

The Hecla Press, 57 Warren St., N. Y. Tel. 5067 Barclay.

## New Jersey Court of Errors and Appeals

FREDERICK A. COOPER,  
Appellant,

and

CHARLOTTE S. COOPER,  
Appellee.

On Petition  
for Divorce.

### PETITIONER'S BRIEF.

The petitioner and the defendant were married on the eight day of April, Nineteen hundred and eight, at Philadelphia, Pa., and a few days thereafter came to Jersey City, N. J., to live, and continued to live in Jersey City, in this State, as man and wife until on or about the twenty-second day of January, Nineteen hundred and eleven.

The husband and wife then separated, by reason of certain alleged conduct on the part of the wife, for which her husband brought this suit. Case was tried before Honorable JOHN H. BACKES, at Trenton, N. J., and a decree of dismissal was advised by him and entered on the twenty-first day of May, Nineteen hundred and thirteen.

**POINT I.**

**It is contended by the petitioner that he has sustained the allegations of his petition, and that the proof offered by him and the admissions by the defendant are sufficient to sustain the allegations contained in his petition.**

In September, Nineteen hundred and nine, it seems was the first time the petitioner became suspicious of his wife's conduct, after having received anonymous letters (Case, p. 21, par. 10, etc.), but for this indiscretion the husband forgave his wife. Her recklessness continued until the time of their separation (Case, p. 25 of Printed Case).

Cooper's thrift and industry is not denied by the defendant, and the only excuse given by the wife for her misconduct admitted by her (letter, Printed Case, p. 127), when she says, "I did wrong going out with that man, but kid I was led to it and was young and did not think of the wrong." This, taken in connection with the other testimony admitted by the defendant, seems to be strong proof of the acts of adultery complained of by the petitioner.

*Stickle v. Stickle*, 48 N. J. E., 336.

Where the conduct of the defendant covers a long period of time and the opportunity and desire to commit the offence are proven, guilt will be presumed.

*Whitnack v. Whitnack*, 36 N. J. E., 474.

*Culver v. Culver*, 38 N. J. E., 163-165.

Visits of paramour to the wife's house during the husband's absence is proof that the Court must take into consideration, in arriving at the right conclusion as to guilt of the defendant.

*Black v. Black*, 30 N. J. E., 228.

*Moyre v. Moyre*, 81 Atl. Rep., p. 1111.

*Letts v. Letts*, 79 N. J. E., p. 513.

Your petitioner had employed one Hansen to ascertain for him his wife's conduct, and pursuant to this understanding, he caught the defendant and the co-respondent riding on a trolley car (Case, p. 29).

It is above proven that the defendant and the co-respondent were frequently in each other's company alone, at intervals of twice a week from August, Nineteen hundred and ten, until January, Nineteen hundred and eleven.

Witness Leah Wilson (p. 32), when asked, "whose apartments did the co-respondent go to?" testified "that he went to the apartments of Mrs. Cooper, and would remain alone with her from three o'clock until four o'clock or five o'clock, and the only person who would be in the apartments would be a small child about seven months old. That the co-respondent and the defendant met together in New York and at various places in Jersey City (Case, p. 34, etc.), and that she did see the defendant and the co-respondent, Bumstead, sitting on a couch together in a room occupied by the defendant."

Witness Hansen says:

"On Wednesday, January 18th, 1911, I came and stood on the corner, about 9

o'clock in the morning and saw some young man come up and ring the bell. He went away and I saw a furniture wagon deliver a rug there, that came from Greene's Furniture Store, and later about 1:30 o'clock a man dressed in a light suit of clothes, I heard after a while he was Bumstead. After he went in, I went around Jackson Avenue, and went around the back of the house, and there was a low fence, and I saw them in the room (the defendant and Bumstead). I saw him in the room with Mrs. Cooper. I could see them over the fence; and they pulled the shade down, and I went around and watched the front of the house, the time it took me to walk around until I came back and I stood there until Bumstead went away, and I followed him in the car and learned from somebody his name was Bumstead.

Q. This was about 1 o'clock in the afternoon; what time did he come out. A. 5:15.

*By the Court.*

Q. What time did he go in? A. 1:30 or 1:35." (See Printed Case, pp. 40, 41, 42, 43.)

"We went up to the house, and he told her something about her going with Mr. Bumstead, and she started to cry and she said, 'Fred, I know I ain't been true, but if you will forgive me, everything will be all right.'"

This conversation was explained by Mrs. Cooper in the following language (Printed Book, p. 76, par. 40):

"Q. Did you say, 'I know I ain't been true?'"

A. No, sir. I don't recall saying that. I might have said I had done wrong by going out with Mr. Bumstead, but outside of that,

I had done no wrong, just went out with him" (Printed Case, p. 77).

Mrs. Flower, produced on the part of the petitioner, testified to the effect that the defendant had met various men in the city of Philadelphia, where she lived after her separation from her husband; that she said (p. 51)

"that she knew she had done wrong; she was not true; but if he would forgive her"——

Page 52, paragraph 40:

"I know I have done wrong with Bumstead."

That she saw her at a park in Philadelphia, going to a dark nook, and remain there for a certain length of time, with a man. That she heard her call over the telephone to a man named Bloomfield, and make a "date" with him; that she saw her in a hallway in the embrace of a strange man.

The defendant admits that the co-respondent, Bumstead, called at her house in the absence of her husband, on an average of twice a week from about the month of August, 1910, to January, 1911; that he remained in the room with her alone one hour, one hour and a half or two hours at a time. That at Christmas time he gave her a box of candy and five dollars (\$5.00) in gold. (Printed Case, p. 78). That she sat on the sofa with him; that she cared for him, knowing that he was a married man; and that she more than once kissed him.

The only explanation given, or attempt to refute the assumption of guilt on the 18th day of January, 1911, by her testimony is, in stating that

a Mrs. Kerr was in the house at the time Bumstead was there; but on reading Mrs. Kerr's testimony and comparing it with Hansen's testimony, which she admits, it can be readily seen that Mrs. Kerr was not in the house at the time Mr. Bumstead was there.

## POINT II.

**I take it, that there was every indication of guilt as shown by the disposition to meet and remain with the correspondent clandestinely from August, 1910, until January, 1911, when she was finally intercepted in her relationship with him, and this being so, there was proof of the inclination and a criminal desire.**

Biddle's Second Edition, p. 66.

And that beyond question, there was sufficient opportunity, and having proven the desire by showing that from her own admission, that she cared for him; that she did sit on the sofa with him, and that she kissed him, and that these meetings were clandestine, shows the desire on the part of defendant to commit the offence and incriminating circumstances attached to her.

In *Rector v. Rector*, it is held, that a spouse guilt of adultery can be inferred from desire and reasonable opportunity.

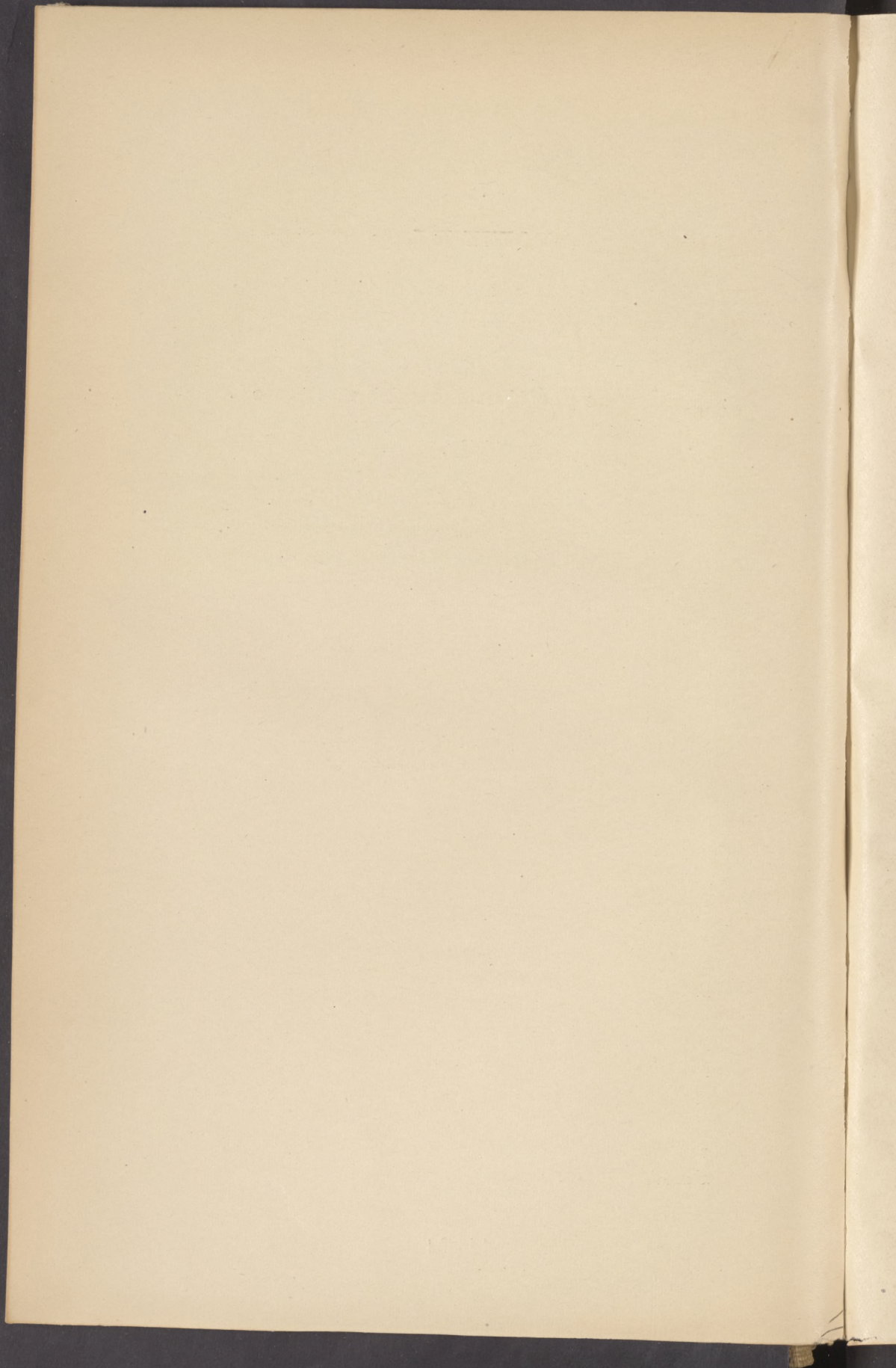
*Rector v. Rector*, 78 N. J. E., p. 386.

**POINT III.**

**That from the evidence it is abundantly shown that the defendant did commit the acts of adultery charged by her husband, and that the decree dismissing the petition should be reversed.**

Respectfully,

TRAVERSE A. SPRAGGINS,  
Solicitor for and of Counsel with Petitioner.



# New Jersey Court of Errors and Appeals.

Between

FREDERICK A. COOPER,  
Petitioner and Appellant,  
and

CHARLOTTE S. COOPER,  
Defendant and Appellee.

On Petition for Di-  
vorce.

On Appeal.

## BRIEF FOR APPELLEE.

The Appellant contends that the Appellee committed adultery with one Harvey B. Bumstead, on two occasions, the first time on January 18th, 1911, at No. 218 Wilkinson Avenue, Jersey City, and the second time on January 21st, 1911, at Bumstead's office, on Montgomery Street, Jersey City.

The evidence offered by the Appellant did not sustain these charges. It showed that the Appellee and Bumstead were together on those occasions, but no direct evidence of guilt was given. On behalf of the Appellee it was shown that when Bumstead visited her apartments on January 18th, her friend, Mrs. Kerr, was present all the time that he remained there, and that there was no improper conduct on their part. This was proven by the testimony of the Appellee and Bumstead, corroborated by that of Mrs. Kerr. (Printed book, page 84, lines 29 and 30; page 85, lines 1 to 10; page 100, lines 20 to 23; page 101, lines 23 to 27; page 112, lines 14 to 18.)

It was further shown that when the Appellee visited Bumstead's office on January 21st, it was during business hours; that a number of persons were present, and that

there was no opportunity to commit the act charged. (Printed book, page 74, lines 30 to 40; page 94, lines 30 to 40; page 100, lines 30 to 40.)

It is submitted, therefor, that the charges of adultery on these two occasions were not sustained.

The evidence offered by the Appellant, however, and the admissions made by the Appellee and Bumstead, showed that they were together on a number of occasions when he called at her apartments, during her husband's absence, when adultery might have been committed.

This proof was not sufficient to take the case out of the rule laid down in the case of Farrow vs. Farrow, 70 N. J. Equity, 781, that evidence of mere presence together, unless under circumstances which indicate an adulterous disposition, is of no weight to prove adultery. Nor the rule stated in Osborn vs. Osborn, 44 N. J. Equity, 257, that opportunity is not tantamount to guilt.

In the present case there was no evidence of lust, lewdness or depravity.

The Appellee admitted that on one or two occasions Bumstead kissed her (Printed book, page 96, lines 34 and 35). There was no other evidence of undue familiarity between them. Both the Appellant's witnesses, as well as those produced by the Appellee, testified that when they were together their conduct was entirely proper (printed book, page 37, lines 1 to 10; page 110, lines 10 to 12; page 112, lines 20 to 22).

It was proven by the Appellant's witness, A. P. Flower, whom the Honorable Vice Chancellor referred to as the Appellee's "bitter enemy" (printed book, page 126, line 21), that the Appellee was a good woman prior to her

marriage (printed book, page 63, lines 35 to 40, and page 64, lines 1 to 8), and the Appellee's mother testified to the same fact (printed book, page 123, lines 1 to 10): There was no evidence that she changed her habits after her marriage.

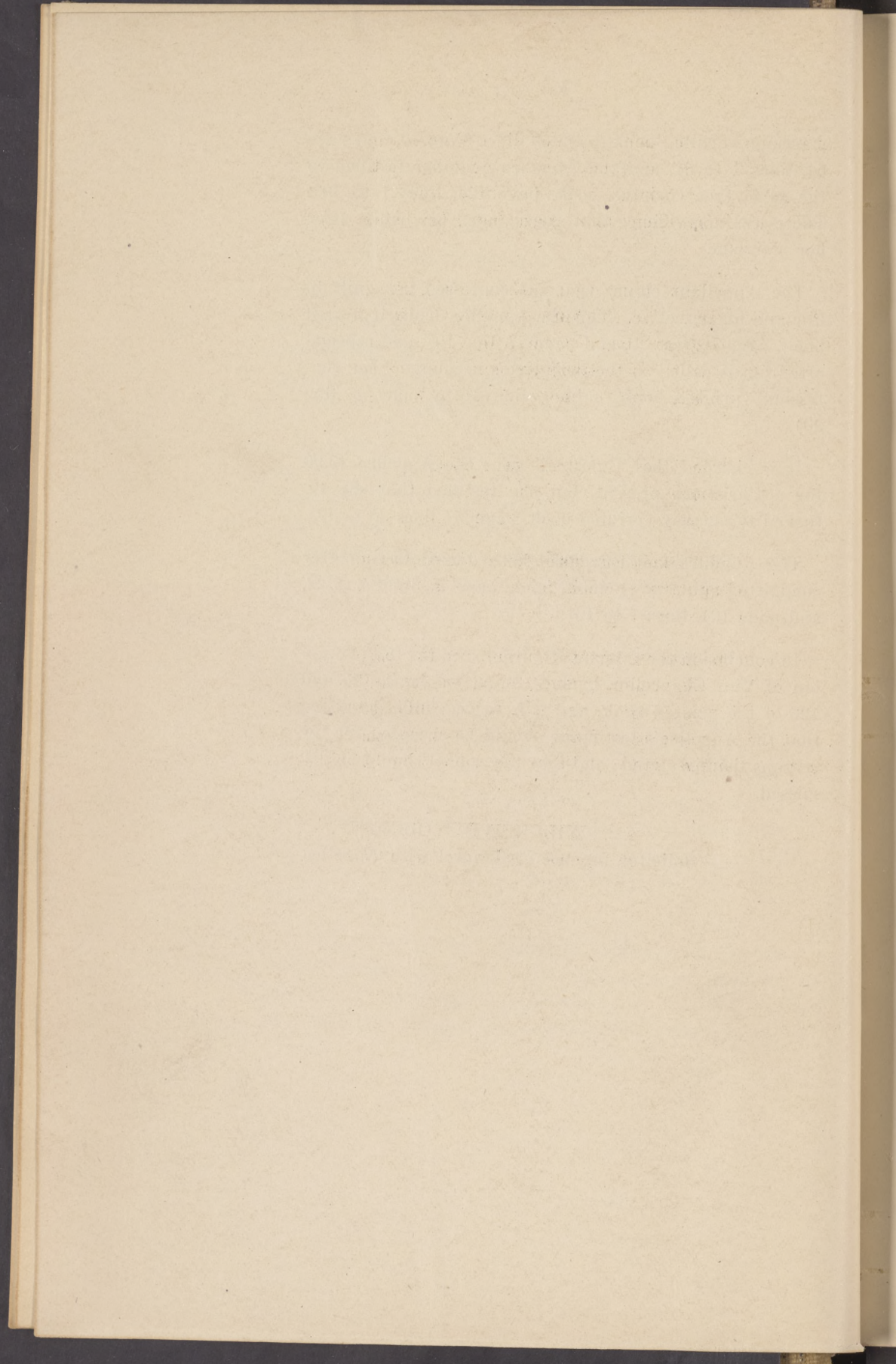
The Appellant claims that she confessed her guilt to him and his detective. This the Appellee denied (printed book, page 76, line 20, and page 77, line 10), and especial attention is called to the detective's account of her confession (printed book, page 5, line 31 to page 53, line 20).

It is charged that Bumstead gave the Appellee \$5.00 for a Christmas present, but she testified that she returned the money (printed book, page 95, lines 35 to 40).

The Appellee and Bumstead both denied having ever committed adultery (printed book, page 75, lines 1 to 22, and page 101, lines 7 to 10).

In conclusion the Court's attention is called to the opinion of Vice Chancellor Backes, found on pages 125 and 126 of the printed book, and it is respectfully submitted that the Appellee's testimony should be accepted for the reasons therein stated; and that the appeal should be dismissed.

WILFRED B. WOLCOTT,  
Solicitor for and of Counsel with Appellee.



## INDEX.

	PAGE
Notice of Appeal .....	1
Petition of Appeal .....	2
Answer to Petition .....	4
Petition for Divorce .....	5
Citation .....	7
Notice of Motion for Alimony <i>Pendente Lite</i> .....	8
Petition for Alimony <i>Pendente Lite</i> .....	9
Order for Additional Alimony .....	13
Order of Reference .....	14
Notice of Hearing .....	16
Testimony .....	17
Opinion .....	125
Exhibit P-2—Letter, Defendant to Plaintiff. (Admitted page 68) .....	127
Exhibit P-3—Letter. (Admitted page 68) ...	129
Order Dismissing Petition .....	

### *For Petitioner.*

Frederick A. Cooper:	
Direct .....	17
Cross .....	25
Redirect .....	29
Recross .....	30
Redirect .....	30
Recalled: Direct .....	68
Recalled: Direct .....	124
Leah Wilson:	
Direct .....	31
Cross .....	38

	PAGE
Joseph F. Hansen :	
Direct .....	39
Cross .....	45
A. P. Flower :	
Direct .....	53, 55
Cross .....	61
David Henry :	
Direct .....	53
Maud L. Roland :	
Direct .....	66

*For Defendant.*

Charlotte Cooper :	
Direct .....	69
Cross .....	85
Harvey B. Bumstead :	
Direct .....	98
Cross .....	102
Louise Kerr :	
Direct .....	108
Cross .....	115
Grace Hendrie :	
Direct .....	119
Cross .....	123

**Notice of Appeal—On Petition.**

**In Chancery of New Jersey**

---

Between  
FREDERICK A. COOPER,  
Petitioner,  
  
and  
  
CHARLOTTE S. COOPER,  
Defendant.

---

10

FREDERICK A. COOPER, the above named defendant, hereby appeals from the order dismissing the petition in this cause and dated May 21st, 1913, and from every part thereof to the Court of Errors and Appeals, in the last resort in all causes.

TRAVERSE A. SPRAGGINS,  
Solicitor for and of Counsel with Petitioner.

Dated, Jersey City, N. J., Aug. 21, 1913.

30

I conceive there is good cause for appeal in the above stated cause.

TRAVERSE A. SPRAGGINS,  
Of Counsel.

40

**On Appeal From Chancery—Petition  
of Appeal.**

NEW JERSEY COURT OF ERRORS AND  
APPEALS.

10	Between	
	FREDERICK A. COOPER,	}
	Appellant,	
	and	
	CHARLOTTE S. COOPER,	}
	Respondent.	

20 *To the Honorable the Court of Errors and Appeals  
in the Last Resort in All Causes:*

30 The petition of Frederick A. Cooper, appellant, respectfully shows, that your petitioner finds himself aggrieved by an order dismissing his petition for divorce, against the respondent, made in the Court of Chancery, by his Honor Edwin Robert Walker, Chancellor of the State of New Jersey, on the Twenty-first day of May, 1913, and that the said order recites and adjudges that your petitioner has not sustained the allegations of his petition, and is not entitled to the relief therein prayed; and does order that your petitioner's petition be dismissed.

40 And your petitioner appeals from said order and from every part thereof, on the ground that the same is erroneous, for that the said Chancellor should have found and adjudged the several obligations of your petitioner's petition to have been proved, and the respondent to have been guilty of adultery; and should have ordered, adjudged, and

*Petition of Appeal.*

---

decreed, that your petitioner be divorced from the bonds of matrimony with the respondent for the cause aforesaid, and that your petitioner should have the relief prayed for in his said petition.

Your petitioner, therefore, prays that the said order dismissing his petition be reversed, rescinded and for nothing holden, and that your petitioner may have such further relief as shall be meet.

10

FRED C. COOPER.

20

30

40

**On Appeal from Chancery—Answer to  
Petition.**

NEW JERSEY COURT OF ERRORS AND  
APPEALS.

10	Between FREDERICK A. COOPER, Appellant,	}
	and	
	CHARLOTTE S. COOPER, Respondent.	}

20 The answer of the respondent to the petition of  
appeal of the appellant respectfully shows:

The respondent admits it to be true that a cer-  
tain decree was, on the twenty-first day of May,  
nineteen hundred and thirteen, made and entered  
in the Court of Chancery as in the petition of ap-  
peal is stated; but as to the substance and form  
thereof this respondent prays to refer thereto when  
the same shall be produced. And this respondent  
is advised and believes that said decree is agree-  
able to law and equity; and she prays that the  
30 same may be affirmed, with costs to be adjudged  
to this respondent.

WILFRED B. WOLCOTT,  
Solicitor for and of Counsel with Respondent.

**Petition for Divorce.**

IN CHANCERY OF NEW JERSEY.

*To His Honor MAHLON PITNEY, Chancellor of the  
State of New Jersey.*

The petition of Frederick A. Cooper, of the City  
of Jersey City, in the County of Hudson and  
State of New Jersey, respectfully shows: 10

1. Your petitioner was lawfully joined in the  
bonds of matrimony to his present wife, Charlotte  
S. Cooper, on the eighth day of April, Nineteen  
hundred and eight, by a minister of the Gospel,  
in the City of Philadelphia and State of Pennsyl-  
vania.

2. Defendant since her marriage to the peti-  
tioner and on the 22nd day of August, 1910, and 20  
on other days in said month, and on the 15th day  
of September, 1910, and on other days in said  
month, and on the 27th day of October, the 28th  
day of November, and the 28th day of December,  
1910, and on the 18th day of January, 1911, and  
other days in said months, in said years 1910 and  
1911, wickedly disregarding the solemnity of her  
marriage vows and the sanctity of the marriage  
state, committed adultery with Harvey A. Bum-  
stead. The said offences committed in the months 30  
of August, September and October, were at 63 Oak  
Street, Jersey City, N. J., and the said offences  
committed in November, were committed at 67  
Grant Avenue, in Jersey City, and the said offences  
committed in the month of January, 1911, were at  
218 Wilkerson Avenue, in City of Jersey City,  
County of Hudson and State of New Jersey.

3. Petitioner was a *bona fide* resident of this  
State having his permanent home at Jersey City,  
in the County of Hudson, and State of New Jer- 40  
sey, when this cause of action arose as aforesaid,

*Petition for Divorce.*

and has ever since continued to be such resident down to the time of the commencement of this suit, residing continuously at Jersey City aforesaid.

4. One child was born of the marriage aforesaid, to-wit, Grace Charlotte, age 18 months, and that said child is in the custody of the said defendant, who is unfit to have its care, custody and education.

5. Your petitioner prays that the marriage between your petitioner and the defendant may be dissolved for the cause aforesaid, according to statute in such case made and provided, and that your petitioner may be awarded the custody of the child of the marriage, and that he may have such further relief as may be just.

And your petitioner will ever pray, etc.

TRAVERSE A. SPRAGGINS,  
Solicitor for Petitioner.

## IN CHANCERY OF NEW JERSEY.

STATE OF NEW JERSEY, }  
COUNTY OF HUDSON, } ss.:

FREDERICK A. COOPER, being duly sworn, on his oath according to law deposes and says, that he is the petitioner named in the foregoing petition, and that his said petition is not made by any collusion between him and the defendant, but in truth and good faith for the causes set forth in the petition.

FREDERICK A. COOPER.

Sworn and subscribed to before me  
this 23rd day of January, 1911.

ANNA J. CASSERLY,  
Notary Public of New Jersey.

**Citation.**

NEW JERSEY, to wit: The State of  
New Jersey to

(Seal.)

CHARLOTTE S. COOPER,

GREETING: You are hereby cited to be and ap-  
pear before our Chancellor in our Court of Chan- 10  
cery, to be held at Trenton, on the First day of  
March next, to answer the petition of

FREDERICK A. COOPER,

exhibited against you, and hereof fail not.

WITNESS, MAHLON PITNEY, Esquire, our Chan-  
cellor, at Trenton, the Twenty-eighth day of Janu-  
ary, in the year of Our Lord One Thousand Nine  
Hundred and Eleven. 20

SAMUEL K. ROBBINS,  
Clerk.

T. A. SPRAGGINS, Sol'r.

NOTICE.—The defendant is not required to ap-  
pear at Trenton in PERSON, at the return day, but  
if he intends to make a defense it is only necessary  
for him to answer the petition within the time re-  
quired by law. 30

**On Petition for Divorce—On Petition  
for Alimony *Pendente Lite*—Notice.**

IN CHANCERY OF NEW JERSEY.

10

}	Between
}	FREDERICK A. COOPER,
}	Petitioner,
}	and
}	CHARLOTTE S. COOPER,
}	Defendant.

To Frederick A. Cooper, Petitioner, and Tra-  
verse A. Spraggins, Solicitor:

20

Take notice, that on Monday, the 27th day of  
March, 1911, at 10 o'clock A .M., or as soon there-  
after as counsel can be heard, I will apply to the  
Honorable E. B. Leaming, one of the Vice-Chan-  
cellors of this Court, at Chancery Chambers in the  
City of Camden, for an order requiring you to  
pay to your wife, Charlotte S. Cooper, the above  
named defendant, a proper allowance for her sup-  
port and maintenance, and that of the child of  
30 the marriage in her custody, pending this suit, and  
also a reasonable sum for counsel fees to enable  
her to defend the said suit. And attached hereto  
are copies of the petition and affidavits upon which  
said application will be made.

Dated, March 20th, 1911.

WILFRED B. WOLCOTT,  
Solicitor of Defendant.

**On Petition for Divorce—Petition for  
Alimony Pendente Lite.**

IN CHANCERY OF NEW JERSEY.

<p style="text-align: center;">Between FREDERICK A. COOPER, Petitioner,</p> <p style="text-align: center;">and</p> <p style="text-align: center;">CHARLOTTE S. COOPER, Defendant.</p>	<p style="font-size: 4em; line-height: 1;">}</p>	<p>10</p>
---	--	-----------

*To His Honor MAHLON PITNEY, Chancellor of the  
State of New Jersey.*

20

The petition of Charlotte S. Cooper, the above named defendant, respectfully shows:

1. Her husband, the above named petitioner, has recently filed a petition against her in this suit, for divorce for the cause of adultery.

2. She has been served with a copy of said petition, and with notice of an order of publication, and has put in her answer denying the allegations of the petition respecting said cause of adultery.

30

3. The charge made by her said husband in his petition is wholly untrue. And petitioner specifically denies, that on the 22nd day of August, 1910, and on other days in said month, and on the fifteenth day of September, 1910, and on other days in said month, and on the 27th day of October, 1910, and on other days in said month, at 63 Oak Street, Jersey City, New Jersey, and on the

40

*Petition for Alimony.*

---

10 28th day of November, 1910, and on other days in said month, at 67 Grant Avenue, Jersey City, New Jersey, and on the 18th day of January, 1911, and on other days in said month, at 218 Wilkerson Avenue, Jersey City, New Jersey, she committed adultery with Harvey A. Bumstead, and that she  
20 committed adultery with said Harvey A. Bumsted on the twenty-eighth day of December, 1910, and on other days in said months in said years 1910 and 1911, and that she never committed adultery with said Harvey A. Bumsted or any one else, at the times and places mentioned in said petition, or at any other times or places; but, on the contrary, says that she has faithfully regarded her marriage vows and her obligations as the lawful  
20 wife of the petitioner.

4. Petitioner left the defendant on the 22nd day of January, 1911, since which time he has not supported defendant, and she is destitute of means to support herself and the child of her marriage to petitioner, and to defend her said cause in this Court.

30 5. The following child has been born of said marriage, to wit, Grace Charlotte, age 18 months, which child is in the custody of the defendant, and at the present time defendant is over three months pregnant by her said husband.

40 6. Defendant is informed and verily believes that her husband is employed as a template maker, and that his wages amount to at least \$22.50 per week. And defendant says, that her husband's means are amply sufficient for him to raise and

*Petition for Alimony.*

pay such sums as may be necessary for the purpose aforesaid.

She prays that an order may be made requiring the petitioner to pay to her a proper allowance for her support and maintenance, and that of the child of the marriage in her custody, until the termination of this suit; and also to pay forthwith a reasonable sum for the fees of counsel in defending this cause for her; and for such other relief as the circumstances may render fit, reasonable and proper. 10

And your petitioner will ever pray, etc.

CHARLOTTE S. COOPER,  
Defendant and Petitioner. 20

WILFRED B. WOLCOTT,  
Solicitor for Defendant and Petitioner.

STATE OF NEW JERSEY, }  
COUNTY OF CAMDEN, } ss.:

CHARLOTTE S. COOPER, being duly sworn, on her oath says that she is the above named defendant, that she has read the foregoing petition and knows the contents thereof, and that the matters and things therein set forth are true, and particularly is it true that the charge made by the defendant's husband in his petition for divorce is wholly untrue; that this defendant has at all times faithfully regarded her marriage vows and her obligations as the lawful wife of the petitioner; that she has never committed adultery with the person named in her husband's said petition or with any one else; that one child, Grace Charlotte, age 18 30 40

*Petition for Alimony.*

---

10 months, has been born of the said marriage between defendant and said petitioner, and at the present time defendant is over three months pregnant by her said husband, the above named petitioner; that since the 22nd day of January, 1911, her husband has not supported her and that she is destitute of means to support herself, and the child of her marriage to petitioner, and to defend her said cause in this Court.

CHARLOTTE S. COOPER.

Sworn and subscribed before me  
this 20th day of March, 1911.

20 CHARLES BRIDGE,  
Notary Public of New Jersey.  
My Commission Expires December 14, 1913.

30

40

**On Petition for Divorce—On Petition  
for Additional Alimony—Order.**

IN CHANCERY OF NEW JERSEY.

---

Between  
FREDERICK A. COOPER,  
Petitioner,

and

CHARLOTTE S. COOPER,  
Defendant.

---

10

This matter being opened to the Court by Wilfred B. Wolcott, solicitor for the above named defendant, and it appearing that the order to show cause why additional alimony should not be paid by the above petitioner to the above defendant, dated June 19, 1911, and a copy of the petition for such additional alimony, have been duly served on T. A. Spraggins, solicitor for the above named petitioner, pursuant to said order to show cause, and the petition for additional alimony having been read and considered, and no cause being shown why the prayer of said petition should not be granted, and it appearing that the said Charlotte S. Cooper is entitled to the relief prayed for in her said petition.

20

30

It is, on this nineteenth day of July, nineteen hundred and eleven, on motion of Wilfred B. Wolcott, solicitor for the above named defendant, ordered that the said Frederick A. Cooper do pay to his said wife, Charlotte S. Cooper, the sum of ten dollars to defray the expenses of her confinement, and the sum of eight dollars per week at the beginning of each and every week from the

40

*Order.*

---

date of this order, until the further order of this Court, for her support and maintenance, and that of the children of her marriage now in her custody.

10 And it is further ordered that the said Frederick A. Cooper do pay to the said Charlotte S. Cooper, or to her solicitor, the costs of this motion to be taxed.

Respectfully advised,

E. B. LEAMING, V.-C.

---

20 **On Petition—Order of Reference.**

IN CHANCERY OF NEW JERSEY.

<p style="text-align: center;">Between          FREDERICK A. COOPER,          Petitioner,</p> <p style="text-align: center;">and</p> <p style="text-align: center;">30 CHARLOTTE S. COOPER,          Defendant.</p>
---

This matter being opened to the Court by Traverse A. Spraggins, solicitor of petitioner, and upon due notice to the defendant,

It is on this seventh day of April, Nineteen hundred and eleven, ORDERED, that the above stated cause be referred to the Honorable E. R. WALKER, one of the Vice-Chancellors of this Court, to hear

40

*Order of Reference.*


---

the same for the Chancellor, and to report thereon to him and advise what order or decree should be made therein.

MAHLON PITNEY,  
C. 10

We hereby consent to the entry of the foregoing order.

TRAVERSE A. SPRAGGINS,  
Solicitor of Petitioner.

WILFRED B. WOLCOTT,  
Solicitor of Defendant.

A true copy.

SAM. K. ROBBINS,  
Clerk. 20

And by various other orders it was finally referred to his Honor V. C. BACKES.

30

40

**On Petition for Divorce—Notice.**

IN CHANCERY OF NEW JERSEY.

10

FREDERICK A. COOPER,  
Petitioner,

and

CHARLOTTE S. COOPER,  
Defendant.

*Sir:*

20 TAKE NOTICE, that the above case will be brought to a hearing before Honorable E. R. WALKER, Vice-Chancellor, to whom the same has been referred to hear the same for the Chancellor and report thereon to him what order or decree should be made therein, on Wednesday the first day of November, Nineteen hundred and eleven, at 10:30 o'clock in the forenoon, at the State House, in Trenton, or as soon thereafter as the Court can hear the same.

30 Dated, October 16th, 1911.

Respectfully,

TRAVERSE A. SPRAGGINS,  
Solicitor for Petitioner.

To:

WILFRED B. WOLCOTT, Esq.,  
Solicitor for Defendant,  
Charlotte S. Cooper.

40

**On Petition, Etc.—Testimony.**

## IN CHANCERY OF NEW JERSEY.

<p style="text-align: center;">Between          FREDERICK A. COOPER,                                            Petitioner,                                              and            CHARLOTTE S. COOPER,                                            Defendant.</p>	}	10
--	---	----

Testimony taken in the above entitled cause, on the twenty-first day of May, Nineteen hundred and thirteen, at the State House, Trenton, New Jersey. 20

Before:

Hon. JOHN H. BACKES,  
*Vice-Chancellor.*

APPEARANCES:

TRAVERSE A. SPRAGGINS, Esq., for the Petitioner.  
 WILFRED B. WOLCOTT, Esq., for the Defendant.

Mr. Spraggins opens for the petitioner. 30  
 Mr. Wolcott opens for the defendant.

—

FREDERICK A. COOPER, the above named petitioner, being duly sworn, testified as follows:

*Direct examination by Mr. Spraggins.*

Q. What is your present address?

A. 43 Grand Avenue. 40

*Frederick A. Cooper—Direct.*

- 
- Q. What city?  
 A. New Jersey.  
 Q. Jersey City?  
 A. Jersey City.  
 Q. How long have you been a resident of Jersey  
 10 City?  
 A. I went there in April, 1908.  
 Q. Were you employed in Jersey City?  
 A. Yes, sir.  
 Q. At what employment?  
 A. Snare & Triest.  
 Q. Are they iron manufacturers?  
 A. Yes, sir.  
 Q. How long were you employed by them?  
 20 A. I think it was in June, 1911, that they were  
 forced to close up, as they couldn't handle their  
 contracts; they were too large, so they closed their  
 shops there, and it was a case of my getting work  
 somewhere else.  
 Q. Charlotte Cooper is your wife?  
 A. Yes, sir.  
 Q. When were you married?  
 A. In Philadelphia, the 8th day of April, 1908.  
 Q. After your marriage where did you and your  
 wife go to live?  
 30 A. Jersey City.  
 Q. What street number?  
 A. 186 Union Street.  
 Q. Did you keep house or board?  
 A. We boarded.  
 Q. With whom?  
 A. Mrs. Fetter.  
 Q. How long did you board with Mrs. Fetter?  
 A. I couldn't say, I think it was about six  
 40 months, or probably five.  
 Q. And then what did you do?

*Frederick A. Cooper—Direct.*

A. In the meantime, my wife, she was—the first time she went away from home; it was the first time she was away, and she was homesick and I let her go back at month's end.

Q. Where did she live?

A. In Philadelphia.

10

Q. Did you first meet her in Philadelphia?

A. Yes, sir.

Q. She went home, and how long did she remain?

A. About a week, about three times she went in that time, and the last time she went home I changed boarding houses, the last time she went home.

Q. And did she return to you in Jersey City?

20

A. Yes, sir, I went over after her.

Q. Then what did you do then, board or keep house, or what?

A. We boarded with Mrs. Wright.

Q. How long did you board with Mr. Wright?

A. I should judge it was about six or eight months.

Q. And then what did you do; did you continue to board or keep house? Tell the whole story.

A. In about the middle of April, 1911, I expected a new arrival.

30

Q. Your wife was going to give birth to a baby?

A. Yes, and my wife thought she would like to go to her mother.

*By the Court.*

Q. April, 1911?

A. No, April, 1909; that's a mistake.

40

*Frederick A. Cooper—Direct.*

*By Mr. Spraggins.*

Q. And where did your wife go, to her people in Philadelphia?

A. Yes, sir.

Q. And a baby was born in Philadelphia?

10 A. It was.

Q. What did you do in Jersey City, did you keep house?

A. I boarded while she was over there.

Q. How long did she stay in Philadelphia?

A. She stayed in Philadelphia until November 2nd.

Q. 1909?

A. 1909.

20 Q. She came back to Jersey City?

A. Yes, sir.

Q. What did you do?

A. Went to housekeeping.

Q. At what place did you keep house; where have you lived since 1908 and kept your permanent home?

A. The biggest part of the time in Jersey City.

*By the Court.*

30 Q. Where since then did you live?

A. I have been in three different places since then.

Q. In Jersey?

A. No.

*By Mr. Spraggins.*

Q. Did you live in Jersey City continuously from April, 1908, until June, 1911?

40 A. Yes, sir.

*Frederick A. Cooper—Direct.*

---

Q. And you kept house most of the time?

A. Yes, sir.

Q. Did you have any difficulty with your wife?

A. I had an annoyous letter; it was saying things about my wife.

*By the Court.*

10

Q. What do you mean by that? Do you mean you had an anonymous letter?

A. No, annoyous letter.

Q. What do you mean by an "annoyous" letter?

A. It annoyed me, because I didn't believe it; I destroyed it; that was in September of 1909. The letter came from Philadelphia, and who sent it I don't know. The first letter came in August; the second letter in September; and then I made trips and had words with my wife there, why she wouldn't come back. I had words with my wife through letters.

20

Q. Did you go to Philadelphia?

A. Yes, sir.

Q. What led up to your final separating from your wife?

A. The first thing that started was a letter that come to my house on Christmas day, and we were sitting down to dinner.

30

Q. What year?

A. 1909.

Q. Where did the letter come from, if you know?

A. From Mrs. Herman, my wife's sister.

Q. Did it speak of your wife's conduct in the letter?

Mr. Wolcott: That is objected to.

A. Yes, sir. I could say yes and no, on that case.

40

*Frederick A. Cooper—Direct.*

Q. Which did it do?

A. Well, it spoke of both.

Q. Well, as a result of the informaton contained in that letter you received from Philadelphia, what did you do? Did you investigate the story told in that letter?

10

A. No, sir; I asked my wife the meaning of it.

Q. Did you read the letter to her?

A. No, sir; my wife started to read it, and I saw she was skipping things in the letter, and I said, "Let me see the letter," and she said "No," and she went to put it in the fire, and I got up and grabbed the letter, and said, "I'll have the letter at all costs."

20

Q. What, if anything, happened between that time and the bringing of this suit?

A. My wife and Mrs. Herman used to go out considerably together, and there was one time in particular, that I came home and my wife was next door, and it was all in darkness there, and I heard them talking with a gentleman there.

Q. Talking with a gentleman?

A. Yes, sir.

Q. When was this?

A. About half past nine at night.

30

Q. What was the day of the month and the year?

A. I couldn't tell you the day unless I looked it up.

Q. How long before the bringing of this suit?

A. It was in 1910, I judge about May or June.

Q. And now from that time on, what, if anything, did you find out about your wife's conduct?

40

A. Why, the only thing is, I found afterwards she was supposed to be confined again, and she destroyed it.

*Frederick A. Cooper—Direct.*

Q. I mean about her conduct, about going out at night, to what place would she go?

A. I could never determine what place she went to, but she used to go out at seven and seven-fifteen, and she wouldn't come back till half-past ten, and sometimes eleven, and she said she went to the pictures. 10

Q. And what did you say?

A. I said, "Why can't we both go out, and take the baby with us"; and she would say it was too cold, and make other excuses and she would go out herself.

Q. Did you ever go with her?

A. Once or twice.

Q. Who would take care of the baby while she was out? 20

A. I did.

Q. How often did this happen?

A. Four nights out of a week, anyhow.

Q. This continued up until what time, from May until what time?

A. Well, now, this thing in particular was—I started to work and thought I would keep her in at night. We were not saving any money, and on the salary I was getting, I should save something; and at nights I understood she went out the same way? 30

Q. Do you know Mr. Bumstead?

A. Yes, sir.

Q. When did you first know him?

A. I knew through a friend that I had to look into the investigation; I saw him out at Greenville, where he lives.

Q. Down to about the 18th of January, 1911, did you have any trouble about your wife and Mr. Bumstead? 40

*Frederick A. Cooper—Direct.*

---

A. Yes, sir.

Q. Relate the whole circumstances.

A. Where Mr. Hansen trailed——

*By the Court.*

10 Q. Do you know that he did?

A. I had his report.

The Court: Strike it out.

*By Mr. Spraggins.*

Q. What did he do?

A. It was Saturday night of the 21st of January, 1911, my wife went out at six o'clock at night.

20 *By the Court.*

Q. What day?

A. Saturday, the 21st, I believe that is right; the date is the 21st of January, 1911.

Q. What did you do?

30 A. I was called to the telephone and message come for me to go down town, and I had the baby by myself; and I was about an hour getting down there; and I asked the lady upstairs to listen to her, if she cried; and I went down to the city, and I was late getting down into the city, as Mr. Bumstead and my wife had come out.

Q. Out of what place?

A. Out of his office.

Q. Did you see them come out?

A. No, sir.

Q. Did you see them together that night?

A. Yes, sir.

Q. Where?

40 A. The corner of Jackson Avenue, on Jackson Avenue.

*Frederick A. Cooper—Direct.*

Q. Who was present at the time you saw your wife and Bumstead together?

A. Mr. Hansen.

Q. Had you seen your wife before that night in the company of Mr. Bumstead?

A. No, sir. 10

Q. Did you come home?

A. Yes, sir.

Q. Did you see your wife?

A. Yes, sir.

Q. Did you have a talk with her about Bumstead?

A. Yes, sir.

Q. What did she say?

A. She admitted doing wrong.

Q. Tell us what she told you, and what you said to her? 20

A. I said to her, I said, "What is the meaning of this?" I said, "I forgave you once through Mr. Schofield, and this can't go on; it has got to stop"; and she cried and put her arms around my neck, and asked me to forgive her; and I couldn't forgive her, under the circumstances of what had been going on and what I had heard.

Q. What did she say?

A. She said she was with Mr. Bumstead, but she had never done anything wrong. 30

Q. When you spoke about saying to her, you had forgiven her once, what did you mean?

A. I had reference to Mr. Schofield in Philadelphia, who had taken them out in boats and different things, and the letter I received.

Q. This letter you received from some relative of yours?

A. No, sir, my wife's sister. 40

Q. Did your wife say anything else at that time.

A. I can't recall anything else.

*Frederick A. Cooper—Direct.*

Q. Have you lived with her since the night of the 21st of January, 1911?

A. It was the 22nd.

Q. Have you lived with her since?

A. No, sir.

10 Q. Have you cohabited with her since you ascertained this conduct she was carrying on with Mr. Bumstead?

Mr. Wolcott: That is objected to.

The Court: The objection is overruled.

A. I haven't communicated or anything with her.

20 Q. Have you cohabited with her as man and wife?

A. No.

Q. From May, 1910, until January, 1911, can you approximate the number of times you spoke with your wife about going out to moving picture shows and not being home taking care of the child?

A. Yes, sir, it must have been twenty times.

Q. And what would be her answer each time?

30 A. She would make some remark that I was mean, or something like that; that she had been in the house all day, and it was a pity she couldn't go out at night.

Q. How much wages were you getting at Snare & Triest's?

A. \$22.50 a week, if I worked the full hours of the week.

Q. And that would average how much?

A. At that time, \$22.50.

Q. What did you do with the money?

A. Handed it to my wife.

40 Q. All of it?

*Frederick A. Cooper—Direct—Cross.*

A. Yes, sir, and she would give me my car fare.

Q. In what kind of a place did you live; how many rooms were there?

A. We generally had four rooms and a bath.

*Cross-examination by Mr. Wolcott.*

10

Q. To whom was this letter addressed from Mrs. Herman, to you or your wife?

A. To my wife.

Q. That letter, you say, spoke about some boat rides that Mr. Schofield had taken your wife and her sister?

A. I didn't say that. It spoke of what some people were saying about my wife.

Q. The night you came home in May or June of 1910, and heard your wife talking to somebody, what time was that? 20

A. About 9:30 o'clock.

Q. Where was it?

A. Mrs. Kerr's.

Q. This night of June 10th that you came home and heard your wife talking to somebody in Mrs. Kerr's apartment, did you go in?

A. I didn't think I was entitled to go in.

Q. Although your wife was there? 30

A. Although my wife was there.

Q. Was anyone else there besides your wife?

A. My wife told me it wasn't a man, and I said, "There was a man there," and I took her in my front room, and we heard him conferring with Mrs. Kerr.

Q. Mrs. Kerr was there at the time?

A. I don't know who was in the room; I heard my wife talking with this gentleman.

Q. You don't know whether Mrs. Kerr was there or not, then? 40

*Frederick A. Cooper—Cross.*

---

A. I do not.

Q. When did you first consult a detective, that is, the detective that investigated your wife's conduct?

10 A. The gentleman was out of work, and I consulted——

Q. Who was he?

A. Mr. Hansen.

Q. Was he a detective?

A. I don't know whether he went under that honor or not.

Q. Is he a detective?

A. He was in the fish business then.

20 Q. When was it you got him to make this investigation; when did you first see him about it?

A. I think it was in December.

Q. December.

A. I am pretty sure.

Q. Of what year?

A. Of 1910.

Q. What part of December, the latter?

A. The latter end.

Q. Had he made any report to you prior to January 21, 1911?

A. He had.

30 Q. Had he made reports of having seen your wife and Mr. Bumstead together?

A. Yes, sir.

Q. On how many occasions during that time did he say he had seen them together?

A. Before the 21st?

Q. Between the time you consulted him, and the 21st, when you saw them together?

A. As near as I know, about twice.

Q. He saw them during that time?

40 A. Yes, sir.

*Frederick A. Cooper—Cross—Redirect.*

Q. And when did he report that to you, prior to January 21st?

A. Yes, sir.

Q. Do you know when?

A. I couldn't say the exact date.

Q. Whenever he saw them he reported to you at once? 10

A. I wouldn't see him on that particular day, maybe, and maybe he would report on the Saturday following.

Q. And you continued to cohabit with your wife up until the Saturday when you had the final flareup?

A. There was never any intercourse in that time, that particular four weeks that this investigation was going on, or whatever time it was; how long the investigation was I can't recall. 20

Q. You occupied the same room?

A. I did.

Q. And the same bed?

A. I did.

Q. And the only time you ever saw your wife with Mr. Bumstead or any other man, was that Saturday night?

A. That Saturday night, yes, sir. 30

*By the Court.*

Q. And it was on the street when you saw them

A. In the trolley car; yes, on the street.

*Redirect examination by Mr. Spraggins.*

Q. You lived at 67 Grand Avenue, Jersey City?

A. Yes, sir.

Q. And at 63 Oak Street?

A. Yes, sir. 40

*Frederick A. Cooper—Redirect—Recross.*

Q. And at 218 Wilkinson Avenue, is the last place?

A. Yes, sir.

*By the Court.*

10 Q. Since the filing of this petition, have you been a resident of this State?

A. I could call myself a resident——

Q. Have you been a resident of this State since the filing of the petition?

A. What would you call a resident?

Q. Was Jersey City your home?

A. Yes, sir.

Q. You were temporarily away?

20 A. Yes, sir.

Q. Doing what?

A. I had to go away and hunt employment.

Q. And you always came back and intended that this should be your home?

A. Yes, sir.

*Recross-examination by Mr. Wolcott.*

Q. When you were here, where did you live—with your people, or did you board?

30 A. I always boarded, outside of my married life.

*Redirect examination by Mr. Spraggins.*

Q. You have said that you didn't cohabit with your wife during this time; can you give any reason why you didn't?

A. I didn't feel that I could.

Q. Were you on friendly terms with her?

A. Yes, sir, we spoke; of course, the load was heavy on my mind.

40

*Leah Wilson—Direct.*

LEAH WILSON, a witness produced on behalf of the petitioner, being duly sworn, testified as follows:

*Direct examination by Mr. Spraggins.*

- Q. Where do you live? 10  
 A. 117 Fifth Street.  
 Q. Jersey City?  
 A. Yes, sir.  
 Q. How long have you lived in Jersey City?  
 A. All my life.  
 Q. Do you know Mr. and Mrs. Cooper, the petitioner and the defendant in this suit?  
 A. Yes, sir.  
 Q. How long have you known them? 20  
 A. I have known them about three years.  
 Q. In the year 1910, where did you live?  
 A. At 147 Grand Avenue, in the same house with the Coopers, on the same floor; that is where I met them.  
 Q. What kind of a house is that you lived in?  
 A. A six-family house, an apartment house.  
 Q. You lived on one side of the hall and they on the other?  
 A. Yes, sir. 30  
 Q. During the time you lived there, did you visit Mrs. Cooper?  
 A. Yes, sir, very frequently.  
 Q. Did you know Mr. Bumstead?  
 A. Yes, sir.  
 Q. How long have you known him?  
 A. About two years and a half, I should say, two years.  
 Q. While you lived in this apartment house with Mrs. Cooper, did you see Mr. Bumstead 40  
 come there

*Leah Wilson—Direct.*

A. Yes, sir.

Q. In whose apartment would he go?

A. Mrs. Cooper's.

Q. What time would he come to see Mrs. Cooper?

10 A. I couldn't answer that, I don't know; I couldn't tell you the time.

Q. I mean, was it in the day or the night?

A. In the daytime.

Q. In the afternoon or the morning?

A. In the afternoon.

Q. About what time in the afternoon would he come?

A. About three o'clock sometimes, I should say.

20 Q. At that time would Mrs. Cooper be alone, or would her husband be there?

A. Her child would be there.

Q. That was a child about four or five months old?

A. A year old.

Q. What time, if you know, would Mr. Bumstead leave Mrs. Cooper's apartment when he came in?

A. I couldn't answer that.

Q. Would it be four or five o'clock?

30 A. I couldn't answer that.

Q. How frequently would he come to Mrs. Cooper's?

A. I saw him four or five times.

*By the Court.*

Q. During what period of time, Mrs. Wilson?

A. I couldn't answer that.

Q. Can't you say what period of time it was?

40 A. I couldn't answer that; within those months, I should say, I saw him three or four times.

*Leah Wilson—Direct.*

Q. How many months?

A. Within this time I lived there about seven months.

Q. During that seven months, you saw him three or four times?

A. Towards the last three months I saw him three or four times. 10

Q. Would Mr. Cooper be at home when he came?

A. No, sir.

Q. And you don't know whether he stayed there a minute or an hour?

A. No, sir.

*By Mr. Spraggins.*

Q. Did you see them in the room alone at any time? 20

A. No, sir.

Q. Was anybody else living in Mrs. Cooper's apartment, except Mrs. Cooper?

A. No, sir.

Q. Were you very friendly with Mrs. Cooper at that time?

A. Yes, sir.

Q. When this case was up before, you were subpoenaed to come to Court by the petitioner? 30

A. Yes, sir.

Q. And you didn't come?

A. No, I was unable to come.

Q. And you have been subpoenaed to come here today?

A. Yes, sir.

Q. Mrs. Wilson, will you tell us in detail all the time that you remember that you have seen Mr. Bumstead come in Mrs. Cooper's apartment and remain there, when Mr. Cooper was not at home? 40

A. I can't do that.

*Leah Wilson—Direct.*

Q. Would you say it was once a week?

A. I say it was four or five times in the last three or four months I lived in that house.

Q. Did you know Mr. Bumstead then?

A. I met him there.

10 Q. After having seen him coming to this place, at the time you testified to, did you see Mr. Cooper and speak with him about it?

A. No, sir.

Q. Did you ever say anything to Mr. Cooper about his wife's conduct?

A. Never; I never mentioned it.

Q. Did you know where Mr. Cooper worked?

A. Through Mrs. Cooper, I knew he worked at Triest Company.

20 Q. Was he ever at home at night at the time Mr. Bumstead came?

A. No, sir.

Q. Did you go out with Mrs. Cooper to different places of amusement?

A. Yes, sir.

Q. To what places did you go?

A. We went down town together, and to Rockaway in the afternoon, and to Coney Island; I went to Rockaway Beach with her once, and to Coney

30 Island with her once.

Q. Did you meet Mr. Bumstead on these visits?

A. On one occasion.

Q. Where was that?

A. Coming home from Coney Island.

Q. Where did you meet him?

A. We went to his office—and I was introduced to him there; I didn't know the man before then, and I didn't know where I was going.

40 Q. Did you know for what purpose Mrs. Cooper went to his office?

*Leah Wilson—Direct.*

A. No, sir.

Q. Did you hear the conversation between them?

A. I was standing off and they were speaking; we remained there about five minutes.

Q. Mr. Bumstead's office was at 96 Montgomery Street? 10

A. Yes, sir.

Q. Three miles from the Coopers' residence?

A. Yes, sir.

Q. You don't know Mr. Bumstead's business?

A. No, sir; I heard he was in the loan business.

*By the Court.*

Q. A money lender? 20

A. Yes, I presume so.

*By Mr. Spraggins.*

Q. Were you in Mrs. Cooper's house at any time when Mr. Bumstead came in?

A. Yes, sir.

Q. What did you do when he came in?

A. I bid him the time of day and went out again.

Q. What time in the day was that?

A. In the afternoon. 30

Q. Do you remember the time?

A. It was about three o'clock.

Q. Did you see him when he went away?

A. No, sir, I went in my own apartment.

Q. You left them there alone?

A. Yes, sir.

Q. Who else was in the house with Mr. Bumstead and Mrs. Cooper at that time?

A. No one but the child.

Q. The same child? 40

A. Yes, sir, their child.

*Leah Wilson—Direct.*

Q. Were you at any other time in Mrs. Cooper's house when Mr. Bumstead came in?

A. No, sir, only that one occasion.

*By the Court.*

10 Q. How did the two behave towards each other in the office and in the house, as you saw them?

A. Nothing out of the way, sir, absolutely nothing, in word or manner.

Q. Was Mrs. Cooper a drunken woman?

A. Never to my knowledge.

Q. Was she a good speaking woman?

A. Yes, sir, very good; never anything out of the way.

20 Q. Mrs. Wilson, do you remember on one occasion you having to go to Mrs. Cooper's room, for a pair of stockings, ladies' hose?

A. Yes, sir.

Q. Did you see Mr. Bumstead there then?

A. Yes, sir.

Q. In what position was he; was he sitting or lying?

A. He was sitting on the couch.

Q. Where was Mrs. Cooper?

30 A. Sitting on the couch.

Q. Do you remember what time that was?

A. About four o'clock in the afternoon, I should say.

Q. Did you see him come in that day?

A. No, sir.

Q. Did you see him when he left?

A. No, sir.

Q. Mr. Cooper was not at home at that time?

A. No, sir.

*Leah Wilson—Direct.**By the Court.*

Q. How were they behaving towards each other?

A. Just the same as I have said; just the same as I had ever seen them—just talking together.

*By Mr. Spraggins.*

10

Q. Do you remember when Mrs. Cooper was leaving Jersey City to go home to visit relatives?

A. Yes, sir.

Q. Did you have a conversation with her then?

A. Yes, sir.

Q. When was that?

A. I can't say—

*By the Court.*

20

Q. About when was it, about what year or month, or when was it, if you know?

A. It was the latter part of January.

Q. 1911?

A. 1911.

Q. The last time?

A. Yes, sir.

*By Mr. Spraggins.*

30

Q. This was after she had had the trouble with her husband?

A. Yes, sir. Mr. Hansen came to my home and told me he had seen them together, and he asked me to come over to be with Mrs. Cooper that day. And I stayed all day, and she cried, and I did my best to comfort her, and I told her I didn't know what to tell her to do; and I couldn't comfort her, and I couldn't offer her a home, and I didn't know what to tell her, and I told her the

40

*Leah Wilson—Direct—Cross.*

best thing was to go home to her mother; and that evening I put her on the train.

Q. Did she tell you she was going home to have a good time?

10 A. No, sir, I don't recollect she ever said those words.

Q. You don't say she didn't say that?

A. I don't know; I don't know she said those words.

Q. And you have not seen her since?

A. No, sir.

*Cross-examination by Mr. Wolcott.*

20 Q. And during that last day, was Mr. Cooper there with her?

A. No, sir.

Q. This was on a Sunday?

A. Yes, sir.

Q. He wasn't there?

*By the Court.*

Q. Who sent for you to come over?

A. Mr. Hansen, came for me.

30 *By Mr. Wolcott.*

Q. Did he say Mr. Cooper wanted you to come over?

A. Yes, sir, Mr. Cooper wanted me to come over and remain with his wife; and Mr. Cooper went out, and she came back and pleaded with him not to leave her.

Q. What did he say?

40 A. He didn't speak to her; he just put his hands over for her not to touch him, and he kissed the child and walked out.

*Leah Wilson—Cross.*  
*Joseph F. Hansen—Direct.*

Q. On a number of occasions, you went out with her to places of amusement?

A. Not a number—I went on a few occasions; we couldn't go out together with the children; this one particular day we had a neighbor to take care of the children. 10

Q. And any day you went with her, you had to make arrangements?

A. Unless we took the children with us; on this particular day we went to the Island we had a neighbor take care of the children.

*By the Court.*

Q. And you went to Rockaway? 20

A. Yes, sir.

---

JOSEPH F. HANSEN, a witness produced on behalf of the petitioner, being duly sworn, testifies as follows:

*Direct examination by Mr. Spraggins.*

Q. How long have you been a resident of Jersey City, Mr. Hansen? 30

A. I was born there, and lived there for 38 years, about.

Q. Do you know Mr. and Mrs. Cooper, the petitioner and defendant in this suit?

A. I knew Mr. Cooper; I knew him for quite some time, but I didn't know his wife—

Q. How long about have you know Mrs. Cooper?

A. I knew Mrs. Cooper since some time in January, 1911. 40

*Joseph F. Hansen—Direct.*

---

Q. What was the occasion of your meeting her?

A. Mr. Cooper had been a friend of mine a little while before that time, and he came to my house, and as I was not working, my boat was laid up—and he wanted to know if I would follow his wife around and find out what she was doing for a couple of days, and I told him I would.

Q. Did you follow her around?

A. I stayed outside of his house every day, after he told me.

Q. What, if anything, did you ascertain about Mrs. Cooper's conduct?

A. On Wednesday, January 18th, I came and stood on the corner about nine o'clock in the morning, and I saw some young man come up and ring the bell, and he went away; and I saw a furniture wagon deliver a rug there that come from Greene's Furniture Company; and later, about 1:30, a man dressed in a light suit of clothes, and I learned after a while he was named Bumstead. After he went in, I went around Jackson Avenue, and went around the back of the house, and there was a low fence, and I saw them in the room; I saw him in the room with Mrs. Cooper; you could see them over the fence; and they pulled the shade down, and I went around and watched the front of the house, the time it took me to walk around until I came back, and I stood there up until Bumstead went away, and I followed him in the car and learned from somebody his name was Bumstead. That night I pointed him out to Mr. Cooper on Ocean Avenue.

Q. This was about one o'clock in the afternoon; what time did he come out?

A. 5:15.

*Joseph F. Hansen—Direct.*

*By the Court.*

Q. What time did he go in?

A. 1:30 or 1:35.

*By Mr. Spraggins.*

Q. Was there anybody else in that room besides Mr. Bumstead and Mrs. Cooper? 10

A. I saw nobody go in or out outside of the man who delivered the message, and the man who delivered the rug there.

Q. The man who went there and went away again, left a message?

A. He delivered a message.

Q. That was before Bumstead went in? 20

A. Yes, sir.

Q. And then you ascertained his name was Bumstead?

A. Harvey Bumstead, and he lived on Fulton Avenue, near Ocean.

Q. Did you see Mr. Bumstead and Mrs. Cooper together at any other time?

A. On Saturday, January 21st, Mr. Cooper and a woman whose name was Struble came out of the office, and he told me his wife was going out. 30

Mr. Wolcott: That is objected to.

The Court: The objection is overruled.

A. After he came back.

Q. What did you do, Mr. Hansen.

A. I went in the vicinity of that house around a quarter to seven, and Mrs. Cooper came out of the house alone. She went down to Jackson Avenue, and walked along Jackson Avenue, and visited several stores, and she went into the drug 40

*Joseph F. Hansen—Direct.*

store on the southwest corner of Virginia Avenue and Jackson, and she called up 200 Jersey City, which was the number of the house, or the office, where Bumstead worked. She visited a grocery store and went into a butcher shop and bought some ham, and went directly down to Mr. Bumstead's office. I followed her upstairs and saw her go into the back office. I went down to look in the back, and I saw there was a small dim light in that room, and I could see they were in there, and I telephoned Mr. Cooper to come down. In the meantime Mr. Cooper, it took him probably an hour to get down, and he didn't get down in time to catch them in the room, and he came down in about an hour and fifteen minutes, and then Mr. Bumstead and Mrs. Cooper had just left about five minutes when he got there. I had told him what was going on—

Q. About how long did Mrs. Cooper remain in this back office with Mr. Bumstead?

A. One hour.

Q. What number of the street is the office of Mr. Bumstead?

A. On the north side of Montgomery Street, Number 96.

30 Q. Which floor?

A. One flight up.

Q. Was there anybody else in the office except Mr. Bumstead and Mrs. Cooper at the time she was there?

A. I didn't see anyone.

*By the Court.*

Q. You don't know?

A. I don't know.

*Joseph F. Hansen—Direct.*

*By Mr. Spraggins.*

Q. And when they came out, what did you do?

A. I waited on the corner for Mr. Cooper and told him, and he said, "All right"; and we got on a trolley car to go home, and I rode to Jackson Avenue and Harrison Avenue, and transferred there to Jackson Avenue car, and after we got into the car Mrs. Cooper and Mr. Bumstead were sitting in the corner of the car together, and when I came in the car, both of them turned kind of red, and he moved away from Mrs. Cooper, and Mr. Cooper looked at his wife; he didn't think—

10

Q. Tell what you did and what Mr. Cooper did.

A. We sat in the car and Mrs. Cooper sat alongside of Mr. Cooper and he pushed her away.

20

Q. What did he say to Mr. Bumstead?

A. Not one word to Bumstead.

Q. Did you go home with Mr. and Mrs. Cooper?

A. Mr. Bumstead got off the car at Virginia Avenue, and Mr. Cooper said, "Will you ride up to my house?"

Q. Was Mrs. Cooper there?

A. Sitting close to him, but he was not speaking to her.

Q. What did you say?

30

A. Mr. Cooper said, "Will you ride up to my house?"

*By the Court.*

Q. Was it within Mrs. Cooper's hearing?

A. Yes, sir.

*By Mr. Spraggins.*

A. And I said, "Yes." We went up to the house, and he told her something about her going

40

*Joseph F. Hansen—Direct.*

with Mr. Bumstead, and she started to cry, and she said, "Fred, I know I ain't been true, but if you will forgive me, everything will be all right."

Q. How long did you remain in the house with Mrs. and Mr. Cooper?

10 A. Probably half an hour or more.

Q. Did you see them again?

A. Mr. Cooper asked—Mrs. Cooper was crying, and said she wanted to get carbolic acid—I don't know what for—and Mr. Cooper said, "Joe, will you drop around in the morning?" and I said, "I don't like to mix up in this affair, but I will come around."

*By the Court.*

20 Q. You said you didn't like to mix up in it?

A. Yes, sir.

Q. You had mixed up in it a good while?

A. Yes; but there was too much trouble there for me.

*By Mr. Spraggins.*

30 A. I came around, and she said Mr. Cooper was breaking up the home; and Mr. Cooper said, "Will you go over to Mrs. Wilson's, on Myrtle Avenue," he said he wanted to leave, and he didn't want to leave his wife alone, he was afraid she would kill herself; and I went around and told Mrs. Wilson to come over.

*By the Court.*

Q. He was there with her, and he was afraid she would commit suicide?

40 A. He said he didn't want a death on his hands.

*Joseph F. Hansen—Direct—Cross.*

---

*By Mr. Spraggins.*

Q. Where was Mrs. Wilson at that time?

A. I went out for Mrs. Wilson.

Q. Now, have you seen Mr. Cooper since that time?

A. On several occasions. 10

Q. Has he lived with his wife since that, if you know?

A. No, he boarded with me some time.

*Cross-examination by Mr. Wolcott.*

Q. On the occasion you saw Mr. Bumstead go in the apartment of Mrs. Cooper, on January 18th, you say you saw them in the room, and you went around to the side and looked in? 20

A. Yes, sir.

Q. Did you see anything improper in their actions?

A. I didn't have an opportunity, as they pulled the shade down.

*By the Court.*

Q. Did you or did you not?

A. No, I couldn't. 30

*By Mr. Wolcott.*

Q. You were not in the apartment during the time they were there?

A. No.

Q. And the only thing you saw that took place in the apartment was what you saw through this window?

A. That's all.

Q. And you could only see in the one room? 40

*Joseph F. Hansen—Cross.*

A. The shades were up in the other room, I could see in there, but there was no occasion.

Q. On the occasion when you went to Mr. Bumstead's office and saw Mrs. Cooper go in the office, you say you went around back there——

10 A. In the back to Railroad Avenue.

Q. And you could see in the office?

A. Yes; there was a dim gaslight there.

Q. Did you see them up in the office?

A. I saw two figures moving, which I saw go in the office.

Q. How long did you stay?

A. Probably two minutes.

Q. Is that all?

20 A. Yes; then I ran to the telephone.

Q. During the hour they were in there, where were you?

A. Watching in the front of the building.

Q. You didn't go to the window to see what was going on?

A. I saw from the street.

Q. You saw the people moving?

A. Yes, sir.

Q. And watched them for the two minutes?

A. Yes, sir.

30 Q. You didn't stay to see what they did?

A. No.

Q. Are you a detective?

A. No; I do anything for a living; I generally go in the fishing boats for the Central Railroad.

Q. Have you ever been a detective?

A. Detective sergeant, in Jersey City.

Q. How long did you serve?

A. Until I put the policy dealers out of business; then they put me out.

40 Q. How long did you serve?

*Joseph F. Hansen—Cross.*

A. I don't know.

Q. What position did you occupy after that?

A. I was reduced to mounted patrolman.

Q. How long did you serve as a mounted policeman?

A. Probably a year. 10

Q. Then what happened?

A. Nothing happened, only I lost the job.

Q. You were discharged from the force, were you not?

A. I was dismissed.

Q. From the force?

A. I was dismissed and reinstated by the Supreme Court.

Q. How long did you stay off before you were reinstated? 20

A. They didn't put me back.

Q. Do you know how long you served as detective sergeant, how many years?

A. No.

Q. For about how long?

A. About a year, probably.

Q. After you were reduced how long did you serve as mounted patrolman?

A. I haven't got those dates down.

Q. Well, was it one or two years? 30

A. It may have been six or eight months.

*By the Court.*

Q. How long were you on the force?

A. I guess about two years—I believe it was on the Fagan—

Q. How long were you there altogether?

A. I can't tell you; about three years, probably.

*Joseph F. Hansen—Cross.*

*By Mr. Wolcott.*

Q. After you were discharged from the force, you never went back on the force, did you?

A. No.

10 Q. Did you ever see Mrs. Cooper and Mr. Bumstead together on any other occasion than January 18th and January 21st?

A. That is the only two occasions.

Q. On those two occasions did you see anything improper in their relations to each other?

A. I didn't have an opportunity.

Q. Then you didn't see anything improper?

A. No, sir, I couldn't see through a building.

20 Q. Have you seen Mr. Bumstead with reference to this case since the case was started?

A. Positively not.

Q. Have you ever called at his house to see him?

A. Never.

Q. Have you ever called at his store to see him?

A. Never. He asked me to get a diamond ring one time, and I did.

Q. How did you come to do that?

30 A. I met him on the street; he comes around collecting—

Q. Did you ever know him personally, prior to seeing him in this case; prior to January 18, 1911?

A. No.

Q. Where was it you met him on the street and asked him about a diamond ring?

A. After I came out of Mrs. Cooper's house that night, after the fight, I met him outside on the corner.

40 Q. Is that the time you talked about the diamond ring?

*Joseph F. Hansen—Cross.*

A. I don't know whether I talked about the ring—

Q. How long after this January 21st was it?

A. I don't know.

Q. How many times after that did you meet him on the street?

A. Fifty or sixty.

10

Q. And talked to him?

A. Yes, sir; him and I are good friends.

Q. During that time, did you ever discuss this case with him?

A. No, I don't think I did.

Q. You never mentioned it?

A. I believe he asked me at one time, "What did Cooper and his wife do?" and I said, "I don't know; I heard they were parted," I said, "I didn't want nothing to do with it; I ain't in that business."

20

Q. You ain't in what business?

A. Looking up Cooper and his wife; I couldn't afford to bother with them all the time.

*By the Court.*

Q. What did Cooper pay you?

A. I don't know what I got at that time. I got about \$5 a day at that time.

30

Q. What did he promise to pay you for doing this work?

A. I think he promised me \$3 a day, and I think I got about \$3 a day for about a week or more.

Q. You trailed his wife for a full week?

A. About a week.

*By Mr. Wolcott.*

Q. And he paid you for the work?

40

A. He paid me.

*Joseph F. Hansen—Cross.*

---

Q. You had a talk with Mr. Bumstead immediately after leaving this place when you saw him on the 18th?

A. Yes, sir; the 21st, that was Saturday night.

Q. What did he say about this case at that time?

10

Mr. Spraggins: That is objected to, unless Mr. Cooper was present.

The Court: The objection is sustained.

*By the Court.*

Q. How many windows were there in the rear of the Cooper house?

A. In the rear of the house there was a small storm door—

20

Q. How many windows were there?

A. Two on the third floor.

Q. Did the Coopers live on the third floor?

A. On the third floor.

Q. Was this a bedroom in which you saw Mr. Bumstead and Mrs. Cooper?

A. Yes, sir.

Q. Could you see a bed in there?

A. No, sir, only what I heard the next day.

30

Q. You had never been in the house?

A. That night.

Q. Have you ever been in this room?

A. Yes, sir.

Q. Is it a bedroom?

A. I saw there was a couch in there, and they had a bed up in the parlor.

Q. In the room in which you say you saw Mrs. Bumstead the day before, was there a bed in that room?

40

A. There was a couch in it.

*Joseph F. Hansen—Cross.*

Q. Was the shade pulled down after you got around to the rear of the house?

A. Shortly after I got around.

Q. How far down was it pulled—could you see in the other room?

A. I could see into the kitchen. 10

Q. They were not in there?

A. No, I couldn't see anyone in there; they may have been there.

Q. Do you know who pulled the shade down?

A. I couldn't see.

Q. Do you think they were in there from about 1.30 until 5 o'clock?

A. Yes, sir; I don't say they were in that room, because it was about half a block each way. 20

Q. This room in which you saw them, in or near Mr. Bumstead's office, down on Montgomery Street, upstairs in the rear of the building, was that Mr. Bumstead's office?

A. Yes, sir, he worked there.

Q. The very room in which you saw them, was that his office in which he worked?

A. They go in there occasionally. It says, "Private office" on the door.

Q. Of the room in which you saw them? 30

A. Yes, sir.

Q. On this Sunday, the 22nd day of January, when Mrs. Cooper was pleading with her husband, what was the language you say she used, referring to and describing her conduct with Bumstead?

A. That was on the night before.

Q. The Saturday night?

A. Yes, sir.

Q. What was it she said?

A. She said she knew she had done wrong; she was not true; but if he would forgive her— 40

*Joseph F. Hansen—Cross.*

Q. Did she say she was not true?

A. Yes, to my recollection. This was long ago, and the more they ask me, the more I can think of.

10 Q. Let me ask you again to reiterate what Mrs. Cooper said as to her conduct?

A. She knelt down and she said, "Fred, I know I haven't been true to you, and such as that."

Q. "And such as that"—did she say that?

A. She said that.

Q. What else?

A. She said, "If you will give me another chance," she would be different.

Q. Is that exactly what she said—is that, in substance, what she said as to her conduct?

20 A. She said more than that, but I can't think of it.

Q. All right. Tell me again what she said—the best you can recollect, as to anything about her conduct.

A. She was kneeling down crying, and he said he didn't want nothing more to do with her; she could go home to her people; and he spoke about Bumstead, and she said, "Fred, I know all about it; I know I ain't been true to you," she said, "I know you don't love me"; she said, "A woman will do anything for a man she loves"—

30 Q. Did she say she loved him?

A. She didn't mention it.

Q. She didn't say she had done anything wrong with Bumstead?

A. She said she hadn't been true.

Q. Did she say, "I know I have done wrong with Bumstead"?

40 A. She said she had done wrong by going with him.

*Mrs. A. P. Flower—Direct.*

*David Henry—Direct.*

Q. Going around with him?

A. Yes, sir.

Q. That is as far as she went—she knew she did wrong with Bumstead by going around with him?

A. She didn't mention any more. 10

Q. And when she said she knew she was untrue to him, her husband, that was said at or about the same time she said she knew she did wrong by going around with Bumstead?

A. About the same time; she was crying.

Q. Was she hysterical?

A. Yes, sir.

20

Mrs. A. P. FLOWER was called to the stand, but before being sworn, asked the protection of the Court against Mr. Henry, who, she said, had threatened to shoot her. The Court called David Henry to the stand.

DAVID HENRY, a witness, called by the Court, being duly sworn, testified as follows: 30

*By the Court.*

Q. Do you know Mrs. Flower?

A. Yes, sir.

Q. Did you ever converse with her about this case?

A. No, sir.

Q. Did you ever threaten to do her bodily harm if she testified in this case?

A. No, sir, I certainly did not. 40

*David Henry—Direct.*

---

Q. You heard her state that you had been to her house and threatened to shoot her?

A. Yes, sir.

Q. And that you were now in this room to carry out your threat in case she testified?

10 A. Yes, sir.

Q. Are you?

A. No, sir.

Q. Did you ever make such a threat?

A. No, sir.

Q. Have you a gun with you now?

A. No, sir; and I never carried one in my life.

Q. When did you last see Mrs. Flower?

A. I couldn't give the date, but one night she came over for my wife to try and settle this case.

20 Q. When did you last see Mrs. Flower?

A. I haven't seen her for three or four weeks.

Q. Where did you see her then?

A. When I was coming from work.

Q. Did you speak to her?

A. No, sir.

Q. When did you last see her to speak to her?

A. That was the night she tried to settle this case outside of court.

30 Q. Did you then threaten to do her harm if she came to this court in this case?

A. I never mentioned the case at all.

Q. Did you talk to her this morning?

A. No, sir.

The Court: You may go outside and wait out there until Mrs. Flower has finished her testimony.

*A. P. Flower—Direct.*

A. P. FLOWER, a witness produced on behalf of the petitioner, being duly sworn, testified as follows:

*Direct examination by Mr. Spraggins.*

- Q. Mrs. Flower, where do you live? 10  
 A. 111 Sumac Street, Wissahauken.  
 Q. Are you a married woman?  
 A. Yes, sir.  
 Q. Do you live with your husband?  
 A. Yes, sir.  
 Q. Do you know Mrs. Cooper?  
 A. Yes, sir.  
 Q. Do you know Mr. Cooper? 20  
 A. Yes, sir.  
 Q. How long have you known them?  
 A. I have known Mrs. Cooper since she landed  
 in the country.  
 Q. How many years?  
 A. She was a little girl then—eight or ten years.  
 Q. Since this case has been taken in the Court  
 of Chancery, have you spoken to Mrs. Cooper about  
 this case?  
 A. Yes, sir.  
 Q. When was it? 30  
 A. In my own home.  
 Q. When?  
 A. When she lived with me; she worked as a  
 servant for me.  
 Q. A year ago?  
 A. It was in 1912.  
 Q. What, if any, conversation did you have with  
 Mrs. Cooper?  
 A. Plenty of conversations.  
 Q. What—about this case? 40

*A. P. Flower—Direct.*

A. About what a good time she had when she lived in Jersey City; her and this other woman used to go to Coney Island.

Q. Did she mention the woman by name?

A. Yes, sir, but I can't remember the name now.

10 Q. Did she talk about Mr. Bumstead?

A. No, sir; she never mentioned his name to me.

Q. On how many occasions did she speak to you about this case?

A. Often, often; she was always talking about it.

Q. At any time did Mrs. Cooper and her father come to your house to settle it?

A. No.

20 Q. Were her father and Mrs. Cooper at any time at your house when this case was spoken of by Mrs. Cooper?

A. No, not at any time; not together.

Q. Was Mr. Henry and Mrs. Cooper over at your house together about this case?

A. No; Mrs. Henry and Mrs. Cooper was in my house at the same time.

Q. Was Mrs. Cooper there?

A. No.

Q. Tell us what Mrs. Cooper had said to you about this case?

30 A. She said that her and this woman used to go to Coney Island and have a good time. She said, "I got into a mess; once we made a date and met two men that night," and that she met two fellows standing on the corner—

Q. She didn't say who those two fellows were?

A. She didn't say who the two fellows were.

Q. Since she has worked at your house, you had an opportunity to observe her conduct with men?

A. I have lots to say.

40

Mr. Wolcott: That is objected to.

*A. P. Flower—Direct.**By the Court.*

Q. When did she take service with you?

A. Around January or February.

Q. 1912?

A. Yes, sir.

Q. And she stayed with you how long? 10

A. Up until—well, I couldn't exactly say when; the Easter following; but it was after Easter when she left me; and it was in the month of May or the latter part of April when she left me. She didn't leave me—I fired her.

*By Mr. Spraggins.*

Q. About May, 1912?

A. Yes, sir. 20

Q. Now, during this time, from the time she came to your house to live in service with you, until you discharged her, did you have an opportunity to observe her conduct with other men?

A. I had—the way she acted towards my husband.

Q. What had you seen?

A. With my husband?

Q. Yes.

A. She had a neck piece, and she got it and put it in my husband's pajamas and tied it up; and she left the tail of it hang out of the fly, and it was an "ornery" looking specimen. 30

Q. What else did you know of her conduct?

A. What did I know of her conduct? I knew of her 'phoning to men over my 'phone, and making dates with them.

Q. Did you hear this conversation?

A. Yes, and I went out with one of them to her own residence. 40

*A. P. Flower—Direct.*

Q. Did she meet anybody there?

A. She made the date to come to her house, and they played darts.

Q. What did you have occasion to observe then, Mrs. Flower?

10 A. What do you mean?

Q. I mean in reference to the men you met at this place—you mean you went there?

A. Yes, sir.

Q. In reference to the men you met at this place?

A. There was one fellow, and I followed them out on walks together.

Q. How often did they go walking together?

20 A. I followed them along the Bridle Path and up the hundred steps, all around the place, and her and him sat there in the dark in the lonest place in the park; they sat around there together in the lonest place in the park.

Q. Did you observe her conduct with reference to any other man?

A. Yes, Mr. Anderson, the one she's going with now.

Q. What is Mr. Anderson's first name?

A. I don't know.

30 Q. How do you know she is going with him now?

A. I followed them up and watched them.

Q. Where did you say they go?

A. I watched them up at the corner standing there, and he come out and grabbed her and handled her around.

Q. Was this in the night or day time?

A. In the night.

Q. Did you have occasion to speak to Mrs. Cooper about this?

40 A. No, sir. I followed her up.

*A. P. Flower—Direct.*

Q. You were not in the employ of Mr. Cooper?

A. No, sir.

Q. And you are not in the employ of Mr. Cooper?

A. No, sir. I am employed for the harm she did me. I am looking for my own side.

Q. Do you know anything yourself of Mrs. Cooper? 10

A. Yes, sir.

Q. What?

A. She picked up the 'phone one day—her and her sister had gone up together, and she said, "Yes, it's Bloomfield"; and she called up, and then he called up in return, and he said, "Hello," and I said, "Hello. Somebody is after you by the name of Mr. Bloomfield." She said, "It's Mr. Bloomfield." She said, "Well, I don't know if I know you," and I didn't hear what he said. She said, "I'll have brown shoes, a blue suit and a blue hat with a white wing on it," and she went out and left me to it, her and her sister, and she came back and told me what a swell fellow he was, and what a good time she had, and that he sold lace robes. She said, "I would like to work him for a lace robe." 20

Q. Do you know anything else?

A. Yes. I had an account, and I told her to get something on it— 30

Q. Well, at these times you saw her go up the hundred steps, and in the place you saw her go, was that at night?

A. Yes, sir.

Q. About what time?

A. About a quarter after eight.

Q. Were there any people around the place where they were?

A. I saw one man and woman. I don't know 40

*A. P. Flower—Direct.*

who they were. I ran back so they couldn't see me.

Q. I mean immediately around the place?

A. Nobody but one person, and they walked out and they walked in there again, and the others walked in another place.

10 Q. Do you know how long this man and Mrs. Cooper were there? What was his name?

A. O'Neill, I think.

Q. Do you know how long Mr. O'Neill and Mrs. Cooper were there?

A. No; I went away. I didn't want to be around there. I wasn't dressed up nice.

Q. Will you describe what kind of a place it was?

20 A. It was a very shady nook.

Q. Was there any other man you saw Mrs. Cooper with?

A. No, but I heard of some; she told me.

Q. What did she say to you about going with other men?

A. She said another man living near her sister—and if she would come and live there she wouldn't have to work; he would keep her. He would see after her and the children, and he liked  
30 the children so well.

Q. When was this?

A. When she lived with me.

Q. In 1912?

A. Yes, sir.

Q. Have you seen or talked with Mrs. Cooper since?

A. I haven't spoke to her until to-day.

Q. Did you talk with her about this case since she left your employ?

40 A. To other people, but not to her.

*A. P. Flower—Direct—Cross.*

Q. Did you ever see me before this morning?

A. No, sir.

Q. And when was it that Mr. Henry came to your house?

A. Around Christmas time. I don't know what date; it was near Christmas some time. Mr. Cooper has the date, but I didn't keep the date. 10

Q. Was that the time you say he threatened to shoot you?

A. Yes, sir. I don't know whether he had a revolver, but he put his hand in his pocket, and he said, "If you ever say a word against that girl, I'll shoot you," and Mrs. Cooper was sitting there and heard it all.

*Cross-examination by Mr. Wolcott.*

20

Q. Was that at your house?

A. Yes, sir.

Q. Mr. Cooper was at your house?

A. Yes, sir.

Q. He had been in the habit of calling there at—

A. Twice.

Q. What did he have to say about this case?

A. The first time he called, he asked me if I would go as a witness for Charlotte for the trouble she caused me. 30

Q. For the trouble?

A. Yes.

Q. What was that?

A. Well, I had her over to the magistrate's to keep her mouth shut about me.

*By the Court.*

Q. She had been scandalizing you?

40

*A. P. Flower—Cross.*

A. Yes, sir; and he made her keep her mouth shut.

*By Mr. Wolcott.*

Q. He told her not to talk about you?

10 A. Yes, sir; and if she should——

*By the Court.*

Q. You came to Trenton to get even with her?

A. No.

Q. You came here to testify against her because of the scandal she caused you?

A. No.

Q. That is why you are here?

20 A. She did me harm.

Q. Were you subpoenaed?

A. Yes, sir.

Q. From Philadelphia.

A. Yes, sir. Mr. Cooper is the one that brought me on.

*By Mr. Wolcott.*

Q. On the other occasion, who was there and what took place?

30 A. I sent him word I was trying to patch it up, and I said, "Charlotte, why don't you try to fix up things?" and she cried to me, and she said she—I said, "You go to a lawyer's office and send word to him." I sent word to him, and he came to see me to fix it up, and her mother came over.

*By the Court.*

Q. What was it she said when she cried?

40 A. I don't know.

*A. P. Flower—Cross.*

Q. You were going to say she said something when she cried?

A. I don't know.

*By Mr. Wolcott.*

Q. Now, let me understand. Did Mr. Cooper ask you to try to settle this case? 10

A. No; I told him why didn't he settle it.

Q. What did you say?

A. To go to your office and settle it up.

Q. So they would live together again?

A. Yes, sir.

Q. Wasn't it your proposition that the case be settled by Mrs. Cooper not appearing in court, so that Mr. Cooper could get his divorce? 20

A. No, sir.

Q. What was she to do—what was your proposition that she was to do?

A. Ask him to forgive her and go back to her.

Q. Did you talk to him about that?

A. Yes, sir.

Q. What did he say?

A. He said, "Well, I don't know; for the children's sake, I think sometimes—I never saw the baby, but I saw the little girl in court, and I couldn't look at her. I was afraid I would break down." He said, "She has been a good woman only for her sister." 30

*By the Court.*

Q. What was that?

A. He said, "She would be a good woman, only for her sister—her sister's influence."

Q. Did he say she had been a good woman?

A. She was a good woman before he married her. 40

*A. P. Flower—Cross.**By Mr. Wolcott.*

Q. You knew her personally?

A. Yes. She was a good woman and had a number of friends.

10 Q. When she was with Mr. O'Neill at her house, playing darts—that's where she was with Mr. O'Neill, wasn't it?

A. Yes, sir.

Q. Not in the park?

A. Playing darts.

Q. What was the conduct of her and Mr. O'Neill towards each other?

A. She was all right. Her mother was there and her father was there.

20 Q. And when you followed Mr. Anderson to her house, they were in her house?

A. Yes, sir. He goes there regular now, at noon and at night.

*By the Court.*

Q. At her parents' home?

A. Yes, sir.

Q. Mrs. Cooper lives with her parents in Philadelphia when she is not in service?

30 A. Yes, sir.

Q. When she was at service at your house, she slept at your house?

A. No.

Q. Does she live with her parents?

A. Yes, sir.

*By Mr. Wolcott.*

Q. So far as you know, since she left Mr. Cooper she lived with her parents?

40 A. Yes, sir.

*A P. Flower—Cross.*

Q. And stayed nights there?

A. Yes, sir.

Q. On the occasion you say she put the neck piece in your husband's pajamas, were you there?

A. No, sir; she showed me after she had done it, in my house, and my husband said, "Get rid or her." 10

Q. What did you do?

A. I laughed a little bit, but he told me that was nothing to laugh at.

*By the Court.*

Q. Did your husband know her very well?

A. No, but she——

Q. How long did your husband know her?

A. Only while she lived in our house. 20

*By Mr. Wolcott.*

Q. Who took the neck piece?

A. He did.

Q. You saw it then?

A. Yes, sir.

Q. And you left it there?

A. He just came upstairs, and she went down laughing.

Q. Was he in the room when she showed it to you? 30

A. No.

Q. Did you take it out?

A. No, I didn't know what to think of it.

Q. But you left it there?

A. Yes, sir.

Q. And showed it to your husband?

A. No.

Q. You just left it there?

A. Yes; just to see what kind—— 40

*Maud L. Roland—Direct.*

---

*By the Court.*

Q. What kind of a neck piece was it?

A. A brown fur piece.

Q. And that stuck out of the flies?

A. Yes, sir; the end of it like.

10 Q. Did she put it in the pajamas?

A. Yes; she tied it up and stuck it in the bed.

*By Mr. Wolcott.*

Q. She didn't go to live with this fellow who was willing to keep her?

A. No. She didn't like him, but he bought her presents.

20 Q. That's what you said, wasn't it—that he was willing to keep her?

A. Yes; he was a carpenter.

Q. Did she ever bring him to your house while you were there?

A. No. They were flowers, and she planted them, and she let on that somebody else gave them to her.

Q. Did you ever go out with Mrs. Cooper?

A. No.

30

---

MAUD L. ROLAND, a witness produced on behalf of the petitioner, being duly sworn, testified as follows:

*Direct examination by Mr. Spraggins.*

Q. Mrs. Roland, where do you live in Jersey City?

A. 287 Lemlich Avenue.

Q. Do you know Mr. and Mrs. Cooper?

40 A. Yes, sir.

*Maud L. Roland—Direct.*

- 
- Q. How long have you known them?  
 A. Three years.
- Q. Did you know her while they lived in Grand Avenue?  
 A. Yes, sir.
- Q. And Wilkinson Avenue? 10  
 A. I didn't know where it was on Wilkinson Avenue.
- Q. Do you know where Mr. Cooper worked?  
 A. Yes, sir.
- Q. At what place?  
 A. At Snare & Triest Company.
- Q. Did you have occasion to visit Mrs. Cooper's home?  
 A. Yes, sir, on several occasions. 20
- Q. Do you know Mr. Bumstead?  
 A. No, sir.
- Q. You never saw him?  
 A. I never seen him.
- Q. What, if anything, do you know about Mrs. Cooper's going out to moving picture shows?  
 A. She was with me several of the times in the evening, at my house, on several occasions; she went to Rockaway and Coney Island, and left the baby with me.
- Q. Where would the husband be, if you know, when she was out? 30  
 A. Working.
- Q. Did she have any trouble with her husband while at your place?  
 A. No; just family quarrels, that's all.
- Q. What kind of quarrels?  
 A. Not much of quarrels; they would quarrel, but not to amount to anything.
- Q. What would it be about? 40  
 A. About her going out.

*Frederick A. Cooper—Direct.*

Q. What would Mrs. Cooper say to her husband when he would speak to her?

A. She used to cry and say she didn't do any harm. He used to take care of the baby.

10

FREDERICK A. COOPER, being recalled in his own behalf, testified as follows:

*Direct examination by Mr. Spraggins.*

Q. Mr. Cooper, have you seen your wife write?

A. Yes, sir.

Q. You know her handwriting?

A. Yes, sir.

20

Q. I show you a letter, postmarked "Philadelphia, January 27, 1911," and ask you from whom you received that letter?

A. That is my wife's writing.

Mr. Spraggins: I offer the letter in evidence.

The Court: I will admit it.

The letter and envelope are marked "Exhibits P-1 and P-2" respectively.

30

Q. I show you another letter without an envelope, which seems to be dated "Monday, 1911," and ask you from whom you received that letter, and if you know, in whose handwriting it is?

A. This is the same.

Q. This is a letter from your wife?

A. Yes, sir.

Mr. Spraggins: I offer the letter in evidence.

40

Said letter is marked "Exhibit P-3."

THE PETITIONER RESTS.

*Charlotte Cooper—Direct.*

CHARLOTTE COOPER, a witness called on behalf of the defendant, being duly sworn, testified as follows:

*Direct examination by Mr. Wolcott.*

Q. You are the wife of Mr. Cooper, and the defendant in this case? 10

A. Yes, sir.

Q. Talk so the Vice-Chancellor can hear you. After your marriage to Mr. Cooper, was your married life a happy married life?

A. No, sir; the first four weeks only.

Q. What happened—what was the nature of your married life after the first four weeks?

A. Why, one day I went out with a young lady 20 that lived opposite to us, and when we came back home my husband was sitting in the room and he threw me a black look, and I said, "What is the matter?" He said, "Do you think this is right?" And then he didn't open his mouth for a whole week. Then, another time, when I got a letter from my people and I didn't mention it to him, he said, "What is in that letter?" I said, "Nothing about you," and he tore the letter open and read it.

Then one night we were going down to Eden 30 Amusement Park. We went down on the Jackson Avenue car, and he didn't speak to me the whole time. Then we went in the tunnel train, and I was deathly sick. He never paid any attention to me at all, and the way he acted, you would never think I was with him at all. When we got to Fourteenth Street I leaned against the window, I was so sick, and I said, "I want to go home. I am sick." He turned around, put a newspaper up in front of his face, crossed his feet in the car, just 40

*Charlotte Cooper—Direct.*

as if I wasn't with him. He didn't do anything to aid me. I came home in the Jackson Avenue car, and he said, "What is the matter?" I said, "I am awful sick."

10 When he came home he didn't try to do anything for me at all; he just went in and laid on the couch. He didn't come up to me for quite a while.

Q. How long before he came up?

A. I don't know how long it was. When I came to Mrs. Flower was undoing my clothes.

20 Then he started to make a big fuss and said, "What is the matter?" She said, "Your wife has fainted, Mr. Cooper. What has caused all this; your wife hasn't done anything." He said, "Mind your own business." Then he made a great fuss and sent for the doctor. Dr. Bogarden came that evening.

Q. On any other occasions, did this occur, after the first four or five weeks of your married life? If so, when?

A. On several occasions he would go for two or three days and never notice me at all.

Q. What was the cause?

A. Just jealousy.

30 Q. Jealousy over what?

A. Well, if he would see me laughing or talking with men, he would get jealous. He would get jealous over anything I did. If I ever had my hair fixed up in some new way or anything he would say I was gay or dressed too kiddish.

Q. How old were you when you were married?

A. Almost twenty-one.

Q. Was there an occasion of this kind when your mother visited your house, when he wouldn't speak to you?

40 A. Yes, sir, my mother and father were both

*Charlotte Cooper—Direct.*

over in Jersey City, but he was all right while they were there, but when my mother came in October, I think it was in 1910, and stayed with me for a week, from Wednesday to Saturday, he threw me head first out of the bath room.

Q. Did he ever lay violent hands on you at any other time? 10

A. That was the only time, but he would often say if I was a man what he would do to me.

Q. What caused him to act this way?

A. Jealous disposition.

Q. Did he ever, at this time, accuse you of being familiar with any other men?

A. Well, most everybody I spoke to I was familiar with.

Q. Were there any specific men he objected to your speaking to? 20

A. Not any as I can think of. None that I can recall.

Q. Just jealous of all mankind?

A. Jealous of everybody, not only of men, but women also. I must have no friends except what he wanted me to speak to.

Q. Didn't he object to a woman in the same apartment house?

A. He did, yes. 30

Q. Which one?

A. Mrs. Kerr.

Q. Where were you living at that time?

A. At 63 Oakes Street.

Q. How long after you were married.

A. It was about one year and three months or a year and a half, as near as I can recall.

Q. You know Mr. Bumstead?

A. I do.

*Charlotte Cooper—Direct.*

Q. When did you first meet him?

A. I met him the latter part of July, 1910.

Q. Where did you meet him?

A. At some little resort.

10 *By the Court.*

Q. Is that the last or the first time?

A. First time.

*(Answer to Counsel's question continued.)*

I can't just think of the name, just a little sea-side place.

Q. Who went with you?

A. Mrs. Kerr.

20 Q. And you met Mr. Bumstead that time?

A. Yes.

Q. Did you meet him by a previous engagement?

A. No. Just happened to meet him.

Q. Did you know him at that time?

A. No.

Q. Did Mrs. Kerr know him?

A. No.

*By the Court.*

30 Q. Just a pick-up, eh?

A. Well, we just got acquainted with him.

*Direct examination (continued).*

Q. Did he make any advances to you?

A. Well, they got on the same car we did and came up and spoke to us, and the young man who was with him gave Mrs. Kerr his name card, but Mr. Bumstead simply spoke to me.

40 Q. Where did you ride to?

*Charlotte Cooper—Direct.*

- 
- A. Oakes Street.
- Q. That was on the way back?
- A. Yes, sir.
- Q. Did he come home with you?
- A. No, sir.
- Q. Got off and left him on the car? 10
- A. Yes, sir.
- Q. When did you next meet him, after that?
- A. Well, I met him at Mrs. Kerr's.
- Q. He came to Mrs. Kerr's?
- A. Yes.
- Q. And you met him there?
- A. Yes.
- Q. How long after this first occasion?
- A. About two weeks, two or three weeks, something like that. 20
- Q. What brought him to Mrs. Kerr's, if you know?
- A. Just wanted to see us, I guess.
- Q. He came there to see you?
- A. Yes.
- Q. And from that time on did you, on various occasions, go out with Mr. Bumstead?
- A. I did.
- Q. When, in the afternoon or evening?
- A. Mostly in the afternoon, I don't recall many times in the evening. 30
- Q. Where did you go?
- A. Moving pictures, theatres.
- Q. On those occasions, who went with you, if anyone?
- A. Went by myself.
- Q. You and Mr. Bumstead?
- A. Yes.
- Q. Did you ever go with anyone else? Any of your friends? 40
- A. No.

*Charlotte Cooper—Direct.*

Q. Now, on any of these occasions, what were your relations with Mr. Bumstead?

A. Friendship, that is all.

Q. Did you ever go anywhere except to places of amusement with him?

10 A. No, except to a restaurant for lunch or dinner, that is all.

Q. Did he come to your apartment during that time?

A. Yes.

Q. On how many occasions?

A. Well, I can't answer that; I don't know.

Q. Several times?

A. Several times, yes.

Q. At the different apartments where you lived?

20 A. Yes.

Q. Do you remember whether or not he was there on the 18th of January, on that afternoon?

A. Yes, sir.

Q. How long was he there?

A. He came there exactly at quarter after two and stayed to quarter of four.

Q. Now, on the 21st of January, 1911, did you call at his office?

A. I did.

30 Q. And did you go into this back office with him?

A. Yes. There was a little private room, but there was a door leading into the other office that was open, and was not strictly private. There was clerks working in the other office and the door was open. There was other people in the front office and they could come in and out there any time.

Q. Mr. Bumstead worked there, didn't he?

40 A. Yes.

*Charlotte Cooper—Direct.*


---

Q. What was the kind of business place?

A. It was a money loan office.

Q. On that occasion of the 21st of January, did you have sexual intercourse with Mr. Bumstead? Have any sexual intercourse with him on that occasion at his office?

10

A. You mean did he speak to me?

(The Court explains to Mrs. Cooper the meaning of the term "sexual intercourse:")

No, sir. Never——

Q. On the 18th of January, at your apartments, did you?

A. No, sir.

Q. Did you on any other occasion have sexual intercourse with Mr. Bumstead?

20

A. No, sir.

*By the Court.*

Q. Did you ever commit adultery with Mr. Bumstead?

A. No, sir.

*Direct examination (continued).*

30

Q. Did you ever commit adultery with any other man?

A. No, sir.

Q. What explanation have you to make as to why you acted in the way you did with Mr. Bumstead?

A. Well, my own husband didn't treat me right. He would go out nights and stay out till ten, eleven and twelve o'clock sometimes, and I had no pleasure in my own home. He would throw me down

40

*Charlotte Cooper—Direct.*

10 over a couch, or chair, or on the floor, wherever he felt like, and I couldn't stand it any longer. He never would go out with me when I asked him to, he would tell me I could go out with some other man, and when I did go out with him he would never pay any attention to me. Going over curbs he would never hold me, and sometimes I would bite my lips with pain, then he would say, after we got home, "You didn't have to bite your lips." Then, if I happened to speak to any young fellows, he would stop speaking to me right then, and when we would get home I would have to coax him for two or three hours before he would say anything to me.

20 Q. Did you on the night of January 21st, after you left the trolley car and had gone into the house with the detective and Mr. Cooper, say you knew you had been untrue, and you were sorry?

A. No, I didn't. The detective said, "Don't you mind, kid, keep a stiff upper lip and you'll come out all right."

Q. Who said that?

A. The detective.

Q. What did you say?

30 A. I said, "I have gone out with Mr. Bumstead, but I have never done anything wrong."

*By the Court.*

Q. Did you say to your husband, "I know I have been untrue to you"?

A. I said, "I have been out with Mr. Bumstead, but I have never done anything wrong."

Q. Did you say you knew you had been untrue, answer the question?

40 A. No, sir, I don't recall saying that.

Q. Did you say, "I know I ain't been true"?

*Charlotte Cooper—Direct.*

A. No, sir. I don't recall saying that, I was excited, and I might have said I had done wrong by going out with Mr. Bumstead, but outside of that I had done no wrong, just went out with him.

*Direct examination (continued).*

10

Q. Did you tell Mrs. Flower on one occasion that you and another woman had a date with two men for a night, and that your husband asked you to go out with him, and when you went out you met these two men on the corner?

A. No, sir.

Q. Did you on any occasion put a fur neck-piece in Mr. Flower's pajamas?

20

A. I did, but not in the way she said I did. I was making a dummy out of his pajamas.

Q. Was she there at the time?

A. She was.

Q. She made no objection?

A. No, sir.

*By the Court.*

Q. Was she a friend of yours at that time?

A. She is not a friend of anybody's.

30

*Direct examination (continued).*

Q. Do you know a man named Edward O'Neill?

A. I do.

Q. Have you ever had any improper relations with him?

A. No, sir. He has been coming to our home for ten years, he is an old friend of the family.

Q. Do you know Mr. Anderson?

A. Yes, sir.

40

*Charlotte Cooper—Direct.*

Q. How long have you know him?

A. I have known Mr. Anderson almost a year.

Q. Does he come to your house now?

A. Yes, sir.

Q. Ever have any improper relations with him?

10 A. No, sir.

*By the Court.*

Q. How old is Mr. Anderson?

A. About forty years old.

Q. Married?

A. No, sir; a widower.

Q. Does he know your parents?

A. Yes, sir.

20 Q. Been coming to see you at your house?

A. Well, he has been coming to see us all. He comes to play cards with my father, and occasionally I go out with him.

Q. Another beau of yours?

A. Some people would like to call it that.

*Direct examination (continued).*

Q. Well, is he?

30 A. No, not exactly, I have no beaus.

*By the Court.*

Q. Who is Mr. Bloomfield?

A. I only met Mr. Bloomfield once, and I can't tell you.

Q. At the Hundred Steps?

A. No, sir. Met him at a moving picture show.

Q. Another pick-up?

40 A. Yes, sir.

*Charlotte Cooper—Direct.**Direct examination (continued).*

Q. Were you alone when you met him?

A. No, sir

Q. Who was with you?

A. My sister.

10

*By the Court.*

Q. Who was he with?

A. No one, he was alone.

*Direct examination (continued).*

Q. He met you and your sister?

A. Yes, sir.

Q. Ever been out with him?

A. No, sir.

20

*By the Court.*

Q. Who was with you at the Hundred Steps?

A. I don't ever remember being near there.

Q. Or the cozy nook?

A. No, sir, I will have to look for it.

*Direct examination (continued).*

Q. Were you ever at these Hundred Steps with Mr. O'Neill?

A. No, sir.

Q. Ever go into the park and hunt a dark place with Mr. O'Neill?

A. No, sir.

Q. Where have you been living since you and your husband parted?

A. At my home with my mother.

Q. After your husband and you went into the

30

40

*Charlotte Cooper—Direct.*

house on the night of January 21st, 1911, what took place, what did you do?

10 A. Well, I was hysterical, of course, and he went into the front room and he got a Bible and he asked me to swear on it that I had never done anything wrong. I said, "No, except go out with Mr. Bumstead."

*By the Court.*

Q. When was this?

A. January 21st.

Q. Did you get down on your knees?

A. I don't know as I did.

20 Q. Made you swear on the Bible that you had been faithful to him?

A. Yes, sir.

Q. Well, did you do it?

A. Yes, sir.

Q. You did that to appease him, eh? Did that satisfy him?

A. Yes, sir.

*Direct examination (continued).*

30 Q. You swore to the truth?

Objected to by Petitioner's Counsel. No reason given.

Objection sustained.

Q. What happened then, did he stay there and spend the night with you?

A. Yes, about two o'clock in the morning we went to bed.

Q. Did you occupy the same bed that night; the night of January 21st.

40 A. Yes, sir.

*Charlotte Cooper—Direct.*

Q. What happened on the next day?

A. Well, the next day I got up and got him his breakfast, and I got the baby hers, and this fellow here he came in.

Q. The detective you mean?

A. Yes. He came there. I can't just think what time it was, but it was about nine o'clock in the morning. He went over and talked to Mrs. Wilson and then he came and stayed with me. 10

Q. Did Mr. Cooper stay there?

A. Mr. Cooper went out about one o'clock, him and the detective.

Q. From that time, have you seen him?

A. He came back again in the evening paralyzed drunk. The detective told us he was down in Jersey City drunk, and not to bother with him any more. 20

Q. This was Sunday?

A. Yes, sir.

Q. When did he come back?

A. About four o'clock in the afternoon. I begged the detective to get him so I could feed my baby, he didn't leave me any money. He said, "Don't bother about him, he is down in Jersey City drunk." 30

Q. When did you next see him?

A. Not until I had him arrested in Philadelphia.

Q. For what?

A. Non-support.

Q. After that, when did you next see him?

A. Not until I saw him at Court here, I don't think.

Q. You never lived with him since the 22nd day of January, 1911?

A. No, sir. 40

*Charlotte Cooper—Direct.*

Q. During that time where have you been?

A. At home with my people.

Q. What have you been doing?

A. Working at different places.

10 *By the Court.*

Q. Where do your people live?

A. Wissahickon.

*Direct examination (continued).*

Q. At the time you were separated, how many children did you have?

A. One. I was pregnant for another.

Q. When was that child born?

20 A. In July, 1911.

Q. When was the first child born?

A. In July, the time I was confined, in July, 1909; yes, 1909, July 16th.

Q. The one that was first born is a girl?

A. Yes, sir.

Q. What is the other?

A. A boy.

Q. The younger one is a boy?

A. A boy.

30 Q. Was Mr. Cooper ever drunk, to your knowledge, prior to this Sunday that he came home drunk?

A. Yes, sir.

Q. What were his drinking habits?

A. One Saturday afternoon he said, "I am going home," and that afternoon he came home paralyzed. He kept saying, "They didn't get my money," "They didn't get my money." He said somebody had taken him out. It was the time the piers were  
40 burned.

*Charlotte Cooper—Direct.*

Q. Did he ever come home drunk on any other occasion?

A. Not that I know of. I was mostly in bed.

Q. Did Mr. Cooper ever gamble, to your knowledge?

A. Only that he told me he had gambled a hundred and fifty dollars that his mother sent him, and she had to send him money to keep him out of jail. 10

Q. When was that?

A. The first baby was born July 16th, and he didn't tell me until we went housekeeping, the 3rd of December.

Q. Do you remember visiting your father and mother in January, 1911, at New Year's time?

A. Yes, sir. 20

Q. Did Mr. Cooper come to see you?

A. Yes, sir.

Q. At that time, how many days and nights did he spend there?

A. Mr. Cooper came Friday night at twelve o'clock and stayed until Sunday.

Q. Did he sleep with you Friday and Saturday nights?

A. Yes, sir.

Q. Did he sleep with you at your home in Jersey City? 30

A. Yes, sir.

Q. How long did that continue?

A. Until the time that we parted.

Q. And that was, I think you said, January 21st, 1911?

A. Yes, sir.

Q. Now, do you remember the last occasion on which he had connection with you, as husband and wife? 40

*Charlotte Cooper—Direct.*

A. Yes, sir.

Q. When?

A. On Wednesday before the 18th of January.

Q. How do you recall that date?

A. Because I had my menses on the 19th.

10 *By the Court.*

Q. And they usually last, how long? Customarily?

A. Well, three or four days, but I was pregnant and didn't know I was pregnant at the time.

*Direct examination (continued).*

20 Q. And prior to January 18th had you had sexual intercourse with him from time to time.

A. Yes, sir.

Q. Did you on the occasion he visited you at your parents, on New Year's Day?

A. Yes, sir.

Q. On the occasion of January 18th when he, Bumstead, called at your house, was anyone there with you?

A. Yes, sir.

Q. Who was there?

30 A. Mrs. Kerr.

*By the Court.*

Q. That's the time you pulled the shades down?

A. No, sir. I never pulled a shade down.

*Direct examination (continued).*

Q. That is the day when he spent about two hours in the afternoon with you?

40 A. Yes, sir.

*Charlotte Cooper—Direct—Cross.**By the Court.*

Q. Was Mrs. Kerr there all the time?

A. Yes, sir.

Q. She was there when he came in?

A. Yes, sir.

Q. And stayed there until after he went?

10

A. Yes, sir.

*Cross-examination by Mr. Spraggins.*

Q. Mrs. Cooper, you stated you are how old today?

A. I am twenty-four.

Q. You were married in Philadelphia to your husband, Mr. Frederick Cooper, and then you went to live in Jersey City sometime in April, 1908?

20

A. Yes, sir.

Q. So that you lived with your husband about four weeks and he treated you all right during those four weeks and then he became jealous of you; didn't want you to go out with other men?

A. Didn't want me to go out with anybody.

Q. And that continued for how long?

A. As long as I could stand it.

Q. During that time he permitted you to visit your people in Philadelphia several times, did he not?

30

A. Yes, sir.

Q. Gave you the money to go?

A. Yes, sir.

Q. He was working for Snare & Triest in Jersey City?

A. Yes, sir.

Q. And getting twenty-two dollars a week?

A. Yes, he got that.

Q. How much did you get?

40

*Charlotte Cooper—Cross.*

A. I got eleven dollars a week to pay for board and five dollars a week to send home to his mother for a debt he owed before he was married.

Q. All you got was eleven dollars a week?

A. Didn't get that after the board was paid.

10 Q. After you went to keeping house, did he pay the rent?

A. No, sir, I paid the rent.

Q. You got \$22.50 every week that he did?

A. Yes, except when he had money taken out of his pay.

Q. On the occasion of his receiving a letter from some relative of his in Philadelphia, he took you to task about that?

20 A. Yes, sir.

Q. Was that the first you knew he was jealous?

A. No, sir, long before.

Q. Didn't want you to go to the moving pictures?

A. No, sir.

Q. You met Mr. Bumstead at some resort?

A. Yes, sir.

Q. Was that at Coney Island?

A. No, sir.

30 Q. Do you know where Stephen Herrig keeps his place?

A. Yes, sir.

Q. Was that the place where you met Mr. Bumstead?

A. Yes, sir.

Q. And Mr. Herrig's is a place where they have dancing, saloon, fishing, boating, and things of that kind?

A. Yes, sir, and bathing.

40 Q. What time in the afternoon did you meet Mr. Bumstead?

*Charlotte Cooper—Cross.*

- A. About three o'clock.
- Q. Mrs. Kerr was with you then?
- A. Yes, sir. Mr. Bumstead didn't speak to us then. We didn't speak to Mr. Bumstead until we were going home in the car.
- Q. And you lived at that time at what place in Jersey City? 10
- A. 63 Oakes Street.
- Q. And what car did you take going home from Herrig's place to go home?
- A. Why, I think it was the Montgomery Avenue car, and then you transfer on the Jackson Avenue car.
- Q. So that you went south for about eight or ten blocks, and then took a car and came back north? 20
- A. I guess that is what we did.
- Q. Anybody introduce you to Mr. Bumstead?
- A. No, sir.
- Q. You knew that Mr. Bumstead lived on Ocean Avenue?
- A. No, sir, I didn't.
- Q. You knew afterwards that he lived on Ocean Avenue?
- A. No, sir, he lived on Fulton Street. 30
- Q. Do you know the number?
- A. No, sir.
- Q. When did he leave you?
- A. At Oakes Street.
- Q. Mrs. Cooper, do you know that Fulton Avenue is at least one-half mile from Oakes Street, in a southerly direction?
- A. Well, that is the car he took.
- Q. In order for Mr. Bumstead to go with you to your home he had to go about a half-mile out of his way? 40

*Charlotte Cooper—Cross.*

A. I guess so.

Q. Did you get his card there?

A. No, sir.

Q. Who did?

A. Nobody.

10 Q. How did Mr. Bumstead know where you lived?

A. Because, I guess we told him.

Q. You told him?

A. I guess we did.

Q. Invited him to call?

A. No, sir, I did not.

Q. When did you next see Mr. Bumstead?

*By the Court.*

20 Q. Mrs. Kerr a young and good looking woman?

Defendant's Counsel: She is here, Vice-Chancellor, sitting in the second row.

*Cross-examination (continued).*

A. I met him at Mrs. Kerr's home.

Q. Where did she live?

A. 63 Oakes Street.

Q. Your husband had complained about your going with Mrs. Kerr?

30 A. Yes, sir.

Q. Thought you were meeting men there?

A. Yes, sir.

Q. Told the truth, didn't he?

A. Yes, sir.

Q. You resided at 63 Oakes Street?

A. Yes, sir.

Q. Same house Mrs. Kerr lived in?

A. Yes, sir.

40 Q. How many times, if you remember, did you meet Mr. Bumstead at Mrs. Kerr's house?

A. Once.

*Charlotte Cooper—Cross.*

Q. He called to see you after you moved to Wilkinson Avenue?

A. No, in Grant Avenue.

Q. When did he first come to see you, Mr. Bumstead?

A. Latter part of August. 10

Q. Once or twice a week?

A. That I can't recall how often he came, but I don't think he came more than twice a week, no.

Q. He would come about what time?

A. About two or three o'clock.

Q. Stay to what time?

A. Half an hour or so at the longest.

Q. Then the baby would be in the room with you?

A. Yes, sir.

Q. How long a time did he continue to come to see you? 20

A. Until I moved from there.

Q. You moved down to Wilkinson Avenue?

A. Yes, sir.

Q. Did he come to see you in Wilkinson Avenue?

A. Came on Wednesday afternoon the 18th, the only time he came there.

Q. You said you had been out to places of amusement with Mr. Bumstead, what places? 30

A. Moving pictures, and theatres.

Q. What theatre?

A. Academy, in New York.

Q. Academy in Jersey City or New York?

A. New York.

Q. Would you go in the afternoon or evening?

A. The afternoon.

Q. Who would take care of your children?

A. I had a little girl who would keep her. I generally paid a woman fifty cents, or took her 40

*Charlotte Cooper—Cross.*

down to Mrs. Wilson, we used to take care of one another's children.

Q. Did you tell your husband about that?

A. No, sir.

10 Q. On Christmas did Mr. Bumstead give a present?

A. A couple of days before Christmas.

Q. What did he give you?

A. A box of candy with a five dollar gold piece in the centre of the candy.

Q. By this time you had ascertained that Mr. Bumstead was a married man?

A. Yes, sir, I knew he was married then.

Q. Knew that he had children?

A. No, sir.

20 Q. You knew he lived with his wife on Fulton Avenue in Jersey City?

A. That I didn't know, whether he did or not.

*By the Court.*

Q. When did you first find out he was a married man?

A. I can't just remember. It was some months after I had met him.

30 Q. Several months before you separated from your husband?

A. Yes, sir.

*Cross-examination (continued).*

Q. How many times, if you remember, Mrs. Cooper, did you go to the Academy in New York with Mr. Bumstead?

A. I think twice.

Q. Did you go to Rockaway Beach?

40 A. I went with Mrs. Wilson.

*Charlotte Cooper—Cross.*

- 
- Q. Did you go with him to Coney Island?  
 A. Once.  
 Q. Was that in the afternoon or evening?  
 A. It was towards evening.  
 Q. What time did you come back?  
 A. Got into New York at nine-thirty and got home about ten o'clock. 10  
 Q. Did Mr. Bumstead accompany you home?  
 A. Came up in the same car.  
 Q. Did he go to the house with you?  
 A. No, sir.  
 Q. Your husband was home at that time?  
 A. Yes, sir.  
 Q. Didn't want to take Mr. Bumstead there for that reason?  
 A. I guess that was it. 20  
 Q. Since you left your husband you have lived in Philadelphia with your parents?  
 A. Yes, sir.  
 Q. And your husband has paid you from six to eight dollars a week during that time?  
 A. Not until after I was home about six or nine weeks.  
 Q. During that time you have met a gentleman by the name of Mr. Anderson?  
 A. Yes, sir. 30  
 Q. And you stated Mr. Anderson is about forty years old?  
 A. Yes, sir.  
 Q. Been out with him?  
 A. Yes, sir.  
 Q. To what places?  
 A. Places of amusement, theatres, moving pictures, that is all.  
 Q. He is coming to your father's home where you are living? 40

*Charlotte Cooper—Cross.*

---

- A. Yes, sir.
- Q. Play cards with him?
- A. Yes, sir.
- Q. And you are going out with him, are you?
- A. Yes, sir.
- 10 Q. When was the last time you were out with him?
- A. Monday evening.
- Q. Where did you go?
- A. Moving pictures in the afternoon, and we took supper on Shelton Avenue.
- Q. What time did you get home?
- A. Eight-thirty.
- Q. How often have you been out with him?
- 20 A. I have met him several times at moving pictures.
- Q. Were you introduced to him?
- A. Yes, I think so.
- Q. But you are not positive about that?
- A. No, sir.
- Q. You know a man by the name of O'Neill, Edward O'Neill?
- A. Yes, sir.
- Q. Been out with him several times?
- 30 A. No, except that he was down at the moving pictures, and if I was there he would walk as far as the car with me.
- Q. You were out to the park with him?
- A. No, sir, I was not.
- Q. Were you in the park with Mr. O'Neill at any time when you went into a dark place?
- A. No, sir.
- Q. You know a man named Bloomfield?
- A. Know of him.
- Q. Been out with him?
- 40 A. Once only.

*Charlotte Cooper—Cross.*

- 
- Q. Where did you go?
- A. Moving pictures on Market Street, Philadelphia.
- Q. Were you introduced to him?
- A. Yes, sir.
- Q. By whom? 10
- A. My sister.
- Q. How often have you seen him since that time?
- A. I have never seen Mr. Bloomfield since that Saturday.
- Q. You know Mrs. Saunders?
- A. Yes, sir.
- Q. Who was she?
- A. A young lady in Jersey City.
- Q. Did your husband work at night or during the day? 20
- A. Well, he was supposed to work at night for the railroad, the express company, after he would come home from his own business, but that I don't know about. I can't answer that.
- Q. You spoke in the direct examination, Mrs. Cooper, about your husband saying that you could go with other young men?
- A. He did, yes, sir.
- Q. When did he tell you that? 30
- A. Many a time when I asked him to go out with me.
- Q. What would he do? Remain at home and take care of the baby while you went to the moving pictures with Mr. Bumstead?
- A. Not with Mr. Bumstead, I went sometimes with Mrs. Kerr.
- Q. You wrote this letter to your husband, dated January 27th, 1911, did you?
- A. Yes, sir.
- Q. In that letter you say that you have done 40

*Charlotte Cooper—Cross.*

wrong, and that you are willing to get on your knees and ask for forgiveness?

A. Yes, sir.

Q. Did you have in mind Mr. Bumstead at that time?

10 A. What do you mean?

Q. At the time you wrote your husband that letter did you have in mind Mr. Bumstead?

A. I meant I went out with him, but I had done nothing wrong, nothing to wrong my husband.

Q. Didn't you consider it wrong, Mr. Bumstead being married and you married, to be going to moving pictures with him?

A. Yes, but I did it to get even with him.

20 Q. Is that the reason you kept him in your private apartment from one to four in the afternoon?

A. Yes.

Q. Isn't it a fact that Mr. Bumstead would come to your house on an average of once or twice a week and remain in a room with him alone for two or three hours at a time?

A. Well, it was not exactly alone, anyone could come in.

Q. Why did you pull the shades down?

A. I didn't pull the shades down.

30 Q. On the occasion you were at this private office with Mr. Bumstead, was anybody else in the room but you and Mr. Bumstead?

A. No, but the door was open.

Q. What time of the day was it?

A. On what day did you say?

Q. On the 21st of January, 1911.

A. It was in the evening about half-past eight or quarter to nine.

40 Q. Don't you know that this office closes at six o'clock?

*Charlotte Cooper—Cross.*

A. They close at nine o'clock on Saturday evening.

Q. How many times had you been to this particular loan office?

A. That I can't say.

Q. You telephoned him, Bumstead, on this occasion? 10

A. Yes, sir.

Q. And told him you wanted to meet him?

A. Yes, sir

Q. Where did you want to go with him that night?

A. Anywhere.

Q. Just wanted to talk to him?

A. Mr. Bumstead asked Mrs. Kerr if I wouldn't telephone him, because he wanted to see me, and I did it. I called him up on the 'phone and he told me to come down to the office and I went down there. When I went down there he asked me if anything was wrong, as he had seen my husband the night before. 20

Q. You did live at 167 Grant Avenue, didn't you?

A. Yes, sir.

Q. You also lived at 63 Oakes Street?

A. Yes, sir.

Q. And at all of these places you met Mr. Bumstead? 30

A. Yes, sir.

*By the Court.*

Q. When he sent you the box of candy and the five dollar gold piece, what did you do with them?

A. Mrs. Wilson was there when I opened it, and after she went out I sent the five dollars back. 40

Q. You gave it back to him?

*Charlotte Cooper—Cross.*

A. Yes, sir.

Q. Were you in the habit of calling at Mr. Bumstead's office?

A. Well, I went down there two or three times.

Q. Why did you go down?

10 A. Just to be with him, that is all.

Q. You got to caring for him?

A. Well, I did care for him, yes, I cared for him.

Q. Even knowing that he was a married man?

A. Yes.

Q. How soon after you first met him did he call at your house?

A. Not for about a month, I guess, or six weeks.

Q. Did you see him in the meantime?

20 A. No, except to speak to him over the 'phone, talking over the 'phone to him.

Q. Then he was in the habit of calling, of coming to your house on an average of twice a week, in the afternoon?

A. Yes, sir.

Q. And you entertained him?

A. Yes, sir.

Q. For an hour, or two or three hours at a time?

30 A. I don't think he stayed three hours.

Q. Well, two hours.

A. An hour and a half or two hours.

Q. What would you be doing?

A. Sitting and talking about different things.

Q. Did he kiss you?

A. Once or twice.

Q. Did he go any further than that?

A. No, sir.

40 Q. Were you always alone, except for the baby?  
I mean when he called during the month of August until the following July.

*Charlotte Cooper—Cross.*

A. Mrs. Wilson would come in and talk and I had a little girl there to mind the baby, about eight or nine years old.

Q. While Mr. Bumstead was there?

A. Yes, sir.

Q. In what part of the house were you entertaining him? 10

A. Most always in the kitchen.

Q. And when not in the kitchen, where?

A. In the front sitting room.

Q. Have a couch in there, in the front sitting room?

A. Yes, there is a couch in there.

Q. You had a rear room, referred to by the detective?

A. That was in the old house that I lived in. That was a little room. 20

Q. Where were you in the habit of entertaining Mr. Bumstead in any of these houses?

A. Either in the dining room, the kitchen; they were all on the same floor, right next to each other.

Q. Rather of a flirt, are you not?

A. No, I am not. I just done it to get even with my husband.

Q. Quite a flirt. Flirt with men for the pleasure you have in flirting with them, don't you? 30

A. No, I don't see any pleasure in flirting.

*Harvey B. Bumstead—Direct.*


---

HARVEY B. BUMSTEAD, a witness called on behalf of the defendant, being duly sworn, testified as follows:

*Direct examination by Mr. Wolcott.*

- 10 Q. Where do you live, Mr. Bumstead?  
 A. I am living now at 71 Warner Avenue, at that time at 91 Fulton Avenue.
- Q. You know Mrs. Cooper, the defendant in this case?  
 A. Yes, sir, I do.
- Q. You remember when you first met her?  
 A. Yes, sir, I do.
- Q. When was that?  
 20 A. It was on my vacation, first part of July, about three years ago.
- Q. Where?  
 A. Dick Herrig's.
- Q. Did you ever spend any time with her at that time?  
 A. No, sir, didn't talk to her at all down there.
- Q. Where did you talk to her?  
 A. On the car coming back. We took a Montgomery Street car, transferred to the Jackson Street car, and I went home, she got off at Oakes Street with Mrs. Kerr.
- 30 Q. What is your business?  
 A. I am assistant manager of the Jersey City Loan Company.
- Q. Do you make collections for the company?  
 A. Yes, sir, I have occasion to go out with the men when they get back on their accounts.
- Q. When did you next see Mrs. Cooper?  
 A. Why, it must have been a month after that.
- 40 Q. Where?

*Harvey B. Bumstead—Direct.*

A. Mrs. Kerr's house.

Q. What took you to Mrs. Kerr's?

A. Mr. Henley went up there and I went up with Mr. Henley.

Q. What was your errand?

A. The first time I am not sure whether Mrs. Cooper was there or not, but when I went up again Mrs. Cooper was there. 10

*By the Court.*

Q. What was your errand, the question was.

A. I went up with Mr. Henley to call on Mrs. Kerr, thinking possibly Mrs. Cooper might be there.

*Direct examination (continued).*

20

Q. After that time did you see Mrs. Cooper from time to time?

A. Yes, sir, I did.

Q. Ever call at her apartments?

A. Yes, sir, I did.

Q. Why did you call there?

A. Well, I wanted to see her, and then again I had business in that house. I had a customer in that house. 30

Q. And when you went to see that customer you stopped in to see her?

A. Stopped in to see Mrs. Cooper, yes.

Q. Did you ever go out with her anywhere?

A. Yes, sir, I did.

Q. Where did you go?

A. Went to moving pictures and theatres, and once we went down to Coney Island.

Q. When.

40

*Harvey B. Bumstead—Direct.*

---

A. We went to Coney Island one Saturday about four o'clock in the afternoon, and I left her at ten o'clock that night.

Q. When you went to the moving pictures and the theatres, when did you go, in the afternoon?

10 A. The Coney Island trip was the only trip at night.

Q. Do you remember calling at her apartments on January 18th, 1911?

A. Yes, sir, Wednesday afternoon, I think it was.

Q. About what time?

A. I should judge about three o'clock. I can't tell exactly.

Q. How long were you there?

A. About two hours.

20 Q. Who was there?

A. Mrs. Kerr, myself and Mrs. Cooper.

Q. Mrs. Kerr there all the time you were there?

A. Yes, sir.

Q. On the occasion of Saturday, January 21st, 1911, did you telephone Mrs. Cooper?

A. No, sir, she telephoned me.

Q. Then she came down to your office?

A. She did.

Q. What happened there?

30 A. Nothing at all. She came in the front way and asked for me and I came to the deck and talked to her for a few minutes, and she said she felt a little faint. I said, "Come into the back room and I will get you a drink of water." She only stayed a half hour and there were four or five men there.

Q. Office open for business at that time?

A. Yes.

Q. How long does it stay open for business.

40 A. To half past nine or quarter of ten.

*Harvey B. Bumstead—Direct.*

Q. Did you go up home on the car with her?

A. Yes, sir, I did.

Q. Did you ever, on any of the occasions when you were with her, have sexual intercourse with her?

A. No, sir, I did not.

10

Q. What took place. How long did you spend in the office on the evening of the 21st of January?

A. Mrs. Cooper, I should judge, came in there about twenty after or half-past eight, and left before nine o'clock.

Q. What took place, what were you doing back there?

A. Giving her a drink of water and talking to her.

20

Q. On this occasion of January 18th, when you called at her apartments, what did you do?

A. Talking with her and Mrs. Kerr. Mrs. Kerr was in the other room. The other room had a brass bed in it.

Q. Were you in there?

A. Had to go in there. Mrs. Kerr was there and talking to me at the same time.

Q. You are a married man?

30

A. Yes, sir.

Q. Got a family?

A. Yes, sir.

Q. What family?

A. Five children.

Q. How old are they?

A. Eleven, nine, eight, three and one.

Q. Are you living with your wife now?

A. Yes, sir, I am.

Q. You have all this time?

A. Yes, sir, my wife knows about it.

40

*Harvey B. Bumstead—Cross.**Cross-examination by Mr. Spraggins.*

Q. Now, Mr. Bumstead, you have lived in Jersey City for a number of years?

A. Yes, sir, I have.

10 Q. You worked for the Jersey City Loan Company for a number of years?

A. Yes, sir, I have.

Q. You know a good many people?

A. Yes, sir.

Q. Had you met Mrs. Cooper in June, 1910; about that time?

A. Yes, sir.

Q. Down at Herrig's place?

A. Yes, sir.

20 Q. That is a place, that is a resort for people who live in Jersey City and go down there to gamble?

A. I don't know whether they go down there and gamble or not. They go down there to get advantage of the breeze, I guess.

Q. You saw Mrs. Cooper at this place for the first time?

A. Yes.

Q. Went home with her?

30 A. Yes, I went up on the car, didn't go home with her.

Q. You handed her your business card?

A. No, sir.

Q. Didn't hand her a card at all?

A. No, sir.

Q. How did you become acquainted with her?

A. Through that meeting.

Q. You had not been introduced by anybody?

40 A. I think Mr. Henley handed Mrs. Kerr a card. Not Mrs. Cooper.

*Harvey B. Bumstead—Cross.*

Q. So that after going on this trip with her on the car, you didn't know her when you left?

A. Oh, I talked with her, yes.

Q. Who introduced you to Mrs. Cooper?

A. Nobody, introduced ourselves.

Q. And you made an appointment to meet her?

A. No, sir, I did not.

Q. What do you mean by saying you expected to meet her at Mrs. Kerr's?

A. I went up with Mr. Henley and he told me probably Mrs. Cooper would be there.

Q. You had no appointments?

A. No; Mr. Henley went up to Mrs. Kerr's.

Q. You went there with the intention of meeting Mrs. Cooper?

A. That is it, I guess.

Q. And you met her?

A. Not the first time, no.

Q. Did you correspond with her during that time?

A. No, sir.

Q. When was it that you met Mrs. Cooper after the first time?

A. About a month afterwards.

Q. At what place?

A. Met her at Mrs. Kerr's.

Q. Is Mrs. Kerr married or single?

A. Married.

Q. Was her husband at home?

A. Not that I know of.

Q. Who did you see at Mrs. Kerr's?

A. Mrs. Kerr and Mrs. Cooper.

Q. How many rooms are there there?

A. I didn't count them.

Q. Which room were you in?

A. In the parlor.

10

20

30

40

*Harvey B. Bumstead—Cross.*

- 
- Q. What time did you go there?  
 A. You are asking me too much; I don't know.  
 Q. How long did you stay?  
 A. About an hour.  
 Q. What did you do while you were there?  
 A. Sit and talk and laugh.  
 10 Q. Then you met Mrs. Cooper again after that?  
 A. Yes, sir.  
 Q. At what place?  
 A. At her home.  
 Q. In Grant Avenue?  
 A. 67 Grant Avenue.  
 Q. And you went there to see her about twice a  
 week?  
 A. No, probably once or twice there, that's all.  
 20 Q. When did you first kiss her?  
 A. I don't recall.  
 Q. Kiss her every time?  
 A. No.  
 Q. You lived with your wife at that time?  
 A. Yes, sir.  
 Q. And you spent two or three hours each week  
 in Mrs. Cooper's presence?  
 A. No, I can't say it was.  
 Q. And you went to New York to the Academy  
 30 with her?  
 A. Yes, sir  
 Q. And you went to Coney Island with her?  
 A. Yes, sir.  
 Q. Came back at ten o'clock at night?  
 A. Yes, sir.  
 Q. Had drinks at Coney Island?  
 A. No, sir. Mrs. Cooper never drank a drop in  
 my presence.  
 Q. Then you went to see her in 218 Wilkinson  
 40 Avenue, Jersey City?

*Harvey B. Bumstead—Cross.*

- 
- A. Once, yes, sir.
- Q. Stayed there then one or two hours?
- A. About an hour, I should judge, or three-quarters of an hour.
- Q. When did you first kiss her?
- A. I can't tell you, Mr. Spraggins. 10
- Q. Was it the first or second time you met her?
- A. Quite a while after that, and only once or twice at the most.
- Q. Anybody present when you were kissing?
- A. Not unless Mrs. Wilson's girl was.
- Q. You mean this girl here?
- A. No, Mrs. Wilson's children, four or five years old.
- Q. In this house on Wilkinson Avenue there is a couch in the rear room, isn't it? 20
- A. I don't know, in the front room is a bed.
- Q. In the room next, what is in that room?
- A. Never recall being in that room.
- Q. Ever in the front room?
- A. That is the room you had to go in.
- Q. You said you sat there talking for more than an hour? Talking to Mrs. Cooper and Mrs. Kerr?
- A. Yes.
- Q. Sit down? 30
- A. No, sir. Well, I believe I sat down once while I was there.
- Q. Who pulled the shades down?
- A. Nobody.
- Q. Somebody might have and you didn't see it?
- A. If they did I didn't know it.
- Q. You talked with Mr. Henley about this case, didn't you?
- A. Not much, no.
- Q. Did you talk with him about it on the 18th of January? 40

*Harvey B. Bumstead—Cross.*

A. Yes, sir. He came across the street and said, "You have got yourself in Dutch." I said, "I don't see where I have. I haven't done nothing wrong, except to go out with the girl."

Q. You were very familiar with Mrs. Cooper?

10 A. Not necessarily, no.

Q. Called her by her first name?

A. No.

Q. Why did you send her the box of candy and give her a five dollar gold piece?

A. For one reason there was a customer in that house I had occasion to go to. This customer skipped, the customer moved away, and Mrs. Wilson and Mrs. Cooper was trying to get the address of this customer for me.

20 Q. Now, Mr. Bumstead, don't you know that that house that Mrs. Cooper lived in is a two-family house and that the landlord himself lives on the top floor?

A. I am talking about 67 Grant Avenue. I only saw her in 218 Wilkinson Avenue once.

Q. Now, did you have to go there twice every week about this customer?

A. Well, our man went there six times in one week.

30 Q. You were never there with him?

A. I was.

Q. Were you in Mrs. Cooper's place with him?

A. No.

Q. You knew Mr. Cooper, did you?

A. No, sir.

Q. Mrs. Cooper told you she was married?

A. Yes, sir.

Q. When did she tell you she was married?

A. Second or third time I met her.

*Harvey B. Bumstead—Cross.*

Q. After she had told you she was married you went out with her just the same?

A. Yes, sir.

Q. How many times did you take her to New York?

A. Oh, I can't really answer that, must have been three or four times; five or six times. 10

Q. Did you go to a hotel?

A. No, sir.

Q. Did you ever take her through slums, Chinatown and the Bowery?

A. Took her through Chinatown and got something to eat.

Q. In the day time or at night?

A. In the afternoon.

Q. What time did Mr. Cooper get home in the evening? 20

A. I don't know.

Q. Your position as assistant manager of this loan company didn't take you out of the office especially?

A. Yes, sir, I am out of my office every Wednesday, Thursday and Friday.

Q. These are the days you spent in Mrs. Cooper's company?

A. Those are the days I would go up to her house. 30

*By the Court.*

Q. Only three days?

A. Yes, sir, Wednesday I am out from nine to four. Friday I am out from nine to four.

*Cross-examination (continued).*

Q. But your specific business with this loan company is to stay in the office? 40

*Louise Kerr—Direct.*

A. My business is to look after every detail of this business.

Q. But you don't have any route?

A. Yes, sir, I go over all the different men's routes.

10 Q. Mrs. Cooper never had any account with you?

A. No, sir.

Q. Mrs. Wilson?

A. No, sir.

Q. Mrs. Kerr?

A. No, sir.

Q. In talking to Mr. Hansen, did he ever chastise you about going to Mrs. Cooper's?

A. Chastise me?

20 Q. Speak with you then, about going to Mrs. Cooper's, and did you ask him to take a loan?

A. No, sir, he applied for a loan and I refused to give it to him.

Q. Did you not say to Mr. Hansen this, "Go down to the office and get one hundred dollars, leave this thing be quiet, and I will see you don't have to pay it"?

A. No, sir, I did not.

30 MRS. LOUISE KERR, a witness called on behalf of the defendant, being duly sworn, testified as follows:

*Direct examination by Mr. Wolcott.*

Q. Where do you live?

A. 2277 Boulevard, Jersey City.

Q. Do you know the defendant Charlotte Cooper?

40 A. Yes, sir.

*Louise Kerr—Direct.*

- 
- Q. How long have you known her?  
 A. About three years.  
 Q. Did you live in the same house with her?  
 A. Yes, sir.  
 Q. In Oakes Street?  
 A. Yes, sir, 63 Oakes Street. 10  
 Q. Were you living there when she came there with her husband to live?  
 A. Yes, sir.  
 Q. And you became acquainted with her at that time?  
 A. Yes, sir.  
 Q. Were you on friendly terms with her?  
 A. Yes, sir.  
 Q. Did you go anywhere with her?  
 A. Just moving pictures, and walk around the street with the baby, that is all. 20  
 Q. Do you remember going to Coney Island with her?  
 A. No, sir, never was.  
 Q. Rockaway Beach?  
 A. No, sir, never went with her.  
 Q. Do you remember being out with her on one occasion and meeting Mr. Bumstead?  
 A. Yes, sir, down to Herrig's, that is the place. 30  
 Q. And were you with her all the time she was conversing with him?  
 A. Yes, sir, in 63 Oakes Street, but not after that.  
 Q. Did she and you return and go to your apartments?  
 A. Yes, sir.  
 Q. Do you remember at a later occasion that Mr. Bumstead met her at your apartments?  
 A. Only there twice.  
 Q. Was she present both times?  
 A. Only once. 40

*Louise Kerr—Direct.*

- 
- Q. In your apartments?
- A. In my apartments in the dining room.
- Q. Who else was there?
- A. That is all.
- Q. Were you present all the time?
- 10 A. All the time, yes, sir.
- Q. What was their conduct at that time?
- A. Just the same as anybody else's, sitting on the chairs, and talking around the table.
- Q. Were you ever at her apartment on Wilkinson Avenue, when Mr. Bumstead was there?
- A. Yes, sir.
- Q. When was that, do you remember?
- A. In the afternoon.
- Q. What day?
- 20 A. On Thursday, no, I think on Wednesday.
- Q. Do you remember the date?
- A. No, I do not know.
- Q. The day of the month?
- A. I don't keep track of it. I don't remember those things and don't keep track of them.
- Q. You remember when Mrs. Cooper and Mr. Cooper separated?
- A. It was in January, I think.
- Q. With reference to that time, how long before that time did this occur?
- 30 A. Just before New Year's.
- Q. What were you doing at her apartment?
- A. I was on my knees scrubbing in this little back room, I was scrubbing the floor.
- Q. Did you stay after Mr. Bumstead came in?
- A. I stayed right there.
- Q. How long a time did he stay?
- A. He might have been there an hour.

*Louise Kerr—Direct.*

---

*By the Court.*

Q. When did you say this was?

A. Before January, before they separated.

*Direct examination (continued).*

10

Q. Do you remember the date when they separated?

A. No, I do not.

The Court: Are you directing the witness to the 18th of January?

Mr. Wolcott: Yes, your Honor.

(Answer continued) I was not there at the time and I didn't know anything about it until it was all over with.

20

*By the Court.*

Q. When did you first hear that they had separated?

A. About a week or two weeks afterwards.

Q. Were you told then when it was?

A. No, not at the time, I wasn't.

Q. Do you remember being in the Cooper household the Wednesday before the separation?

30

A. No, sir, I don't.

*Direct examination (continued).*

Q. You don't remember that it was that time?

A. No, I don't remember.

Q. There is no way you can refresh your memory to know just how long before the separation you were there that afternoon with Mr. Bumstead?

40

*Louise Kerr—Direct.*

---

A. No, I don't remember, because I took no stock in these things.

*By the Court.*

Q. No stock in what?

10 A. In what he would do.

*Direct examination (continued).*

Q. On this occasion when Mr. Bumstead called, did you stay until he left?

A. Yes.

Q. In the same room?

A. Right in the same room, yes, sir.

20 Q. What was the conduct of Mrs. Cooper and Mr. Bumstead? What was done at that time?

A. Just simply talking with one another, that is all.

*By the Court.*

Q. What was said?

A. I don't remember just what was said.

Q. What were they talking about?

A. I don't know.

30 Q. You heard it, didn't you?

A. I don't remember.

Q. They were there in your presence for an hour?

A. Yes, sir.

Q. What were you doing?

A. I was busy scrubbing the floor.

Q. You were not scrubbing the floor for an hour?

A. No.

Q. You heard everything that was said? You heard everything that was said by the two?

40 A. Yes.

*Louise Kerr—Direct.*

Q. And you can remember what the conversation was?

A. No, I don't.

*Direct examination (continued).*

Q. On that occasion were they in the small rear room? 10

A. No, sir.

Q. Where were you scrubbing?

A. In this little room.

*By the Court.*

Q. The rear room right off the kitchen?

A. Yes, sir, with a window looking into the back yard. 20

*By Mr. Wolcott.*

Q. You were in that room?

A. Yes, sir, there was nothing in it. I took the couch out into the kitchen.

Q. What were you scrubbing it for?

A. She got a new rug.

*By the Court.*

Q. When did that rug come? 30

A. Day before.

*Direct examination (continued).*

Q. Were you there when the rug came?

A. I scrubbed the room Wednesday and the rug was to come Thursday.

Q. Do you know whether the rug was there while you were scrubbing the floor? 40

*Louise Kerr—Direct.*

A. No, sir.

Q. Did you, while you were there, pull down the shade?

A. No, sir.

Q. Was it down?

10 A. No, sir, it was up.

Q. Were you ever present when Mrs. Cooper and Mr. Bumstead were together on any other occasion?

A. No, sir.

*By the Court.*

Q. You mean in Wilkinson Avenue?

A. Yes, sir.

*Direct examination (continued).*

20

Q. Were you ever present at any other time?

A. No, sir.

*By the Court.*

Q. How many times were you in Cooper's Wilkinson Avenue house when Mr. Bumstead was there?

A. Once.

Q. That was the time you did the scrubbing?

30

A. Yes, sir.

*Direct examination (continued).*

Q. Did you call on the Coopers when they were living at Oakes Street?

A. Yes.

Q. Just how did they get along as husband and wife?

A. Well, not very well.

40

Q. What took place?

*Louise Kerr—Direct—Cross.*

A. They would get angry, of course, when she wanted to go out. He said it was her place to stay at home, not to run the streets, and to go to moving pictures.

*By the Court .*

10

Q. Not to run the streets?

A. Yes, and go to moving picture shows.

*Direct examination (continued).*

Q. Any other instances that caused them to quarrel except that?

A. No.

*Cross-examination by Mr. Spraggins.*

20

Q. Now, Mrs. Kerr, you are married?

A. Yes, sir.

Q. You are some years older than Mrs. Cooper?

A. Few.

Q. So that you and Mrs. Cooper were living in this Oakes Street house together. Who suggested going down to Herrig's place?

A. Both of us.

*By the Court.*

30

Q. What did you go down there for?

A. Just for a little outing, that is all.

Q. Drinking place, is it not?

A. Yes, sir.

Q. Did you drink?

A. No.

Q. Do you ever drink?

A. No.

Q. Mrs. Cooper drink intoxicants?

40

A. No, sir, not with me.

*Louise Kerr—Cross.**Cross-examination (continued).*

Q. In this party where Mr. Bumstead, you and Mrs. Cooper were, somebody made a date to meet at some future time, didn't they?

10 A. Not as I know of.

Q. Wasn't an engagement made whereby Mr. Bumstead was to meet Mrs. Cooper at your house?

A. Not that I know of.

Q. She did meet him there afterwards?

A. Twice.

Q. Didn't Mr. Bumsted come there for the purpose of fulfilling engagements he made while at Herrig's or on the trolley car?

A. I don't know.

20 Q. You have known Mr. Cooper for a long time?

A. Only while we were there at the house.

*By the Court.*

Q. You knew that Mr. Bumstead was coming to your house to see Mrs. Cooper?

A. Only twice he was there.

Q. Didn't you know that he came there to see Mrs. Cooper?

30 A. No, I didn't.

*Cross-examination (continued).*

Q. Did Mrs. Cooper say to you anything about Mr. Bumstead coming to see her?

A. No, sir.

Q. He was not living at your house at that time?

A. No, sir.

Q. How many times did Mr. Bumstead and Mrs. Cooper meet that you know of?

40 A. I don't know.

*Louise Kerr—Cross.*

Q. Now, on this day that you say in Wilkinson Avenue, and you were scrubbing the kitchen.

A. I was scrubbing the little room off the kitchen.

Q. And while you were scrubbing this little room off the kitchen, Mr. Bumstead and Mrs. Cooper were talking at what place? 10

A. They were right behind me.

Q. How large is that room?

A. Very small.

Q. About eight by ten feet?

A. I can't describe it. It was about as long as that room there, from that post to the railing. (Indicating railing in court room.)

Q. Did you scrub this room all the time?

A. No, not all the time. When he came in she called me and said, "If you don't come in, I will go out there." 20

Q. What else did you do?

A. I talked to him. He said, "What are you doing?" I said, "Scrubbing the floor."

Q. How long did Mr. Bumstead remain?

A. Well, I think about an hour, I didn't just take the time down.

Q. Did he sit down or stand?

A. He sat down and stood up again. Stood up about five minutes and then sat down. 30

Q. You knew that Mrs. Cooper and Mr. Cooper were young married people, didn't it seem strange that she was receiving other men and not saying anything about it.

A. I only saw them twice.

Q. You never met Mr. Bumstead before?

A. No, sir.

Q. Did he speak with you coming home on the car? 40

A. Sure, he sat right behind us in the seat in the car.

Q. Made an engagement with you?

A. Yes.

10 *By the Court.*

Q. In going to Herrig's place you met Mr. Bumstead and another man, didn't you?

A. No, sir.

Q. Didn't you two women meet these two men on the car?

A. On the car, yes.

Q. What was the name of the other man?

A. I forgot his name.

20 Q. Did he make an engagement with you?

A. Yes.

Q. For when?

A. To call at my house any time.

Q. Did you give him your name?

A. Yes.

Q. Tell him you were a married woman?

A. No, I didn't tell him my name. He gave me his card and I told him I was a married woman.

30 Q. Why did you make an engagement for this man to come to your house?

A. Just for the fun of it, that is all.

Q. Did you tell Mrs. Cooper you were doing it for the fun of it?

A. Yes.

Q. Did she agree with you that it would be sport?

A. Yes, just to be a sport. Just for a couple of times, and I have never seen them since.

Q. Didn't tell your husband you were sporting that way, did you?

40 A. No, sir.

*Louise Kerr—Cross.*  
*Grace Hendrie—Direct.*

---

Q. Who was to be your associate, the other man or Mr. Bumstead?

A. The other man.

Q. And you understood that Bumstead was to be Mrs. Cooper's associate?

10

A. Yes.

Q. And you arranged that both men should come down to your house at the same time?

A. Yes, sir, there was nothing wrong at all, nothing wrong whatsoever.

Q. Well, it was so wrong you didn't tell your husband about it?

A. Well, I thought I would never do it any more.

20

---

MRS. GRACE HENDRIE, called on behalf of the defendant, being duly sworn, testified as follows:

*Direct examination by Mr. Wolcott.*

Q. You are the mother of Mrs. Cooper, the defendant?

A. Yes, sir.

Q. Did you visit her in Jersey City, after her marriage to Mr. Cooper?

30

A. Yes, sir.

Q. Do you remember when that was?

A. Well, that was one of the times that I visited her before this trouble started up. The baby was sick and they sent for me to come over on Sunday and I went over and I came back on the next Sunday.

Q. How old was the baby at that time?

A. Three years ago, I think.

40

*Grace Hendrie—Direct.*

Q. How old was the baby. How old was she when you were there?

A. Well, I think she would be twelve months old. She was sick.

10 Q. How did Mrs. Cooper and her husband get along while you were there?

A. Pretty fair up until Wednesday, she got up in the morning to get his breakfast and she went into the bath room and he went after her, I suppose he wanted her, and he took her by the neck and she screamed, and I got up out of bed.

Q. From that time on, up until the following Sunday, you stayed there?

A. Yes.

20 Q. How did they get along?

A. He never spoke to her for a whole week. He went to the station with me and my daughter and carried my grip for me.

Q. Did he speak to her on the trip to the station?

A. No, went in another carriage.

Q. Did they go back to Philadelphia with you?

A. No, went home again.

Q. Do you remember your daughter visiting you around New Year's, 1911?

A. Yes.

30 Q. Did Mr. Bumstead come to your house in Philadelphia?

A. No, never seen him.

Q. After January, 1911, did Mrs. Cooper and Mr. Cooper come to your house?

A. Yes, sir.

Q. That was before they separated?

A. Yes.

Q. Do you know when that was?

40 A. Thirteenth of January came twelve o'clock at night, and my husband got out of bed and went

*Grace Hendrie—Direct.*

downstairs and there was a man. Mr. Cooper went upstairs to see his wife.

Q. How long did he stay there?

A. Until Sunday night.

Q. Did he remain with your daughter, sleep with your daughter? 10

A. Yes.

Q. Then he went back to Jersey City?

A. Yes, on Sunday night.

Q. And your daughter still stayed with you?

A. No, she went home with him.

Q. Did you see them again from that time until they separated?

A. Never saw them again until she was home a week after that.

Q. Since leaving him, has she been with you? 20

A. Yes.

Q. Does she work?

A. Yes, worked in three or four places, but not this while.

Q. Do you know Mr. O'Neill?

A. Yes.

Q. How long have you known him?

A. Since ever I came to this country.

Q. How old is he?

A. Just a young boy. He works in the mill, the girls was worked in the mill and he was come along to the house. 30

*By the Court.*

Q. Did your daughter work in the mill before she was married?

A. Yes.

Q. Did O'Neill work in the same mill?

A. Yes.

Q. Whereabouts? 40

*Grace Hendrie—Direct.*

A. Kinworthy Mill.

Q. Where?

A. Manayunk.

Q. Up in the cotton mills?

A. Yes.

10 *Direct examination (continued).*

Q. Since your daughter has returned to your home has he called at your house?

A. No, he is come in any time, just a boy.

Q. Do you know a Mr. Anderson?

A. Yes.

Q. How old is he?

A. I can't say, I think he was about forty.

20 Q. Does he come to your home?

A. Yes.

*By the Court.*

Q. Who does he come to see?

A. Comes at night to play cards.

*Direct examination (continued).*

Q. Plays cards with Mr. Hendrie?

30 A. Yes.

*By the Court.*

Q. Do you know Mr. Bloomfield?

A. No.

*Direct examination (continued).*

Q. Where do you live?

A. Wissahickon.

40 Q. Before your daughter was married was she a good girl? Ever have any trouble with her?

*Grace Hendrie—Direct—Cross.*

A. No, never bad.

Q. Since she has come back how has she behaved herself?

A. I have never had any trouble with any of my children.

*Cross-examination by Mr. Spraggins.*

10

Q. Mrs. Hendrie, you have known Mr. Anderson for how many years?

A. I can't tell you.

Q. Did he come to your house before your daughter came back from Jersey City to live?

A. No.

Q. But since he has, how often?

A. Shortly since New Year's Day.

20

Q. Mr. O'Neill, did he come to your house before your daughter came back?

A. Yes, when he was a boy.

Q. About how many men, if you know, come to see your daughter now, since she has come back? They all come to see you now, and the family?

A. Yes.

Q. But they didn't come when your daughter lived in Jersey City?

A. Yes.

30

Q. All of them?

A. O'Neill, but I never knew Mr. Anderson before.

Q. How many times has Anderson been coming, about two or three times a week?

A. Yes.

Q. And you daughter Charlotte and he go to the moving pictures, don't they?

A. Sometimes.

40

DEFENDANT RESTS.

*Frederick A. Cooper—Direct.*

---

MR. FREDERICK A. COOPER, a witness called on behalf of the petitioner, being duly sworn, testified as follows:

*Direct examination by Mr. Spraggins.*

10 Q. While married to your wife, Mr. Cooper, did you at any time strike her?

A. I did not, no, sir.

Q. When your mother-in-law was visiting you in Jersey City did you take hold of your wife and push her out of the bath room?

A. I didn't unless I was simply fooling. If I was mad I never done it.

20 Q. Did you at any time hold any money out from your wife? Did you give her all the money you made?

A. Yes, I did, yes, sir.

Q. Have you always treated her kindly?

A. Yes, I have my faults like anybody else.

Q. Do you drink?

30 A. I was intoxicated once, as she said. That was as she said, I came home and, well, she told you the things I talked about. I had been with some of the boys from the shop, and a fire broke out in the pier and they took me, well, no they didn't take me, either, I went with them, and we got in a hotel right opposite where the fire was and the result was I took a drink and one led to another. Of course, I will not say I was intoxicated, and I will not say I wasn't.

Q. Are you a permanent drinker?

A. No, sir.

**Opinion.**

BACKES, V. C.

Cooper, the petitioner, charges his wife with adultery, naming one Bumstead as co-respondent. Her conduct with the co-respondent, as she admits, was highly indiscreet and venturesome, if not reckless. To some extent she was led in her indiscretion by an older female companion. The defendant admits the circumstances from which it is claimed guilt should be inferred, but she and the co-respondent emphatically deny the commission of crime. A denial by the defendant and co-respondent is, as a rule, entitled to very little weight, but I watched and carefully observed the defendant while testifying. She was absolutely frank in relating her conduct and in confessing her imprudence. Her deportment on the stand was simple and modest, and her testimony was given in a straightforward and impressive manner, especially in the denial of her guilt. She impressed me as a truth teller. She unhesitatingly admitted suspicious circumstances which she could as well have suppressed without fear of contradiction.

She told and confessed all that could be used to build a story around her from which guilt might be deduced, even relating to matters which had not been brought out on the petitioner's case. She struck me as one who appreciated to its fullest the moral obligation of her oath. The *indicia* of honesty was written all over her story. I think her denial is entitled to serious consideration.

The testimony did not satisfy my mind that she went so far as to submit her body to the co-respondent. While the appearances are against her, and the fact that she entertained him at her home, went out with him to public places, visited him at his office, and that he upon two occasions kissed

*Opinion.*

---

her, may arouse suspicion that all was not right between the two, I am not convinced that she took the fatal step, that she broke her marriage vow, that she committed adultery. In fact, I believe she did not.

10 There is no testimony indicating that she was amorously inclined toward the co-respondent and disposed to commit the crime charged against her. While the two had many opportunities to gratify a lustful desire, yet there is no evidence manifesting that the defendant had such desires towards Bumstead, the co-respondent. There is no evidence of lust or of lewdness on the part of the defendant. She is not shown to be depraved. She was a flirt and a fool, but not a criminal.

20 There is testimony that she is chaste of speech and well-behaved. Even her bitter enemy, Mrs. Flower, testified that she was a good woman at the time of her marriage, and it is difficult to believe that she changed her moral code within so short a time as two and a half years thereafter.

30 I cannot, in the circumstances, although they quicken suspicion, denounce this young wife, the mother of two babies, as an adulteress. I will advise a decree dismissing this petition.

**Exhibit P-2.**

Monday Evening.

Dear Fred:

I wrote a letter to you last Friday and Will told me today that you did not receive it Fred I received the letter from the lawyer and I'm ready at any time to come and prove anything kid on my bended knees at night I pray that everything will come out straight for only the Lord knows what I have suffered I know I did wrong going out with that man but kid I was led to it and was young and did not think of the wrong I was doing dear I know your heart ackes for me just as much as I mine ackes for you and I will swear unto God that I will lead a straight upward life kid why did you not come and see my parents while you were in Phila. don't make it any harder that what I have boar. I am ashame to look at my poor parents in the face but kid I know as if what you told will today that if I can prove that there was nothing wrong that you will forgive me, kid I never thought when I was going out because the last week when I came home I made up my mind I was not going out any more and that you and I were going to get along better because kid you know you treated me pretty mean at times and that week I thought we were going to turn over a new leaf and on the monday after I came home I was kind of lonesome and in the afternoon I took baby for a walk and it was so cold that I stopped in Mrs Kerr place and I asked her if she would go down to greens with me for a rug then we went and Wednesday Mrs Kerr came to my place we were busy cleaning when Harry Bumstead came I did not know he was coming and was very angry at him he came in and I called Lu in the dining room and we sat at talked about 1/2

10

20

30

40

an hour and when he was going out I told him that  
 I was not going out with him any more and that I  
 did not want to hear from him well then I did not  
 go out all week and last night he told Mrs Kerr to  
 tell me to phone him but kid the detecttve lies  
 when he said I was talking over the phone 22 min-  
 utes I then done my shopping and took the car  
 10 down to Shackers, and then went down to the office  
 as he asked me to do over the phone, well I was  
 in the office about ten minutes and I came out and  
 went over and got on the Montgomery St. car he  
 also came and changed for belt line the you got  
 in with the detective kid why did you not make  
 him prove anything then and I think Fred we could  
 have avoided all this trouble but kid dont make it  
 any harder for me and I'll promise you anything  
 in the sight of God that I will lead a straight up-  
 20 ward life both for you and my little one and I think  
 that this will all come out straight and we will be  
 happier than ever and live for onanother Now I  
 must close hoping and praying to God that you will  
 forgive me and make things as easy as possible for  
 as we are both young, and I know that you don't  
 want to see me layed away in my Grave so young.

I remain your's

30

CHARLOTTE.

from Baby x x x x x x

## TRUE COPY OF ORIGINAL LETTER.

Friday, 1911.

Dear Husband

I could know longer stand it without dropping  
 you a few lines asking you if you won't pardon me  
 for all I have done. my heart is breaking and to  
 hear my little one calling for Papa nearly kills  
 me I cant stand it dear I know I have done wrong  
 but I shall swear that I will be a different girl dear  
 wont you try and pardon me for our baby sake Oh  
 that the Lord would have only taken me when he  
 delivered the little one unto me dear forgive me  
 for this time keep our home together even if I  
 should just be a servant even if I can only say  
 it is my baby's home not mine take me back home  
 again even if you should never open your lips to  
 me now dear think of what it will be when you  
 close our home God knows I have suffered for all  
 my sin now let me know what you are going to do,  
 I remain

Your wife &amp; Baby

C. GRACE.

Baby has an awful cold in her head. x x x x x x x  
 From Baby to Papa.

(Envelope)  
 Mr. Fred A. Cooper,  
 218 Wilkinson Avenue,  
 Jersey City, N. J.

Philadelphia, Pa.  
 Jan 27 Manayunk  
 8-P. M. Station.  
 1911

Removed—239 8st.

## IN CHANCERY OF NEW JERSEY.

10	Between FREDERICK A. COOPER, Petitioner, and CHARLOTTE S. COOPER, Defendant.	}	On Petition. Order Dismissing Petition.
----	---	---	--

20 This cause coming on to be heard in the presence of Traverse A. Spraggins, solicitor for and of counsel with petitioner, and Wilfred B. Wolcott, solicitor for and of counsel with defendant, and the pleadings in said cause having been read and considered, and the testimony of witnesses having been taken, and the argument of counsel having been heard; and it appearing that the petitioner is not entitled to the relief prayed for in his said petition;

It is, on this twenty-fourth day of May, nineteen hundred and thirteen, ordered, adjudged and decreed that the petition in above cause be and the same is hereby dismissed, with costs to be paid by the petitioner.

30 E. R. WALKER,  
C.

Respectfully advised,  
JOHN H. BACKES, V. C.

A true copy.

SAM'L C. ROBBINS,  
Clerk.

40

