

IN THE CIRCUIT COURT OF

BALTIMORE CITY

*B 491  
1936*

FREDERICK SIMPSON

VS.

VICTORIA SIMPSON

*537 Market St.*

BILL FOR DIVORCE.

*B 31191*

Mr. Clerk:-

Please file.

*Davis & Evans.*

ATTORNEYS FOR PLAINTIFF

DAVIS & EVANS  
ATTORNEYS AT LAW

*FD 4 Nov 1936*

FREDERICK SIMPSON

:

IN THE CIRCUIT COURT

VS.

:

OF

VICTORIA SIMPSON

:

BALTIMORE CITY

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TO THE HONORABLE, THE JUDGE OF SAID COURT:

Your Orator complaining respectfully says:

1. That he was married to his wife, Victoria Simpson on or about the *26<sup>th</sup>* day of *March* 1921 in Annapolis, Maryland, and with whom he resided until on or about the 10th day of September, 1923, when the defendant deserted the plaintiff.
2. That though the conduct of your Orator toward the said Victoria Simpson 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 defendant since said desertion.
4. That there is one child born as issue of said marriage, Frederick Simpson, Jr. age four 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 Victoria Simpson.
- (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 Victoria Simpson, 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*

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ATTORNEY FOR PLAINTIFF.

P782

Ct. Ct.

B-491

1926

Docket No.

Frederick Simpson

vs.

Victoria Simpson

537 Mosher St

SUBPOENA TO ANSWER BILL OF COMPLAINT

Pro

No. B-31191

(2)

Filed 8 Nov, 1926

Davis & Evans

SOLICITOR

11

Summoned and a copy of the Process left with  
the Defendant  
Lyett  
11/5/26  
See \$0.80  
John E. Postee  
Sheriff

EQUITY SUBPOENA

The State of Maryland

To Victoria Simpson
537 Mosher Street

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

Frederick Simpson

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 13th day of September 1926. Issued the 4th day of November, in the year 1926.

Handwritten signature of Charles K. 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.

491  
1926

Ct. Ct.

Docket B66

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*Frederick Simpson*

vs.

*Victoria Simpson*

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**Decree Pro Confesso.**

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*Self*

B No. 31191  
(3)

Filed *30 Nov* 1926

*Federick Simpson*  
vs.  
*Victoria Simpson*

IN THE  
**Circuit Court**  
OF  
BALTIMORE CITY.

*Nov* ..... Term, 1926

The Defendant having been duly summoned (~~notified by Order of Publication~~) to appear to the Bill of Complaint, and having failed to appear thereto, according to the exigency of the writ, (said Order).

It is thereupon this *30<sup>th</sup>* day of *November* in the year nineteen hundred and twenty *six* 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. J. Rankin*

Doc. B  $\frac{491}{1926}$

3/13/317

**In the Circuit Court,  
OF BALTIMORE CITY**

**DEPOSITIONS**

*Frederick Simpson*  
vs.  
*Victoria Simpson*

No. 31191B  
4

**PLAINTIFF'S COSTS**

Examiners ..... \$ .....  
Copies .....  
Sheriff .....  
Stenographer .....  
\$ \_\_\_\_\_

**DEFENDANT'S COSTS**

Examiners ..... \$ .....  
Copies .....  
Sheriff .....  
Stenographer .....  
\$ \_\_\_\_\_

*Fd 22 Aug 1927*



Frederick Simpson

vs.

Victoria Simpson

In the Circuit Court

OF BALTIMORE CITY.

A Decree Pro Confesio having been passed in said cause and notice having been given me by the Solicitor for the plaintiff of a desire to take testimony in the same, I, A. de RUSSY SAPPINGTON, one of the Standing Examiners of the Circuit Courts of Baltimore City, under and by virtue of an order of the above named Circuit Court, passed in said cause on the thirtieth day of November 1926, met on the second day of December in the year nineteen hundred and twenty six at my office, in the city of Baltimore, in the State of Maryland, and assigned the third day of December in the same year at two o'clock in the afternoon and the office of Adell 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 of the plaintiff to take the following depositions, that is to say:—

FREDERICK SIMPSON

VS.

VICTORIA SIMPSON.

Testimony taken before me, A. deRussy Sappington, Examiner, at my offices in the Title Bldg, Baltimore, Md. on December 3, 1926, at 2.00 o'clock in the afternoon.

Mr. George Evans appeared for the Plaintiff.

Thereupon---

FREDERICK SIMPSON,  
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 Frederick Simpson, 537 Bloome St., musician

Q Do you know the parties to this suit?

A I am the plaintiff and the defendant is my wife

By Mr. Davis

Q When, where and by whom were you married?

A March 26, 1921, in Annapolis, Md., by a Minister of the Gospel.

Q Are you living with your husband now?

A No, sir. She put me out of the house on September 10, 1923. Here is what happened: She wouldn't look after the house at all, and I just asked her about it, and she told me to get out and stay, and I argued and reasoned with her in every way, and told her I didn't want to leave her, but she told me to get out and stay, and I had to leave. I did everything I could for her. I even did the cooking and cleaning for her, because she wouldn't do it.

Q Did you give her any just cause to order you to leave?

A None at all. I tried to prevent it, and I have seen her since and tried to get her to agree to live with me, but she positively won't do it.

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

A I was.

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

A Yes, sir, since September 10, 1923.

Q Is it deliberate and final and without any hope of reconciliation?

A It is. She just won't live with me.

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 bill?

A Yes, sir.

Q Are there any children as result of your marriage?

A One; Frederick, four years old. I have offered to take my wife back many times, and I have been supporting the child, and I want the child to have proper training and treatment. The child has only been with my wife six weeks, and I know she is not in position to take care of it. She is never

home - she likes to go out all the time, and won't do anything when she is home.

Q        You have asked for the custody of the child. Are you in position to take care of it?

A        I am. I have a good place with my mother, who has practically raised the child, until my wife took it away. My mother lives in Annapolis, Maryland, and has a good home, and is very fond of the child, and I know the child would have the proper training there. It was raised with her, and my wife only took it about six weeks ago.

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. ---

*Fredrick Simpson*

Thereupon--

CARRIE SIMPSON,

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 Carrie Simpson, 28 Washington St.,  
Annapolis, Md., housewife

Q Do you know the parties to this suit?

A Yes; the plaintiff is my son and the defendant my daughter in law.

By Mr. Davis:

Q Were they married and did they live together at one time as husband and wife, and were they so known by all their friends, relatives and acquaintances?

A Yes, sir.

Q Are they living together now?

A No, sir. His wife put him out on September 10th, 1923, and they haven't lived together since.

Q What caused the separation?

A His wife wouldn't do any work in the house, and he complained and she put him out. I was present at the time, and he didn't want to go, and tried to get her to change her mind, but she refused. The main cause of the trouble was that she wouldn't do anything at all, and she liked to go out and have a good time. I have always had care of their child.

Q Do you object to taking care of the child?

A I certainly do not, because I am very fond of the little child and the child is very fond of me, and if my son gets the child I will see that it is properly raised and trained. I always had the child until six weeks ago when his wife took it away, and the little thing didn't want to go and cried to come back with me, because I have really been the mother to the child. .

Q Did Mr. Simpson give his wife any just cause to put him out?

A No, sir, none at all.



Q Was he always a kind, affectionate and faithful husband?

A He certainly was.

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

A Yes, sir, ever since September 10, 1923.

Q Is it deliberate and final and without any hope of reconciliation.

A Yes, sir. He tried to get her to come back, but she refused, and she told me she wouldn't live with him.

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

A Yes, sir, he has.

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

Carrie Simpson

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 twenty-second day of August in the year of Our Lord nineteen hundred and twenty-seven 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.

*ms Deposter*

Circuit Court

*491*  
1926

Docket No *B 66*

*Frederick Simpson*

vs.

*Victoria Simpson*

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Order of Reference  
and Report

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*Syons*

*B* No *31191*  
*(57)*

Order Filed *22* day of *Aug* 19*27*  
Report Filed *10* day of *Nov* 19*28*

Frederick Simpson

IN THE

Circuit Court

vs.

Victoria Simpson

OF

BALTIMORE CITY

July

Term, 1927

~~22~~ 22<sup>nd</sup>

This case being submitted, without argument, it is ordered by the Court, this day of August, 1927, 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.

OK  
HWT

George A. DeLoach

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 but failed to answer.

Plaintiff's residence in Baltimore City for more than two years prior to the filing of the bill proved.

The marriage proved.

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

Case made for awarding the guardianship and custody of the minor child of the parties to the plaintiff, and charging said plaintiff with the maintenance and support of said child.

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

Case ready for decree.

William P. Lyons

Auditor and Master.

September 15, 1927.

CIRCUIT COURT

B 491  
1926 No. Docket

FREDERICK SIMPSON

VS.

VICTORIA SIMPSON

Recorded

Folio 312 1928

Decree of Divorce

B No. 31191  
(6)

Ad 20 Dec 1928

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

William P. Lyons  
Auditor and Master.

**Circuit Court**

OF

BALTIMORE CITY,

.....FREDERICK SIMPSON.....

VS.

.....VICTORIA SIMPSON.....

.....*November* Term, 192*8*.....

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

It is thereupon, this *20<sup>th</sup>* day of *November*, A. D. 192*8*

by the Circuit Court of Baltimore City, Adjudged, Ordered and Decreed, that the said -----  
FREDERICK SIMPSON -----

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

AND it is further ordered that the guardianship and custody of  
FREDERICK SIMPSON JR., minor child of the parties be, and they are  
hereby awarded to the Complainant, FREDERICK SIMPSON, and said Com-  
plainant be and he is hereby charged with the maintenance and support  
of said child, subject to the further order of this Court.

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

*Eugene A. Dineen*