

8/29/1931

IN THE DISTRICT COURT OF JEFFERSON COUNTY, NEBRASKA.

Bessie Nephews, )  
Plaintiff, )  
vs. ) PETITION  
Alex Nephews, )  
Defendant. )

The plaintiff complains of the defendant and for cause of action alleges:

1. That the plaintiff and defendant were married on October 12, 1915, at Grand Island, Nebraska, and plaintiff has lived in Fairbury, Jefferson County, Nebraska, continuously since 1917, and has ever since said marriage aforesaid conducted herself toward the defendant as a faithful, chaste and obedient wife.

2. The plaintiff further alleges that said defendant wholly regardless of his obligations as a husband on the very night of their wedding day, commenced the excessive use of intoxicating liquors, and has during all of the years of their married life been an habitual drunkard.

3. The plaintiff further represents that on or about the 1st day of December, 1930, the defendant, regardless of his duties as a husband, was guilty of extreme cruelty toward the plaintiff, without any cause or provocation on her part, in that he struck her with a large pair of tailor scissors on the back of the head, which said blow necessitated stitches being taken on the head of plaintiff, and again on the 27th day of August, 1931, defendant struck plaintiff with his clenched fist, with such force as to cause the body of plaintiff to be black and blue and severally bruised.

4. The plaintiff further alleges that throughout their married life the defendant, regardless of his

duties as a husband, has been guilty of extreme cruelty toward plaintiff, without any cause or provocation on her part, in that he has called her vile names, cursed and abused her, and accused her of infidelity and unfaithfulness.

5. Plaintiff further alleges that such conduct on the part of defendant, as hereinabove alleged, has destroyed her presence of mind, has seriously impaired her bodily health and nervous system, and destroyed the legitimate ends and objects of matrimony, and plaintiff can no longer live with the defendant.

6. Plaintiff further alleges that the defendant is the owner in fee of the following described real estate, to-wit: Lot 1, Block 2, Lindell & Hansen's Addition to Fairbury, Jefferson County, Nebraska, of the value of \$1500.00, which said real estate is encumbered for the sum of \$730.00; that defendant is also the owner in fee of Lot 4, Block 5 of King's Second Addition in Fairbury, Jefferson County, Nebraska, which said property is occupied by the plaintiff and defendant as their home, and is of the value of \$5000.00, but is encumbered for about the sum of \$3000.00; and the defendant is also possessed of personal property consisting of a cleaning and dyeing business and the accessories incident thereto of the value of \$1000.00, and a Graham-Paige car, of the value of \$500.00, and household goods of the value of \$200.00, and plaintiff is entirely without means to support herself, or to prosecute this action.

#### Prayer

Plaintiff therefore prays that she may be divorced from said defendant, that said defendant may be required to pay her alimony pendente lite, that defendant may ultimately be decreed to pay her a reasonable sum as alimony, *or that a reasonable amount of property be decreed her as alimony,* attorneys fees, the costs of this action, and such other relief as

equity may require.

Carnes & Rain  
Attorneys for plaintiff

STATE OF NEBRASKA, )  
                          ) SS.  
JEFFERSON COUNTY, )

Bessie Nephews, being first duly sworn on oath  
deposes and says that she is plaintiff; that she has read  
the foregoing petition; and that the allegations therein  
contained are true as she verily believes.

Bessie Nephews

Subscribed in my presence and sworn to before  
me this 29th day of August, 1931.

Frank L. Rain  
Notary Public.

My Commission Expires  
August, 13, 1935.