit Court No. 2.

3478-402

Ct. Ct. No. 2 B. 192

Nathan Powell

vs.

Lezzie Powell

Final Order, Counsel Fee and Alimony

Pendente Lite,

No. 25520 B.

9

Filed 5 October 1928

IN THE

CIRCUIT COURT No. 2

OF

BALTIMORE CITY.

Nathan Powell

vs.

Lizzie Powell

The petition for Alimony pendente lite and Counsel fee and the answer thereto in the above entitled cause coming on for final hearing and the respective parties having been heard;

It is Ordered by the Circuit Court No. 2 of Baltimore City this 5th day

of October 1925, that the Plaintiff, Nathan Powell

pay to the Defendant, Lizzie Powell,

the sum of fifteen Dollars, as Counsel Fee

for the Solicitor of the Defendant and that he

further pay the sum of four Dollars per week,

during the continuance of this suit, to the said Defendant, Lizzie Powell

as Alimony pendente lite accounting from the 2nd day of October 1925

Robert J. Stanton

Circuit Court No. 2

402
1925

Docket B 34

Nathan Powell
vs.

Lizzie Powell

Says

Petition for Leave to Take
Testimony and Order of
Court Thereon.

10 2/25/20
10

Filed 22nd October, 1925

Nathan Powell

vs.

Lizzie Powell

IN THE
Circuit Court No. 2,

OF
BALTIMORE CITY.

To the Honorable the Judge of the
Circuit Court No. 2 of Baltimore City:

THE PETITION OF Nathan Powell, Complainant,

in this case, respectfully shows that he desires to take testimony in this case, and
respectfully prays that leave be granted to do so before one of the Standing
Examiners of this Court.

Davis Evans
Solicitor for Complainant.

ORDERED, this 22nd day of October, 1925, 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. Gorter

Serve on

Davis and Evans
215 St Paul
St. Louis

H. de R. Dappington
733 Little
Examiner

Walter Rappin
Ad. rps
Davis Evans
Oct 20-1925

23

146 50
Circuit Court No. 2

1925 Docket No. 412

Nathan Powell
VS.

Lizzie Powell
7 copies

PETITION AND ORDER TO RESCIND TAKING
TESTIMONY UNDER 30th RULE
AND REFER TO EXAMINER.

No. 25520 B

Copy 2.47 = Copies (2)

Filed 22nd October 1925

H

Copy of the within Petition and Order of Court served on
Davis and Evans, Solicitors and H. de R. Dappington,
Examiner, on the 22nd day of October, 1925, in the
presence of Louis Hecht.
7 copies/100 John E. Potter Sheriff

Nathan Powell

vs.

Lizzie Powell

IN THE
Circuit Court No. 2
OF
BALTIMORE CITY

To the Honorable, the Judge of the

Circuit Court No. 2 of Baltimore City:

~~Plaintiff~~
The ^{Defendant} in this case respectfully shows unto your Honor

That she desires to examine orally, in open Court and in the presence of your Honor, certain witnesses who can testify to the facts and matters relevant to the allegations in the Bill of Complaint filed in this case, and that the order of ~~the Plaintiff~~ to take testimony before examiner be rescinded.

Your Petitioner therefore prays your Honor to pass an order, according to the Statutes for such cases made and provided

And as in duty bound will ever pray.

Schonfield & Schonfield
Solicitor for ~~Plaintiff~~
Defendant

Upon the foregoing Petition and Application it is this 22 day of October
A. D. 1925, Ordered that the Petitioner have leave to take testimony as prayed and that the testimony to be offered be taken as required by the 30th Rule of this Court, and that the order of ~~the Plaintiff~~ to take testimony before examiner is hereby rescinded. And it is further Ordered that a copy of this Petition and Order be served on the ~~Plaintiff~~
or his Solicitor and G. L. P. Baynes, examiner, on or before the 22nd day of October, 1925.

James P. Foster

non est moved-

SERVE ON

Nathan Powell
1217 E. Lexington St.
City

folio 402
CT. CT. No. 2. 34 B. 407
1925

Nathan Powell

VS.

Elizabeth Powell

ORDER OF COURT NISI
For Contempt

Order:

No. 215520 B.

12
Copies = copied

Filed 26th October 1925

9

John B. Pollock
Sheriff

non est
Buck

Nathan Powell

VS.

Elizabeth Powell

IN THE
Circuit Court No. 2

OF

BALTIMORE CITY

Ordered by the Circuit Court No. 2 of Baltimore City this 26th day of Oct. 1925..
that the Complainant appear before this Court in person,
on the 30th day of October, 1925, at 10 o'clock A. M., and then and there show
cause, if any he may have, why he should not be punished for contempt of this Honorable Court
in not obeying the Order of this Court passed on the 2nd day of October, 1925
directing the payment of Alimony, pendente lite, ^{and Counsel Fee} by him to the Respondent, provided, a
copy of this Order be served on the said Complainant on or before the 29th day
of October, 1925.

James P. Gorter
Judge.

True Copy: Test

Clerk.

Four weeks of Alimony
in arrears. Alimony is \$4 a week.
Counsel Fee is \$15
Schonfield + Schonfield
attys for Respondent.

SERVE ON

CT. CT. No. 2.

B ¹⁰²
19 25

Powell

vs.

Powell

ORDER OF COURT NISI
For Contempt

Order:

[Signature]

No. B.

Filed 192

Nathan Powell

vs.

Elizabeth Powell

IN THE
Circuit Court No. 2

OF

BALTIMORE CITY

Ordered by the Circuit Court No. 2 of Baltimore City this 26th day of Oct 1925 that the Complainant appear before this Court in person, on the 30th day of October, 1925, at 10 o'clock A. M., and then and there show cause, if any he may have, why he should not be punished for contempt of this Honorable Court in not obeying the Order of this Court passed on the 7th day of October, 1925 directing the payment of Alimony, pendente lite, by him to the Respondent ^{and counsel fee}; provided, a copy of this Order be served on the said complainant on or before the 29th day of October, 1925.

James P. Gorter
Judge.

True Copy: Test

John Pleasant

Clerk.

SERVE ON

Nathan Powell
1217 E. Lexington St
City
1213 E. Gazette St.

folios 402
CT. CT. No. 2.

34 B 402
1918

Nathan Powell

vs.

Elizabeth Powell

ORDER OF COURT NISI
For Contempt

Order:

No. 25520 B.

Copy - copied ¹³

Filed H. W. St. ... 1925

Copy of the within Order of Court served on Nathan Powell on the 4th day of November 1925 in presence of Adam S. Buck

Fees \$0.50

John E. Peter
Sheriff

Nathan Powell
vs.
Elizabeth Powell

IN THE
Circuit Court No. 2
OF
BALTIMORE CITY

Ordered by the Circuit Court No. 2 of Baltimore City this 4th day of November, 1925
that the Complainant appear before this Court in person,
on the 6th day of November, 1925, at 10 o'clock A. M., and then and there show
cause, if any he may have, why he should not be punished for contempt of this Honorable Court
in not obeying the Order of this Court passed on the 2nd day of October, 1925
directing the payment of Alimony, pendente lite, ^{and counsel fee} by him to the Respondent; provided, a
copy of this Order be served on the said Complainant on or before the 5th day
of November, 1925.

James P. Gorter
Judge.

True Copy: Test

Clerk.

one week alimony in arrears.
Counsel fee \$15
Shonfield & Schonfield
Attys for Respondent

SERVE ON

Nathan Powell

1213 E. Lexington St

1217 E. Lexington St

1213 E. Fayette St

CT. CT. No. 2.

34 B ⁶⁹⁹ ~~4021~~
1925

Nathan Powell

vs.

Elizabeth Powell

ORDER OF COURT NISI
For Contempt

Order:

No. ⁷⁵⁵²⁰ B.
14.

Copy = copied

Filed *21st / June* 1925

*Copies of the within Order of Court served on
Nathan Powell on the 23rd day of November 1925
in presence of Adam S. Beck*

*John E. Potter
Sheriff*

Fee \$0.50

Nathan Powell

vs.

Elizabeth Powell

IN THE
Circuit Court No. 2

OF

BALTIMORE CITY

Ordered by the Circuit Court No. 2 of Baltimore City this 20th day of Nov. 1925
that the Complainant appear before this Court in person,
on the 27th day of November, 1925, at 10 o'clock A. M., and then and there show
cause, if any he may have, why he should not be punished for contempt of this Honorable Court
in not obeying the Order of this Court passed on the 2nd day of October, 1925
directing the payment of Alimony, pendente lite, by him to the Respondent, provided, a
copy of this Order be served on the said Complainant on or before the 26th day
of November, 1925

James P. Gorter
Judge.

True Copy: Test

Clerk.

3 wks alimony in arrears
Alimony \$104 a week
Counsel fee \$15
Schonfeld & Schonfeld
atts for Respondent

IN THE CIRCUIT COURT NO. 2

12/4/1925
OF
BALTIMORE CITY

NATHAN POWELL

VS.

LIZZIE POWELL

PETITION AND ORDER THEREON

Mr. Clerk:-

Please file.

Sapp
Davis + Evans
No 25520 B
13

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

13th January 1926

NATHAN POWELL

:

IN THE CIRCUIT COURT NO.2

VS.

:

OF

LIZZIE POWELL

:

BALTIMORE CITY.

TO THE HONORABLE, THE JUDGE OF SAID COURT:

The petition of Nathan Powell, complainant in the above entitled cause respectfully says:

That on or about the 22 day of Oct 1925 an order was passed by this Honorable Court granting the petitioner the right to take testimony under the 30th Equity Rule.

That your petitioner desires to have that order rescinded that he may be permitted to take testimony before one of the standing Examiners of this Court.

WHEREFORE your petitioner prays:

- I. That an order be passed rescinding the order to take testimony in open court.
2. That leave be granted to take testimony before one of the standing Examiners of this Court.



SOLICITORS FOR COMPLAINANT.

We hereby assent to the granting of the above petition.


SOLICITORS FOR DEFENDANT.

Ordered this ^{13th} day of ^{January}, 1926, that the order to take testimony under the 30th Equity Rule be and is hereby rescinded. It is further ordered that leave be granted to the parties to the cause to take testimony as prayed before one of the standing Examiners of this Court as per agreement of Counsel.

J. W. Bond

Doc. B $\frac{402}{1925}$

In the Circuit Court, *no. 2,*
OF BALTIMORE CITY

DEPOSITIONS

Nathan Powell

vs.

Lizzie Powell

No. *25520 B*
(6)

PLAINTIFF'S COSTS

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

DEFENDANT'S COSTS

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

3/19/21

Nathan Powell

.....

vs.
Lizzie Powell

.....

In the Circuit Court No. 2,

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
virture of an order of the above named Circuit Court, passed in said cause on the
twelfth day of January 19.26, met on
the thirteenth day of January in the year nineteen
hundred and twenty-six at my office, in the city of Baltimore, in the State
of Maryland, and assigned the fourteenth day of January
in the same year at one o'clock in the afternoon 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:—

8-4-26

2

NATHAN POWELL

VS.

LIZZIE POWELL.

Testimony taken before me, A. deRussy
Sappington, Examiner, at the offices of J. S. Davis,
Baltimore, Maryland, on January 14, 1926, at 1.00
o'clock in the afternoon.

--

Thereupon---

NATHAN POWELL,

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 Nathan Powell, 1113 Orleans Street,
plasterer.

Q Do you know the parties to this suit?

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

By Mr. Evans:

Q When, where and by whom were you married?

A April 13, 1921 in Baltimore, Maryland,
by a Minister of the Gospel.

Q Which one left the other, did you leave
your wife or did she leave you?

A She left me after I caught her in
the bed with a man and went to Hagerstown. I
caught her at 1219 Orleans Street on the second
floor front with Willis Crenshaw.

Q When?

A In August, 1924.

Q How did you happen to catch her?

A I had been at work and came back to
dinner, and George came up, the fellow who had
been working for me, and I asked him if he had
seen my wife, and he said, "She is down to my
brother's house in bed with him. I said, what
floor, and he told me and said you go around to
the back and go upstairs and you will catch them,

and I did it and caught her in bed with Willis Crenshaw.

Q Did you know him before then?

A No, not personally; I had seen him. His brother worked for me.

Q Where were you when you saw them?

A I Broke the door open and caughted them right in bed; he didn't have his pants off but they were down, and she had her clothes all off, and he was on her and couldn't get off by the time I got in.

Q What did you say?

A I was going to hit her, but I didn't. I pulled her out of the bed and she begged me not to hurt her and I didn't and then she left me.

Q Did you talk to her?

A Yes. She said she ~~didn't~~ care for me and was going to do as she pleased. She said that wasn't the first time she had done it. I had had trouble with her before, a lot, but I would take her back when she said she wouldn't do

it any more.

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

A I was. She told me that herself. She told it in Court. She said I always took care of her and give her money.

Q Have you ever lived or cohabited with your wife since the time you caught her in bed with this Willis Crenshaw?

A No, sir.

Q Never forgiven or condoned the adultery?

A No. I seen her, and she said she did it, and was going to do it, because she didn't care.

Q Is she a resident of Maryland?

A Yes.

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.

Nathan Powell

6

Q Any children?

A No, sir.

Q Is there any hope of reconciliation?

A No, 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

Nathaniel Howell

Thereupon---

GEORGE CRENSHAW,

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, occupation

A George Crenshaw, 1131 McElderry Street,
laborer.

Q Do you know the parties to this suit?

A Yes.

By Mr. Evans:

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

A Yes.

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

A Yes.

Q Did you visit them?

A Plenty of times.

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

A Yes, sir; she didn't have no complaint about him.

Q Mr. Powell, stated that you told him about your brother being in bed with his wife is that true?

A Yes, I told him. I worked for him and I told him.

Q How did you know she was there?

A My brother and myself were sitting in the dining room at my brother's house and she came in, and went upstairs with my brother Willis and I went out. I had told my brother before that the next time he went with her I was going to tell her husband---this wasn't the first time, and Mr. Powell asked me if I had seen her and I told him.

Q Why did you tell him?

A I worked for him, and he was a good fellow, and asked me, and I told him. I knew there would be some trouble.

George Crenshaw

10

Q Did you let him in?

A I told him to go in the gate and he went upstairs and caught them in the act.

Q How long did he stay up?

A About---I don't know, after I heard the noise I left.

Q What kind of a room was it that your brother had Mrs. Powell in?

A A bedroom. Before I told him I heard them in there and the bed was making a noise.

Q Did Powell ever tell you what he did up there?

A He told me he pulled her out of bed.

Q When was this that he caught his wife in bed with your brother?

A In August, 1924. I don't know the day.

Q Since Mr. Powell found out his wife committed adultery with your brother, has he lived or cohabited with her?

A No, sir.

Q Never forgiven her or taken her back since?

George Crenshaw

11

A No, sir.

Q Has Mr. Powell 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, he has.

Q Are there any children as result of this marriage?

A No, sir, none.

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
Geo Rendshaw

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.....*8th* day of *March* in the year of Our Lord nineteen hundred and *Twenty-six* at the City of Baltimore, in the State of Maryland.

A. de Russy Sappington (SEAL).
Examiner.

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

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

A. de Russy Sappington
Examiner.

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

A. de Russy Sappington
Examiner.

402 B
1925

Circuit Court
no 234
Docket

Nathan Powell

vs.
Fizzie Powell

=====
SUBMISSION FOR DECREE.
=====

Mr. Clerk,
Please file,
Davis Edwards
Solicitor for Plaintiff.

No. 25520 B
17

Filed 9 March 1926

Nathan Powell

Sizzie Powell vs.

In the Circuit Court
No 2
of Baltimore City

Mar TERM 1926

To the Honorable

Judge of Said Court:

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

Davis T Evans

Solicitor for Plaintiff,

Schoufeld & Schoufeld

Solicitor for Defendant.

Circuit Court *NO 2*

402
19 *25* *B* Docket No. *34*

Nathan Powell

vs.

Fizzie Powell

Order of Reference
and Report

J. J. Jones

No. *25520B*
18

Order Filed *9* day of *March* 19*26*

Report Filed *16* day of *March* 19*26*

Nathan Powell

vs.

Lizzie Powell

IN THE
Circuit Court No 2
OF
BALTIMORE CITY

Mar Term, 1926

This case being submitted, without argument, it is ordered by the Court, this 9th day of March, 1926, that the same be and it is hereby referred to William 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 adultery. Code Art. 16, Sec. 37-42.
Defendant summoned and answered.
Plaintiff's residence in Baltimore City for more than two years prior to the filing of the bill proven.
The marriage proven.
Adultery proven.
Case submitted for decree and 41st General Equity Rule waived.
Case ready for decree.

William P. Lyons

March 19, 1926

Auditor and Master

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

William P. Lyons
Auditor and Master

Circuit Court No. 2

B ⁴⁰² No. Docket
1925

NATHAN POWELL

vs.

LIZZIE POWELL

PA

DECREE OF DIVORCE

R

No. *25520 B*

20
copy - copied

Filed *16 March*, 192*6*

IN THE

Circuit Court No. 2,

OF

BALTIMORE CITY

NATHAN POWELL

VS.

LIZZIE POWELL

March Term, 1926

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

It is thereupon, this 16th day of March, Anno Domini, one thousand nine hundred and twenty-six, by the CIRCUIT COURT No. 2 OF BALTIMORE CITY, Adjudged, Ordered and Decreed, that the said NATHAN POWELL,

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

And it is further Ordered, that the said Complainant, Nathan Powell, pay the cost of this proceeding.

Charles F. Steu

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 1926