

Anna Hillen,

Plaintiff.

vs.

Gottfried Hillen,

Defendant.

This cause having come on this day to be heard on motion of the plaintiff for judgment in accordance with the demand of the complaint, and the plaintiff appearing by Edwin S. Mack, her attorney, and it appearing that the summons and complaint were duly and personally served on the defendant, and that more than twenty days have elapsed since the said summons and complaint were served on said defendant, and that no answer or demurrer to the complaint and no notice of appearance herein has been served on the plaintiffs attorney or received at the address mentioned in the summons, and that the defendant is in default, and the court having heard evidence and having taken due proof of all the facts and circumstances alleged by the plaintiff and having heard counsel and being fully advised in the premises, now makes its findings of fact and conclusions of law as follows:

FINDINGS OF FACT.

FIRST: That the plaintiff has resided within the State of Wisconsin, for more than one year immediately preceding the commencement of this action and still resides in said State of Wisconsin.

SECOND: That the plaintiff and defendant intermarried on or about the 2d day of August 1892, in the City of Milwaukee, and ever since that date and until the month of July 1900, lived to-

as man and wife, and since said date have lived in the same house, but not together as man and wife.

THIRD: That there is issue of said marriage four children, to-wit: Gottfried Hillen aged seven years; Joseph Hillen aged five years; Bernard Hillen aged three years and Ella Hillen aged one year.

Fourth: That the defendant is a strong and able bodied man and is capable of earning and has earned and can earn the sum of Thirteen (\$13.00) dollars per week, and that the defendant is of sufficient ability to provide for the plaintiff, and that nevertheless said defendant for more than one year has refused and neglected and still refuses and neglects to provide for the plaintiff or to contribute in any way to her support and maintenance, excepting only for a period of a few weeks about May 1900, the defendant contributed a small amount to the plaintiff's support, and that said defendant still refuses and neglects to provide for the plaintiff or to contribute in any way to her support and maintenance, and that the defendant during said times has failed and neglected and still fails and neglects to provide in any way for the said children of the parties or to contribute in any way to their support or maintenance, and that the plaintiff during all said period of time has supported and maintained both herself and the said children of the parties entirely by her own earnings, and has defrayed and defrays all the expenses of the household of the parties, including the support and maintenance of the defendant and the rent of the premises, Number 502, Twenty-second Street, occupied by the parties entirely out of her own earnings, excepting only a small sum contributed to her as a gift by her brother.

FIFTH: That for more than a year the treatment of said plaintiff by the defendant has been and still is cruel and inhuman, and that said cruel and inhuman treatment of said plaintiff by said defendant has been practiced by using personal violence and by other means; that said defendant on numerous occasions has severely beaten, bruised, maltreated and abused the plaintiff and has called her vile and insulting epithets.

SIXTH: That the plaintiff is now a resident at the house Number 502, Twenty-second Street in the City of Milwaukee, and that as hereinbefore set forth the rent of said house has been paid entirely from moneys obtained by her.

SEVENTH: That the defendant has an ungovernable and dangerous temper, and that he has frequently struck and injured the plaintiff and has frequently threatened the plaintiff with severe physical violence, and that said defendant, unless restrained and enjoined by the order of this court, will do great physical violence to herself and the aforesaid children.

EIGHTH: That both of the parties have contributed to the purchase of household furniture ^{and effects and other personal property} in the said house Number 502 Twenty-second Street in the City of Milwaukee, and that the plaintiff requires said household furniture ^{and other personal property} and effects for the shelter and comfort of herself and the aforesaid children; ^{and that \$20.00 is a proper and suitable sum for the defendant to pay monthly as alimony to the plaintiff for the support of herself and said children.}

NINTH: That the plaintiff is a proper and suitable person to have the custody and care of the children of the parties, and that the defendant is not a proper and suitable person to have the custody and care of the children of the parties or any of them.

TENTH: That the sum of Twenty five dollars is a reasonable and proper sum to be awarded to the plaintiff for suit

be in lieu of all taxable costs, excepting only the actual disbursements in said action.

CONCLUSIONS OF LAW.

FIRST: That the plaintiff is entitled to judgment annulling the bonds of matrimony between the plaintiff and defendant, and for divorce therefrom.

SECOND: That said judgment shall award the plaintiff the custody, care and control of the aforesaid children of the parties.

THIRD: That said judgment shall award the plaintiff the title to the household goods, effects and personal property now in the

aforesaid premises occupied by her; *and shall direct that the defendant pay the plaintiff \$20.00 monthly alimony payable on the 1st and 15th days of each month beginning on the 1st day of March 1901 at such place and such person as the plaintiff may designate*

FOURTH: That in said judgment the defendant shall be enjoined and restrained from molesting, injuring or interfering with or threatening to molest, injure or interfere with the plaintiff or the children of the said plaintiff and defendant, and also from destroying, injuring or taking away any chattels or property in the possession or custody of the plaintiff and from entering, approaching or loitering on or near or about the premises known as Number 502 Twenty-second Street, in the City of Milwaukee, State of Wisconsin, or any house or building now or hereafter occupied by the plaintiff or in which the plaintiff may be lodged during the time of said occupancy or lodging.

FIFTH: That said judgment shall further direct the payment to the plaintiff's attorney of Twenty five dollars suit money, and that said sum shall be in lieu of all taxable costs, excepting for actual disbursements which shall be taxed by the clerk.

Let judgment be entered accordingly.

Dated November 8th 1900.

By the Court,