

(3409)

DIVORCE DECREE

Printed by Moore Printing Co.

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

BARBARA BRODBECK GOODEN, Complainant

vs.

BROWARD BRYAN GOODEN, Respondent

This cause coming on to be heard was submitted upon Bill of Complaint, ~~XXXXXX~~ on ANSWER AND WAIVER 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

BARBARA BRODBECK GOODEN is forever divorced from the said BROWARD BRYAN GOODEN for and on account of

ABANDONMENT. (VOLUNTARY) Upon consideration of the written agreement entered into between the Complainant and the Respondent touching the custody of minor child and a property arrangement between the parties, it is further ordered, adjudged and decreed by the Court that the said written agreement is hereby ratified and approved and the parties will abide thereby.

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 the Complainant and Respondent be, and they are hereby permitted to again contract marriage upon the payment of the cost of this suit.

It is further ordered that BARBARA BRODBECK GOODEN the Complainant pay the cost herein to be taxed, for which execution may issue.

This 16. day of November, 1954
Hubert M. Hall

Judge Circuit Court, In Equity.

I, Alice J. 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 16th day of November, 1954

Alice J. Duck
Register of Circuit Court, In Equity.

No. 3404 Page _____

THE STATE OF ALABAMA
BALDWIN COUNTY

In Circuit Court, In Equity

BARBARA BRODBECK GOODEN
Complainant

vs.

BROWARD BRYAN GOODEN
Respondent

DIVORCE DECREE

STATE OF ALABAMA)
BALDWIN COUNTY)

BARBARA BRODEECK GOODEN,)
Complainant)

vs.)

BROWARD BRYAN GOODEN,)
Respondent)

IN THE CIRCUIT COURT OF
BALDWIN COUNTY, ALABAMA
IN EQUITY

Comes the Respondent in the above-styled cause and accepts service of a bill of complaint heretofore filed in said cause, waives notice of the filing of interrogatories in said cause, and the right to cross same; waives notice of the taking of testimony in said cause, and consents that the same may be taken and the cause submitted for final decree.

And the answer to the bill of complaint heretofore filed in this cause, respondent says:

1. He denies the allegations contained in the said bill of complaint.

Broward B. Gooden
Broward Bryan Gooden, Respondent

WITNESSES:

Archie B. Sharrett

Arthur E. Schermer

3404

RESPONDENT'S ANSWER AND WAIVER

BARBARA BRODBECK GOODEN,
Complainant

vs.

BROWARD BRYAN GOODEN,
Respondent

FILED
NOV 18 1954
ALICE J. DUCK, Register

[Handwritten signature]

[Handwritten signature]

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BARBARA BRODBECK GOODEN

vs.

BROWARD BRYAN GOODEN

THE STATE OF ALABAMA

Baldwin County

IN EQUITY

Circuit Court of Baldwin County

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

BARBARA BRODBECK GOODEN and MRS. RALPH YOUNG

and in behalf of Defendant upon ANSWER AND WAIVER

Answer to Bill of Complaint

[Signature]
Register.

No. 34,241

THE STATE OF ALABAMA
Baldwin County

IN EQUITY
Circuit Court of Baldwin County

BARBARA BRODBECK GOODEN

vs.

BROWARD BRYAN GOODEN

NOTE OF TESTIMONY

Filed in Open Court this
day of **FILED** , 194

NOV 16 1954

Register.

Printed by the Baldwin Times Register

COMMISSION TO TAKE DEPOSITIONS

THE STATE OF ALABAMA
Baldwin County

Circuit Court

TO: SHIRLEY COPAS

FAIRHOPE, ALABAMA

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 Barbara Brodbeck Gooden and Mrs. Ralph Young

as witnesses in behalf of BARBARA BRODBECK GOODEN in a cause pending in our Circuit Court in Baldwin County, of said State, wherein

BARBARA BRODBECK GOODEN, Complainant
and

BROWARD BRYAN GOODEN Respondent

on oath, to be by you administered, upon Barbara Brodbeck Gooden and Mrs. Ralph Young to take and certify the deposition s of the witnesses and return the same to our Court, with all convenient speed, under your hand.

Witness Sh day of November, 1954.

Shirley Copas
W. J. Greer Register.

Commissioner's Fee, \$ _____

Witness' Fees, \$ _____

No. 3404

THE STATE OF ALABAMA
Baldwin County

CIRCUIT COURT

BARBARA BRODBECK GOODEN

Complainant

vs.

BROWARD BRYAN GOODEN

Defendant

COMMISSION TO TAKE DEPOSITION

COMMISSIONER:

SHIRLEY COPAS

FILED
WITNESSES:

BARBARA BRODBECK GOODEN

ALICE J. ARDEN, YOUNG

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The State of Alabama,
Baldwin County.

Circuit Court of Baldwin County, Alabama
(In Equity)

BARBARA BRODBECK GOODEN

Complainant

VS.

BROWARD BRYAN GOODEN

Respondent

SHIRLEY COPAS

I,

as ~~XXXXXXXX~~ Commissioner

have called and caused to come before me Barbara Brodbeck Gooden and Mrs. Ralph Young

witness es named in the Requirement for Oral Examination, on the 8th day of November
1954, at the office of Ernest M. Bailey, Fairhope, Alabama

in Fairhope, Alabama, and having first sworn said Witness es to speak the
truth, the whole truth, and nothing but the truth, the said Barbara Brodbeck Gooden and
Mrs. Ralph Young doth depose and say as follows:

My name is Barbara Brodbeck Gooden. I am the Complainant in the above cause. I am a bona fide resident of Baldwin County, Alabama, and over twenty-one years of age. The Respondent is over the age of twenty-one years and is also a resident of Baldwin County, Alabama.

The Respondent and I were married at Mobile, Alabama, on November 6, 1941. We lived together as husband and wife until August, 1953. At that time the Respondent voluntarily abandoned my bed and board and has remained away voluntarily and continuously since that time.

Barbara Brodbeck Gooden
Barbara Brodbeck Gooden

My name is Mrs. Ralph Young. I am over the age of twenty-one years and am a bona fide resident of Baldwin County, Alabama.

I know the Complainant in the above cause. I know that the Respondent voluntarily left the Complainant's bed and board in August, 1953 and has remained away voluntarily and continuously since that time.

Mrs. Ralph Young
Mrs. Ralph Young

ORAL EXAMINATION

I, SHIRLEY COPAS, as ~~Register~~ Commissioner hereby certify that the foregoing deposition s. on Oral Examination was taken down by me in writing in the words of the witness es. and read over to them and they signed the same in the presence of myself and Ernest M. Bailey

at the time and place herein mentioned; that I have personal knowledge of personal identity of said witness es. or had proom 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 8th day of November, 1954
Shirley Copas (L. S.)

No. 3404

Page

The State of Alabama
Baldwin County.

In Circuit Court, In Equity

BARBARA BRODBECK GOODEN

vs. Complainant

BROWARD BRYAN GOODEN

Respondent

Oral Deposition

Filed _____, 19____

FILED

Register

NOV 19 1954

ALICE J. DICK, Register Record

Vol. _____ Page _____

Register

STATE OF ALABAMA

¶

BALDWIN COUNTY

¶

BOOK 016 PAGE 29

BARBARA BRODBECK GOODEN,
Complainant

¶

IN THE CIRCUIT COURT OF

vs.

¶

BALDWIN COUNTY, ALABAMA

¶

BROWARD BRYAN GOODEN,
Respondent

¶

IN EQUITY

To the Honorable Judges of the Circuit Court of Baldwin County,

Sitting in Equity:

Your complainant, BARBARA BRODBECK GOODEN, respectfully represents and shows unto your Honors:

1. That complainant is over the age of twenty-one years and is a resident of said County and State, and has been a bona fide resident of said State for more than one year next preceding the filing of this bill of complaint; that BROWARD BRYAN GOODEN is over the age of twenty-one years and resides in Baldwin County, Alabama.

2. That your complainant and respondent were lawfully married on or about, to-wit, November 6, 1941, at Mobile, Alabama.

3. Complainant further avers that said respondent voluntarily abandoned the bed and board of complainant for more than one year next preceding the filing of this bill of complaint, since which time complainant and respondent have not lived together nor in any way recognized each other as husband and wife.

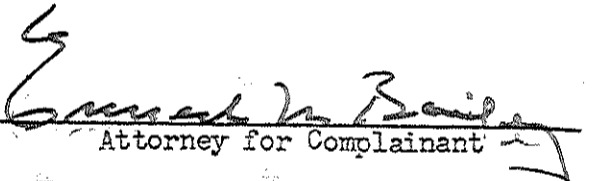
4. Complainant further avers that the complainant and respondent have one (1) minor child which is living and has been living with the complainant since August, 1953, and that the complainant and respondent have entered into an agreement as to the custody, control and support of said minor child, a copy of which agreement is attached hereto as Exhibit A and made a part hereof, and by the terms of said agreement the complainant is given the care, control and custody of said minor child.

5. Your complainant further avers that the complainant and respondent are seised of certain leasehold property which is now in and has been in the name of your complainant and that the complainant and respondent have entered into an agreement, a copy of which agreement is attached hereto as Exhibit A and made a part hereof and by the terms of said agreement the complainant is vested in sole interest in said property. And your complainant prays that in the event a decree of divorce is given in this cause, that the Court will decree

said property vested in your complainant and that a copy of the decree be recorded in the Miscellaneous Records of the Probate Judge of Baldwin County, Alabama.

Complainant further avers that under the circumstances, this is a reasonable, just and proper agreement and prays the Court that in the event a decree of divorce is given in this cause, that the Court will decree that the parties keep and abide by the terms of said agreement.

The premises considered, your complainant makes the said BROWARD BRYAN GOODEN a party respondent to this bill of complaint, and in order that complainant may have the relief prayed herein for, may it please your Honors to cause the State's writ of subpoena to be issued, directed to the said BROWARD BRYAN GOODEN, commanding him to answer, plead or demur to this bill of complaint, within the time required by law; and that on a final hearing of this cause, that your Honors will enter a decree divorcing your complainant from said respondent, granting the complainant and respondent keep and abide by the agreement hereto attached and marked Exhibit A, and that your Honors will grant such other, further, or different relief as unto your Honors may seem just and proper, and your complainant will ever pray.


Attorney for Complainant

RECORDED
INDEXED
MAY 10 1934
BALDWIN COUNTY ALABAMA

BILL OF COMPLAINT

BARBARA BRODBECK GOODEN,
Complainant

vs.

BROWARD BRYAN GOODEN,
Respondent

Presented for Complaint

Complaint filed with Clerk

On this day of the month of 1968, the undersigned, Barbara Brodbeck Gooden, the complainant, did file with the Clerk of the Court, Broward County, Florida, a Bill of Complaint against Broward Bryan Gooden, the respondent.

The complaint is captioned as follows: "Broward Bryan Gooden, Respondent, vs. Barbara Brodbeck Gooden, Complainant."

The complaint is filed in accordance with the provisions of the Florida Statutes, Chapter 39, Section 39.01, et seq.

The complaint is filed in accordance with the provisions of the Florida Statutes, Chapter 39, Section 39.02, et seq.

The complaint is filed in accordance with the provisions of the Florida Statutes, Chapter 39, Section 39.03, et seq.

The complaint is filed in accordance with the provisions of the Florida Statutes, Chapter 39, Section 39.04, et seq.

The complaint is filed in accordance with the provisions of the Florida Statutes, Chapter 39, Section 39.05, et seq.

The complaint is filed in accordance with the provisions of the Florida Statutes, Chapter 39, Section 39.06, et seq.

The complaint is filed in accordance with the provisions of the Florida Statutes, Chapter 39, Section 39.07, et seq.

The complaint is filed in accordance with the provisions of the Florida Statutes, Chapter 39, Section 39.08, et seq.

The complaint is filed in accordance with the provisions of the Florida Statutes, Chapter 39, Section 39.09, et seq.

The complaint is filed in accordance with the provisions of the Florida Statutes, Chapter 39, Section 39.10, et seq.

The complaint is filed in accordance with the provisions of the Florida Statutes, Chapter 39, Section 39.11, et seq.

The complaint is filed in accordance with the provisions of the Florida Statutes, Chapter 39, Section 39.12, et seq.

The complaint is filed in accordance with the provisions of the Florida Statutes, Chapter 39, Section 39.13, et seq.

The complaint is filed in accordance with the provisions of the Florida Statutes, Chapter 39, Section 39.14, et seq.

The complaint is filed in accordance with the provisions of the Florida Statutes, Chapter 39, Section 39.15, et seq.

The complaint is filed in accordance with the provisions of the Florida Statutes, Chapter 39, Section 39.16, et seq.

The complaint is filed in accordance with the provisions of the Florida Statutes, Chapter 39, Section 39.17, et seq.

The complaint is filed in accordance with the provisions of the Florida Statutes, Chapter 39, Section 39.18, et seq.

The complaint is filed in accordance with the provisions of the Florida Statutes, Chapter 39, Section 39.19, et seq.

The complaint is filed in accordance with the provisions of the Florida Statutes, Chapter 39, Section 39.20, et seq.

THIS AGREEMENT, made and entered into on this the 26th day of *October*, 1954, by and between BARBARA BRODBECK GOODEN, hereinafter referred to as the party of the first part, and BROWARD BRYAN GOODEN, hereinafter referred to as the party of the second part, WITNESSETH:

WHEREAS, the parties hereto have been husband and wife for a period of more than twelve years, and as a result of such union have one (1) child, as follows:

Linda Lee, aged ten (10) years of age.

And whereas, said parties have definitely concluded that under conditions now existing it is impracticable for them to live together as man and wife.

Now, therefore, in consideration thereof, and of the mutual agreements hereinafter made, they have mutually agreed to a complete separation under the following express terms and conditions.

1. The said parties shall entirely and completely separate as man and wife, live separate and apart, and neither party hereafter shall in any way harass, threaten, intimidate, or otherwise act in any way so as to embarrass or humiliate the other party.

2. The party of the first part shall have the custody, control and support of the child aforesaid. It is understood and agreed, however, although the child is in the custody, control and support of the party of the first part, the other party shall have the right of visitation and access at convenience of the first party, such access and visitation to be exercised in a proper and reasonable manner and at such times as may be convenient to and consented to by the party of the first part.

3. The party of the first part is hereby vested with all personal property now in her possession and to which the parties may have jointly held.

4. It is further agreed that the party of the first part is hereby vested with full title to whatever interest the two parties now have, or will in the future become entitled to, in those certain parcels of land and the improvements thereon and described as follows, to-wit:

A. The South 70 $\frac{1}{2}$ feet of Block 9 and the

South 61½ feet of Block 10, Block 11, Division 2, according to plat of the Records of the Fairhope Single Tax Corporation, Fairhope, Alabama, and

B. The South 126 feet of the North 858 feet of West 236 feet lying between the second half of Mechan Street and the Municipal Golf Course, according to plat of the Records of the Fairhope Single Tax Corporation, Fairhope, Alabama.

It is further agreed between the parties that should a divorce proceeding at any time hereafter be instituted that the terms of this agreement may be entered as a part of any decree entered therein should the parties hereto so desire and should the same be deemed necessary by the Court in said cause and for that purpose the proposed decree before it is submitted to the Court shall be necessary so as to properly incorporate the terms of this agreement as set forth herein before the same is submitted to the court for final approval and signature.

It is further understood and agreed that under such conditions the Court thereafter shall reserve and maintain its right in the interest of the welfare of the child to make such changes in reference to the custody, control and support of said child as the Court may determine, after proper hearing with due notice, is in the best interests of the child.

This agreement has been made and executed by the parties hereto on the day and date hereinabove first set forth, in good faith, with full understanding of all of its provisions, and with the mutual promise on the part of each to comply therewith faithfully and completely.

Barbara Brodbeck Gooden
Barbara Brodbeck Gooden, Complainant

Broward B. Gooden
Broward Bryan Gooden, Respondent

WITNESSES:

Archie B. Sharrett
For Broward B. Gooden

Alton E. Schermer
For Broward B. Gooden

Le Gruesch W. Bailey
For Barbara B. Gooden