

1240

MARJORIE GODWIN,  
Complainant,  
VS.  
ARCHIE B. GODWIN,  
Respondent.

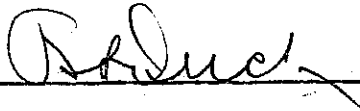
IN THE CIRCUIT COURT OF  
BALDWIN COUNTY, ALABAMA.  
IN EQUITY.


NOTE OF TESTIMONY

This cause is submitted on behalf of the Complainant upon the following:

1. Original Bill of Complaint.
2. Answer of Archie B. Godwin.
3. Oral deposition of Complainant, Marjorie Godwin, taken before Ora S. Nelson, Commissioner.

Dated this 16th day of December, 1944.

  
\_\_\_\_\_  
Register.

  
\_\_\_\_\_  
Solicitor for Complainant.

154a

NOTE OF TESTIMONY

MARJORIE GODWIN,

Complainant,

VS.

ARCHIE B. GODWIN,

Respondent.

IN THE CIRCUIT COURT OF  
BALDWIN COUNTY, ALABAMA.

IN EQUITY.

Filed June 16, 1944  
R. P. [unclear]  
[unclear]

THE STATE OF ALABAMA, }  
Baldwin County }

CIRCUIT COURT

TO Ora S. Nelson

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 Marjorie Godwin

as witnesses in behalf of Complainant in a cause pending in our Circuit Court of Baldwin County, of said State, wherein Marjorie Godwin

is Complainant and Archie B. Godwin is

Defendant, on oath to be by you administered, upon Marjorie Godwin

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

Witness my hand this 16th day of December, 19 44.

[Signature]  
REGISTER

Commissioner's Fee \$ \_\_\_\_\_

Witness' Fees, \$ \_\_\_\_\_

NO. 1240

**THE STATE OF ALABAMA**

**Baldwin County**

**CIRCUIT COURT**

Marjorie Godwin

Complainant

vs.

Archie B. Godwin

Defendant

**Commission To Take Deposition**

COMMISSIONER:

Witnesses:

THE STATE OF ALABAMA,  
Baldwin County.

Circuit Court of Baldwin County, Alabama  
(In Equity)

Marjorie Godwin \_\_\_\_\_ Complainant

VS.

Archie B. Godwin \_\_\_\_\_ Respondent

I, Ora S. Nelson \_\_\_\_\_

as ~~Register and~~ Commissioner \_\_\_\_\_

have called and caused to come before me Marjorie Godwin \_\_\_\_\_

witness \_\_\_\_\_ named in the Requirement for Oral Examination, on the 16 day of December  
1944, at the office of J. B. Blackburn \_\_\_\_\_

in Bay Minette, \_\_\_\_\_, Alabama, and having first sworn said Witness \_\_\_\_\_ to speak the  
truth, the whole truth, and nothing but the truth, the said Marjorie Godwin \_\_\_\_\_

doth depose and say as follows:

TESTIMONY OF MARJORIE GODWIN

My name is Marjorie Godwin. I am a married woman over  
nineteen years of age. The Respondent, Archie B. Godwin, is over  
twenty-one years of age and we are each residents of Baldwin County,  
Alabama.

I was lawfully married to the Respondent, Archie B. Godwin  
in Bay Minette, Alabama on January 4, 1942 and we lived together as  
man and wife in Baldwin County, Alabama until on to-wit, October 12,  
1943 when the said Respondent, Archie B. Godwin, voluntarily abandoned  
me without fault on my part. I have not lived with the said Respondent  
since the said date.

My maiden name was Marjorie Godwin.

Marjorie Godwin

**ORAL EXAMINATION.**

I, Ora S. Nelson, as ~~Register and~~ Commissioner hereby certify that the foregoing deposition—on Oral Examination was taken down by me in writing in the words of the witness—and read over to her and she signed the same in the presence of myself and J. B. Blackburn

at the time and place herein mentioned; that I have personal knowledge of personal identity of said witness—or had proom made before me of the identity of said witness—; 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 16th day of December, 1944.

Ora S. Nelson (L. S.)  
As Commissioner.

NO. 1012 PAGE \_\_\_\_\_

THE STATE OF ALABAMA  
BALDWIN COUNTY

IN CIRCUIT COURT, IN EQUITY.

Marjorie Godwin

vs. Complainant

Archie B. Godwin

Respondent.

**Oral Deposition**

Filed December 16, 1944

R. H. [Signature], Register.

Recorded in

Record

Vol. \_\_\_\_\_ Page \_\_\_\_\_, Register.

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

Your Oratrix, Marjorie Godwin, presents this Bill of Complaint against Archie B. Godwin, and thereupon your Oratrix complains and shows unto the Court and your Honor as follows:

1. Your Oratrix is a married woman over nineteen years of age and the Respondent is over twenty-one years of age and they are each residents of Baldwin County, Alabama.
2. Your Oratrix and the said Respondent were lawfully married in Bay Minette, Alabama on January 4, 1942, and lived together as man and wife in Baldwin County, Alabama until on to-wit, October 12, 1943 when the Respondent voluntarily abandoned her without fault on her part. Your Oratrix and the said Respondent have not lived together since the said date.
3. Your Oratrix's maiden name was Marjorie Conway.

PRAYER FOR PROCESS

Your Oratrix prays that the Court will take jurisdiction of the cause made by this Bill of Complaint; that due notice thereof be given to the Respondent, Archie B. Godwin, in the form and manner prescribed by law and the practice of this Honorable Court.

PRAYER FOR RELIEF

THE PREMISES CONSIDERED, your Oratrix prays that upon a final hearing of this cause the Court will make and enter a proper order or decree dissolving the bonds of matrimony now existing between your Oratrix and the said Respondent, divorcing your Oratrix from the said Respondent, granting unto them the right to marry again and giving and granting your Oratrix the right to resume the use of her maiden name. Your Oratrix prays for such other, further and general relief as she may be equitably entitled to the premises considered.

J. B. Blackburn

1240

BILL OF COMPLAINT

MARJORIE GODWIN,

Complainant,

VS.

ARCHIE B. GODWIN,

Respondent.

IN THE CIRCUIT COURT OF  
BALDWIN COUNTY, ALABAMA.

IN EQUITY.

Filed November 1, 1944.

*Proctor*  
*Reynolds*



MARJORIE GODWIN,

Complainant,

VS.

ARCHIE B. GODWIN,

Respondent.

IN THE CIRCUIT COURT OF

BALDWIN COUNTY, ALABAMA.

IN EQUITY. NUMBER \_\_\_\_\_.

ANSWER

Now comes the Respondent, Archie B. Godwin, and for answer to the Bill of Complaint filed against him in this cause says:

1. He hereby accepts service of a copy of the Bill of Complaint filed in the said cause and waives all other and further notice thereof.

2. He waives the provisions of the Soldiers and Sailors Relief Act and consents and agrees that this cause be tried and submitted for final decree as though he were not in the armed forces of the United States.

3. Respondent denies each and all of the other allegations of the said Bill of Complaint and demands strict proof thereof.

4. Respondent consents that a Commissioner be appointed, testimony taken and this cause submitted for final decree without further notice to him, all of which is hereby expressly waived.

*341656/6*  
Archie B. Godwin (SEAL)

I, Jack W. Duke 0-370259 a Captain  
a commissioned officer in the United States Army do hereby certify that Archie B. Godwin, a member of the United States Army, whose name is signed to the foregoing instrument, and who is known to me, acknowledged before me on this day that, being informed of the contents of the instrument, he executed the same voluntarily on the day the same bears date.

Given under my hand and official seal on this the 22  
day of November, 1944.

Jack W. Duke  
A. Capt. U.S. Army  
0-370259

1240

ANSWER

MARJORIE GODWIN,

Complainant,

VS.

ARCHIE B. GODWIN,

Respondent..

IN THE CIRCUIT COURT OF  
BALDWIN COUNTY, ALABAMA.  
IN EQUITY. NUMBER \_\_\_\_.

Filed this 16 day of December  
1944.

*Robert  
Ryden*

MARJORIE GODWIN,  
Complainant,  
VS.  
ARCHIE B. GODWIN,  
Respondent.

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

DECREE

This cause coming on to be heard on this date is submitted on behalf of the Complainant upon the original Bill of Complaint, Answer of the Respondent and the Testimony as noted by the Register, upon consideration of all of which the Court is of the opinion that the Complainant is entitled to the relief prayed for by her in her said Bill of Complaint, WHEREUPON, it is therefore Ordered, Adjudged and Decreed by the Court as follows:

1. That the bonds of matrimony heretofore existing between the Complainant, Marjorie Godwin, and the Respondent, Archie B. Godwin, be and they are hereby dissolved and the said Complainant is forever divorced from the said Respondent on the ground of abandonment.

2. The Complainant is authorized and empowered to resume the use of her maiden name of Marjorie Conway.

3. The said parties are each hereby permitted to again contract marriage but they shall not marry except to each other until after the expiration of sixty days from the date of this Decree and if an appeal is taken in this cause within sixty days from the date of this Decree the said parties shall not marry except to each other during the pendency of the said appeal.

4. The costs of this cause are hereby taxed against the Complainant, for which execution may issue.

ORDERED, ADJUDGED AND DECREED on this the 18<sup>th</sup> day of December, 1944.



Judge.

7242  
DECREE

MARJORIE GODWIN,

Complainant,

VS.

ARCHIE B. GODWIN,

Respondent.

IN THE CIRCUIT COURT OF  
BALDWIN COUNTY, ALABAMA.

IN EQUITY.