

The State of Wisconsin

CIRCUIT COURT, } ss.
Milwaukee County.

Findings O. K. 9.24.
Fee Paid 12-9-37
Report Filed ✓

VERONICA WESTPHAL

Plaintiff.

VS.

PETER WESTPHAL,
Defendant.

Findings of Fact and
Conclusions of Law.

#157370

DEC 14 1937

At a regular term of said court begun and held at the
Court House.....in the City of Milwaukee, in said
County, on the...4th...day of...October....., 1937.,...
and on the...9th...day of...December....., 1937.,...
during said term, Present the Honorable.....
John J. Gregory.....Circuit Judge Presiding.

The above entitled action having been duly noticed for trial, and the same having been duly placed
upon theOctober....., 1937....., Term Calendar of said court, and the same having come on
in its regular order to be heard before the court;

And due service of the summons and complaint upon the defendant personally having been made,
as appears by the return of the sheriff endorsed on said summons on file herein;

And it further appearing that on the...27th...day of...July....., 1937.,...
and within ten (10) days after service on the defendant, a copy of said summons and of said com-
plaint were duly served on the Honorable.....Herbert J. Steffes....., the District Attorney
and Divorce Counsel for said Milwaukee County, as appears by the admission of such service endorsed
upon the original summons and complaint on file herein;

And it further appearing that twenty days have elapsed since the date of the service of the sum-
mons and complaint upon said defendant and that said defendant has failed to answer or demur to said
complaint, and that said defendant has in no manner appeared herein, and is now in default, as more
fully appears by the affidavit of.....Thomas F. Leahy..... Esq.,
the Attorney for the plaintiff, on file herein;

And the plaintiff appearing in person and by.....Thomas F. Leahy....., Attorneys,
and the State of Wisconsin appearing by.....F. F. Gregorski..... Esq., Assistant
District Attorney for said Milwaukee County, who is Divorce Counsel in and for said Milwaukee County,
and the defendant...appearing in person.....~~ailing to appear~~
~~person or by attorney~~, and after hearing the testimony and proofs submitted by the plaintiff, the said
.....F. F. Gregorski....., Esq., Divorce Counsel, having appeared in open court
and on behalf of the public, made a fair and impartial presentation to the Court and fully advised the
Court as to the merits of the case and the rights and interests of the parties and of the public and being
fully advised in the premises, I.....John J. Gregory....., the Judge before whom
this action was tried, do make these findings of fact and conclusions of law, as follows, to wit:

FINDINGS OF FACT.

First. That for more than two years next preceding the commencement of this action the.....
Plaintiff.....has been a continuous and bona fide resident of the state
of Wisconsin.

Second. That on the...14th...day of...February, 1916....., at the City
of.....Milwaukee....., in the State of.....Wisconsin....., the plaintiff
and defendant intermarried and since that time have been and are now husband and wife.

THAT THE HAVING ISSUE OF SAID MARRIAGE IS AS FOLLOWS, TO WIT:

Pearl	.....	of the age of	15	.....	Years
Genevieve	.....	"	18	.....	"
Alice (Self-supporting)	.....	"	20	.....	"

Fourth. That during the married life of the parties to this action the defendant has treated the plaintiff in a cruel and inhuman manner in that the said defendant in the month of March, 1937, assaulted the plaintiff by using great force and physical violence on and about the body of the plaintiff, and that the defendant has further been guilty of a course of cruel and inhuman treatment by calling the plaintiff vulgar and obscene names in the presence of the minor children.

Fifth. That the plaintiff is a fit and proper person to have the care, custody, and control of the minor children of the parties to this action.

Sixth. That the defendant is in arrears the sum of \$18.75 under an order of court heretofore made in the above entitled action.

and I find as

CONCLUSIONS OF LAW

First. That the plaintiff is entitled to judgment wholly dissolving the bonds of matrimony heretofore subsisting between the plaintiff and the defendant and forever freeing the plaintiff and defendant from the obligations thereof; providing, however, that said judgment so far as it determines the status of the parties shall not be effective, except for the purpose of an appeal to review the same, until the expiration of one year from the date of the granting of said judgment or decree.

Second. That neither of the parties to this action shall marry again until one year after the granting of said judgment or decree and the marriage of either of the parties to this action solemnized before the expiration of one year from the date of the granting of said judgment or decree herein shall be null and void.

Third. That the care, custody, and control of the minor children is hereby awarded to the plaintiff.

Fourth. That the defendant be permitted to visit the minor children at all reasonable times and that on the occasion of such visits the defendant must properly conduct himself in a quiet and sober manner.

Fifth. That the defendant pay to the Clerk of the Circuit Court of Milwaukee County the sum of \$50.00 per month as and for permanent alimony and support money for the minor children, and that the said payment of \$50.00 per month be made in two equal instalments of \$25.00 each on the 5th and 20th days of each and every month and that the first payment of \$25.00 be made to the Clerk of the Circuit Court on the 20th day of December, 1937.

Sixth. That the defendant is in arrears the sum of \$18.75 as heretofore ordered by the Circuit Court and that the payment of said \$18.75 may be enforced by contempt proceedings.

Seventh. That the defendant pay to the Clerk of the Circuit Court the sum of \$25.00 as attorney fees heretofore ordered by the Circuit Court of Milwaukee County in the above entitled action. Let judgment be entered accordingly.

Dated, Milwaukee, Wisconsin, this 14th day of December, 1937.

By the Court,

John J. McGraw
Judge

Findings approved this 13th day of December, 1937.

F. J. J. J.
Asst. Dist. Attorney and Divorce Counsel.

FILED
DEC 14 1937

Deputy.