

THE STATE OF ALABAMA }
Baldwin County }

Circuit Court of Baldwin County, Alabama,
(In Equity)

Marie Kuhn Prygoda COMPLAINANT

vs.

William Alexander Prygoda RESPONDENT

I, Mina Lee Whitley

as Register and Commissioner Marie Kuhn Prygoda

have called and caused to come before me Marie Kuhn Prygoda and Mrs. John Sute

witnesses named in the requirement for Oral Examination, on the 30th day of October

1941, at the office of Orvis M. Brown

in Robertsdale, Alabama, and having first sworn said witnesses to speak the

truth, the whole truth, and nothing but the truth, the said Marie Kuhn Prygoda

and Mrs. John Sute. doth depose and say as follows:

My name is Marie Kuhn Prygoda. I am the Complainant in that certain cause of action in the Circuit Court of Baldwin County, Alabama, whereby William Alexander Prygoda is the Respondent. The Respondent, William Alexander Prygoda, and I both are residents of Baldwin County, Alabama, residing in Foley. We are both over the age of twenty-one years.

The Respondent and myself were married at Vicksberg, Mississippi, on or about the 13th day of November, 1932, and we lived together as man and wife until on or about the 21st day of May, 1939, at which time, at no fault or cause on my part, the respondent, William Alexander Prygoda, abandoned me and has not returned to live with me or cohabited with me since that date. During the continuance of our separation, which has been more than two years since next preceding the filing of this Bill of Complaint, he has not contributed to my support. The respondent, William Alexander Prygoda is not in the Military Services of the United States in any way.

Marie Kuhn Prygoda

I, Mina Lee Whitley as Register and Commissioner hereby certify that the foregoing deposition on Oral Examination was taken down in writing by me in the words of the witness ~~es~~ and read over to them and they signed the same in the presence of myself and Orvis M. Brown

at the time and place herein mentioned; that I have personal knowledge of personal identity of said witness ~~es~~ or had proof made before me of the identity of said witness ~~es~~; that I am not of counsel or of kin to any of the parties to said cause, or any manner interested in the result thereof.

I enclose the said Oral Examination in an envelope to the Register of said Court.

Given under my hand and seal, this _____ day of October 194 1.

Mina Lee Whitley (L. S.)

No. 748 Page _____
THE STATE OF ALABAMA,
BALDWIN COUNTY

IN CIRCUIT COURT, IN EQUITY

MARIE KOHN PRYGODA

COMPLAINANT

VS.

WILLIAM ALEXANDER PRYGODA

RESPONDENT

ORAL DEPOSITION

Filed Nov 14, 1941

Orvis M. Brown, Register.

RECORDED IN

Record

Vol. _____ Page _____

Register

Testimony of Mrs. John Sute.

My Name is Mrs. John Sute, I am a resident of Foley, Alabama, which is in Baldwin County. I am over the age of twenty one years and have known the Complainant and the Respondent for about five years and know of my own personal knowledge that they are both over the age of twenty-one years and residents of Foley, Baldwin County, Alabama.

I know of my own personal knowledge that they are separated and have been for the past two years and four or five months. They were separated at Foley Alabama, on about the 21st day of May, 1939 and have not lived together since that time. I know of my own knowledge that it was not the fault of Marie's that they were separated, but was the fault of the respondents William Prygoda, that he deserted her in May of 1939 and has not returned to live with her. They have been separated for more than two years next preceeding the filing of this Bill for Divorce.

Mrs. John Sute

THE STATE OF ALABAMA,
Baldwin County

CIRCUIT COURT

TO Mina Lee Whitley

KNOW YE: That we, having full faith in your prudence and competency, have appointed you Commissioner, and by these presents do authorize you, at such time and place as you may appoint, to call before you and examine Marie Kuhn Prygoda and Mrs. John Sute

as witnesses in behalf of Complainant in a cause pending in our Circuit Court of Baldwin County, of said State, wherein Marie Kuhn Prygoda

Complainant
and William Alexander Prygoda

Defendant,
on oath to be by you administered, upon them

to take and certify the deposition of the witness and return the same to our Court, with all Convenient speed, under your hand.

Witness 31st day of October, 1941

W. S. ...

REGISTER

Commissioner's Fee \$ 5.00

Witness' Fees, \$ _____

RECORDED

NO. _____

THE STATE OF ALABAMA

Baldwin County

CIRCUIT COURT

MARIE KUHN PRYGODA

Complainant

VS.

WILLIAM ALEXANDER PRYGODA

Defendant

Commission To Take Deposition

COMMISSIONER:

Witnesses:

The State Of Alabama }
Baldwin County } Circuit Court of Baldwin County, In Equity.

To Any Sheriff of the State of Alabama—GREETINGS:

WE COMMAND YOU, That you summon

WILLIAM ALEXANDER PRYGODA,

of Baldwin County, to be and appear before the Judge of the Circuit Court of Baldwin County, exercising Chancery jurisdiction, within thirty days after the service of Summons, and there to answer, plead or demur, without oath, to a Bill of Complaint lately exhibited by

MARIE KUHN PRYGODA,

against said WILLIAM ALEXANDER PRYGODA,

and further to do and perform what said Judge shall order and direct in that behalf. And this the said Defendant shall in no wise omit, under penalty, etc. And we further command that you return this writ with your endorsement thereon, to our said Court immediately upon the execution thereof.

WITNESS, R. S. Duck, Register of said Circuit Court, this 25th day of August, 1941.

R S Duck, Register

N. B.—Any party defendant is entitled to a copy of the bill upon application to the Register.

BILL OF COMPLAINT

MARIE KUHN PRYGODA,)	
Complainant)	IN THE CIRCUIT COURT OF
-vs-)	BALDWIN COUNTY, ALABAMA
WILLIAM ALEXANDER PRYGODA,)	IN EQUITY
Respondent)	

TO THE HONORABLE E. W. HARE, JUDGE OF THE CIRCUIT COURT OF
BALDWIN COUNTY, ALABAMA, IN EQUITY:

Comes your Complainant MARIE KUHN PRYGODA and presents this her Bill of Complaint against WILLIAM ALEXANDER PRYGODA and shows unto your Honor as follows:

FIRST: Your Complainant and the Respondent, WILLIAM ALEXANDER PRYGODA, are both over the age of twenty-one years and your Complainant and the Respondent are both bona fide residents of the State of Alabama and County of Baldwin at the time of the separation and have been for a period of two years next prior to the filing of this Bill of Complaint;

SECOND: That your Complainant and the said WILLIAM ALEXANDER PRYGODA were lawfully married at Vicksberg, Mississippi on November 13th, 1932 and lived together as man and wife until on or about the 21st of May, 1939, and further that there were no children born of the said marriage to the Complainant and Respondent.

THIRD: Your Complainant further shows unto your Honor that during the month of May, namely the 21st, 1939 your Respondent did voluntarily and without any cause or fault on the part of your Complainant desert your Complainant and which offense she has not condoned and she will not condone and that he has never returned to your Complainant nor co-habited with her as husband and wife from this 21st day of May, 1939 to the date of the filing of this bill, said abandonment by the Respondent continuing for more than two years next preceding the filing of this bill.

PRAYER FOR PROCESS

THE PREMISES CONSIDERED, Complainant prays that the said WILLIAM ALEXANDER PRYGODA be made a party to the Bill of Complaint, that he be brought into Court by personal service or any method approved and adopted by this Honorable Court directing him to plead, answer or demur to the allegations

as set out against him in the said Bill of Complaint as filed in this cause in all respects as required under law and rules of this Honorable Court.

PRAYER FOR RELIEF

And your Complainant prays that upon the final hearing of this cause that this Honorable Court will grant to her an absolute divorce dissolving forever and entirely the bonds of matrimony now existing between her and the said WILLIMA ALEXANDER FRYGODA and granting her the right to marry again should she so desire, and grant unto her the further right of using her maiden name of MARIE ANNA KUEN, and your Complainant prays for such other and further relief as in equity and good conscience she may be entitled to in the premises, for which she will ever pray.

x Marie Kuen Frygoda
Complainant

Chris M. Armstrong
Solicitor for Complainant

FOOT NOTE: The Respondent is required to answer but not under oath the same being expressly waived, as to each and every paragraph of the foregoing complaint numbering from one to three both inclusive.

Marie Kuen Frygoda
Complainant

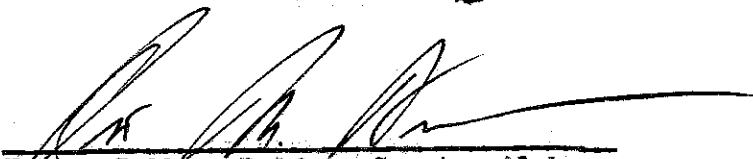
Chris M. Armstrong
Solicitor for Complainant

STATE OF ALABAMA,)
)
BALDWIN COUNTY.)

Personally appeared before me, Orvis M. Brown, a
Notary Public in and for said State and County, one Marie Kuhns
Prygoda, who, first being duly sworn states and affirms upon her
oath, that William Alexander Prygoda, the respondent in a certain
divorce proceeding, is not in the Military Service of the United
States of America, and further, affiant sayeth not.

Subscribed to and sworn before me this ^{Marie Kuhns Prygoda} ~~20th~~ day of

October, 1941.



Notary Public, Baldwin County, Alabama.
My Commission Expires April 2, 1943.

CIRCUIT COURT COMPLAINT

Printed By Baldwin Times, Bay Minette, Ala.

MARIE KUHN PRYGODA
Complainant,
Vs.
WILLIAM ALEXANDER PRYGODA
Respondent.



In the Circuit Court.
In Equity No. _____.

DECREE PRO CONFESSO ON PERSONAL SERVICE.

In this cause, it appears to the Register, that service was had on the Respondent _____
William Alexander Prygoda

by the Sheriff of Baldwin County, on the 29 day of August,
194 1.

And it further appears to the Register, that the said William Alexander Prygoda

_____, the Respondent, having to the date hereof,
failed to plead, demur to or answer the Bill of Complaint filed in this cause, it is now, therefore,
on motion of Orvis M. Brown Solicitors
for Complainant, ordered, and decreed by the Register that the Bill of Complaint in this cause be,
and it hereby is, in all things taken as confessed against the said William Alexander Prygoda

This 11th day of October, 194 1.

R. S. [Signature]
Register.

RECORDED

No. _____

**CIRCUIT COURT OF
BALDWIN COUNTY,
ALABAMA.
IN EQUITY**

MARIE KUHN PRYGODA

Complainant,

Vs.

WILLIAM ALEXANDER PRYGODA

Respondent.

**DECREE PRO CONFESSO ON
PERSONAL SERVICE.**

Issued this 14 day of Nov,
1941.

Resnick

Register.

RECORDED

A F F I D A V I T

As to Military Service

Filed Aug 25-1941
Respect
Oyster

Received in Sheriff's Office
this 25 day of Aug, 1941
W. R. STUART, Sheriff

Executed this 29th day of Aug 1941

By executing the within
~~named~~ Defendant

By handing a copy of
this writ to the within
named defendant
as appearing in
William Alexander Prygoda

W.R. Stuart

Sheriff

John R. Davis

D. S.

748
- BILL OF COMPLAINT

Bill of complaint

MARIE KUHN PRYGODA,,

Complainant,

-VS-

WILLIAM ALEXANDER PRYGODA,

Respondant.

ORVIS M. BROWN

ATTORNEY FOR COMPLAINANT

ROBERTSDALE, ALABAMA

ROBERTSDALE, ALABAMA

Filed August 25, 1941
R.S. Duch, Register

ORVIS M. BROWN

ATTORNEY AT LAW

Robertsdale, Alabama

RECORDED

STATE OF ALABAMA,
BALDWIN COUNTY

CIRCUIT COURT, IN EQUITY.

No. _____ Fall Term, 1941

MARIE KUHN PRYGODA _____, Complainant

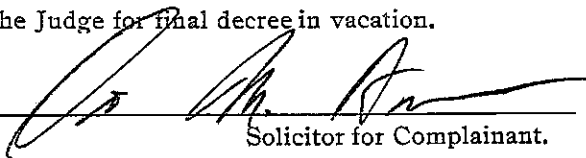
Vs.

WILLIAM ALEXANDER PRYGODA _____, Defendant

To R. S. DUCK _____, Register :

In the above stated cause a Decree Pro Confesso having been taken against the Defendant, and evidence having been taken, and the cause being ready for submission for final decree, and no defense having been interposed, the Complainant, by Orvis M. Brown

_____ Solicitors of record, now files with the Register of this Court
this written request to deliver the papers in this cause to the Judge for final decree in vacation.


Solicitor for Complainant.

RECORDED

No. _____ Page _____

The State of Alabama,
Baldwin County.
CIRCUIT COURT, IN EQUITY

MARIE KUHN PRYGODA

Vs.

WILLIAM ALEXANDER PRYGODA

**REQUEST FOR DECREE IN
VACATION**

Filed 11/14, 1931

Respect

Register.

Recorded in _____ Record

Vol. _____ Page _____

Register.

Prygoda

MARIE KUHN PRYGODA

VS.

WILLIAM ALEXANDER PRYGODA

THE STATE OF ALABAMA
Baldwin County

IN EQUITY

Circuit Court of Baldwin County

This cause is submitted in behalf of Complainant upon the original Bill of Complaint, _____

Decree Pro Confesso on personal service

and in behalf of Defendant upon **Testimony of Marie Kuhn Prygoda and Mrs. John Sute**

R. Sute

Register.

RECORDED

No. _____

The State of Alabama
BALDWIN COUNTY

IN EQUITY
Circuit Court of Baldwin County

MARIE KUHN PRYGODA

vs.

WILLIAM ALEXANDER PRYGODA

NOTE OF TESTIMONY

Filed in Open Court this 14
day of May 1934

[Signature]

REGISTER

The State Of Alabama, Baldwin County

CIRCUIT COURT, IN EQUITY

MARIE KUHN PRYGODA

Complainant

VS

WILLIAM ALEXANDER PRYGODA

Respondent

This cause coming on to be heard was submitted upon Bill of Complaint, Decress Pro Confesso on personal service and Testimony as noted by the Register, and upon consideration thereof, the Court is of the opinion that the Complainant is entitled to the relief prayed for in said bill.

It is therefore ordered, adjudged and decreed by the Court that the bonds of matrimony heretofore existing between the Complainant and Defendant be, and the same are hereby, dissolved, and that the said Marie Kuhn Prygoda is forever divorced from the said

William Alexander Prygoda

for and on account of Desertion

It is further ORDERED, ADJUDGED AND DECREED that the Complainant is hereby granted the right to use her maiden name of Marie Kuhn.

It is further ordered, adjudged and decreed that neither party to this suit shall again marry except to each other until sixty days after the rendition of this decree, and that if appeal is taken within sixty days, neither party shall again marry except to each other during the pendency of said appeal.

It is further ordered that Marie Kuhn Prygoda

be, and she is hereby permitted to again contract marriage upon the payment of the cost of this suit.

It is further ordered that ~~Respondent~~ WILLIAM ALEXANDER PRYGODA

the Respondent pay the cost herein to be taxed, for which execution may issue.

This 19th day of November 1941

J. M. Hare

Judge Circuit Court, in Equity.

I, R. S. Duck, Register of the Circuit

Court of Baldwin County, Alabama, do hereby certify that the foregoing is a correct copy of the original decree rendered by the Judge of the Circuit Court in the above stated cause, which said decree is on file and enrolled in my office.

Witness my hand and seal this the 22nd day of November, 1941

R. S. Duck

Register of Circuit Court, in Equity.

No..... Page.....

The State Of Alabama

Baldwin County

In Circuit Court, In Equity

MARIE KUHN PRYGODA

vs. Complainant.

WILLIAM ALEXANDER PRYGODA

Respondent.

DIVORCE DECREE

No. 371 Dec. 23 1941

RECEIVED FROM Opes M Brown
Five + 20/100 DOLLARS

Commissioner's fee in Paygrade case

Amount Paid \$ 5.00

Balance Due \$ _____ By Miss Lee Whitley