

DOCKET NO. 173

NUMBER TERM YEAR

475 November 1960

Naomi R. Unsworth

VERSUS

Richard H. Unsworth

Clearfield County, ss:

The Commonwealth of Pennsylvania, to _____
Ervin S. Fennell, Jr., Esquire _____ Greeting:

Know you, that in confidence of your prudence and fidelity
we have appointed you, and by these presents do give unto
you full power and authority, in pursuance of an order made
in our County Court of Common Pleas, for the County of
Clearfield, in a certain cause there depending, wherein

Naomi R. Unsworth _____ Plaintiff ,
and _____

Richard H. Unsworth _____ Defendant ,

to call before you at a certain day and place by you for that purpose to be appointed, all and every person who
may be named to you on the part of the parties _____
_____ as witnesses in the said cause, and then
and there to examine each of the said witnesses upon their oath or solemn affirmation touching the premises
and reduce their testimony to writing and report same with form of decree _____
and when you shall have done so, you are to send the name before our Judge at Clearfield, at our said Court,
together with the interrogatories and this writ, and under your hand and seal.

In Testimony Whereof, we have caused the seal of our said Court to be hereunto affixed.

WITNESS, the Hon.. John J. Pentz _____, President of our said Court, at Clearfield, the
19th day of April _____, in the year of our Lord one thousand nine hundred and
sixty one _____

Prothonotary

To the Honorable, the Judge, &c.:

The execution of this commission appears in a certain schedule hereunto annexed.

Ervin S. Fennell, Jr. _____
COMMISSIONER.

No. 475 November Term, 19 60

NAOMI R. UNSWORTH

VERSUS

RICHARD H. UNSWORTH

COMMISSION

Gleason, Cherry & Cherry
Attorney.

IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY, PENNSYLVANIA

NAOMI R. UNSWORTH :
vs. : No. 475 November Term, 1960
RICHARD H. UNSWORTH :

DOCKET ENTRIES

JANUARY 26, 1961, COMPLAINT IN DIVORCE filed. One copy certified to Attorney.

January 30, 1961, Constable's Return filed: NOW, JANUARY 27, 1961, at 10:30 A.M., EST., served Richard H. Unsworth at his residence, to wit, 255 $\frac{1}{2}$ Forest Avenue, Sandy Township, Pennsylvania, with a true and attested copy of the within Complaint in Divorce No. 475 November Term, 1960, by handing the same to and leaving with him personally, and making known to him the contents thereof. So answers, Alex Campbell, Constable.

April 18, 1961, By motion on the Watch Book, Ervin S. Fennell, Jr., Esquire, is appointed Master to take testimony and report same with form of Decree.

Certified from the record this 19th day of April, A. D. 1961

Wm. J. Lagerty
Prothonotary.

IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY, PENNSYLVANIA

NAOMI R. UNSWORTH,
Plaintiff;

-vs-

RICHARD H. UNSWORTH,
Defendant.

No. 475 NOVEMBER TERM, 1960

IN DIVORCE

COMPLAINT

Now, comes NAOMI R. UNSWORTH, Plaintiff above named, and brings this Complaint in Divorce against her husband, RICHARD H. UNSWORTH, on a cause of action whereof the following is a statement:

1. That the name of the Plaintiff is NAOMI R. UNSWORTH and the name of the Defendant is RICHARD H. UNSWORTH.
2. That both parties are adults and competent.
3. That the said Plaintiff and Defendant were married on March 31, 1950 at Punxsutawney, Pennsylvania.
4. That at the time of the said marriage, the Plaintiff and Defendant were natural born citizens of the United States; said Plaintiff having resided in the Commonwealth of Pennsylvania since January, 1949 to the present date.
5. That the present residence of the Plaintiff is 722 Broad Street, Brockway, Pennsylvania; and the present residence of the said Defendant is 255 $\frac{1}{2}$ Forrest Avenue, Sandy Township, Pennsylvania.
6. That there were three children born as a result of said marriage, to wit, RICHARD H. UNSWORTH, JR., aged 10; DENNIS C. UNSWORTH, aged 9; and LARRY E. UNSWORTH, aged 7, all of whom have resided continuously with said Plaintiff and at

the present time, resides with said Plaintiff at 722 Broad Street, Brockway, Pennsylvania.

7. That no prior divorce action has been instituted between the parties.

8. That in violation of his marriage vows and the laws of the Commonwealth of Pennsylvania, the said Defendant has offered such indignities to the person of the Plaintiff as to render her condition intolerable and life burdensome.

9. That this action is not brought out of collusion.

WHEREFORE, the Plaintiff prays that she be freed and separated from the bonds of matrimony heretofore contracted between the said Plaintiff and Defendant and be granted a decree in divorce a vinculo matrimonii dissolving the bonds of the said marriage.

GLEASON, CHERRY & CHERRY
Attorneys for Plaintiff

By

Edward V. Cherry

COMMONWEALTH OF PENNSYLVANIA :
:
COUNTY OF CLEARFIELD : SS.

Personally appeared before me, a Notary Public, in and for the County and State aforesaid, NAOMI R. UNSWORTH, who, being duly sworn according to law, deposes and says that the facts set forth in the foregoing Complaint are true and correct to the best of her knowledge and that the same is not made out of levity or by collusion between herself and the said Defendant for the mere purpose of being freed and separated from each other, but in sincerity and truth for the causes mentioned in the Complaint.

Naomi R. Unsworth

Sworn to and subscribed before me this 24th day of
January, 1961.

Josephine M. Cherry
Notary Public
My Commission expires Jan. 7, 1963.

IN THE COURT OF COMMON PLEAS
OF CLEARFIELD COUNTY, PENNA.
No. 4-5 NOVEMBER TERM, 1960
IN DIVORCE

NAOMI R. UNSWORTH,
Plaintiff;

-vs-

RICHARD H. UNSWORTH,
Defendant.

COMPLAINT

TO WITHIN NAMED DEFENDANT:

You are hereby notified
to plead to the enclosed
Complaint within twenty (20)
days from the service here-
of.

GLEASON, CHERRY & CHERRY
ATTORNEYS FOR PLAINTIFF

By *Richard H. Cherry*

11/24/60

Wm. LAWCHERIES

GLEASON, CHERRY & CHERRY
7-10 DAMUS BUILDING

Du Bois, PENNSYLVANIA

109 N. BRADY STREET

4/31/61

IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY, PENNSYLVANIA

NAOMI R. UNSWORTH,	:	
Plaintiff,	:	
-vs-	:	No. 475 NOVEMBER TERM, 1960
	:	
RICHARD H. UNSWORTH,	:	IN DIVORCE
Defendant.	:	

(CONSTABLE'S RETURN)

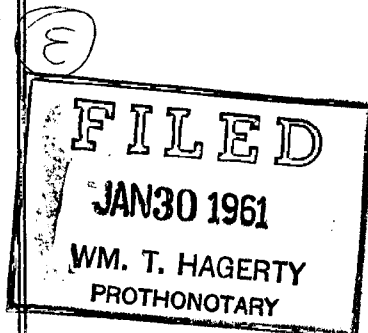
Now, January 27, 1961, at 10:30 A.M., E.S.T., served
RICHARD H. UNSWORTH, at his residence, to wit, 255½ Forest Avenue,
Sandy Township, Pennsylvania, with a true and attested copy of the
within Complaint in Divorce No. 475 November Term, 1960, by hand-
ing the same to and leaving with him, personally, and making
known to him the contents thereof.

So answers,

Chas Campbell
Constable

Sworn to and subscribed before me this 28th day of
January, 1961.

Joseph M. Henry
Notary Public
My Com. expires Jan. 7, 1963.



NOTICE

To: RICHARD H. UNSWORTH, Defendant

To: NAOMI R. UNSWORTH, Plaintiff

You are hereby notified that I have been appointed Master in the divorce action of Naomi R. Unsworth, plaintiff, against Richard H. Unsworth, defendant, in the Court of Common Pleas of Clearfield County, Pennsylvania, at No. 475 November Term, 1960; that I will hold a hearing for the purpose of taking testimony in said case at the Robert V. Maine Law Offices, 228 DuBois Deposit National Bank Building, DuBois, Pennsylvania, at 2:00 p. m., Monday, May 15, 1961, when and where you may attend with witnesses, if you so desire.

Ervin S. Fennell, Jr.
Master

CONSTABLE'S RETURN

Now, April 26, 1961, at 5:30 o'clock p. m., served Richard H. Unsworth, at his residence, 255 1/2 Forest Avenue, Sandy Township, Pennsylvania, with a copy of the foregoing Master's Notice, by handing same to him, leaving the same with him and making known to him the contents thereof.

So answers,

Chas Campbell
Constable

Subscribed and sworn to before

me this 27 day of April,
1961.

Mrs. Jean M. Weaver

JEAN M. WEAVER, Notary Public
CLEARFIELD COUNTY, PA.
My Commission Expires Sept 12, 1964

NOTICE

To: RICHARD H. UNSWORTH, Defendant

To: NAOMI R. UNSWORTH, Plaintiff

You are hereby notified that I have been appointed Master in the divorce action of Naomi R. Unsworth, plaintiff, against Richard H. Unsworth, defendant, in the Court of Common Pleas of Clearfield County, Pennsylvania, at No. 475 November Term, 1960; that I will hold a hearing for the purpose of taking testimony in said case at the Robert V. Maine Law Offices, 228 DuBois Deposit National Bank Building, DuBois, Pennsylvania, at 2:00 p. m., Monday, May 15, 1961, when and where you may attend with witnesses, if you so desire.

Ervin S. Fennell, Jr.
Master

*Service of the above notice accepted
this 26th day of April, 1961
Gleason Cherry & Cherry
by Edward V. Cherry, attorneys
for Naomi R. Unsworth*

IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY, PENNSYLVANIA

NAOMI R. UNSWORTH

v.

RICHARD H. UNSWORTH

:
:
:
:
:

No. 475 November Term, 1960

In Divorce

MASTER'S REPORT

TO THE HONORABLE JOHN J. PENTZ, PRESIDENT JUDGE:

The undersigned Master, appointed by the Court to take testimony and report the same with form of Decree, represents as follows:

SCHEDULE

1. Complaint in Divorce: Complaint filed January 26, 1961. One copy certified to attorney.
2. Service: Service of the Complaint was made upon the defendant on January 27, 1961 at his residence, 255 1/2 Forest Avenue, DuBois, Pennsylvania, by Alex Campbell, Constable, who handed the same to him, left the same with him and made known to him the contents thereof.
3. Appointment of Master: Ervin S. Fennell, Jr. was appointed Master on April 18, 1961.
4. Date and Place fixed for Hearing: The Master's hearing was scheduled for May 15, 1961 at 2:00 p. m. in the Robert V. Maine Law Offices, 228 DuBois Deposit National Bank Building, DuBois, Pennsylvania. In order that the hearing might be held at a more convenient time for the Master said hearing was held instead on May 16, 1961 at 2:00 p. m. in the above mentioned offices.
5. Notice of Master's Hearing: Service of the Master's Notice was made upon the defendant on April 26, 1961 at his residence, 255 1/2 Forest Avenue, DuBois, Pennsylvania, by Alex Campbell, Constable, who handed the same to him, left the same with him and made known to him the contents thereof.

6. Master's Hearing: The Master's hearing was held at the time and place aforesaid. Edward V. Cherry appeared as attorney for the plaintiff, who appeared in person with a witness, her sister, Mrs. Grace Sessions. The defendant did not appear in person or by counsel. Testimony was taken in question and answer form.

CAUSE OF DIVORCE

Indignities

FINDINGS OF FACT

1. Marriage: The plaintiff and defendant were married in Punxsutawney, Pennsylvania on March 31, 1950.

2. Residence and Citizenship: The plaintiff and defendant are natural born citizens of the United States. They lived in DuBois for several months after their marriage, then moved to Erie, Pennsylvania where they lived for approximately two years. They then returned to DuBois where they resided until their separation in April, 1958. The plaintiff then moved to Reynoldsville, where she lived for a time, and then to Brockway, where she is now living at 722 Broad Street. The present residence of the defendant is 255 1/2 Forest Avenue, DuBois, Pennsylvania.

3. Ages and Occupations: The age of the plaintiff is 29 and that of the defendant is 31. The plaintiff is employed by the Brockway Glass Company, Brockway, Pennsylvania, and the defendant is believed to be unemployed at the present time.

4. Children: There were three children born to this marriage, Richard H. Unsworth, age 10, Dennis Charles Unsworth, age 9, and Larry Eugene Unsworth, age 7. The children reside with the plaintiff in Brockway, Pennsylvania.

5. Armed Forces: Neither the plaintiff nor the defendant is a member of any branch of the armed forces of the United States, as appears from the testimony attached to and made a part of this report.

6. Findings on the Merits: The evidence submitted in support of the charges of indignities justify the following findings:

(a) The defendant drank excessively throughout his marriage with plaintiff, his infrequent sober days merely punctuating prolonged periods of

drunkenness. Plaintiff testified that defendant was intoxicated no fewer than three or four days of each week and frequently was intoxicated continuously for periods of two weeks or more. During his periods of intoxication the defendant frequently called plaintiff vile and degrading names and used other obscene language directed toward plaintiff while both were in the presence of their children and other people. Despite repeated requests by plaintiff to refrain from such language defendant continued to thus humiliate his spouse before their children and other people, all of which, plaintiff testified, made her feel terrible.

Defendant repeatedly accused plaintiff in public of carrying on affairs with various men and his intense jealousy drove him to bars and taverns where he would question the customers publicly about his wife's supposed extra-marital affairs with other men. Plaintiff testified that she never carried on affairs with other men and that defendant's accusations were completely unfounded and based upon his state of mind rather than upon fact. The conclusion may be fairly drawn that plaintiff was deeply humiliated by such public accusations.

Defendant was in the habit of hitting plaintiff and trying to choke her. She testified that she suffered a black eye from one of defendant's beatings and that many times he threatened to kill plaintiff.

Plaintiff testified that defendant was not a good provider and that during the eight years they lived together he never worked one steady year, either quitting his jobs or being dismissed from them. As a result, plaintiff was forced to go to work to support herself and her three children. After the separation of plaintiff and defendant, plaintiff obtained a support order in Clearfield County directing defendant to pay her \$20.00 per week. The said order was virtually unheeded by defendant.

(b) The plaintiff was a good and dutiful wife.

(c) There is no evidence of collusion to obtain a divorce.

DISCUSSION

In the opinion of the Master the charge of indignities was established by the testimony of the plaintiff and corroborated by the testimony of her sister, Mrs. Grace Sessions. The Master is also of the opinion that grounds based upon cruel and barbarous treatment, although not charged, were established by the said testimony. The conduct of the defendant clearly rendered the plaintiff's condition intolerable and life burdensome. Such conduct was humiliating to plaintiff and inconsistent with defendant's duties as a husband, so that any continuation of the marital relationship would be intolerable.

CONCLUSIONS OF LAW

1. The Court has jurisdiction of the subject matter and the parties.
2. The defendant is guilty of indignities to the person of the plaintiff, rendering her condition intolerable and life burdensome, contrary to subsection 1(f) of the Act of May 2, 1929, P. L. 1237, section 10, and (23 P. S. 10) as amended and supplemented.
3. The proceedings conform to the rules of Court and the requirements of the law.
4. The plaintiff is an injured and innocent spouse.

RECOMMENDATION

The Master recommends a Decree granting Naomi R. Unsworth a divorce a vinculo matrimonii from Richard H. Unsworth, a form of Decree being hereto attached.

Respectfully submitted,

Erwin S. Farnell Jr.
Master

In the Court of Common Pleas of Clearfield County, Pennsylvania



Naomi R. Unsworth

VERSUS

Richard H. Unsworth

Of November Term, 19 60

No. 475

DIVORCE

And Now, the 25th day of May 19 61, the report of the Master is acknowledged. We approve his findings and recommendations; ~~except~~
~~xxxx~~

We, therefore, DECREE that Naomi R. Unsworth be divorced and forever separated from the nuptial ties and bonds of matrimony heretofore contracted between ~~himself~~ herself and Richard H. Unsworth. Thereupon all the rights, duties or claims accruing to either of said parties in pursuance of said marriage, shall cease and determine, and each of them shall be at liberty to marry again as though they had never been heretofore married, ~~except that~~

The Prothonotary is directed to pay the Court costs, including Master's fees, as noted herein, out of the deposits received and then remit the balance to the libellant. No Decree to issue until the costs be fully paid. We do further award to the said Master a fee of \$85.00 and his ~~her~~ costs expended in this action.

ATTEST

Prothonotary

BY THE COURT

President Judge

In The Court of Common Pleas
Of Clearfield County, Penna.

No. _____ Term 19____

Libellant

VERSUS

Respondent

DECREE

Attorney

NAOMI R. UNSWORTH, Being produced and sworn testifies as follows:

BY MR. CHERRY.

Q. When and where were you married, Mrs. Unsworth?

A. In Punxsutawney, Pennsylvania, March 31, 1950.

Q. Where did you first reside after you were married, Mrs. Unsworth?

A. In DuBois.

Q. Where was that in DuBois that you lived when you were first married?

A. On West Washington Avenue.

Q. How long did you live at this residence?

A. About a month or two.

Q. And then where did you move to?

A. Wilson Avenue with my mother-in-law.

Q. Is that in DuBois, Pennsylvania?

A. Yes.

Q. How long did you live at this residence?

A. Three or four months.

Q. Then where did you move to?

A. Erie, Pennsylvania.

Q. How long did you live in Erie, Pennsylvania?

A. About two years.

Q. Where did you move to then?

A. Back to DuBois.

Q. What year would that be about?

A. 1952.

Q. Where did you move to in DuBois at that time?

A. Back to Wilson Avenue.

Q. How long did you live at this residence?

A. A couple of months, until we moved to Quarry Avenue in DuBois.

Q. How long did you live at that residence on Quarry Avenue in DuBois?

A. About a year.

Q. Then where did you move to?

A. Main Street in DuBois.

Q. How long did you live at that residence on Main Street, DuBois, Pa.?

A. About another year.

Q. And then where did you move to?

A. West DuBois Avenue.

Q. How long did you live at this residence?

A. About two years.

Q. Then where did you move to?

A. Dixon Avenue.

Q. What was the address on Dixon Avenue?

A. 15 Dixon Avenue.

Q. DuBois, Pa.?

A. Yes.

Q. How long did you live at this residence?

A. About three years.

Q. Then where did you move to?

A. That was when I left him and I moved to Reynoldsville.

Q. When you left him your last residence where you lived with your husband was this 15 Dixon Avenue, DuBois, Pa., is that correct?

A. Yes.

Q. And then after separation you moved to Reynoldsville, Pennsylvania?

A. Yes.

Q. Is that your residence at the present time?

A. No, I'm in Brockway now.

Q. What is your address in Brockway?

A. 722 Broad Street.

Q. Brockway, Pa.

A. Yes.

Q. What is the present residence of your husband?

A. 255½ Forest Avenue, DuBois, Clearfield County, Pennsylvania.

Q. Is that where he was residing at the time you started this action in divorce?

A. Yes, sir.

Q. That is where he was served, is that correct?

A. Yes.

Q. And that is where he resides at the present time?

A. Yes.

Q. Are you a citizen of the United States?

A. Yes.

Q. Is your husband a citizen of the United States?

A. Yes.

Q. What is your age and present occupation?

A. 29. I'm a packer at Brockway Glass.

Q. What is your husband's age and his present occupation?

A. He is 31. He's unemployed as far as I know.

Q. Where there any children born of this marriage?

A. Yes.

Q. Will you kindly state their name, ages and with whom they are residing at the present time?

A. Richard H. Unsworth, age 10. He is with me.
Dennis Charles Unsworth, age 9. He is with me.
Larry Eugene Unsworth, age 7. He is with me.

Q. Have they resided with you continuously since the date of their birth?

A. Yes.

Q. Is your husband a member of the armed services of the United States at the time this action was commenced or at the present time?

A. No.

Q. What would you say was the chief cause of your marital difficulties?

A. He was always drinking, was insanely jealous and he wouldn't work.

Q. Mrs. Unsworth, you say drinking was one of the main causes of your marital difficulties?

A. Yes.

Q. Did he drink excessively, Mrs. Unsworth?

A. Yes, he did. He wouldn't work for it. He would supposed to go to work and he would miss work on account of it, when he had a job. He was always drinking. He wouldn't be sober more than a day or two until he would be drinking for another week or two.

Q. Did he ever come home intoxicated?

A. Most of the time.

Q. How often would you say in a weeks time would he come home intoxicated?

A. At least three or four times.

Q. Would this cause trouble, Mrs. Unsworth?

A. Yes.

Q. In what way?

A. He would usually pick fights. Say things and just say nothing, when he was drinking nothing made sense. Nothing pleases him.

Q. Did you ask him to stop drinking excessively because this was bad as far as your marriage was concerned?

A. Yes I did. I tried my best to try to encourage him not to drink. I went out and worked because he wouldn't work to see things through. He would promise me but he would start all over again.

Q. Did his drinking continue throughout the time that you lived with him?

A. Yes. The whole years that I lived with him.

Q. Was this the big source of your marital difficulties?

A. Yes. I would say it was the main one.

Q. What kind of language did your husband use, Mrs. Unsworth?

A. He swore quite a bit, especially when he was drinking and he didn't use too nice of language.

Q. Would he do this in the presence of other people?

A. Yes, and the children.

Q. Would you mind stating some of the words of profanity that he would use?

A. He would call me whore and call different names,... bastard and things like that and say bad words like fuck and anything that came to his mind.

Q. Would he use this language in the presence of the children and other people?

A. Yes.

Q. Did you ask him to refrain from using such language?

A. Yes.

Q. Did it do any good?

A. No.

Q. What effect did this have on you, Mrs. Unsworth?

A. Not a good one. It made me feel terrible in front of other people and the children and it just made me feel bad.

Q. Is this the kind of language he used throughout the time that you lived together?

A. Well, not too much when he wasn't drinking but when he was drinking it was.

Q. He drank a lot during the time you lived with him, is that correct?

A. Yes.

Q. Mrs. Unsworth, you stated that one of your difficulties with your married life was the fact that he was insanely jealous. Did he ever accuse you of having an affair with other men?

A. Yes, quite often.

Q. Did he have any basis to make such accusation?

A. No.

Q. Would you mind describing an instance or two when he accused you of having an affair with other men?

A. Well, he accused me all the time, mostly he accused me for being five minutes late coming home from work, he blamed me for being with somebody. One night one of his buddies came over to the house to see him and he wasn't home and I had went to bed. I got up and dressed and turned on the dining room light, the living room light wouldn't work. I went to the door and the guy came in and he was talking to me about Dick; and in the meantime Dick came in and he blamed me for him being my boyfriend, and I was running around with him because he was there and he wasn't home.

Q. Did you try to explain to him that you were not running around with him, that he came there to see your husband?

A. Yes I did, but he wouldn't listen?

Q. Did this cause an argument?

A. Yes, he fought with me for a couple of weeks over that.

Q. And he had no basis to make that accusation?

A. No. In fact he even accused me of the last child not being his because we had been separated a year before the birth of the baby. He ^{me}blamed/for running around while we were separated and that the child belonged to someone I was running around with.

Q. Have you ever ran around with any other person other than your husband during the time that you lived with your husband?

A. No.

Q. Did your husband give you any lickings, Mrs. Unsworth?

A. He was always hitting me and trying to choke me. One time he hit me and I had a black eye. Many times he even threatened to kill me.

Q. These lickings that he gave you, were they caused by insane jealousy?

A. That and most of the time he was drinking at the time.

Q. Did this cause you any embarrassment, Mrs. Unsworth, the fact that he was always accusing you of running around with other men?

A. Yes, he would go to the bars and he would hunt up people and ask them questions about me. Anyone he found that worked at the plant where I did he'd ask and inquire and see if he could find out anything that I was doing or tried to. Then when he couldn't find out anything he'd make up more. This embarrassed me to no end because people would come back and tell me about it, and it made me feel awful bad.

Q. Did he ever accuse you in the presence of other people that you were running around?

A. Yes, he did.

Q. Did he do this throughout the time that you lived together?

A. Yes.

Q. What is the date that you left your husband, Mrs. Unsworth?

A. I believe it was the first part of April of 1958.

Q. Did you ever have him arrested for support, Mrs. Unsworth?

A. Yes, I did.

Q. And is there a support order against him?

A. Yes there is.

Q. What county is that support order in?

A. Clearfield.

Q. What is the amount of that order?

A. Twenty (\$20.00) Dollars a week.

Q. Has he complied with this order.

A. No, he hasn't.

Q. How much would you say he's paid you from the date of the order.

A. Not more than \$200.00 or \$250.00.

Q. What kind of provider was your husband?

A. Well, not very good. He never worked one steady year the whole eight years that I lived with him. He would work a few months and he would either get fired or he would quit.

Q. Is that why you had to go to work Mrs. Unsworth?

A. Yes it was.

Q. Did you always make his meals for him and at the regular times?

A. Yes, except when I was working and couldn't make it at the time and couldn't make it until I got home.

Q. Was he always home on time for his meals?

A. No. Lots of times I had supper, dinner or whatever ready and he wouldn't be there and I'd have to put it aside.

Q. Would he tell you he was going to be late?

A. No.

Q. What kind of a home did you keep for him, Mrs. Unsworth?

A. Well, I did my best. I tried to keep it neat and I think that I did a pretty good job of it.

Q. What kind of care did you give the children, Mrs. Unsworth?

A. I think they have very good care. I tried to keep them clean, neat and go to church and places they should.

Q. Did you ever ask your husband to get along for the sake of the children?

A. Yes.

Q. Did that do any good?

A. Well....no.
there

Q. Was/any agreement between you and your husband to obtain this divorce?

A. No, there isn't.

Mrs. Naomi R. Unsworth

MRS. GRACE SESSIONS, Being produced and sworn testifies as follows:

BY MR. CHERRY:

Q. What is your full name?

A. Mrs. Grace Sessions.

Q. Where do you live?

A. 323 Mabel Street, Reynoldsville, Pa.

Q. Are you related to the Plaintiff in this action Mrs. Unsworth?

A. Yes, I'm her sister.

Q. Mrs. Sessions, what would you say was the chief cause of Mr. and Mrs. Unsworth marital troubles?

A. Well, his drinking and not making a house for her and her family and his accusing her of running around.

Q. Mrs. Sessions, did you ever see Mr. Unsworth intoxicated?

A. Yes, I have, several times.

Q. How was he acting on the different times that you saw him intoxicated?

A. He would usually start to fight with her and accuse her of running around mostly. We were in the house several times on those occasions when that occurred. There was one time when my husband had to stop him from fighting with her.

Q. Would he usually start fighting when he was in this condition?

A. Yes.

Q. You say this happened several times during their married life?

A. In my presence, yes.

Q. What kind of language would he use, Mrs. Sessions?

A. Well, if I can recall, you whore, bitch and so forth.

Q. Would the children be present when he would use this sort of language?

A. Yes, they would.

Q. Did this happen quite often throughout their married life?

A. Yes.

Q. Did this have any effect on Mrs. Unsworth?

A. It would upset her. It would make her quite nervous and upset, especially him using this language in front of the children. She would usually send them to bed after he would get started talking that way.

Q. Mrs. Sessions, you said one of the causes of their marital difficulties was that he was always accusing Mrs. Unsworth of running around with other men, is that correct?

A. Yes.

Q. Did he ever make any of these accusations in your presence?

A. Yes he has.

Q. Has he done this more than once?

A. Yes, several times.

Q. Did he have any basis to make such accusation?

A. No, there was no reason for it.

Q. What effect did this have on Mrs. Unsworth, the fact that her husband was continually accusing her of running around with other men?

A. She would be upset. It would make her feel terrible when he would accuse her in front of the children, especially the fact that she was not guilty of it.

Q. Did he make these accusations about Mrs. Unsworth running around during the whole time that they lived together?

A. Yes.

Q. And you say that Mr. Unsworth had no basis to make such accusations?

A. No.

Q. What kind of a home did Mrs. Unsworth keep for her husband and her children?

A. She kept a nice, neat and clean home.

Q. What kind of meals did she prepare for her family?

A. She prepares good food. We've been invited several times.

Q. Do you know whether there would be times when Mr. Unsworth would not show up for his dinner at the time that he should?

A. Yes, I was there different times/^{when}that would occur.

Q. How late would he come in at those times when you were there for his meals?

A. It would be a couple of hours later.

Q. Would he give any reason for being late?

A. He usually didn't give a reason he would just start to fight because she would ask him why he wasn't home.

Q. Mrs. Sessions, were you ever present when Mr. Unsworth hit his wife?

A. No, but I was present when we were invited there for a meal one time when they started to argue and he picked up an ax that was sitting on the floor and was going to hit her and my husband had to stop him.

Q. What kind of a provider was Mr. Unsworth?

A. Well he never kept a job very long. He would work for a short length of time and then he would quit or else get

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fired for it. But most of the time she had to work to keep the family going.

Mrs Grace Sessions

IN THE COURT OF COMMON PLEAS
OF CLEARFIELD COUNTY, PENNA.
No. 475 November Term, 1960

NAOMI UNSWORTH

v.

RICHARD H. UNSWORTH

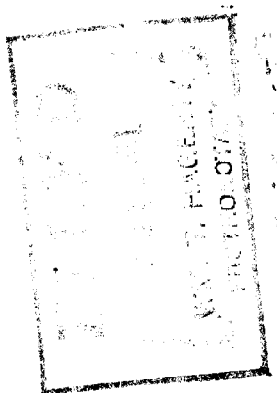
Uncontested

Master's fee and expenses:

Ervin S. Fennell, Jr. fee \$85.00

Constable's fee 3.50

\$88.50



ROBERT V. MAINE
ATTORNEY-AT-LAW
DUBOIS, PA.

Sum of within Master's Report
Accepted & True Warrant this
25th day of May, 1961
Gleason Cherry & Cherry
by Edward V. Cherry