

STATE OF WISCONSIN : COUNTY COURT : WAUKESHA COUNTY
FAMILY COURT BRANCH

SUSAN G. LUKOWITZ,

Plaintiff,

-vs-

ROBERT J. LUKOWITZ,

Defendant.

FILED
IN COUNTY COURT

APR - 8 1976

WAUKESHA CO. WIS.
**FINDINGS OF FACT
AND
CONCLUSIONS OF LAW**

Case No. 24901

The above-entitled action having come on for hearing before the Court, without a jury, on the 29th day of March, 1976, plaintiff, Susan G. Lukowitz, appearing in person and by her attorney, Kenneth L. Krause, and the defendant not appearing, and A. Warren Cahill, Family Court Commissioner for Waukesha County, Wisconsin, appearing in person on behalf of the public; this action having been commenced in this court by the personal service of the summons upon the defendant, Robert J. Lukowitz, on the 8th day of November, 1975, a verified complaint having been served upon said defendant on the 20th day of January, 1976, and filed within ten days thereafter, and a copy having been served upon A. Warren Cahill, Family Court Commissioner, within ten days after service, as appears from his admission of service endorsed thereon; and no answer having been served upon plaintiff's attorney, and plaintiff and corroborating witness having been duly sworn and examined in open court and their testimony taken on all of the matters alleged in the complaint, and cause having been shown by affirmative proof aside from any admission to the plaintiff on the part of the defendant, and the required residence having been established and corroborated, and A. Warren Cahill, Family Court Commissioner for Waukesha County, Wisconsin, having made his recommendations to the court, and having made a fair and impartial investigation of the case in behalf of the public, and having fully advised the Court as to the merits of the case

and the rights and interests of the parties and the public and the efforts made toward the reconciliation of the parties;

Now, Therefore, from all such testimony and proof I hereby make the following

FINDINGS OF FACT

1. That the plaintiff is an adult residing at S67 W28745 River Road, Waukesha, Waukesha County, State of Wisconsin, and is by occupation a housewife, whose age is 57 years and social security number is 395-09-8449.
2. That the defendant is an adult residing at 4803 West National Avenue, Milwaukee, Milwaukee County, Wisconsin, and is unemployed whose age is 55 years and social security number is 389-12-2732.
3. That the parties to this action were duly married on the 18th day of October, 1941, at Shorewood, Wisconsin, and ever since have been and now are husband and wife.
4. That four children have been born to the said parties as a result of said marriage who are all adults.
5. That the parties hereto have been bona fide residents of the State of Wisconsin for more than six months next preceding the commencement of this action and have been bona fide residents of Waukesha County for more than thirty days next preceding the commencement of this action.
6. That no action for divorce by either of the parties hereto has been at any time commenced or is now pending in this or any other court or before any judge thereof in this state or elsewhere, and neither of the parties has been previously divorced.
7. That this action is not brought by reason of any fraud or collusion by or between the parties hereto.

8. That the ground for this action is voluntary separation of one year pursuant to Section 247.07 (6) of the Wisconsin Statutes of 1959 as amended.

9. That the parties are possessed of a limited amount of personal property.

10. That the defendant is not now a member of the Armed Forces of the United States of America.

11. That on the 6th day of February, 1976, the parties hereto entered into a written stipulation for a division of property and that said stipulation was approved by A. Warren Cahill, Family Court Commissioner for Waukesha County, Wisconsin; that each and all of the provisions of said stipulation are found by this Court to be reasonable and fair.

And I make the following as

CONCLUSIONS OF LAW

1. That the plaintiff is entitled to judgment that the bonds of matrimony heretofore existing between the plaintiff and defendant be dissolved and the plaintiff be granted a divorce on the grounds of voluntary separation of one year.

2. That the plaintiff shall receive the household furniture, furnishings and personal belongings presently in her possession.

3. That the defendant shall receive any and all of his furniture and furnishings and personal belongings presently in his possession.

4. That the defendant is presently unemployed and receiving his U.S. Army pension in the amount of \$147.74 together with a disability payment of \$98.00.

5. That the plaintiff is unemployed and presently receiving welfare assistance.

6. That the parties owe to Local Loan of Milwaukee a personal signature loan of approximately \$500.00 and the defendant shall assume and pay this outstanding loan and hold the plaintiff harmless therefrom.

7. That there is no other property owned or held by either of the parties hereto with the exception of two automobiles, one a 1966 Mercury and the other a 1965 Rover, which is not in operable condition. That the defendant shall receive these two automobiles free and clear of any claim of the plaintiff.

8. That the plaintiff shall be awarded the sum of One dollar (\$1.00) per month alimony until the further order of the Court.

9. That the judgment or decree shall provide that, so far as it determines the status of the parties to this action, it shall not become effective, except for purposes of review until six months from the date such judgment or decree is granted.

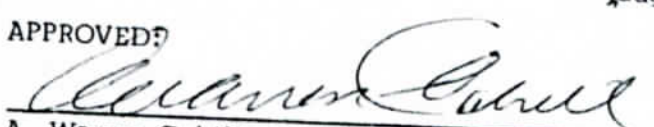
Let Judgment be Entered Accordingly.

Dated this ____ day of April, 1976.

BY THE COURT:


Judge

APPROVED?


A. Warren Cahill, Family Court Commissioner
in and for Waukesha County

STATE OF WISCONSIN : COUNTY COURT : WAUKESHA COUNTY
FAMILY COURT BRANCH

SUSAN G. LUKOWITZ,

Plaintiff,

-vs-

ROBERT J. LUKOWITZ,

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IN COUNTY COURT

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WAUKEGON, WIS.
JUDGMENT
HARRY MILLER, CLERK
Case No. 24901

This action having been brought on for trial on the 29th day of March, 1976, at the regular term of this Court before the Honorable William E. Gramling, Circuit Judge sitting in County Court, and the Court having filed its findings of fact and conclusions of law from which it satisfactorily appears and wherein the Court finds that the plaintiff is entitled to a judgment of divorce;

Now, therefore, on motion of Kenneth L. Krause, attorney for the plaintiff,

IT IS ORDERED, ADJUDGED AND DECREED That the bonds of matrimony heretofore existing between the plaintiff, Susan G. Lukowitz, and the defendant, Robert J. Lukowitz, be and the same are hereby wholly dissolved and set aside, and that said parties and each of them be, and they hereby are, freed and discharged from the said bonds of matrimony;

IT IS FURTHER ORDERED, ADJUDGED AND DECREED That the plaintiff shall receive the household furniture, furnishings and personal belongings presently in her possession.

IT IS FURTHER ORDERED, ADJUDGED AND DECREED That the defendant shall receive any and all of his furniture, furnishings and personal belongings presently in his possession.

IT IS FURTHER ORDERED, ADJUDGED AND DECREED That the defendant is presently unemployed and receiving his I.S. Army pension in the amount of \$147.74 together with a disability payment of \$98.00.

IT IS FURTHER ORDERED, ADJUDGED AND DECREED That the plaintiff is unemployed and presently receiving welfare assistance.

IT IS FURTHER ORDERED, ADJUDGED AND DECREED That the parties owe to Local Loan of Milwaukee a personal signature loan of approximately \$500.00 and the defendant shall assume and pay this outstanding loan and hold the plaintiff harmless therefrom.

IT IS FURTHER ORDERED, ADJUDGED AND DECREED That there is no other property owned or held by either of the parties hereto with the exception of two automobiles, one a 1966 Mercury and the other a 1965 Rover, which is not in operable condition. That the defendant shall receive these two automobiles free and clear of any claim of the plaintiff.

IT IS FURTHER ORDERED, ADJUDGED AND DECREED That the plaintiff shall be awarded the sum of One dollar (\$1.00) per month alimony until the further order of the Court.

IT IS FURTHER ORDERED, ADJUDGED AND DECREED That this judgment shall not be effective so far as it affects the marital status of the parties until the expiration of six months from the date it was granted, except that it shall immediately bar the parties from cohabitation together and except that it may be reviewed on appeal during said period. But in case either party dies within said period, such judgment, unless vacated or reversed, shall be deemed to have entirely severed the marriage relation immediately before such death.

IT IS FURTHER ORDERED, ADJUDGED AND DECREED That disobedience of this judgment in respect to any payment required of the defendant is punishable under Section 295.03 of the Wisconsin Statutes by commitment of said defendant

to the county jail or house of correction until such judgment is complied with
and the costs and expenses of the proceedings are paid or until said defendant is
otherwise discharged according to law.

Dated this 5 day of April, 1976.

BY THE COURT:

Harry Miller, by Virginia
Clerk Hunkins, Dep.

APPROVED:

A. Warren Cahill

A. Warren Cahill, Family Court
Commissioner in and for Waukesha County