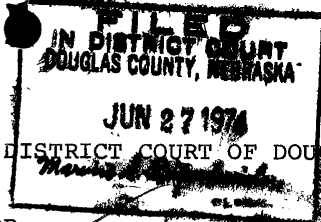




CV677220



IN THE DISTRICT COURT OF DOUGLAS COUNTY, NEBRASKA

BARBARA A. BISHOP,

Petitioner,

vs.

DANIEL J. BISHOP,

Respondent.

PETITION FOR DISSOLUTION  
OF MARRIAGE

Assigned to Judge

*Freel*

The Petitioner, BARBARA A. BISHOP, for her cause of action against the Respondent, avers:

I.

That the Petitioner is a resident of Omaha, Douglas County, Nebraska, and presently resides at 6141 Florence Blvd., Omaha, Nebraska; that the Petitioner has resided in the State of Nebraska for more than one year last past with a bona fide intention of making this State her permanent home; that the Petitioner is represented in this action by Steven J. Lustgarten, Attorney at Law, 528 Continental Building, Omaha, Nebraska.

II.

That the Respondent is a resident of Venice, Douglas County, Nebraska.

III.

That the Petitioner and Respondent were united in marriage on September 26, 1959, in Omaha, Nebraska.

IV.

That the following children have been born of this marital union, to wit: COLIN M. BISHOP, born June 4, 1960; KERRY M. BISHOP, born October 25, 1961; MEGAN M. BISHOP, born December 2, 1963; ERIN M. BISHOP, born January 23, 1968, and RYAN R. BISHOP, born June 26, 1969; that the custody or welfare of the aforesaid children may be affected by these proceedings; that the Petitioner should have the temporary and permanent care, custody and control of the children of the parties, subject to the Respondent's rights of reasonable visitation.

V.

That the Petitioner is not a party to any other pending action for divorce, separation, or dissolution of the marriage either in this state or elsewhere.

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VI.

That there has been a breakdown in the marriage relationship of the parties to the extent that the marriage is irretrievably broken and there remains no reasonable likelihood that the marriage can be preserved.

VII.

That the relief sought by the Petitioner in this action is a dissolution of the marriage, an equitable distribution of the real and personal property of the parties hereto, a reasonable award for alimony, child support, attorney's fees, Court Costs, and a Restraining Order against the Respondent.

VIII.

That unless restrained and enjoined by the Court, the Respondent may transfer, encumber, hypothecate, conceal or dispose of both real and personal property other than in the usual course of business and other than for the necessities of life, and that a Restraining Order should be issued restraining and enjoining the Respondent from transferring, encumbering, hypothecating, concealing, or disposing of any real or personal property except in the usual course of business; and that unless further restrained, the Respondent will harass, annoy, communicate with, or may cause physical and emotional harm to the Petitioner.

IX.

That there is no adequate remedy at law.

X.

That filed herewith is a financial statement which is required by Nebraska law.

XI.

That the Petitioner is of the opinion that all formal and informal conciliation efforts have failed.

WHEREFORE, Petitioner prays that this marriage be dissolved and that the Court make equitable division of the property of the parties. Petitioner prays that she be given temporary and permanent alimony, child support and attorney's fees and Court Costs, and that a Restraining Order be issued against the Respondent; that Petitioner be awarded the care, custody and control of the minor issue hereto;

1994



The Petitioner further prays that the Court find that all reasonable reconciliation efforts have failed and further prays that the Court waive reconciliation and then find that reconciliation is useless. Petitioner prays for such other and further relief as the Court may deem just and equitable in the premises.

BARBARA A. BISHOP, Petitioner,

By Steven J. Lustgarten  
Steven J. Lustgarten  
of GITNICK & LUSTGARTEN  
Attorneys for Petitioner  
528 Continental Bldg.  
Omaha, Nebraska, 68102

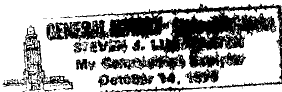
STATE OF NEBRASKA )  
                              ) SS.  
COUNTY OF DOUGLAS )

BARBARA A. BISHOP, being first duly sworn on oath, deposes and states that she is the Petitioner in the above entitled action; that she has read the above and within Petition for dissolution of marriage, knows the contents thereof, and that the facts therein contained are true.

Barbara A. Bishop  
Barbara A. Bishop

SUBSCRIBED and SWORN to in my presence this 21 day  
of June, 1974.

Steven J. Lustgarten  
Notary Public



ISSUED

FILED  
IN DISTRICT COURT  
DOUGLAS COUNTY, NEBRASKA  
JUN 27 1974  
Merrill J. Rydzek  
CLERK

26 cc/cr

Received  
Copy hereof deposited with Clerk  
Attorney for  
39

**PRAECIPE**

BARBARA A. BISHOP

Petitioner,

vs.

DANIEL J. BISHOP,

Respondent.

In District Court in and for Douglas County,  
Nebraska.

Doc. 677

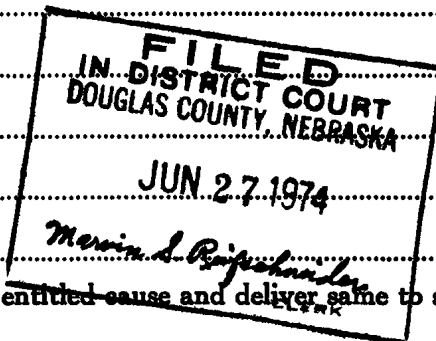
No. 220

TO THE CLERK OF SAID COURT:

Please issue Summons on Respondent. Serve him personally at

5015 Underwood Avenue, Omaha, Nebraska. Please call Steven J.

Lustgarten (346-1920) when Respondent has been served.



in the above entitled cause and deliver same to sheriff of said County.

Steven J. Lustgarten

Attorney for Petitioner

Docket..... No.....

**District Court**  
Douglas County, Nebraska

vs.

Plaintiff

Defendant

**Merritt for**

Attorney for

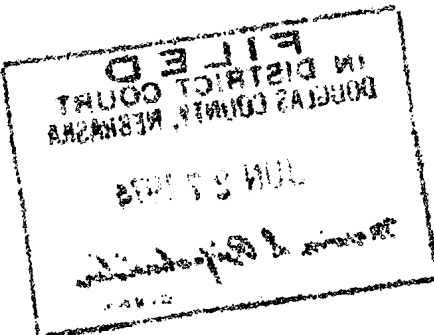
**FILED**

IN DISTRICT COURT  
DOUGLAS COUNTY, NEBRASKA

JUN 27 1974

*Merritt & Richardson*

CL. 2



**ISSUED**

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STATE OF NEBRASKA  
COUNTY OF DOUGLAS

ss.

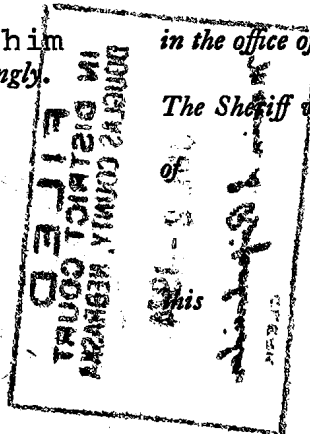
THE STATE OF NEBRASKA, DOUGLAS COUNTY,  
To the Sheriff of Douglas County, Nebraska, Greeting:

You are hereby commanded to notify Daniel J. Bishop, Respondent

~~Defendant~~ that he has been sued by Barbara A. Bishop, Petitioner

~~Plaintiff~~ in the District Court of said County, and that he must answer on or before  
the 29th day of July A. D., 1974, the petition of said ~~Plaintiff~~ Petitioner

filed against him in the office of the Clerk of said Court, or such petition will be taken as true, and judgment rendered accordingly.



The Sheriff will make due return of this Summons on the 8th day  
of July A. D., 1974.

WITNESS my signature and the seal of said Court at Omaha,

27th day of June A. D., 1974.

MARVIN S. REIFSCHNEIDER, Clerk.

By Margaret E. Dook Deputy.

DISTRICT COURT

Douglas County, Nebraska

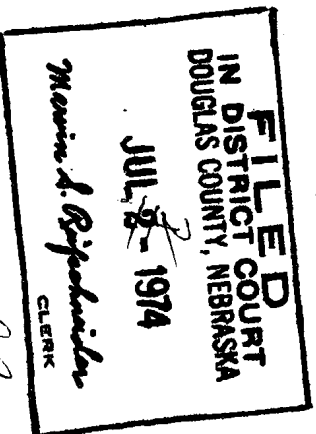
Barbara A. Bishop

vs.

Daniel J. Bishop

SUMMONS

Petition for dissolution of marriage,  
Equitable division of the property,  
Alimony,  
Child support,  
Attorney fees,  
Costs,  
Restraining order,  
Care, custody and control of  
the minor children,  
Waiver of conciliation period,  
Equitable relief



Sen. App. Dkt.

Ent. Ex. Dkt.

Ent. Gen. Dkt.

Ent. Jud. Dkt.

STATE OF NEBRASKA }  
COUNTY OF DOUGLAS } ss

Received the writ on the 27 day of June  
1974 and served the same on the 28 day of June  
1974 by delivering to ~~xxxx~~ the within named

Daniel J. Bishop, Respondent,  
together with a copy of petition  
and copy of Notice and Application  
and copy of Restraining Order

personally in Douglas County, Nebraska a true and  
duly certified copy of this writ with all the endorse-  
ments thereon.

Fees 2.00

THEODORE J. JANING,  
Sheriff

Mileage 1.62

By

*[Signature]*

Deputy

Total \$ 3.62

Steven J. Lustgarten, attorney

51375

IN THE DISTRICT COURT OF DOUGLAS COUNTY, NEBRASKA

BARBARA A. BISHOP, Petitioner

and

DANIEL J. BISHOP Respondent

DOC. 677 No. 220

AFFIDAVIT RE: APPLICATION FOR SUPPORT, FEES, CUSTODY, ETC.

340-1050

STATE OF NEBRASKA }  
DOUGLAS COUNTY } ss.

PETITIONER'S SOC. SEC. # ~~XXXXX~~  
RESPONDENT'S SOC. SEC. # ~~XXXXX~~

BARBARA A. BISHOP, the petitioner-respondent herein, being first duly sworn, respectfully represents to the court that:

1. The parties were married on Sept. 26, 1959; Wife's age 34; husband's age 35.
2. The parties have been separated                      months, during which the husband has paid \$                      to the wife.
3. (a) There are 5 children of the parties, aged 14, 12, 11, 6, & 5, years now in custody of the wife-husband at 6141 Florence Blvd., Omaha.  
(b) The husband-wife has                      minor children of a prior marriage.
4. The property of the parties, its market value and encumbrances are:

ITEM	VALUE	ENCUMBRANCES
Real estate <u>residence &amp; rental property</u>	\$ <u>SEE ATTACHED</u>	\$ <u>ADDENDUM</u>
Household goods	\$ <u>10,000.00</u>	\$ <u>unknown</u>
Automobiles <u>Number 2</u>	\$ <u>Unknown</u>	\$ <u>"</u>
All other property - Cash - Bonds - etc.	\$ <u>SEE ATTACHED</u>	\$ <u>ADDENDUM</u>

5. (a) Unsecured debts of husband only, not included above: \$ Unknown  
(b) Unsecured debts of wife only, not included above: \$ None  
(c) Unsecured joint debts not included above: \$ 250.00
6. The necessary estimated monthly expenses of wife and children are: \$                       
Including  
Rent or house payment \$ 240.00  
Food \$ 250.00  
\*\*\*See Reverse Side
7. (a) Husband's total weekly-monthly income after deductions is: \$ Unknown  
(b) Wife's total weekly-monthly income after deductions is: \$ None  
(1) A.D.C. or welfare \$                       
Applied for? Yes                      No                       
(c) Children's total weekly-monthly income after deductions is: \$ None
8. (a) A reasonable amount for support for 5 children is \$ 750.00 per week month.  
(b) A reasonable amount for temporary alimony is \$ 250.00 per week month.
9. Husband's weekly-monthly living expenses will be \$ unknown.
10. \$ 230.00 has been paid on wife's attorney's fees and costs.
11. \$ unknown has been paid on husband's attorney's fees and costs.
12. \$ 175.00 is reasonable for wife's temporary attorney's fees plus \$ 30.00 for costs.
13. Petitioner-Respondent is not requesting that the other party be excluded from the family home.  
(is or is not)

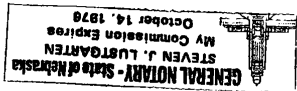
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IN DISTRICT COURT  
DOUGLAS COUNTY, NEBRASKA  
JUN 27 1974  
Marvin A. Rifehnider  
CLERK

\*\*\* From Reverse Side:

Respondent has for the last four years, given the Petitioner \$1,000.00 per month in addition to his paying the doctor, dentist and orthodontist bills, together with paying the Petitioner's automobile expense insofar as gas, oil, and maintenance. Petitioner needs these sums to maintain the residence for herself and the minor issue.

WHEREFORE, the applicant prays for an order granting such relief prior to trial as may be just and lawful, including temporary allowances, fees, custody of minor children and continuation of restraining order.

Subscribed and sworn to before me this 21 day of June, 1974  
 Notary Public Douglas County, Nebraska  
 My commission expires October 14, 1976



*Barbara A. Bishop*  
 Petitioner-Respondent

STATE OF NEBRASKA  
 COUNTY OF DOUGLAS

BARBARA A. BISHOP  
 Petitioner

and

DANIEL J. BISHOP  
 Respondent

Notice of Hearing Application for Temporary Allowances, Fees, etc.

TO THE ABOVE NAMED PETITIONER-RESPONDENT

Notice is hereby given that the foregoing application will be heard and that the applicant will move, upon the grounds therein stated, for an order granting relief therein prayed for, before the above named court in Court Room No. 4 Court House, Omaha, Nebraska, on June 5, 1974, at 10:00 o'clock A.M., or as soon thereafter as counsel can be heard.

Steven J. Lustgarten  
 Attorney for Petitioner-Respondent  
 Address 528 Continental Bldg.  
 Phone No. 346-1920

The rules of the above court require that this affidavit be completed by the Petitioner in all actions for dissolution of marriage or legal separation and modification of any previous orders relating thereto. Hearing for temporary allowances will not be held or final decree granted until after affidavit and proof of service of it have been filed with the Clerk except for good cause shown. The date of hearing on said application shall be not earlier than on the third day after the date of service of notice. Responding party may file his or her affidavit and serve a copy on applicant or his or her attorney at any time prior to the hearing of such application.



ADDENDUMREAL ESTATE:

1. Family Residence occupied by Petitioner &  
minor issue, 6141 Florence Blvd.  
A. Value-----\$ 40,000.00  
B. Encumbrance-----\$ Unknown
2. Rental Property: 4225 Parker  
A. Value----- 7,500.00  
B. Encumbrance-----\$ 1,000.00
3. Rental Property: 3646 Lafayette  
A. Value----- 28,000.00  
B. Encumbrance----- 7,000.00
4. Business, 5015 Underwood & 2 lots in rear  
A. Value-----\$ Unknown  
B. Encumbrance----- Unknown
5. 6311 North 36th Avenue  
A. Value----- 25,000.00  
B. Encumbrance----- 10,400.00
6. 22 acres - Elkhorn River  
A. Value----- Unknown  
B. Encumbrance----- Unknown
7. One-third ownership in 80 acres by Venice, Nebraska  
A. Value----- 60,000 (when purchased 4 years ago)  
B. Encumbrance----- Unknown
8. Seven and half acres in Colorado  
A. Value----- 15,000.00  
B. Encumbrance----- Unknown

OTHER PROPERTY

1. Sixty shares of Commodore corporation  
A. Value----- Not determined
2. Thirty share of Frontier Airlines  
A. Value----- Not determined
3. Savings Account: Commercial Savings & Loan  
A. Value ----- \$ 10,000.00

Best App. Doc.  
 Em. Ex. Doc.  
 Em. Gen. Index  
 Em. Judge Rec.  
 Recorded  
 Compared  
 Book

**FILED**  
 IN DISTRICT COURT  
 DOUGLAS COUNTY, NEBRASKA  
 JUN 27 1974  
*Merwin L. Rifehnister*  
 CLERK

IN THE DISTRICT COURT OF DOUGLAS COUNTY, NEBRASKA

BARBARA A. BISHOP,

Petitioner,

**VS .**

DANIEL J. BISHOP,

Respondent.

DOC. 644

NO. 220

## ORDER

NOW ON THIS 27<sup>th</sup> day of June, 1974, this matter came on for hearing on the Petitioner's Petition positively verified wherein the Petitioner stated that unless restrained by the Court, the Respondent will harass and physically abuse the Petitioner, and that the Petitioner will suffer physical and emotional harm, and unless the Respondent is Restrained by the Court, the Respondent will transfer, encumber, hypothecate, conceal or dispose of both real and personal property other than in the usual course of business or other than for the necessities of life.

That the Respondent has removed himself from the family residence.

The Court, being fully advised in the premises, pursuant to Section 42-357, R.R.S., 1943 as Amended, Cumulative Supplement, 1972, finds that the relief sought by the Petitioner should be granted.

IT IS THEREFORE ORDERED, ADJUDGED AND DECREED, by the Court, that the Respondent be and he hereby is, ordered to be restrained and enjoined from ~~entering the home of the Petitioner and the minor issue at 6141 Florence Blvd., Omaha, Nebraska, or in~~<sup>\*</sup>~~communicating with the Petitioner or attempting to communicate with her by telephone or otherwise, and from intimidating, molesting, threatening or injuring the Petitioner either at her home or else-~~<sup>\*</sup>~~where, in any manner whatsoever, wherever the Petitioner may be.~~

IT IS FURTHER ORDERED, ADJUDGED AND DECREED, by the Court, that the Respondent be, and he hereby is, ordered to be restrained and enjoined from transferring, encumbering, hypothecating, concealing, or disposing of either real or personal property other than in the usual course of business or other than for the necessities of life unless restrained and enjoined by the Court.

IT IS FURTHER ORDERED, ADJUDGED AND DECREED, by the Court,

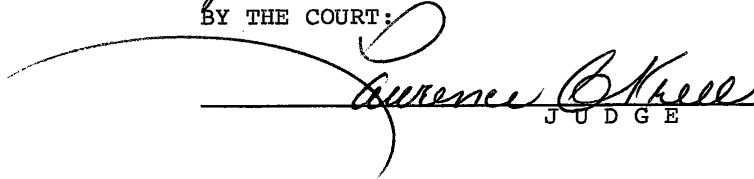


BISHOP V. BISHOP  
Order  
Page #2

that a hearing on this Order be heard on the 5<sup>th</sup> day of JULY  
1974, at 9 o'clock A.M., or as soon thereafter as counsel may  
be heard, before the Honorable JUDGE KRELL  
in Court Room # 4, Douglas County Court House, Omaha, Nebraska.

SIGNED this 27<sup>th</sup> day of June, 1974.

BY THE COURT:

  
J U D G E

Prepared and submitted by:

STEVEN J. LUSTGARTEN  
of Gitnick & Lustgarten  
Attorneys for Petitioner  
528 Continental Bldg.  
Omaha, Nebraska, 68102  
(346-1920)

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IN THE DISTRICT COURT OF DOUGLAS COUNTY, NEBRASKA

BARBARA A. BISHOP,	)	DOC. 677	NO. 220
	)		
Petitioner,	)		
	)		
vs.	)	<u>O R D E R</u>	
	)		
DANIEL J. BISHOP,	)		
	)		
Respondent.	)		
	)		

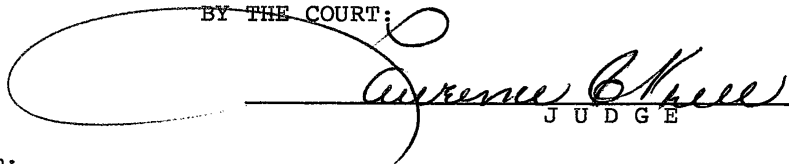
NOW ON THIS 2<sup>nd</sup> day of July, 1974, this matter came on for hearing on the Affidavit Re: Application for Support, Fees, Custody, Etc., hereinbefore filed by the Petitioner and served upon the Respondent.

The parties hereto by agreement request of the Court that the temporary hearing as it pertains to both support and a Restraining Order be continued until Thursday, July 11, 1974, at 1:30 P.M.


IT IS THEREFORE ORDERED, ADJUDGED AND DECREED, by the Court, that this matter be and the same hereby is, continued to a hearing pertaining to both support and a Restraining Order until Thursday, July 11, 1974, at 1:30 P.M.

SIGNED this 2<sup>nd</sup> day of July, 1974.

BY THE COURT:

  
J U D G E

Approved as to form:

  
of Corrigan, Dowd & Naviaux,  
Attorneys for Respondent

Prepared and submitted by:

STEVEN J. LUSTGARTEN  
of GITNICK & LUSTGARTEN  
Attorneys for Petitioner  
528 Continental Bldg.  
Omaha, Nebraska, 68102  
(346-1920)

677-220

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Journal 1219 Page 301  
CLERK DISTRICT COURT



IN THE DISTRICT COURT OF DOUGLAS COUNTY, NEBRASKA

BARBARA A. BISHOP,	)	DOC. 677	NO. 220
	)		
Petitioner,	)		
	)		
vs.	)	<u>O R D E R</u>	
	)		
DANIEL J. BISHOP,	)		
	)		
Respondent.	)		
	)		

NOW ON THIS 12 day of July, 1974, this matter came on for hearing on the Affidavit Re: Application for Support, Fees, Custody, Etc., hereinbefore filed by the Petitioner by and through her Attorney, and personally served upon the Respondent by the Sheriff of Douglas County, Nebraska. The Petitioner appeared by and through her attorney, Steven J. Lustgarten; and the Respondent's attorney, William Naviaux, having approved this Order as to form and content. The Court, being fully advised in the premises, finds as follows:

I.

That the Court has full and complete jurisdiction of the parties hereto and the subject matter hereof.

II.

That the Petitioner is a fit and proper person to be awarded the temporary care, custody and control of the minor children of the parties hereto, subject to the rights of reasonable visitation to be agreed upon by the parties hereto and the following specific visitation, to wit:

- A. Commencing on Friday, July 12, 1974, at 6 P.M., the Respondent shall be entitled to pick up the children at the family residence and remove same to the cabin of the parties presently occupied by the Respondent until Saturday at 9 o'clock P.M.
- B. That the above and foregoing specific visitation shall continue on each Friday hereafter until further Order of the Court.

III.

That the Respondent should be restrained and enjoined from communicating with the Petitioner or attempting to communicate with her by telephone or otherwise and from intimidating, molesting, threatening, or injuring the Petitioner either at her home or elsewhere in any manner whatsoever, wherever the Petitioner may be.



IV.

That the temporary Restraining Order hereinbefore entered as it relates to the Respondent transferring, encumbering, hypothecating, concealing, or disposing of either real or personal property should be dissolved.

V.

That there is currently on deposit in Commercial Federal Savings and Loan Association, the sum of approximately \$10,000, which account is in the joint names of the Petitioner and Respondent; that the Respondent is hereby authorized to withdraw that sum of money and shall pay over said amount to the First West Side Bank of Omaha, Nebraska, for the purpose of the payment of an outstanding personal note which was borrowed by the parties hereto for the purpose of remodeling the dwelling house presently occupied by the Petitioner; that the Respondent shall furnish satisfactory evidence to the Petitioner's attorney that the said \$10,000 was applied to that obligation at the First West Side Bank.

VI.

That the Respondent shall pay, through the Clerk of the District Court of Douglas County, Nebraska, the sum of \$1,000.00 per month which sum shall be allocated as follows: \$120.00 per month per child as temporary child support, and \$400.00 per month as alimony; that the \$1,000 shall be payable in two installments, the first due July 10, 1974, in the amount of \$500.00, and the second due on the 25th day of July, 1974, in the amount of \$500.00, and then \$500.00 on the 10th and 25th day of each month thereafter until further Order of the Court.

VII.

That in addition to the \$1,000.00 as above set forth, the Respondent shall also pay the following on a monthly and/or regular basis, to wit:

- A. Blue Cross and Blue Shield Hospitalization and Surgical Premiums.
- B. Medical bills incurred by the Petitioner and the minor children of the parties hereto
- C. Dental expenses incurred by the Petitioner and the minor children of the parties hereto.
- D. Orthodontic expenses incurred by the minor children of the parties hereto.
- E. Leased car payments on the automobile presently being used by the Petitioner.



F. Gas and all the expenses incurred by the Petitioner from the use of the leased automobile above stated.

VIII.

That the Petitioner shall be responsible for the payment of the monthly mortgage payment on the residence presently occupied by her and the minor children, the utilities commensurate therewith, food for herself and the minor children, and all other expenses presently being paid by the Petitioner out of the funds furnished by the Respondent; that this specifically includes, but is not limited to, the revolving charge accounts at Brandeis Department Stores and Kilpatrick's.

IX.

That the Respondent should pay, through the Clerk of the District Court of Douglas County, Nebraska, the sum of \$ 500.00 *WEN* as temporary attorney's fees for the use and benefit of Steven J. Lustgarten, Attorney for the Petitioner, and the sum of \$29.62 as temporary Court Costs.

IT IS THEREFORE ORDERED, ADJUDGED AND DECREED, by the Court, that the Petitioner be and hereby is, awarded the temporary care, custody and control of the minor children of the parties hereto, subject to the rights of reasonable visitation to be agreed upon by the parties hereto and the following specific visitation, to wit:

- A. Commencing on Friday, July 12, 1974, at 6 P.M. the Respondent shall be entitled to pick up the children at the family residence and remove same to the cabin of the parties presently occupied by the Respondent until Saturday at 9 o'clock P.M.
- B. That the above and foregoing specific visitation shall continue on each Friday hereafter until further Order of the Court.

IT IS FURTHER ORDERED, ADJUDGED AND DECREED, by the Court, that the Respondent be and hereby is restrained and enjoined from communicating with the Petitioner or attempting to communicate with her by telephone or otherwise and from intimidating, molesting, threatening, or injuring the Petitioner either at her home or elsewhere in any manner whatsoever, wherever the Petitioner may be.

IT IS FURTHER ORDERED, ADJUDGED AND DECREED, by the Court, that the temporary Restraining Order hereinbefore entered as it relates to the Respondent transferring, encumbering, hypothecating,



concealing, or disposing of either real or personal property be,  
and the same hereby is, dissolved.

IT IS FURTHER ORDERED, ADJUDGED AND DECREED, by the Court,  
that the Respondent be and hereby is authorized to withdraw the \$10,000  
presently on deposit in Commercial Federal Savings and Loan Associa-  
tion and pay over said amount to the First West Side Bank of Omaha,  
Nebraska, for the purpose of the payment of an outstanding personal  
note which was borrowed by the parties hereto for the purpose of re-  
modeling the dwelling house presently occupied by the Petitioner;  
that the Respondent shall furnish satisfactory evidence to the Peti-  
tioner's attorney that the said \$10,000 was applied to that obliga-  
tion at the First West Side Bank.

IT IS FURTHER ORDERED, ADJUDGED AND DECREED, by the Court,  
that the Respondent pay, through the Clerk of the District Court of  
Douglas County, Nebraska, the sum of \$1,000.00 per month which sum  
shall be allocated as follows: \$120.00 permonth per child as tem-  
porary child support, and \$400.00 per month as alimony; that the  
\$1,000 shall be payable in two installments, the first due July 10,  
1974, in the amount of \$500.00, and the second due on the 25th of  
July, 1974, in the amount of \$500.00, and then \$500.00 on the 10th  
and 25th day of each month thereafter until further Order of the Court.

IT IS FURTHER ORDERED, ADJUDGED AND DECREED, by the Court,  
that in addition to the \$1,000.00 as above set forth, the Respondent  
shall also pay the following on a monthly and/or regular basis, to wit:

- A. Blue Cross and Blue Shield Hospitalization and Surgical Premiums.
- B. Medical bills incurred by the Petitioner and the minor children of the parties hereto.
- C. Dental expenses incurred by the Petitioner and the minor children of the parties hereto.
- D. Orthodontic expenses incurred by the minor children of the parties hereto.
- E. Leased car payments on the automobile presently being used by the Petitioner.
- F. Gas and all the expenses incurred by the Petitioner from the use of the leased automobile above stated.

IT IS FURTHER ORDERED, ADJUDGED AND DECREED, by the Court,  
that the Petitioner shall be responsible for the payment of the  
monthly expense on the mortgage payment on the residence presently





occupied by her and the minor children, the utilities commensurate therewith, food for herself and the minor children, and all other expenses presently being paid by the Petitioner out of the funds furnished by the Respondent; that this specifically includes, but is not limited to, the revolving charge accounts at Brandeis Department Stores and Kilpatrick's.

IT IS FURTHER ORDERED, ADJUDGED AND DECREED, by the Court, that the Respondent pay, through the Clerk of the District Court of Douglas County, Nebraska, the sum of \$ 500<sup>00</sup> <sup>200</sup> as temporary attorney's fees for the use and benefit of Steven J. Lustgarten, Attorney for the Petitioner, and the sum of \$29.62 as temporary Court Costs.

SIGNED this 12 day of July, 1974.

BY THE COURT:

John J. Grant  
J U D G E

Approved as to form and content:

William Naviaux  
William Naviaux, Attorney for  
Respondent

Prepared and submitted by:  
STEVEN J. LUSTGARTEN  
of Gitnick & Lustgarten  
Attorneys for Petitioner  
528 Continental Bldg.  
Omaha, Nebraska, 68102  
(346-1920)

677-220

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Journal 1325 Page 5  
CLERK DISTRICT COURT

IN THE DISTRICT COURT OF DOUGLAS COUNTY, NEBRASKA

BARBARA A. BISHOP, )  
 )  
 ) Petitioner, )  
 )  
 ) v. ) ANSWER AND RESPONSIVE PLEADING  
 )  
 ) DANIEL J. BISHOP, )  
 )  
 ) Respondent. )

Comes now the Respondent, Daniel J. Bishop, and for Answer and Response to the Petition filed herein states as follows:

I.

Admits the allegations of Paragraphs I, II, and III of Petitioner's Petition.

II.

Admits that Colin M. Bishop, Kerry M. Bishop, Megan M. Bishop, Erin M. Bishop and Ryan R. Bishop were born to the Petitioner and Respondent on the dates alleged in the Petition; admits that the custody or welfare of the aforementioned children may be effected by this proceedings; denies that the Petitioner should have the care, custody and control of the children of the parties and alleges that the Respondent is a fit and proper person and should have the care, custody and control of the minor children of the parties.

III.

Admits the allegations of Paragraphs V, VI, and VII.

IV.

Denies the allegations of Paragraph VIII.

V.

Admits the allegations of Paragraph IX, X and XI.

WHEREFORE, Respondent prays that the marriage be dissolved that the Court make an equitable division of the property and that

FILED  
IN DISTRICT COURT  
DOUGLAS COUNTY, NEBRASKA  
JUL 19 1974

Merwin L. Riefelshneider

CLERK

Ent. App. Doc. (J.B.)  
Ent. Ex. Doc.  
Ent. Gen. Index  
Ent. Judge Rec.  
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Doc.



1. The first part of the document is a list of names and addresses. The names are listed in the first column, and the addresses are listed in the second column. The names are: John Doe, Jane Smith, and Bob Johnson. The addresses are: 123 Main St, 456 Elm St, and 789 Oak St.

2. The second part of the document is a list of names and addresses. The names are listed in the first column, and the addresses are listed in the second column. The names are: John Doe, Jane Smith, and Bob Johnson. The addresses are: 123 Main St, 456 Elm St, and 789 Oak St.

3. The third part of the document is a list of names and addresses. The names are listed in the first column, and the addresses are listed in the second column. The names are: John Doe, Jane Smith, and Bob Johnson. The addresses are: 123 Main St, 456 Elm St, and 789 Oak St.

the Respondent be given the care, custody and control of the minor children of the parties and for such other, further and different relief as to the Court may seem just and equitable.

DANIEL J. BISHOP, Respondent,

BY: *Wm E Naviaux*

WILLIAM E. NAVIAUX  
Of The Firm Of:  
CORRIGAN, DOWD & NAVIAUX  
1101 Farm Credit Building  
Omaha, Nebraska 68102  
Attorneys for Respondent

CERTIFICATE OF SERVICE

I hereby certify that on the 19<sup>th</sup> day of July, 1974, I mailed a copy of the foregoing Answer and Responsive Pleading to Petitioner's attorney, Steven J. Lustgarten, 528 Continental Building, Omaha, Nebraska, 68102, by regular United States Mail, postage prepaid.

*Wm E Naviaux*

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**FILED**  
**IN DISTRICT COURT**  
**DOUGLAS COUNTY, NEBRASKA**  
**JUL 19 1974**  
*Marvin L. Ripschneider*  
CLERK

IN THE DISTRICT COURT OF DOUGLAS COUNTY, NEBRASKA

BARBARA A. BISHOP, ) DOC. 677 NO. 220  
)  
Petitioner, )  
)  
vs. ) DECREE  
)  
DANIEL J. BISHOP, )  
)  
Respondent. )  
)

NOW ON THIS 10<sup>th</sup> day of April, 1975, one of the Regular Judicial Days of the District Court of Douglas County, Nebraska, this matter came on for hearing on the Petition of the Petitioner for a dissolution of the marriage between the Petition and the Respondent, and the Answer and Responsive Pleading of the Respondent, and the evidence relative thereto.

The Petitioner appeared personally and with her attorney, Steven J. Lustgarten. The Respondent and his Attorney, William E. Naviaux, having approved this Decree as to content and form, did ~~not~~ appear. The Court, being fully advised in the premises, finds as follows:

I.

That the Petitioner and Respondent have been residents of the City of Omaha, Douglas County, for at least one year prior to the filing of the Petition herein.

II.

That the Court has jurisdiction of both parties and of the subject matter of this action.

III.

That neither party is a member of the Armed Forces of the United States.

IV.

The Court has determined from the evidence that every reasonable effort to effect reconciliation has been made, without success, and that the marriage of Petitioner and Respondent is irretrievably broken.

V.

That the Petitioner is a fit and proper person to be awarded the care, custody and control of the minor issue of the parties, to wit:





BISHOP V. BISHOP  
Doc.677 No.220  
Decree - Page #2

COLIN M. BISHOP, born June 4, 1960, KERRY M. BISHOP, born on  
October 25, 1961, MEGAN M. BISHOP, born December 2, 1963, ERN  
M. BISHOP, born January 23, 1968, and RYAN R. BISHOP, born June 26,  
1969; and that said care, custody and control should be awarded to  
her, subject to the Respondent's rights of reasonable visitation.  
IT IS THEREFORE ORDERED:

That the marriage of Barbara A. Bishop and Daniel J. Bishop  
is hereby dissolved and that such dissolution shall not become  
final except for purposes of appeal for six months from the entry  
of this Decree during which time the parties remain married to  
each other.

That the parties hereto have entered into a property settle-  
ment agreement which the Court has examined and finds to be proper  
and reasonable in all respects and it is therefore approved and  
both parties are ordered to perform and abide by the terms thereof,  
which property settlement agreement is attached hereto, marked  
Exhibit "A" and by this reference is made a part hereof as if set  
forth herein extenso.

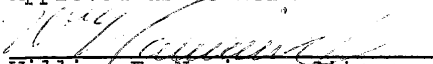
That should the parties, or either of them, fail, refuse or  
neglect within thirty (30) days from the date hereof, to execute and  
deliver any deed, conveyance, assignment, waiver, or other document  
necessary or required to carry out and fulfill the terms and require-  
ments hereof, then this Decree shall have the same operation and  
effect as such deed, conveyance, assignment, waiver, or other document.

SIGNED this 1st day of April, 1975.

BY THE COURT;

  
J U D G E

Approved as to form:

  
William E. Naviaux, Attorney  
for Respondent

Prepared and submitted by:  
STEVEN J. LUSTGARTEN  
of Gitnick & Lustgarten  
Attorneys for Petitioner  
528 Continental Building  
Omaha, Nebraska, 68102



IN THE DISTRICT COURT OF DOUGLAS COUNTY, NEBRASKA

BARBARA A. BISHOP,	)	DOC. 677	NO. 220
	)		
Petitioner,	)		
	)		
vs.	)	AGREEMENT FOR ALIMONY AND	
	)	FOR PROPERTY SETTLEMENT	
DANIEL J. BISHOP,	)		
	)		
Respondent.	)		
	)		

THIS AGREEMENT, made and entered into this 10<sup>th</sup> day of April, 1975, by and between BARBARA A. BISHOP (hereinafter called Wife) and DANIEL J. BISHOP (hereinafter called Husband),

W I T N E S S E T H:

WHEREAS, the parties hereto were united in marriage on the 26th of September, 1959, in Omaha, Douglas County, Nebraska, and have lived together as husband and wife for more than one year last past in the State of Nebraska, and the County of Douglas, and more particularly have resided in Omaha, Douglas County, Nebraska, and

WHEREAS, Barbara A. Bishop is the Petitioner and Daniel J. Bishop is the Respondent in a dissolution action currently pending in the District Court of Douglas County, Nebraska, and docketed at Docket 677, Number 220, for the Appearance Docket of said Court, and

WHEREAS, the parties are desirous of compromising, adjusting, and settling all of the property rights, permanent alimony, support, and maintenance and other matters as more fully set forth herein.

NOW, THEREFORE, in consideration of the premises and of the mutual promises, covenants of each other, the parties hereto have agreed as follows:

1. DISPOSITION AND APPROVAL OF THE COURT:

It is understood and agreed by and between the parties hereto, that this Agreement and all of the terms, conditions, and provisions hereinafter set forth are contingent upon the entry of a Decree of dissolution of the marriage between Barbara A. Bishop and Daniel J. Bishop, in the pending proceedings, and that this Agreement and the terms thereof must be approved by the District Court of Douglas County, Nebraska, and incorporated in any Decree of dissolution so rendered. In the event that a Decree of dissolution



is not rendered, then this Agreement shall be null and void and of no force and effect.

2. FULL DISCLOSURE:

Each of the parties hereto is completely informed as to the financial and personal status of the other, and each party has made a full disclosure of his or her financial status including debts and obligations, and the parties hereto have agreed that the covenants and agreements herein contained are in full satisfaction of the obligations arising out of the marital union of the parties which each has or may hereafter have toward the other party.

3. CARE, CUSTODY AND CONTROL OF MINOR CHILDREN:

The parties hereto are the natural parents of five minor children, to-wit: COLIN M. BISHOP, born June 4, 1960, KERRY M. BISHOP, born October 25, 1961, MEGAN M. BISHOP, born December 2, 1963, ERIN M. BISHOP, born January 23, 1968, RYAN R. BISHOP, born June 26, 1969. That subject to the approval of the District Court of Douglas County, Nebraska, having jurisdiction of this cause, the parties have agreed that the Wife, Barbara A. Bishop, shall have the care, custody and control of the minor children during their minority, subject to the rights of reasonable visitation on the part of the Husband, and further subject to additional visitation privileges as hereinafter set forth in Paragraph #4. In addition to the custody of the children and the visitation connected therewith, each of the parties agree to keep the other informed at all times of the whereabouts of the children when they are with the Husband or Wife respectively, and they mutually agree that, if either of them has any knowledge of any illness or accident or other circumstance seriously affecting the children's health or general welfare, the Husband or the Wife, as the case may be, will promptly notify the other of such circumstance.

4. ADDITIONAL VISITATION:

In addition to the reasonable visitation as set forth in Paragraph #3 above, the Husband shall be entitled to take one, all or any number of the minor children on occasional special trips;



provided, however, that as a condition precedent to these occasional trips, the Husband must comply with the following:

- A. Husband must notify the Wife within a reasonable time which in no case shall be less than fifteen (15) days prior to the departure of a proposed trip of his desire to take the child or children on said trip.
- B. Husband shall discuss the trip with the Wife prior to his mentioning to the child or children of his intentions that such trip is possible.
- C. That under no circumstances shall the child or children be taken on a trip for more than three school days.
- D. The Husband must obtain the approval of each child's teacher prior to taking a trip, so that the trip will not be harmful to the childrens education.

That all of the above and foregoing conditions must be complied with by the Husband before he is entitled to the additional visitation privileges.

5. CHILD SUPPORT:

The Husband shall pay through the Clerk of the District Court of Douglas County, Nebraska, the sum of One Hundred, Fifty (\$150.00) Dollars per month per child, or a total of Seven Hundred Fifty (\$750.00) Dollars per month for the support and maintenance of the minor children of the parties hereto. Said payments shall be made on a bi-monthly basis with the first payment of Three Hundred Seventy-Five (\$375.00) Dollars to be paid on the 10th day of April, 1975, and a like amount on the 25th day of April, 1975, and said bi-monthly payments shall continue on the 10th and 25th day of each month thereafter until each minor child is emancipated, reaches majority, becomes self-supporting, or until further order of the Court. As each child is emancipated said amount shall be reduced One Hundred Fifty (\$150.00) Dollars per month. That so long as the Husband is current on his child support obligations, he shall be entitled to claim the minor children for income tax exemption purposes for both federal and state income tax purposes.

6. ALIMONY:

In full and final settlement of the Husband's obligation to support and maintain the Wife, the Husband agrees to pay to the Wife the sum of Three Thousand, Six Hundred (\$3,600.00) Dollars per year, in equal bi-monthly installments in advance commencing





BISHOP V. BISHOP  
Doc.677 No.220  
Prop.Settlement - #4

April 10, 1975, with a payment in the amount of \$150.00, and a like amount of \$150.00 on April 25, 1975, said payments to continue to be paid on the 10th and 25th of each month thereafter, and further continuing for a period of six (6) years. Notwithstanding the foregoing, the obligation of the Husband as herein set forth shall terminate upon the occurrence of the first of the following events: the remarriage of the Wife, or the death of the Wife.

Said alimony payments shall be considered "periodic" and not as payments of a principal sum. The Wife understands and acknowledges that the effect of said Agreement for alimony is to make all of the payments made pursuant hereto taxable to her under the current Federal and State income tax regulations and deductible by the Husband; both parties agree that the same shall be treated as income to the Wife and deductible by the Husband.

7. REAL ESTATE:

The parties hereto are the owners of certain parcels of real estate which shall be divided between the parties and awarded to each party as hereinafter set forth:

- A. Wife's Real Estate: The Wife shall be awarded the following described real estate, to be hers absolutely, free and clear of any interest of the Husband, to wit:

The West 197 feet of the North 38 feet of Lot 14, and the West 197 feet of Lot 15, and the West 197 feet of Lot 13, and the West 197 feet of the South 6 feet of Lot 14, all in Block 3, NORWOOD ADDITION, an addition to the City of Omaha, Douglas County, Nebraska, commonly known as 6141 Florence Blvd.

subject, however, to the two mortgages presently on said real estate which Wife shall pay and hold Husband harmless therefrom.

- B. Husband's Real Estate: The Husband shall be awarded the following described real estate, to be his absolutely, free and clear of any interest of the Wife, to wit:

- i. The east 28 feet of the North 138 feet of Lot 16, and the West 32 feet of the North 138 feet of Lot 17; also a strip 26 feet wide (N&S) by 60 feet long (E&W) described as the South 11 feet of the West 32 feet, Lot 13 plus vacated alley 15 feet wide by 60 feet long, south and adjoining those parts of Lot 12 and Lot 13 conveyed herein, being part of vacated alley; all in Sub-division of Block "A", RESERVOIR ADDITION, an Addition to the City of Omaha, Douglas County, Nebraska, and commonly known as 3646 Lafayette Street, Omaha, Nebraska;



- ii. The South 30 feet of the West 132½ feet of the East 265 feet of Lot 4, and the West 132½ feet of the East 265 feet of the North 20 feet of Lot 5, all in Block 3, NEWPORT ADDITION, an Addition to the City of Omaha, Douglas County, Nebraska, commonly known as 6311 North 36th Street, Omaha, Nebraska
- iii. Lots 5 and 6, Block 100, DUNDEE PLACE, plus the North half of the vacated alley on the South plus part of the vacated alley adjoining Lots 5 & 6, Block 100, in the City of Omaha, Douglas County, Nebraska, commonly known as 5015 Underwood Avenue, Omaha, Nebraska;
- iv. Lots 19 and 20, Block 100 in DUNDEE PLACE, an Addition to the City of Omaha, as surveyed, platted and recorded, and the South Half of the vacated alley adjoining on the North of said lots, except that portion of said alley described as follows: Beginning at a point on the center line of said vacated alley, said point being 7 feet North of the Northeast corner of said Lot 20, thence West on a line 7 feet North of and parallel to the North line of said Lots 19 and 20 50.1 feet, thence South 5 feet, thence East on a line 2 feet North of and parallel with the North line of said Lots 19 and 20, 50.1 feet, thence North 5 feet to the point of beginning, commonly known as 5012-5010 California Street, Omaha, Nebraska;
- v. That part of Lots 31 and 32 in Block 8 in HANSCOM PLACE, an addition to the City of Omaha, in Douglas County, Nebraska, more particularly described as follows: Beginning at the Northeast corner of Lot 31, thence west along the north line of said Lot 31, to a point 191.4 feet west of the said northeast corner of Lot 31, thence south to a point on the south line of Lot 32, 191.6 feet west of the southeast corner of said Lot 32, thence east along the south line of said Lot 32, 191.6 feet to the southeast corner of said Lot 32 thence north along the east line of Lots 32 and 31 to the place of beginning; commonly known as 1602 South 32nd Avenue, Omaha, Nebraska;
- vi. All right, title and interest in and to the Land Contract with Michael Leonard Benjamin and Melody Ann Benjamin on the following described real estate:
  - Lot 7 and the East 2½ feet of Lot 8, Block "C", SAUNDERS AND HIMEBAUGH addition, an addition to the City of Omaha, Douglas County, Nebraska, plus an easement dated 4-23-53, recorded 7-10-53 in Book 931, at Page 127, commonly known as 4425 Parker Street, Omaha, Nebraska;
- vii. The West Half of the Northeast Quarter of Section 31, Township 15, Range 10, except the North 50 feet, in Douglas County, Nebraska, commonly referred to as the "Venice" property;



viii. That part of the Northwest Quarter of the Northeast Quarter of Section 15, Township 15, North Range 10 East of the 6th P.M., lying East of County Road 109B and West of the West bank of the Elkhorn River except the North 2 rods and subject to an easement across the North 67 feet; also that part of Lot 2 in the Northeast Quarter of the Northeast Quarter of said section lying East of County Road 109B and West of the West Bank of the Elkhorn River as it is located this date, except the North 2 rods and subject to an easement across the North 67 feet of the West 268 feet; also that part of the Southeast Quarter of the Northeast Quarter of said section lying East of County Road 109B and West of the West bank of the Elkhorn River as it is located this date; except therefrom that part of said premises described as follows, to wit: Commencing at the Southeast corner of the Northeast Quarter of said Section 15, thence due North 280 feet; thence West at right angles 311 feet, thence Southeasterly 418 feet to the place of beginning containing 1 acre more or less, along with any rights or interests that the grantor has in that part of the Elkhorn River lying adjacent to the East margin of the above described tracts and to the center of said river as it is located this date, Douglas County, Nebraska;

ix. Lot 32, SOUTHERN HILLS SUBDIVISION, County of Elbert, State of Colorado;

In this regard, Wife hereby agrees to and herein does relinquish all right, title, interest, or claim in and to the proceeds due to the law suit involving this Colorado property, and assigns her interest, right, title, or claim to said proceeds to the Husband, free and clear of any of her interest.

x. The Husband shall be awarded all the real estate above set forth in paragraphs i through ix, free and clear of any interest of the Wife to be his absolutely, provided, however, that he pay any mortgage indebtednesses presently due or to become due in the future and shall hold the Wife harmless therefrom.

8. HOUSEHOLD GOODS AND FURNISHINGS:

A. The Wife shall be awarded the household goods and furnishings located at and in the real estate hereinabove described in Paragraph 7A, to be hers absolutely, free and clear of any interest of the Husband and shall be awarded the personal belongings she has in her possession, free and clear of any interest of the Husband.

B. The Husband shall be awarded the household goods and furnishings located at and in the real estate hereinabove described in Paragraphs 7B i through ix, to be his absolutely, free and clear of any interest of the Wife and shall be awarded the personal belongings he has in his possession, free and clear of any interest of the Wife.

*in the future*



- C. The Wife shall be entitled to any proceeds realized from the loss occasioned by the burglary at the residence occupied by Wife and the minor children.

9. AUTOMOBILES:

- A. The Wife shall have as her sole and separate property, the 1974 Buick Estate stationwagon; provided, however, that the Husband shall continue to make the payments thereon including taxes, insurance, and license fees for a period of nineteen (19) months or for the remainder of the existing lease, whichever is longer. Wife shall be entitled to charge to Husband's account the gas, oil and minor maintenance for said vehicle up to \$50.00 per month. In the event Husband prepays the existing lease obligation, Wife shall be entitled up to Fifty (\$50.00) Dollars per month payment as aforesaid for nineteen (19) months or the length of time when the lease would have terminated, whichever period of time is longer. At the end of the leased period or prior thereto if Husband decides to prepay, Wife shall receive title to said 1975 Buick Estate stationwagon, free and clear of all liens and encumbrances.

10. PROPERTY SETTLEMENT:

Husband agrees to pay and Wife agrees to accept the sum of Thirty-Five Thousand, Three Hundred (\$35,300.00) Dollars deemed as property settlement; that payments of at least \$115.00 per month (\$57.50 bi-monthly) shall be made by the Husband to the Wife to liquidate the property settlement obligation provided, however, that the entire \$35,300.00 shall be paid in full on or before the 10<sup>TH</sup> day of April, 1981. This property settlement obligation shall bear no interest, and there shall be no penalty to the Husband if the sum is liquidated prior to the above date.

11. STOCKS, BONDS, BUSINESS INTERESTS, AND SAVINGS ACCOUNTS:

The Husband shall be awarded the following stocks, bonds, unlisted securities, and savings accounts to-wit:

A. Stocks and Bonds

- i. 30 shares of Frontier Airlines
- ii. 60 shares of Commordore Corporation
- iii. 658 shares of Security Equity Fund

B. Unlisted Securities

- i. All stock in Bishop Company, Inc.
- ii. The stock in Market Maintenance, Inc.
- iii. The stock in Southern Colorado Building Service, Inc.





C. Savings accounts

- i. Commercial Savings & Loan, Acct. #1013050-5, Bal. \$20.10
- ii. U.S. National Bank, Acct. #0027 1193, Balance \$103.76

12. MEDICAL AND SURGICAL INSURANCE AND EXTRAORDINARY MEDICAL EXPENSES:

The Husband shall maintain a policy of medical, surgical and hospitalization expenses for the benefit of the minor children. In addition, the Husband shall also pay expenses incurred on behalf of the children for extraordinary medical, surgical, dental, hospitalization, for each particular child until said child is emancipated under the terms hereof. These payments shall be made directly by the Husband or upon the presentation to him of bills approved by the Wife. Notwithstanding the foregoing, the obligation of the Husband for such expenses shall not exceed \$1,200.00 for expenses incurred in any given year and this maximum amount shall be reduced \$240.00 per child upon any particular child's becoming emancipated hereunder. The Husband shall also maintain a hospitalization and surgical policy and pay the premiums thereon, for the benefit of the Wife during the interlocutory period of the dissolution of the marriage. Extraordinary medical, surgical, dental or hospitalization shall not be construed to mean charges or fees incurred for "special" education.

13. CHILDREN'S LIFE INSURANCE:

Husband shall keep in full force and effect and shall pay the premiums thereon, on the present life insurance policies on the lives of the minor issue of the parties hereto as evidenced by Exhibits "B" and "C" attached hereto. Husband shall not be entitled to make any loans against the values of the said policies and shall keep each of them in full force and effect until each of the minor children reaches majority or is emancipated hereunder.

14. WIFE'S INSURANCE POLICIES:

Wife shall be awarded as her sole and separate property, the following described insurance policies, to-wit:

Metropolitan Life Ins.	#23885724	\$1,000.00
Metropolitan Life Ins.	#3637324	3,000.00
Mass. Mutual Life Ins.	#4258581	8,000.00
Mass. Mutual Life Ins.	#4358866	8,000.00



15. HUSBAND'S LIFE INSURANCE TO GUARANTY ALIMONY AND  
CHILD SUPPORT PAYMENTS:

Husband currently has in full force and effect life insurance policies, a list of which are attached hereto, marked Exhibit "D", and by this reference made a part hereof; that the Husband shall keep a sufficient amount of said policies in full force and effect naming the Wife as beneficiary thereunder on and in amounts to insure any balance due pertaining to alimony and property settlement and naming the minor children as beneficiaries thereunder in or on amounts to insure any balance due pertaining to child support. Husband shall within thirty (30) days of the date of this Agreement furnish proof of compliance herewith and shall during the terms of this Agreement furnish proof of the continued existence and compliance with the above provisions when reasonably requested. Further, the insurance company's listed on Exhibit "D" shall be notified of the provisions hereinabove set forth by receiving a certified copy of the Property Settlement Agreement and certified copy of the Dissolution Decree. If the Husband fails to maintain the foregoing insurance, his estate shall remain liable for the monthly payments of alimony during the term thereof, for any unpaid portions of the property settlement and monthly payments of child support.

16. DEBTS AND OBLIGATIONS OF PARTIES:

Husband shall pay any and all business debts incurred either before or after the filing of the Petition herein. The Wife represents that on the date of the execution of this Agreement there are no personal debts and obligations incurred by her remaining unpaid for which the Husband is obligated to pay. From the date of the execution of this Agreement, neither party shall contract any debt or liability for which the other party may be liable other than by the terms of this Agreement.

17. ATTORNEY'S FEES AND COSTS:

Husband shall pay, through the Clerk of the District Court, the total attorney's fees for the use and benefit of Steven J. Lustgarten, Attorney for the Wife, in the amount of Two Thousand Five Hundred (\$2,500.00) Dollars. Said attorney acknowledges the



Receipt of the payment of Five Hundred (\$500.00) of that amount is hereby acknowledged as having been paid to the Wife's attorney, leaving a balance remaining in the amount of Two Thousand(\$2000.00) Dollars. Husband shall also pay the Court Costs in the amount of \$39.62 through the Clerk of this District Court.

18. EXECUTION OF ALL DOCUMENTS:

It is further agreed by and between the parties hereto that they and each of them will upon demand of the other, promptly execute, acknowledge and deliver any and all deeds, releases, assignments and documents of every kind and character necessary or convenient to carry out the terms and provisions of this Agreement. If either party fails or neglects to properly and promptly execute acknowledge, and deliver any and all documents necessary or proper to fulfill the provisions of this Agreement, then this Agreement shall act as such deed, release, assignment, or document.

19. WAIVER OF FUTURE RIGHTS:

It is further agreed that Wife hereby waives, surrenders, and relinquishes all right, title, claim, interest, inheritance, widow's allowance, exemptions and distributive share which may or might come to her or she may or might have as the surviving widow of Husband as the result of his death while she is still his Wife. It is further agreed that Husband hereby waives, surrenders, and relinquishes all right, title, claim, interest, inheritance, exemptions and distributive share which may or might come to him or he may or might have as a surviving widower of Wife as the result of her death while he is still her Husband.

20. ENTIRE AGREEMENT:

It is fully understood and agreed that this Settlement Agreement contains the full, complete and entire contract between the parties, and that no oral or otherwise written statements, promises, or agreements exist or are in any way relied upon as an inducement for or as a part of this Agreement.

21. READING OF AGREEMENT:

Both parties state that they have carefully read this

1. 2. 3.

1. 2. 3.

Agreement in its entirety; that they understand each and all of the terms, conditions and provisions fully and that they are satisfied with all of its terms and conditions and provisions.

22. INCORPORATION IN DISSOLUTION DECREE:

It is further understood and agreed that the terms and provisions of this Agreement is to be incorporated in any Decree of Dissolution which may hereinafter be obtained.

23. NON-WAIVER OF GUARDIANSHIP:

Nothing in this Agreement shall be deemed to be a waiver by either party, if he or she is a surviving parent, of his or her right to be appointed the guardian of the person and the property of any of their minor children.

24. BINDING ON HEIRS, ASSIGNS, ETC:

Each party hereto binds his or her executors, assigns, trustees, successors, administrators, heirs, legatees and devisees to do and fully perform all of the terms, conditions, and provisions of this Agreement.

IN WITNESS WHEREOF, WIFE HAS EXECUTED THIS AGREEMENT on the

1st day of April, 1975.

  
Barbara A. Bishop (Wife)

IN WITNESS WHEREOF, HUSBAND HAS EXECUTED THIS AGREEMENT on

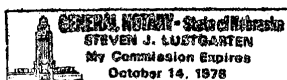
the 18th day of MARCH, 1975.

  
Daniel J. Bishop (Husband)

STATE OF NEBRASKA )  
                              ) SS.  
COUNTY OF DOUGLAS )

NOW ON THIS 1st day of April, 1975, personally appeared BARBARA A. BISHOP, the Petitioner and Wife herein, to me known personally to be the identical person whose name appears on the within Agreement, and she acknowledged the execution of same to be her voluntary act and deed.

WITNESS my hand and seal the last date above written.



  
NOTARY PUBLIC

My Commission Expires 10-14-76.





BISHOP V. BISHOP  
Doc. 667 No. 220  
Prop. Settlement - Page #12

STATE OF NEBRASKA )  
                              ) SS.  
COUNTY OF DOUGLAS )

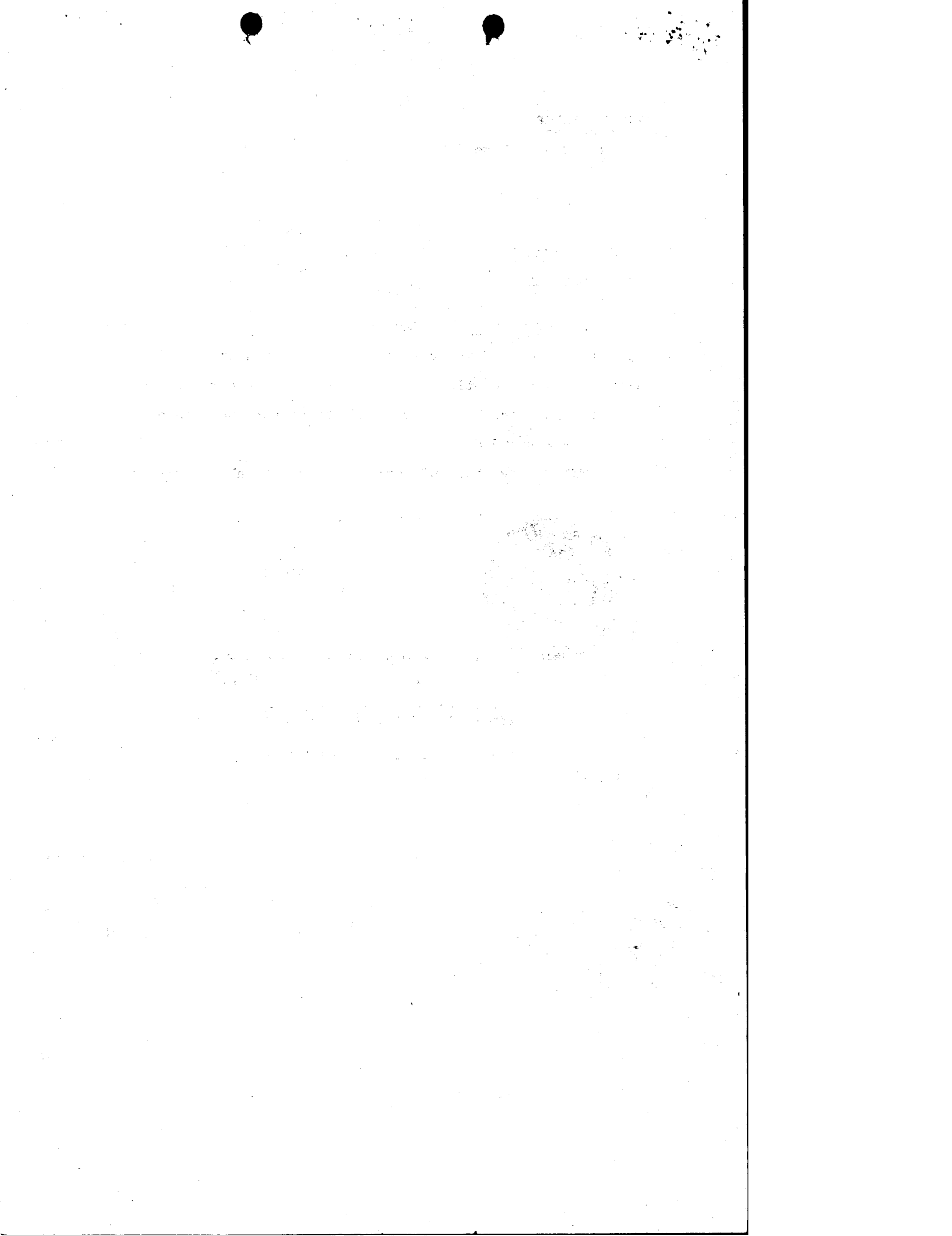
NOW ON THIS 18<sup>th</sup> day of March, 1975, personally  
appeared DANIEL J. BISHOP, the Respondent and Husband herein, to  
me known to be the identical person whose name appears on the  
within Agreement; and he acknowledged the execution of same to be  
his voluntary act and deed.

WITNESS my hand and seal the last date above written.



Diane J. Greenfield  
NOTARY PUBLIC

My commission expires 8.20.77.





## POLICIES ON THE LIVES OF WIFE AND CHILDREN

On the Life of	Ryan Richard			
Relationship	Son			
Owner of Policy	Barbara			
POLICY DATA	Company	Mass Mutual		
	Number	4475258		
	Amount	\$2,000		
	Kind	Convertible Life		
	Date of Issue	7-23-69		
	Age at Issue	0		
PREMIUMS	Amount	\$12.73		
	How Payable	Semi-Annual		
	Yearly Total	\$25.46		
DIVIDENDS	How Used	\$ 1.61		
	Current Dividend	Additions		
	Total Accumulations			
	Total Paid-up Additions	\$10.00		
BENEFICIAL PROVISIONS	Daniel and Barbara A. Bishop  Parents			

Ex B.

On the Life of		Colin Michael	Kerry Mathew	Megan Marie	Erin Bishop
Relationship		Son	Son	Daughter	Daughter
Owner of Policy		Daniel	Daniel	Daniel	Barbara
POLICY DATA	Company	Sentry Life	Sentry Life	Sentry Life	Mass Mutual
	Number	15853	15852	15851	4353069
	Amount	\$2,000	\$2,000	\$2,000	\$2,000
	Kind	Ordinary Life	Ordinary Life	Ordinary Life	Convertible Life
	Date of Issue	5-11-64	5-11-64	5-11-64	3-28-68
	Age at Issue	3	2	0	0
PREMIUMS	Amount	\$12.89	\$12.72	\$12.41	\$12.23
	How Payable	Semi-Annual	Semi-Annual	Semi-Annual	Semi-Annual
	Yearly Total	\$25.78	\$25.44	\$24.82	\$24.46
DIVIDENDS	How Used	Non-	Non-	Non-	\$ 3.01
	Current Dividend	Participating	Participating	Participating	Additions
	Total Accumulations				\$26.00
	Total Paid-up Additions				
BENEFICIAL PROVISIONS		Daniel and Barbara A. Bishop	Daniel and Barbara A. Bishop	Daniel and Barbara A. Bishop	Daniel and Barbara A. Bishop
		Parents	Parents	Parents	Parents

Q. C.

POLICY DATA

COMPANY	NUMBER	AMOUNT	KIND OF POLICY	ISSUED		TOTAL PREMIUMS			DISABILITY BENEFIT		ACCIDENTAL DEATH BENEFIT		GUARANTEED RESURABILITY	
				Age	Date	Amount	Freq.	Yearly Total	Premium Payable	To Age	Premium Payable	To Age	Premium Payable	To Age
Pru-dential Mass.	28210538	5,000	Modified Whole Life	18	4-23-57	26.60	Q	106.40	Incl.	60	1.50	65	-	-
Mutual Mass.	3616331	10,000	Life Conv.	22	4-11-61	18.60	TM	223.20	42.60	60	-	-	12.40	40
Mutual Mass.	3660043	9,000	Life Conv.	22	8-28-61	13.12	TM	157.44	3.33	60	-	-	-	-
Mutual Mass.	4044284	20,000	Life Conv.	26	11-1-64	30.89	TM	370.68	8.20	65	-	-	-	-
Pru-dential Mass.	4173484	11,000	Group Life Conv.	27	6-1-66	17.77	TM	213.23	4.73	65	-	-	-	-
Mutual Mass.	4253229	10,000	Life Conv.	28	4-11-67	16.68	TM	200.16	4.50	65	-	-	-	-
Mutual Mass.	4496586	100,000	Life Conv.	31	10-21-69	175.95	TM	2,111.40	53.00	65	-	-	-	-
		175,000						3,382.51	116.36		1.50		12.40	

D

677-228

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APR 1 1975

RECORDED  
Journal 188 Page 252  
CLERK DISTRICT COURT



DELIVER TO \_\_\_\_\_

OMAHA, \_\_\_\_\_

4-1-

19 75

BILL TO \_\_\_\_\_

*Steven J. Lusk*

19 ---

*677-220**Bishop v Bishop**Complete Record**10 00***PAID***10 cc check*  
**APR 1 1975***Lusk*  
**CLERK DIST. COURT**

By \_\_\_\_\_

*(g. B. 7)*  
Ent. App. Doc. \_\_\_\_\_  
Ent. Ex. Doc. \_\_\_\_\_  
Ent. Gen. Ind. Doc. \_\_\_\_\_  
Ent. Jud. Ind. Doc. \_\_\_\_\_  
Recorded \_\_\_\_\_  
Compared \_\_\_\_\_  
Page \_\_\_\_\_

61 A 4  
APR 1952  
*[Signature]*  
CLERK OF COURT  
DAVIDSON, N.C.

# In The District Court of Douglas County, Nebraska

Barbara A. Bishop

Plaintiff

-VS-

Daniel J. Bishop

Defendant

DOCKET 677 PAGE 220

## NOTICE OF JUDGMENT

You as a party or attorney of record are hereby notified that on the 1 day of April, 1975, judgment was rendered in the above-entitled case.

Dated this 3 day of April, 1975.

RUDY J. TESAR  
MARVIN S. REIFSCHNEIDER  
CLERK OF THE DISTRICT COURT

BY:

*Rudy J. Tesar*

, Deputy

Plff's attorney;  
Steven J. Lustgarten  
528 Continental Bldg.  
209 S. 19 St.  
Omaha, NE 68102

William E. Naviaux  
1101 Farm Credit Bldg.  
Omaha, NE 68102

*J*

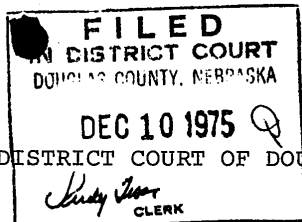
**FILED**  
IN DISTRICT COURT  
DOUGLAS COUNTY, NEBRASKA

APR 4 1975

*Rudy J. Tesar*  
CLERK

Ent. App. Doc. 9-15-77  
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 Ent. Gen. Index \_\_\_\_\_  
 Ent. Judge Rec. \_\_\_\_\_  
 Recorded \_\_\_\_\_  
 Compared \_\_\_\_\_  
 Doc. \_\_\_\_\_ Page \_\_\_\_\_

FILED  
 IN DISTRICT COURT  
 JUNE 1, 1977  
*[Signature]*



IN THE DISTRICT COURT OF DOUGLAS COUNTY, NEBRASKA

BARBARA A. BISHOP,

DOC. 677

NO. 220

Petitioner,

vs.

APPLICATION

DANIEL J. BISHOP,

Respondent.

\* \* \* \* \*

The Petitioner respectfully shows to the Court as follows,  
to wit:

I.

That on or about the 1st day of April, 1975, a Decree of Dissolution was entered in the above captioned matter, and a Property Settlement Agreement entered in conjunction with said Decree which provided in part in Paragraph 3 of said Property Settlement Agreement that the Petitioner shall be awarded the care, custody and control of the minor children of the parties, "subject to the rights of reasonable visitation on the part of the Husband," the Respondent herein.

II.

That since the entry of the Decree, in the opinion of the Petitioner, your Applicant, it would be for the best interests of the children if the Respondent was awarded specific visitation with the minor children of the parties hereto for the reason that some difficulty has arisen between the parties pertaining to visitation, which difficulty is having and adverse effect on both the Petitioner and the minor children.

WHEREFORE, your Applicant, prays the Court for an Order modifying the Decree hereinbefore entered by setting forth specific visitation rights to be exercised by the Respondent, and for such other and further relief as the Court may deem just and equitable in the premises.

BARBARA A. BISHOP, Petitioner,

By

Steven J. Lustgarten  
Steven J. Lustgarten  
of GITNICK & LUSTGARTEN  
Attorneys for Petitioner  
528 Continental Bldg.  
Omaha, Nebraska, 68102

SHERIFF: Please serve copy  
on Respondent at: Bishop  
Business Services, 5015  
Underwood Ave., Omaha, NE.

Ex. App. Doc.	
Ex. Ex. Doc.	
Ex. Gen. Index	
Ex. Judge Rec.	
Recorded	
Compared	
Page	

**FILED**  
**IN DISTRICT COURT**  
 DOUGLAS COUNTY ALASKA  
**DEC 10 1975**  
*Dorothy Jones*  
 CLERK

FILED  
DISTRICT COURT  
DOUGLAS COUNTY, NEBRASKA  
DEC 17 1975

IN THE DISTRICT COURT OF DOUGLAS COUNTY, NEBRASKA

BARBARA A. BISHOP,

) DOC. 677

NO. 220

Petitioner,

VS.

APPLICATION

DANIEL J. BISHOP,

Respondent.

\* \* \* \* \*

The Petitioner respectfully shows to the Court as follows,  
to wit.

I.

That on or about the 1st day of April, 1975, a Decree of Dissolution was entered in the above captioned matter, and a Property Settlement Agreement entered in conjunction with said Decree which provided in part in Paragraph 3 of said Property Settlement Agreement that the Petitioner shall be awarded the care, custody and control of the minor children of the parties, "subject to the rights of reasonable visitation on the part of the Husband," the Respondent herein.

II.

That since the entry of the Decree, in the opinion of the Petitioner, your Applicant, it would be for the best interests of the children if the Respondent was awarded specific visitation with the minor children of the parties hereto for the reason that some difficulty has arisen between the parties pertaining to visitation, which difficulty is having an adverse effect on both the Petitioner and the minor children.

WHEREFORE, your Applicant, prays the Court for an Order modifying the Decree hereinbefore entered by setting forth specific visitation rights to be exercised by the Respondent, and for such other and further relief as the Court may deem just and equitable in the premises.

BARBARA A. BISHOP, Petitioner,

By

*Steven J. Lustgarten*  
Steven J. Lustgarten  
of GITHICK & LUSTGARTEN  
Attorneys for Petitioner  
528 Continental Bldg.  
Omaha, Nebraska, 68102

SHERIFF: Please serve copy  
on Respondent at: Bishop  
Business Services, 5015  
Underwood Ave., Omaha, NE.

15987

FILED  
IN DISTRICT COURT  
DOUGLAS COUNTY, NEBRASKA  
DEC 17 1975  
*Ray*

Att. App. Doc. \_\_\_\_\_

Ent. Ex. Doc. \_\_\_\_\_

Ent. Gen. Index \_\_\_\_\_

Ent. Judic. Rec. \_\_\_\_\_

Recorded \_\_\_\_\_

Comptrol. \_\_\_\_\_  
STATE OF NEBRASKA  
COUNTY OF DOUGLAS

10 10th of December

1975 and I have this in my file 11 of Dec.

NOTING that the amount of \$1.44 was  
DANIEL J. BISHOP, together with  
a copy of Certificate of Readiness filed  
in this case

personally in Douglas County, Nebraska a true and  
duly certified copy of this writ with all the endorse-  
ments thereon.

Fees \$2.00 THEODORE J. JANING,  
Sheriff

Mileage 1.44

By \_\_\_\_\_

Total \$3.44

Density



IN THE DISTRICT COURT OF DOUGLAS COUNTY, NEBRASKA

BARBARA A. BISHOP, )  
 )  
Petitioner, )  
 )  
vs. )  
 )  
DANIEL J. BISHOP, )  
 )  
Respondent. )

DOC. 677 NO. 220

ANSWER TO APPLICATION  
OF PETITIONER

COMES NOW the Respondent, Daniel J. Bishop, and for  
Answer to Application of the Petitioner, states:

I.

Respondent admits the allegations in Paragraph I.

II.

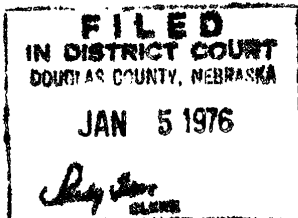
Respondent admits that "some difficulty has arisen  
between the parties pertaining to visitation" since the entry  
of the Decree herein, but, Respondent specifically denies that  
the best interests of the children would be served by setting  
forth in a modified Decree, a specific, regimented visitation  
schedule.

WHEREFORE, Respondent prays that the Application of the  
Petitioner be dismissed at costs to the Petitioner, or, in the  
alternative, Respondent prays the Court for an Order modifying  
the Decree hereinbefore entered by setting forth a judicial  
statement setting forth the elements of open-minded, reasonable  
visitation for the best interests of the children; and for such  
other and further relief as the court may deem just and equitable  
in the premises.

DANIEL J. BISHOP, Respondent

By

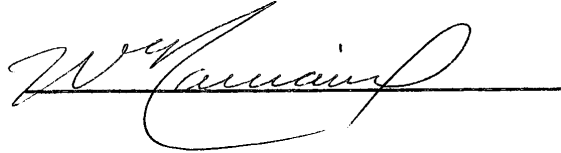
*William E. Naviaux*  
WILLIAM E. NAVIAUX  
Of The Firm Of:  
CORRIGAN, NAVIAUX, KINNEY & TITUS  
Suite 315, Plaza of the Americas  
7171 Mercy Road  
Omaha, Nebraska 68106





CERTIFICATE OF SERVICE

The undersigned hereby certifies that a true and correct copy of the above and foregoing Answer to Application of Petitioner has been sent to Steven J. Lustgarten, Attorney for Petitioner, 528 Continental Building, Omaha, Nebraska 68102, by regular United States mail, postage prepaid, this 31<sup>st</sup> day of December, 1975.

A handwritten signature in cursive script, appearing to read "W. C. Cunningham", is written over a horizontal line.

*Handwritten:* 100-100000-100000  
**FILED**  
**IN DISTRICT COURT**  
**DALLAS COUNTY, TEXAS**  
**JAN 5 1976**  
**CLERK**

*Handwritten:* 100-100000-100000  
**Ex. App. Doc.**  
**Ex. Bx. Doc.**  
**Ex. Gen. Index**  
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**Recorded**  
**Controlled**  
**Ex. Bx.**  
**Page**

IN THE DISTRICT COURT OF DOUGLAS COUNTY, NEBRASKA

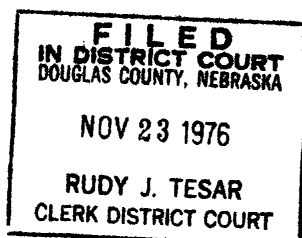
BARBARA A. BISHOP,	)	DOC. 677	NO. 220
	)		
Petitioner,	)		
	)		
v.	)	APPLICATION FOR AUTHORITY TO	
	)	RELEASE CHILD SUPPORT AND	
DANIEL J. BISHOP,	)	ALIMONY LIENS	
	)		
Respondent.	)		

Comes now the Respondent in the above entitled matter and in support of his Application informs the Court that the marriage of the parties was dissolved by Decree dated April 1, 1975; that the Petitioner was granted the custody of the minor children of the parties; that a judgment was entered against the Respondent for child support in the amount of \$750.00 per month; that a judgment was entered against the Respondent for alimony, property settlement, attorney's fees, Court costs; that all payments due the Petitioner by the Respondent, whether in the nature of child support, alimony, property settlement or other have been currently made; that Respondent is desirous of releasing said judgments as to the following described real estate, to-wit:

The South Thirty (30) feet of the West one hundred thirty-two and one-half (132½) feet of the East two hundred sixty-five (265) feet of Lot 4, in the West one hundred thirty-two and one-half (132½) feet of the East two hundred sixty-five (265) feet of the North twenty (20) feet of Lot 5, all in Block 3, Newport Addition, an Addition to the City of Omaha, Douglas County, Nebraska, commonly known as 6311 North 36th Street, Omaha, Nebraska,

WHEREFORE, Respondent prays the Court for authority to release any and all judgment liens whether they be child support, alimony, property settlement or the like against the aforementioned real estate.

DANIEL J. BISHOP, Respondent,



BY: *William E. Naviaux*  
WILLIAM E. NAVIAUX  
Of The Firm Of:  
CORRIGAN, NAVIAUX, KINNEY & TITUS  
Suite 315, 7171 Mercy Road  
Omaha, Nebraska 68106  
(402) 392-1400  
Attorneys for Respondent



NOTICE

TO: Barbara A. Bishop, Petitioner and her attorney, James R. Welsh, 2040 One First National Center, Omaha, Ne., 68102

You and each of you are hereby notified that Respondent will call up his Application for hearing on the 1st day of December, 1976, at the hour of 9:00 o'clock A.M., before the Honorable Lawrence Krell, District Court Judge, Courtroom #4, Douglas County Courthouse, Omaha, Nebraska, or as soon thereafter as counsel may be heard.

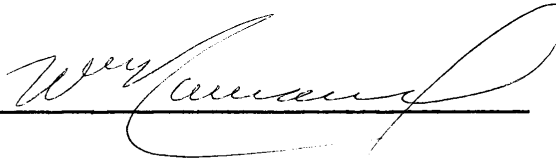
DANIEL J. BISHOP, Respondent,

BY: 

WILLIAM E. NAVIAUX  
Of The Firm Of:  
CORRIGAN, NAVIAUX, KINNEY & TITUS  
Suite 315, 7171 Mercy Road  
Omaha, Nebraska 68106  
(402) 392-1400  
Attorneys for Respondent

CERTIFICATE OF SERVICE

I hereby certify that on the 22 day of November, 1976, I mailed a copy of the foregoing Application and Notice to Petitioner's attorney, James R. Welsh, 2040 One First National Center, Omaha, Nebraska, 68102, by regular United States Mail, postage prepaid.



*[Faint, illegible handwritten text and lines]*

**FILED**  
**IN DISTRICT COURT**  
DOUGLAS COUNTY, NEBRASKA  
NOV 23 1976  
RUDY J. TESAR  
CLERK DISTRICT COURT



IN THE DISTRICT COURT OF DOUGLAS COUNTY, NEBRASKA

BARBARA A. BISHOP,	)	DOC. 677	NO. 220
	)		
Petitioner,	)		
	)		
v.	)	RELEASE OF CHILD SUPPORT,	
	)	ALIMONY AND PROPERTY SETTLE-	
DANIEL J. BISHOP,	)	MENT LIENS AND ACKNOWLEDGEMENT	
	)		
Respondent.	)		

The undersigned, Barbara A. Bishop, Petitioner in the above entitled matter, pending approval by order of this Court, on her behalf and on behalf of the minor children of the parties does hereby release, quit claim and relinquish any right, title, interest, claim or cause of action which she now has or may acquire in and to:

The South Thirty (30) feet of the West one hundred thirty-two and one-half (132½) feet of the East two hundred sixty-five (265) feet of Lot 4, <sup>30</sup> West one hundred thirty-two and one-half (132½) feet of the East two hundred sixty-five (265) feet of the North twenty (20) feet of Lot 5, all in Block 3, Newport Addition, an addition to the City of Omaha, Douglas County, Nebraska, commonly known as 6311 North 36th Street, Omaha, Nebraska

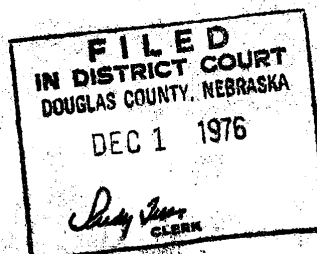
By reason of child support, alimony, property settlement or the like judgments entered on behalf of said minor children and herself in the Decree of Dissolution entered herein on April 1, 1975, and the Temporary Order entered herein on July 12, 1974

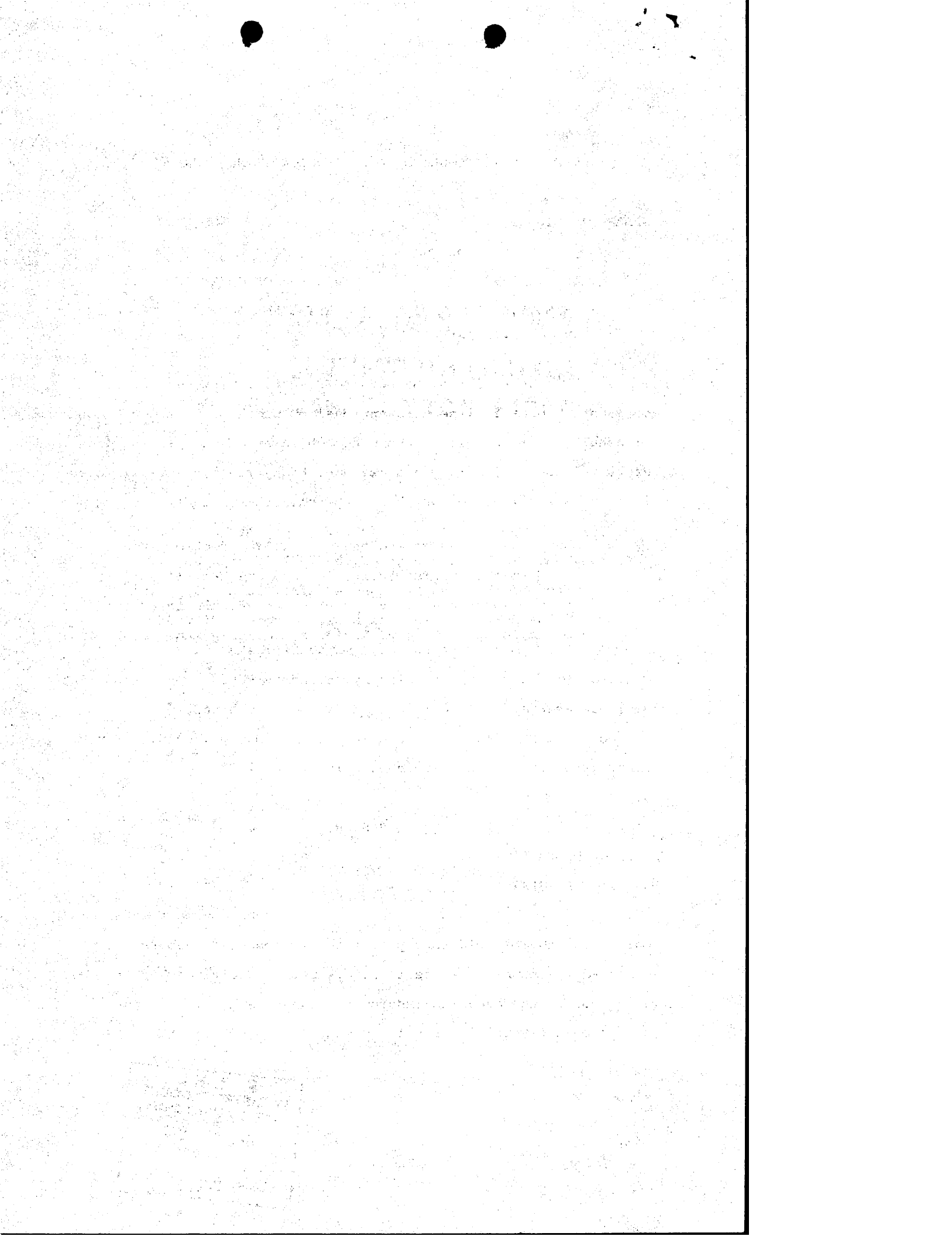
*Barbara A. Bishop*  
BARBARA A. BISHOP

STATE OF NEBRASKA )  
                              ) SS.  
COUNTY OF DOUGLAS )

On this 1 day of <sup>December</sup> October, 1976, before me a Notary

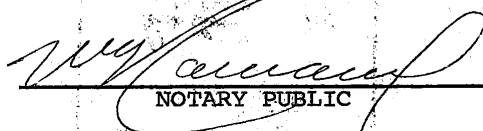
Public, in and for said county, personally appeared Barbara A. Bishop to me known to be the identical person described herein and who executed the foregoing instrument and she acknowledges the same to be her voluntary act and deed.





Witness my hand and official seal in Omaha, Douglas  
County, Nebraska, on the day and year last above written.

SEAL  
12-5-79

  
NOTARY PUBLIC

ORDER

This matter coming on for hearing before the Court  
seeking approval of a relinquishment and release of judgment liens  
as set forth, and the Court being fully advised in the premises  
finds as follows:

The above Release is hereby approved.

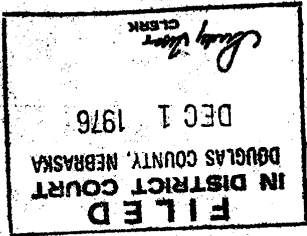
Dated this 1<sup>st</sup> day of <sup>December</sup> ~~October~~, 1976.

BY THE COURT:

  
DISTRICT COURT JUDGE

677-220

154



RECEIVED  
JOURNAL CLERK

DEC 1 1976

RECORDED

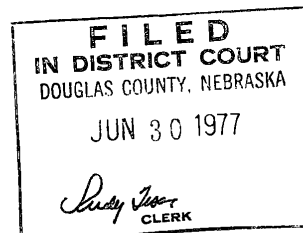
Journal 1482 Page 29  
CLERK DISTRICT COURT

IN THE DISTRICT COURT OF DOUGLAS COUNTY, NEBRASKA

BARBARA A. BISHOP, )  
 ) DOC. 677 NO. 220  
 )  
Petitioner, )  
 )  
v. ) APPLICATION TO RELEASE CHILD  
 ) SUPPORT AND ALIMONY LIENS  
DANIEL J. BISHOP, )  
 )  
Respondent. )

Comes now the Respondent in the above entitled matter and in support of his Application informs the Court that the marriage of the parties was dissolved by Decree dated April 1, 1975; that the Petitioner was granted the custody of the minor children of the parties; that a judgment was entered against the Respondent for child support in the amount of \$750.00 per month; that a judgment was entered against the Respondent for alimony, property settlement, attorney's fees, Court costs; that all payments due the Petitioner by the Respondent, whether in the nature of child support, alimony, property settlement or other have been currently made; that Respondent is desirous of releasing said judgments as to the following described real estate, to-wit:

- 1) West Half of the Northeast Quarter, Section 31, Township 15 North, Range 10 East of the 6th P.M., Douglas County, Nebraska, except Northerly 50 feet thereof.
- 2) Part of Lots 31 and 32, Block 8, Hanscom Place, an Addition to the City of Omaha, Douglas County, Nebraska; beginning at the Northeast corner of Lot 31, then West along the North line of Lot 31 to a point 191.4' West of the said Northeast Corner of Lot 31, then South to a point on the South Line of Lot 32, 191.6' West of the Southeast Corner of Lot 32, then East along the South line of Lot 32, 191.6' to the Southeast Corner of Lot 32, then North along the East line of Lots 32 and 31 to the Place of beginning, a/k/a 1602 South 32nd Avenue, Omaha, Nebraska





WHEREFORE, Respondent prays the Court to release any and all judgment liens whether they be child support, alimony, property settlement or the like against the aforementioned real estate.

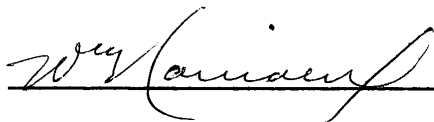
DANIEL J. BISHOP, Respondent,

BY: 

WILLIAM E. NAVIAUX  
Of The Firm Of:  
CORRIGAN, NAVIAUX, KINNEY & TITUS  
Suite 315, 7171 Mercy Road  
Omaha, Nebraska 68106  
(402) 392-1400  
Attorneys for Respondent

CERTIFICATE OF SERVICE

I hereby certify that on the 30 day of June, 1977,  
I mailed a copy of the foregoing Application to Petitioner's  
attorney, Terry Sibbernsen, 2040 First National Center, Omaha,  
Nebraska, 68102, by regular United States Mail, postage prepaid.



5

Mr. A. J. Lusk  
Mr. E. J. Doe  
Mr. G. M. Jones  
Mr. J. L. R. R.  
Reported  
Captured  
P. 100

**FILED**  
**IN DISTRICT COURT**  
DOUGLAS COUNTY, NEBRASKA  
JUN 30 1977  
*Ruby Jess*  
CLERK



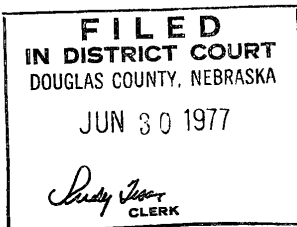
IN THE DISTRICT COURT OF DOUGLAS COUNTY, NEBRASKA

BARBARA A. BISHOP, )  
 )  
Petitioner, )  
 )  
v. ) N O T I C E  
 )  
DANIEL J. BISHOP, )  
 )  
Respondent. )

TO: Barbara A. Bishop, Petitioner, and her attorney, Terry  
Sibbersen, 2040 First National Center, Omaha, Nebraska,  
68102,

You and each of you are hereby notified that Respondent  
will call up his Application for hearing on the 8 day of  
July, 1977, at the hour of 9:00 o'clock A.M.,  
before the Honorable Lawrence Krell, Courtroom # 4,  
District Court, Douglas County Courthouse, Omaha, Nebraska, or  
as soon thereafter as counsel may be heard.

DANIEL J. BISHOP, Respondent,



BY: William E. Naviaux  
WILLIAM E. NAVIAUX  
Of The Firm Of;  
CORRIGAN, NAVIAUX, KINNEY & TITUS  
Suite 315, 7171 Mercy Road  
Omaha, Nebraska 68106  
(402) 392-1400  
Attorneys for Respondent

CERTIFICATE OF SERVICE

I hereby certify that on the 30 day of June, 1977, I  
mailed a copy of the foregoing Notice and Application to  
Petitioner's attorney, Terry Sibbersen, 2040 First National  
Center, Omaha, Nebraska, 68102, by regular United States Mail,  
postage prepaid.

William E. Naviaux

VP

5

Mr. App. Sec.	_____
Mr. P. Sec.	_____
Mr. Gen. Sec.	_____
Mr. Judge Sec.	_____
Recorded	_____
Comptroller	_____
Post	_____

**FILED**  
**IN DISTRICT COURT**  
DOUGLAS COUNTY, NEBRASKA  
JUN 30 1977  
*Ruby Ross*  
CLERK

IN THE DISTRICT COURT OF DOUGLAS COUNTY, NEBRASKA

BARBARA A. BISHOP,

Petitioner,

vs.

DANIEL J. BISHOP,

Respondent.

DOC. 677 NO. 220

ANSWER TO APPLICATION FOR  
RELEASE OF CHILD SUPPORT  
AND ALIMONY LIENS

COMES NOW the Petitioner, BARBARA A. BISHOP, represented by the Law Firm of McClellan and Tiedeman, and in Answer to the Application filed herein, states as follows:

I.

THAT Respondent, under the terms of Dissolution and Property Settlement, is indebted to Petitioner in excess of Seventy Five Thousand Dollars (\$75,000.00).

II.

THAT Respondent has agreed to paying the Petitioner the interest on all property to be released if the Court so Orders, but has failed to provide the agreement stating same.

III.

THAT Respondent has not stated a valid version why an Order releasing the support is requested or should be granted.

IV.

THAT the Respondent is the sole person with knowledge as to the market value of or his equity in his real estate holdings thereby making it impossible to determine what property should be released.

FILED  
IN DISTRICT COURT  
DOUGLAS COUNTY, NEBRASKA

JUL 8 1977

RUDY J. TESAR  
CLERK DISTRICT COURT



WHEREFORE, Petitioner prays for an Order dismissing the Application.

BARBARA A. BISHOP, Petitioner

BY: 

OF: LAW OFFICES OF MCCLELLAN & TIEDEMAN  
Suite 109 Lakin Building  
8990 West Dodge Road  
Omaha, Nebraska 68114  
402/393-5757

ATTORNEYS FOR PETITIONER

**FILED**  
**IN DISTRICT COURT**  
**DOUGLAS COUNTY, NEBRASKA**  
  
JUL 8 1977  
  
RUDY J. TESAR  
CLERK DISTRICT COURT

IN THE DISTRICT COURT OF DOUGLAS COUNTY, NEBRASKA

BARBARA A. BISHOP,	)	DOC. 677 NO. 220
	)	
Petitioner,	)	
	)	
vs.	)	
	)	
DANIEL J. BISHOP,	)	<u>ORDER OF MODIFICATION</u>
	)	
Respondent.	)	

This matter came on to be heard on the 29 day of July, 1977, upon the Joint-Stipulation and Application of the parties and the Court being fully advised in the premises finds:

That the Joint-Stipulation and Application should be approved.

IT IS THEREFORE ORDERED, ADJUDGED AND DECREED that the real property awarded to the Respondent in Paragraph No. 7(B)(i) and 7(B)(vi) by the Decree of April 1, 1975, be transferred to the Petitioner free and clear of any liens or encumbrances other than the Land Contract with Michael Leonard Benjamin and Melody Ann Benjamin, husband and wife, on the property commonly known as 4425 Parker Street, Omaha, Nebraska, and legally described as follows:

Lot 7 and the East 2 1/2 Feet of Lot 8, Block "C", SAUNDERS and HIMEBAUGH ADDITION, an Addition to the City of Omaha, Douglas County, Nebraska, plus an Easement dated 4-23-53, recorded 7-10-53 in Book 931 at Page 127,

and free and clear of any liens or encumbrances other than the Land Contract with Richard Croll and Sheryl Croll, husband and wife, on the property commonly known as 3646 Lafayette Street, Omaha, Nebraska, and legally described as follows:

The East 28 Feet of the North 138 Feet of Lot 16, and the West 32 Feet of the North 138 Feet of Lot 17, also a strip 26 Feet wide (North and South) by 60 Feet long (East and West) described as the South 11 Feet of the West 32 Feet, Lot 13, plus vacated alley 15 Feet wide by 60 Feet long South, and adjoining those parts of Lot 12 & 13 conveyed herein, being part of vacated alley; all in Sub-division of Block "A", RESERVOIR ADDITION, an Addition to the City of Omaha, Douglas County, Nebraska.





IT IS FURTHER ORDERED, that the real property described in Paragraph 7(B)(v) and Paragraph 7(B)(vii), be released from any and all judgment liens whether they be child support, alimony, property settlement or the like.

IT IS FURTHER ORDERED, that Paragraph 10 of the Agreement for Alimony and Property Settlement dated April 1, 1975, eliminate therefrom the Respondent's obligation to make minimum monthly payments toward liquidation of the Property Settlement obligation provided for therein.

IT IS FURTHER ORDERED, that all other terms and conditions of the Decree of Dissolution and attached Agreement for Alimony and Property Settlement, dated April 1, 1975, shall, where not inconsistent herewith, remain in full force and effect.

DATED this 29 day of July, 1977.

BY THE COURT:

  
DISTRICT COURT JUDGE

Approved as to form and content:

  
BARBARA A. BISHOP, Petitioner

  
DANIEL J. BISHOP, Respondent

Prepared and submitted by:

WILLIAM E. NAVIAUX  
of The Firm of:  
CORRIGAN, NAVIAUX, KINNEY & TITUS  
Suite 315, 7171 Mercy Road  
Omaha, Nebraska 68106  
(402) 392-1400  
Attorneys for Respondent

677-220

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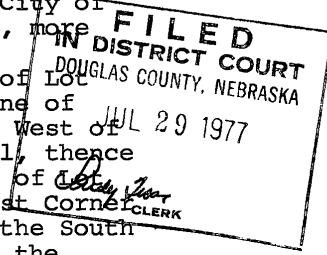
RECORDED  
Journal 1442 Page 339  
CLERK DISTRICT COURT

IN THE DISTRICT COURT OF DOUGLAS COUNTY, NEBRASKA

BARBARA A. BISHOP,	)	DOC. 677	NO. 220
	)		
Petitioner,	)		
	)		
v.	)	RELEASE OF JUDGMENT LIENS AND	
	)	CHILD SUPPORT, ALIMONY AND	
DANIEL J. BISHOP,	)	PROPERTY SETTLEMENT	
	)		
Respondent.	)		

The undersigned, Barbara A. Bishop, Petitioner in the above entitled matter pursuant to authority granted to her by Order of the Court entered herein on behalf of the minor children of the parties and herself does hereby release, quit claim and relinquish any right, title, interest, claim or cause of action which she now has or may acquire in the future in and to:

- 1) The West Half of the Northeast Quarter of Section 31, Township 15, Range 10, except the North 50 feet, in Douglas County, Nebraska, commonly referred to as the "Venice" property;
- 2) That part of Lots 31 and 32 in Block 8 in HANSCOM PLACE, an addition to the City of Omaha, in Douglas County, Nebraska, more particularly described as follows: Beginning at the Northeast Corner of Lot 31, thence West along the North line of said Lot 31, to a point 191.4 feet West of the said Northeast Corner of Lot 31, thence South to a point on the South line of Lot 32, 191.6 feet West of the Southeast Corner of said Lot 32, thence East along the South line of said Lot 32, 191.6 feet to the Southeast Corner of said Lot 32 thence North along the East line of Lots 32 and 31 to the place of beginning; commonly known as 1602 South 32nd Avenue, Omaha, Nebraska



By reason of child support, alimony and Property Settlement judgment liens entered on behalf of said minor children and herself in the Decree entered herein dated April 1, 1975.

Barbara A. Bishop  
BARBARA A. BISHOP, Petitioner

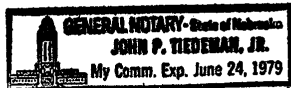
STATE OF NEBRASKA )  
                          ) SS.  
COUNTY OF DOUGLAS )

On this 27th day of July, 1977, before me, a Notary Public, in and for said county, personally appeared Barbara A.



Bishop to me known to be the identical person described in and who executed the foregoing instrument and she acknowledged the same to be her voluntary act and deed.

Witness my hand and official seal at Omaha, Douglas County, Nebraska, the day and year last above written.



*John P. Tiedeman Jr.*  
NOTARY PUBLIC

ORDER

This matter came on for hearing in front of the Court seeking approval of a relinquishment and release of child support, alimony and property settlement judgment liens as set forth above. The Court being fully advised in the premises finds as follows:

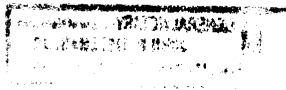
The above Release is hereby approved.

Dated this 29<sup>th</sup> day of July, 1977.

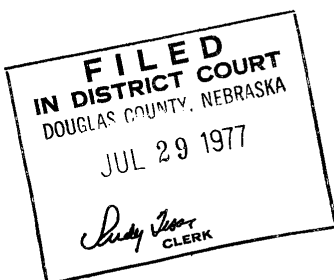
BY THE COURT:

*James H. [Signature]*  
DISTRICT COURT JUDGE

677-220



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JOURNAL CLERK

JUL 29 1977

RECORDED

Journal 1442 Page 341  
CLERK DISTRICT COURT

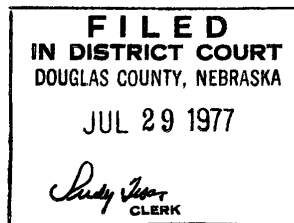
IN THE DISTRICT COURT OF DOUGLAS COUNTY, NEBRASKA

BARBARA A. BISHOP,	)	DOC. 677	NO. 220
	)		
Petitioner,	)		
	)		
v.	)	<u>RECEIPT</u>	
	)		
DANIEL J. BISHOP,	)		
	)		
Respondent.	)		

Comes now the Petitioner, Barbara A. Bishop, and acknowledges receipt of \$17,540.75 property settlement monies pursuant to Paragraph 10 of the Agreement for Alimony and Property Settlement dated April 1, 1975, and filed and recorded herein. Petitioner acknowledges that the Receipt of the \$17,540.75 for Property Settlement is in addition to any and all amounts she may have received prior and which were recorded in the Office of the Clerk of the District Court of Douglas County, Nebraska.

Barbara A. Bishop  
BARBARA A. BISHOP, Petitioner

Ex. App. Doc. \_\_\_\_\_  
Ex. Ex. Doc. \_\_\_\_\_  
Ex. Gen. Index \_\_\_\_\_  
Ex. Judge Rec. \_\_\_\_\_  
Recorded. Dist R27-418  
Compared \_\_\_\_\_  
Page \_\_\_\_\_



*[Handwritten signature]*  
Hon. J. D. ...  
Hon. J. D. ...  
Hon. J. D. ...  
Hon. J. D. ...  
Hon. J. D. ...  
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Hon. J. D. ...  
Hon. J. D. ...

**FILED**  
**IN DISTRICT COURT**  
DOUGLAS COUNTY, NEBRASKA  
JUL 29 1977  
*Dorothy J. ...*  
CLERK



AUG 1 1977

IN THE DISTRICT COURT OF DOUGLAS COUNTY, NEBRASKA  
RUDY J. TESAR  
CLERK DISTRICT COURT

BARBARA A. BISHOP, )  
 ) DOC. 677 NO. 220  
Petitioner, )

vs. )

DANIEL J. BISHOP, )  
 ) JOINT-STIPULATION AND  
Respondent. ) APPLICATION

COME NOW the parties, BARBARA A. BISHOP, Petitioner,  
and DANIEL J. BISHOP, Respondent, and stipulate, that the  
following modifications to the Decree of Dissolution and  
attached Agreement for Alimony and Property Settlement,  
dated, approved and filed by this Court on April 1, 1975, be  
modified as follows:

I.

That the real property awarded to the Respondent in  
Paragraph No. 7(B)(i) and 7(B)(vi), be transferred to the  
Petitioner free and clear of any liens or encumbrances other  
than the Land Contract with Michael Leonard Benjamin and  
Melody Ann Benjamin, husband and wife, on the property  
commonly known as 4425 Parker Street, Omaha, Nebraska, and  
legally described as follows:

Lot 7 and the East 2 1/2 Feet of Lot 8,  
Block "C", SAUNDERS and HIMEBAUGH ADDITION,  
an Addition to the City of Omaha, Douglas  
County, Nebraska, plus an Easement dated  
4-23-53, recorded 7-10-53 in Book 931 at  
Page 127,

and free and clear of any liens or encumbrances other than  
the Land Contract with Richard Croll and Sheryl Croll,  
husband and wife, on the property commonly known as 3646  
Lafayette Street, Omaha, Nebraska, and legally described as  
follows:

The East 28 Feet of the North 138 Feet  
of Lot 16, and the West 32 Feet of the  
North 138 Feet of Lot 17, also a strip  
26 Feet wide (North and South) by 60  
Feet long (East and West) described as  
the South 11 Feet of the West 32 Feet,  
Lot 13, plus vacated alley 15 Feet wide  
by 60 Feet long South, and adjoining  
those parts of Lot 12 & 13 conveyed  
herein, being part of vacated alley;  
all in Sub-division of Block "A",  
RESERVOIR ADDITION, an Addition to the  
City of Omaha, Douglas County, Nebraska.

SECRET  
NOV 1954

100-1-100

SECRET  
NOV 1954

II.

That the real property described in Paragraph 7(B) (v) and Paragraph 7(B) (vii), be released from any and all judgment liens whether they be child support, alimony, property settlement or the like.

III.

That Paragraph 10 of the Agreement for Alimony and Property Settlement dated April 1, 1975, eliminate therefrom the Respondent's obligation to make minimum monthly payments toward liquidation of the Property Settlement obligation provided for therein.

IV.

All other terms and conditions of the Decree of Dissolution and attached Agreement for Alimony and Property Settlement, dated April 1, 1975, shall, where not inconsistent herewith, remain in full force and effect.

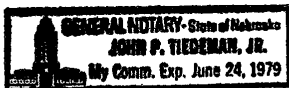
Barbara A. Bishop  
BARBARA A. BISHOP, Petitioner

Daniel J. Bishop  
DANIEL J. BISHOP, Respondent

STATE OF NEBRASKA)  
                                  ) SS  
COUNTY OF DOUGLAS)

On this 27<sup>th</sup> day of July, 1977, before me the undersigned, a Notary Public duly commissioned and qualified for in said county, personally came BARBARA A. BISHOP, to me known to be the identical person whose name is affixed to the foregoing Joint-Stipulation and Application and acknowledged the execution thereof to be her voluntary act and deed.

WITNESS my hand and Notarial Seal the day and year last above written.



John P. Tiedeman, Jr.  
Notary Public

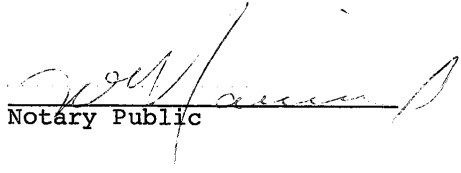
COMMERCIAL MONITORING SYSTEMS  
JERRY R. THOMPSON, JR.  
10000 1st St. N.E.  
Seattle, Wash. 98105

STATE OF NEBRASKA)  
                                  ) SS  
COUNTY OF DOUGLAS)

On this 26 day of July, 1977, before me  
the undersigned, a Notary Public duly commissioned and  
qualified for in said county, personally came DANIEL J.  
BISHOP, to me known to be the identical person whose name is  
affixed to the foregoing Joint-Stipulation and Application  
and acknowledged the execution thereof to be his voluntary  
act and deed.

WITNESS my hand and Notarial Seal the day and year last  
above written.



  
Notary Public

FILED  
IN DISTRICT COURT  
DOUGLAS COUNTY, NEBRASKA  
AUG 1967  
RUDY J. TESAR  
CLERK DISTRICT COURT



ALL

IN THE DISTRICT COURT OF DOUGLAS COUNTY, NEBRASKA

BARBARA A. BISHOP,

Petitioner,

v.

DANIEL J. BISHOP,

Respondent.

DOC. 677

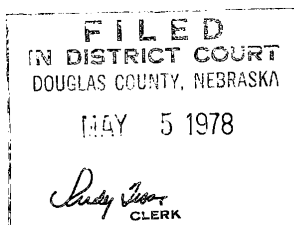
NO. 220

APPLICATION TO RELEASE CHILD  
SUPPORT AND ALIMONY LIENS

Comes now the Respondent in the above entitled matter and in support of his Application informs the Court that the marriage of the parties was dissolved by Decree dated April 1, 1975; that the Petitioner was granted the custody of the minor children of the parties; that a judgment was entered against the Respondent for child support in the amount of \$750.00 per month; that a judgment was entered against the Respondent for alimony, property settlement, attorney's fees, Court costs; that all payments due the Petitioner by the Respondent, whether in the nature of child support, alimony, property settlement or other have been currently made; that Respondent is desirous of releasing said judgments as to the following described real estate, to-wit:

- 1) Lots 5 & 6, Block 100, Dundee Place, plus the North half of the vacated alley, City of Omaha, Douglas County, Nebraska, as surveyed, platted and recorded, a/k/a 5015 Underwood Avenue
- 2) Lot 20, Block 100, Dundee Place, City of Omaha, Douglas County, Nebraska, as surveyed, platted and recorded, a/k/a 5010-5012 California

WHEREFORE, Respondent prays the Court to release any and all judgment liens whether they be child support, alimony,







property settlement or the like against the aforementioned real estate.

DANIEL J. BISHOP, Respondent,

BY: 

WILLIAM E. NAVIAUX  
Of The Firm Of:  
CORRIGAN, NAVIAUX, KINNEY & TITUS  
Suite 315, 7171 Mercy Road  
Omaha, Nebraska 68106  
(402) 392-1400  
Attorneys for Respondent

NOTICE

TO: Barbara A. Bishop, Petitioner, 6141 Florence Blvd., Omaha,  
Nebraska, 68110

You are hereby notified that Respondent will call up  
his Application for hearing on the 22 day of MAY, 1978,  
at the hour of 8:30 o'clock A M., before the Honorable  
Paul Hickman, District Court Judge, Courtroom  
No. 4, Douglas County Courthouse, Omaha, Nebraska, or as soon  
thereafter as counsel may be heard.

DANIEL J. BISHOP, Respondent,

BY: 

WILLIAM E. NAVIAUX  
Of The Firm Of:  
CORRIGAN, NAVIAUX, KINNEY & TITUS  
Suite 315, 7171 Mercy Road  
Omaha, Nebraska 68106  
(402) 392-1400  
Attorneys for Respondent



CERTIFICATE OF SERVICE

I hereby certify that on the 4 day of May, 1978,

I mailed a copy of the foregoing Application and Notice to  
Petitioner, Barbara A. Bishop, 6141 Florence Blvd., Omaha, Nebr-  
aska, 68110, by regular United States Mail, postage prepaid.

  
\_\_\_\_\_

*[Signature]*

FILED  
IN DISTRICT COURT  
DOUGLAS COUNTY, NEBRASKA  
MAY 5 1978  
CLERK

*[Signature]*

App. Sec.  
Dist. Sec.  
Dist. Gen. Indus.  
Dist. Judge Rec.  
Recorder  
Clerk

IN THE DISTRICT COURT OF DOUGLAS COUNTY, NEBRASKA

BARBARA A. BISHOP,	)	DOC. 677	NO. 220
	)		
Petitioner,	)		
	)		
v.	)	ORDER TO RELEASE CHILD SUPPORT	
	)	AND ALIMONY LIENS	
DANIEL J. BISHOP,	)		
	)		
Respondent.	)		

This matter, coming on to be heard upon the Application of Respondent to release any and all judgment liens whether they be child support, alimony, property settlement or the like against the following described real estate, to-wit:

- 1) Lots 5 & 6, Block 100, Dundee Place, plus the North half of the vacated alley, City of Omaha, Douglas County, Nebraska, as surveyed, platted and recorded a/k/a 5015 Underwood Ave.
- 2) Lot 20, Block 100, Dundee Place, City of Omaha, Douglas County, Nebraska, as surveyed, platted and recorded, a/k/a 5010-5012 California

The above described property is hereby ORDERED released.

Dated this 22<sup>nd</sup> day of May, 1978.

BY THE COURT:

  
DISTRICT COURT JUDGE

PREPARED AND SUBMITTED BY:

WILLIAM E. NAVIAUX  
Of The Firm Of:  
CORRIGAN, NAVIAUX, KINNEY & TITUS  
Suite 315, 7171 Mercy Road  
Omaha, Nebraska 68106  
(402) 392-1400  
Attorneys for Respondent

677-220

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MAY 22 1978

RECORDED

JOURNAL 1563 Page 9

CLERK DISTRICT COURT

IN THE DISTRICT COURT OF DOUGLAS COUNTY, NEBRASKA

BARBARA A. BISHOP, )  
 )  
Petitioner, )  
 )  
v. ) APPLICATION FOR MODIFICATION  
 ) OF DECREE  
DANIEL J. BISHOP, )  
 )  
Respondent. )

DOC. 677 NO. 220

COMES NOW the Petitioner, BARBARA A. BISHOP, and states:

I.

That on the 1st day of April, 1975, the Court entered a Decree of Dissolution herein awarding Petitioner the care, custody and control of the parties minor children, namely: MEGAN M. BISHOP, ERIN M. BISHOP and RYAN M. BISHOP; and further said Decree provided that the Respondent pay child support in the amount of One Hundred Fifty Dollars (\$150.00) per month, per child.

II.

That MEGAN M. BISHOP, born December 2, 1963, voluntarily left Petitioner's home to reside with the Respondent in June of 1980 and has resided with the Respondent since that time. Respondent has not paid child support for said child since June of 1980.

III.

That since the entry of the original Decree, April 1, 1975, there has been a change of circumstances such as to warrant an increase in the amount of child support payable on behalf of the two youngest children in the custody of the Petitioner; further that the cost of living has increased in such an amount that the child support previously ordered herein is now insufficient and the continuation of such will create a great hardship upon the Petitioner and the minor children.

IV.

Further Respondent's income has increased to the extent that he is well able to pay an increased amount of child support.

V.

Further said Decree provided that Respondent pay alimony to the Petitioner in the amount of Three Hundred Dollars (\$300.00) per

Ent. App. Doc.  
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Ent. Gen. Index  
Ent. Judge Rec.  
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FILED  
IN DISTRICT COURT  
DOUGLAS COUNTY, NEBRASKA  
JUN 30 1981  
RUDY J. TESAR  
CLERK DISTRICT COURT





month until April 1, 1981 and during this time Petitioner has completed her college requirements for a degree in Fine Arts, graduating from UNO in August, 1980. Petitioner has sought employment since that time and has been unable to find employment related to her degree. The termination of said alimony has created an additional hardship on the Respondent, and for this reason Petitioner seeks a continuation of same until she is able to secure employment.

WHEREFORE, Petitioner respectfully prays the Court to order a Modification of the Decree of April 1, 1975 as follows:

I.

Changing the custody of MEGAN M. BISHOP from the Petitioner to the Respondent and terminating the Respondent's obligation to pay child support to the Petitioner for the support of said child;

II.

Ordering an increase in child support from One Hundred Fifty Dollars (\$150.00) per month to Three Hundred Dollars (\$300.00) per month per child for the remaining two children in her custody and care;

III.

Continuing the alimony payments of Three Hundred Dollars (\$300.00) per month until such time as Petitioner secures employment, remarries, dies or further order of the Court;


IV.

Petitioner respectfully requests that the Court award a reasonable attorney's fee to enable her to prosecute this action.

BARBARA A. BISHOP, Petitioner,

BY:

OF:

  
ELIZABETH STUHT BORCHERS #05145  
GUNDERSON, ABRAHAMSON,  
BORCHERS & GREWE  
3923 North 90th Street  
Omaha, Nebraska 68134  
(402) 572-6880  
Attorney for Petitioner

CERTIFICATE OF SERVICE

The undersigned hereby certifies that a copy of the foregoing APPLICATION FOR MODIFICATION OF DECREE was served on Respondent's attorney, William E. Naviaux, Suite 315 Xerox Building, 7171 Mercy Road, Omaha, Nebraska 68106, by United States Mail, postage prepaid, this 29th day of June, 1981.



**ISSUED**

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Ent. Ex. Doc. \_\_\_\_\_  
Ent. Gen. Index \_\_\_\_\_  
Ent. Judge Rec. \_\_\_\_\_  
Recorded \_\_\_\_\_  
Compared \_\_\_\_\_  
Dec. \_\_\_\_\_ Page \_\_\_\_\_

**Received**

Copy hereof deposited with Court

Attorney for \_\_\_\_\_

**FILED**  
**IN DISTRICT COURT**  
DOUGLAS COUNTY, NEBRASKA

JUN 30 1981

RUDY J. TESAR  
CLERK DISTRICT COURT

PRAECIPE

BARBARA A. BISHOP,

Petitioner

vs.

In District Court in and for Douglas County,  
Nebraska.

DANIEL J. BISHOP,

Respondent.

Doc. 677

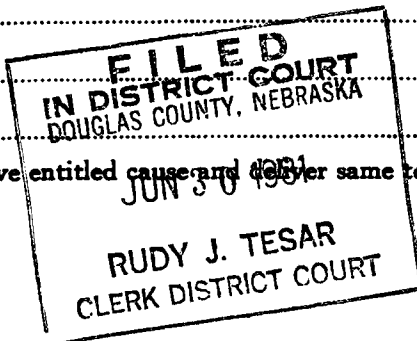
No. 220

TO THE CLERK OF SAID COURT:

Please issue Summons to be served *with copy of* Application to ~~Amend Decree~~

to be served on DANIEL J. BISHOP at Bishop Building Services,

5015 Underwood, Omaha, Nebraska, in the mornings.



in the above entitled cause and deliver same to sheriff of said County.

*Elizabeth Stuht Borchers*  
ELIZABETH STUHT BORCHERS #05145  
GUNDERSON, ABRAHAMSON, BORCHERS & GREWE  
Address 3932 North 90th Street  
Omaha, Nebraska 68134  
Attorney for Petitioner.

Docket..... No.....

**District Court**  
Douglas County, Nebraska

Plaintiff

vs.

Defendant

**Merriam**

Attorney for

Ent. App. Doc.  
Ent. Ex. Doc.  
Ent. Gen. Index  
Ent. Judge Rec.  
Recorded  
Compared

**ISSUED**

Ent. App. Doc.....  
Ent. Ex. Doc.....  
Ent. Gen. Index.....  
Ent. Judge Rec.....  
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Compared.....  
Doc..... Page.....

**FILED**  
IN DISTRICT COURT  
DOUGLAS COUNTY, NEBRASKA  
JUN 30 1981  
RUDY J. TESAR  
CLERK DISTRICT COURT

STATE OF NEBRASKA  
COUNTY OF DOUGLAS

} ss.

THE STATE OF NEBRASKA, DOUGLAS COUNTY,  
To the Sheriff of Douglas County, Nebraska, Greeting:

You are hereby commanded to notify

Daniel J. Bishop, Respondent


~~Defendant~~ that he has been sued by Barbara A. Bishop, Petitioner

~~Plaintiff~~ in the District Court of said County, and that he must answer on or before  
the 3rd day of August A. D., 1981, the petition of said ~~Plaintiff~~ to modify Decree  
/Petitioner filed against him in the office of the Clerk of said Court, or such petition/will be taken as true, and judgment  
rendered accordingly.

The Sheriff will make due return of this Summons on the 13th day  
of July A. D., 1981

WITNESS my signature and the seal of said Court at Omaha,

this 30th day of June, A. D., 1981 .

 RUDY J. TESAR, Clerk.  
By  Deputy.

DISTRICT COURT

Douglas County, Nebraska

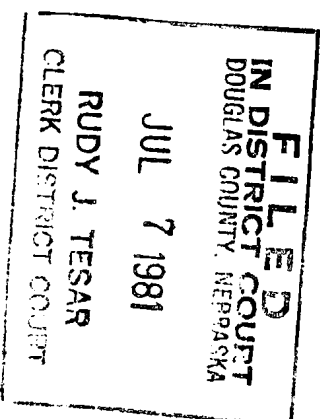
Barbara A. Bishop

vs.

Daniel J. Bishop

SUMMONS

Petition to modify Decree re:  
Custody of child involved;  
Child support;  
Alimony;  
Attorney fees;  
Equitable relief



Att. App. Dec.

Att. Ex. Dec.

Att. Gen. Index

STATE OF NEBRASKA }  
COUNTY OF DOUGLAS } ss

Recorded

Received the writ on the 30 day of June

18, and served the same on the day of July

19, by delivering it to the within named

DANIEL J. BISHOP, Respondent,

together with a copy of

Application for Modification

of Decree filed in this case

RECEIVED

38977

50 4 Wd 02 Wp 1881

personally in Douglas County, Nebraska a true and  
duly certified copy of this writ with all the endorse-  
ments thereon.

Fees \$2.00

Mileage 1.20

RICHARD A. ROTH,

Sheriff

By Deputy

Elizabeth Stult Borchers, Attorney

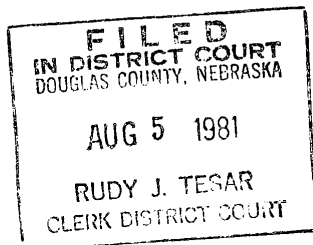
Total \$3.20

IN THE DISTRICT COURT OF DOUGLAS COUNTY, NEBRASKA


BARBARA A. BISHOP, ) DOC. 677 NO. 220  
 )  
Petitioner, )  
 )  
vs. ) MOTION FOR TEMPORARY ORDER  
 )  
DANIEL J. BISHOP, )  
 )  
Respondent. )

COMES NOW the Respondent, Daniel J. Bishop, and moves the Court for an Order granting him the temporary care, custody and control of the parties' minor child, namely ERIN M. BISHOP, pending final hearing on his Application herein for the transfer of the permanent care, custody and control of said minor child.

DANIEL J. BISHOP, Respondent



BY:

  
WILLIAM E. NAVIAUX - #59700  
Suite 315, Xerox Building  
7171 Mercy Road  
Omaha, Nebraska 68106  
(402) 392-1400  
Attorney for Respondent

NOTICE


TO: BARBARA A BISHOP, Petitioner, and her attorney, ELIZABETH STUHT BORCHERS.

Please take notice that the above Motion will be called up for hearing before the Honorable John T. Grant, Douglas County District Court Judge, on Thursday, August 20, 1981, at 9:00 o'clock A.M.

  
WILLIAM E. NAVIAUX

CERTIFICATE OF SERVICE

The undersigned hereby certifies that a true and correct copy of the above and foregoing Motion and Notice was served upon Petitioner's Attorney, Elizabeth Stuht Borchers, of Gunderson, Abrahamson & Borchers, 3932 North 90th Street, Omaha, Nebraska, 68134, by regular U.S. mail, postage prepaid, this 7 day of August, 1981.



Ent. App. Doc. \_\_\_\_\_  
Ent. Ex. Doc. \_\_\_\_\_  
Ent. Gen. Index \_\_\_\_\_

**FILED**  
**IN DISTRICT COURT**  
DOUGLAS COUNTY, NEBRASKA  
AUG 5 1981  
RUDY J. TESAR  
CLERK DISTRICT COURT



IN THE DISTRICT COURT OF DOUGLAS COUNTY, NEBRASKA

BARBARA A. BISHOP, ) DOC. 677 NO. 220  
 )  
Petitioner, )  
 )  
vs. ) ANSWER AND CROSS-APPLICATION  
 )  
DANIEL J. BISHOP, )  
 )  
Respondent. )

ANSWER

COMES NOW the Respondent, Daniel J. Bishop, and for Answer to the Application for Modification of Decree filed heretofore by the Petitioner, states:

I.

Admits the allegations of Paragraph I.

II.

Admits that Megan M. Bishop voluntarily left Petitioner's home to reside with the Respondent and has so resided since June of 1980; Respondent has provided all of the care and maintenance of said child since that time. Respondent specifically denies that he has failed to pay child support for said child.

III.

Respondent denies the allegations of Paragraph III.

IV.

Respondent denies the allegations of Paragraph IV.

V.

Respondent denies the allegations of Paragraph V. Respondent avers and alleges that the Petitioner may not legally seek a modification of an alimony award once said award has terminated.

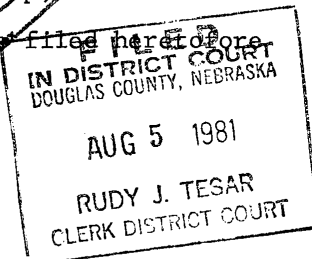
WHEREFORE, Respondent prays that the Application of the Petitioner be dismissed at cost to the Petitioner.

CROSS-APPLICATION

Comes now the Respondent, Daniel J. Bishop and states:

I.

On April 1, 1975, a Decree of Dissolution was entered herein and provided, in part, that three of the parties' minor children, namely: MEGAN M. BISHOP, ERIN M. BISHOP, and RYAN





M. BISHOP, be placed in the care, custody and control of the Petitioner.

II.

Megan M. Bishop, born December 2, 1963, voluntarily left the Petitioner's home to reside with the Respondent in June of 1980 and has resided with the Respondent ever since, all with the express and explicit understanding of the Petitioner. Respondent has been the sole support and maintenance of the said minor child since that time.

III.

Erin M. Bishop, born January 23, 1968, is currently residing with the Respondent during the summer vacation and has so since June of 1981. Said minor child, being of an age of comprehension, has expressed her desire to reside permanently with the Respondent. Respondent has agreed to assume the permanent care, custody and control of the said Erin M. Bishop. It would be for the best interests of said minor child if the Respondent be granted the care, custody and control of the said Erin M. Bishop.

The school of 1981-1982 is due to commence in the last week of August, 1981. It would be for the best interests of the minor child, Erin M. Bishop, if the Court enter a Temporary Order, during the pendency of this Application, granting the temporary care, custody and control of the said Erin M. Bishop to the Respondent.

WHEREFORE, Respondent prays for an Order modifying the Decree of Dissolution entered herein on April 1, 1975, (1) acknowledging the change of custody of the minor child, Megan M. Bishop from the Petitioner to the Respondent and acknowledging permanent termination of Respondent's obligation to pay the child support to the Petitioner for said minor child; and (2) changing the care, custody and control of the minor child, Erin M. Bishop, from the Petitioner to the Respondent and terminating the Respondent's obligation to pay child support to the Petitioner for support of said child; and for such other further and different relief as to the Court may seem just and equitable.

DANIEL J. BISHOP, Respondent

By: 

WILLIAM E. NAVIAUX - #59700  
Suite 315, 7171 Mercy Road  
Omaha, NE 68106 (402) 392-1400  
Attorney for Respondent



CERTIFICATE OF SERVICE

The undersigned hereby certifies that a true and correct copy of the above and foregoing Answer and Cross-Applcation was served upon Attorney for Petitioner, Elizabeth Stuhrt Borchers, of Gunderson, Abrahamson & Borchers, 3932 North 90th Street, Omaha, Nebraska, 68134, by regular U.S. mail, postage prepaid, this 4 day of August, 1981.

A handwritten signature in cursive script, appearing to read "Wm. J. Farnsworth", is written over a horizontal line.

**FILED**  
**IN DISTRICT COURT**  
DOUGLAS COUNTY, NEBRASKA  
AUG 5 1981  
RUDY J. TESAR  
CLERK DISTRICT COURT

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Ent. App. Doc.  
Ent. Ex. Doc.  
Ent. Gen. Index

IN THE DISTRICT COURT OF DOUGLAS COUNTY, NEBRASKA

BARBARA A. BISHOP,	)	DOC. 677	NO. 220
	)		
Petitioner,	)		
	)		
vs.	)	<u>ORDER OF MODIFICATION</u>	
	)		
DANIEL J. BISHOP,	)		
	)		
Respondent.	)		

This matter came on to be heard on the 20th day of August, 1981, upon the Cross-Application of the Respondent, filed herein on August 4, 1981, to modify the Decree entered herein on April 1, 1975. The Respondent was present in Court and represented by his attorney, William E. Naviaux. The Petitioner was present in Court and represented by her attorney, Elizabeth Borchers. Evidence was adduced and the Court being fully advised in the premises, finds:

1. That one of the minor children of the parties, namely Megan M. Bishop, born December 2, 1963, has resided with the Respondent since June of 1980; that the Respondent has met his obligation for support and maintenance of said Megan M. Bishop; that the change of custody of the said Megan M. Bishop from the Petitioner to the Respondent is in the best interests of the said minor child and should be approved by the Court and said approval made retroactive to June, 1980, together with termination of the Respondent's legal obligation to pay support for said minor child to the Petitioner.

2. That the care, custody and control of the minor child of the parties, Erin M. Bishop, born January 23, 1968, should remain with the Petitioner during the 1981-1982 school term; that the Respondent should have and exercise the same rights of liberal visitation with said child as he has been in the recent past. At the end of the 1981-1982 school term in the spring of 1982, the custody of said minor child should be changed from the





Petitioner to the Respondent if that be the expressed preference  
of the said minor child; *change* *and if such custody be approved by the Court.*

IT IS, THEREFORE, ORDERED ADJUDGED AND DECREED.

I.

The care, custody and control of one of the parties' minor children, namely Megan M. Bishop, born December 2, 1963, be changed from the Petitioner to the Respondent and said change is ordered retroactive as of June, 1980. The Respondent's obligation to pay child support for said minor child to the Petitioner is herewith terminated. Any judgment arising by operation of law against the Respondent by virtue of the Decree of April 1, 1975, in regard to child support payments paid by the Respondent to the Petitioner for the minor child, Megan M. Bishop, is herewith ordered released and dissolved.

II.

It is further ordered that the care, custody and control of the minor child of the parties, namely Erin M. Bishop, born January 23, 1968, remain with the Petitioner during the 1981-1982 school term, the Respondent to be entitled to exercise the same rights of liberal visitation with said child as he has experienced in the recent past. At the end of the 1981-1982 school term in the spring of 1982, the care, custody and control of said minor child shall revert to the Respondent from the Petitioner if that be the expressed preference of the minor child, Erin M. Bishop; *and if such custody change be approved by the Court.* Upon change of custody, the Respondent's obligation to pay support for said minor child to the Petitioner shall automatically terminate.

*DATED: AUGUST 25, 1981.*

BY THE COURT:

*John T. Prout*  
District Court Judge

PREPARED AND SUBMITTED BY:  
William E. Naviaux - #59700  
Suite 315, Xerox Building  
7171 Mercy Road  
Omaha, Nebraska 68106  
Attorney for Respondent

APPROVED:

*Elizabeth Borchers*  
Elizabeth Borchers  
Attorney for Petitioner

1667-220

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AUG 25 1981

RECORDED

Journal 1763 Page 77  
CLERK DISTRICT COURT

DELIVER TO

*Barbara Bishop*  
*7705 Charles St.*  
*Omaha, Nebr. 68114*

OMAHA,

*7-2*

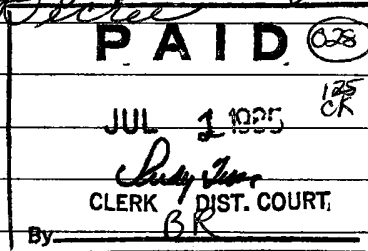
19 *85*

BILL TO

19 ---

*677 Barbara Bishop*  
*220 Daniel Bishop*

*Code 28 Photo copy of last page 125*  
*in Decree*



*Mail 7-2-85*

Ent. Gen. Index.

199

IN THE DISTRICT COURT OF DOUGLAS COUNTY, NEBRASKA

BARBARA A. BISHOP,	)	DOC. 677	NO. 220
	)		
Petitioner,	)		
	)		
vs.	)	RELEASE OF JUDGMENT LIENS FOR	
	)	CHILD SUPPORT, ALIMONY AND/OR	
DANIEL J. BISHOP,	)	PROPERTY SETTLEMENT	
	)		
Respondent.	)		

The undersigned, Barbara A. Bishop, Petitioner in the above entitled matter, on behalf of the minor children of the parties and herself does hereby release, quit claim and relinquish any right, title, interest, claim or cause of action which she now has or may acquire in the future in and to:

(See attached Exhibit "A")

by reason of Child Support, Alimony and/or Property Settlement Judgment liens entered on behalf of said minor children and/or herself in the Decree entered herein dated April 1, 1975.

FILED  
IN DISTRICT COURT  
DOUGLAS COUNTY, NEBRASKA

NOV 10 1986

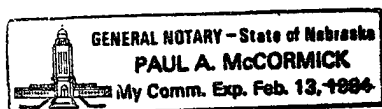
RUDY J. TESAR  
CLERK DISTRICT COURT

STATE OF NEBRASKA  
COUNTY OF DOUGLAS )

*Barbara A. Bishop*  
BARBARA A. BISHOP, Petitioner

On this 9<sup>th</sup> day of March, 1984, before me, a Notary Public, in and for said county, personally appeared Barbara A. Bishop, to me known to be the identical person described in and who executed the foregoing instrument and she acknowledged the same to be her voluntary act and deed.

Witness my hand and seal.



*Paul A. McCormick*  
Notary Public



## LEGAL DESCRIPTION

That part of the NW 1/4 of the NE 1/4 of Section 15, Township 15 North, Range 10 East of the 6th P.M. lying East of County Road 109B and West of the West Bank of the Elkhorn River except the North 2 Rods and subject to an easement across the North 67 Feet; also that part of Lot 2 in the NE 1/4 of the NE 1/4 of said Section lying East of County Road 109B and West of the West Bank of the Elkhorn River as it is located this date, except the North 2 Rods and subject to an easement across the North 67 Feet of the West 268 Feet; also that part of the SE 1/4 of the NE 1/4 of said Section lying East of County Road 109B and West of the West Bank of the Elkhorn River as it is located this date; except therefrom that part of said premises described as follows, to-wit: commencing at the Southeast Corner of the NE 1/4 of said Section 15, thence due North 280 Feet, thence West at right angles 311 Feet, thence Southeasterly 418 Feet, to the place of beginning, along with any rights or interest that the grantor has in that part of the Elkhorn River lying adjacent to the East Margin of the above described tracts and to the center of said river as it is located this date, Douglas County, Nebraska.

Exhibit "A"

FILED  
IN DISTRICT COURT  
DOUGLAS COUNTY, NEBRASKA  
NOV 10 1986  
RUDY J. TESAR  
CLERK DISTRICT COURT

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Ent. Gen. Index \_\_\_\_\_

2



IN THE DISTRICT COURT OF DOUGLAS COUNTY, NEBRASKA

BARBARA A. BISHOP,	)	DOC. 677	NO. 220
	)		
Petitioner,	)		
	)		
vs.	)	ORDER APPROVING RELEASE OF	
	)	JUDGMENT LIENS FOR CHILD	
DANIEL J. BISHOP,	)	SUPPORT, ALIMONY AND/OR	
	)	PROPERTY SETTLEMENT	
Respondent.	)		

*ORAL*  
This matter came on to be heard upon the Application of the Respondent herein for the approval of the Release by the Petitioner of certain real property located in Douglas County, Nebraska, legally described as:

(See attached Exhibit "A")

and the Court being fully advised in the premises finds that said Release should be approved.

IT IS, THEREFORE, ORDERED that the Petitioner's Release of Judgment Liens for Child Support, Alimony and/or Property Settlement as to the property described in the attached Exhibit "A" is hereby approved and the said property released.

*November 10, 1986*  
BY THE COURT:

  
District Court Judge



## LEGAL DESCRIPTION

That part of the NW 1/4 of the NE 1/4 of Section 15, Township 15 North, Range 10 East of the 6th P.M. lying East of County Road 109B and West of the West Bank of the Elkhorn River except the North 2 Rods and subject to an easement across the North 67 Feet; also that part of Lot 2 in the NE 1/4 of the NE 1/4 of said Section lying East of County Road 109B and West of the West Bank of the Elkhorn River as it is located this date, except the North 2 Rods and subject to an easement across the North 67 Feet of the West 268 Feet; also that part of the SE 1/4 of the NE 1/4 of said Section lying East of County Road 109B and West of the West Bank of the Elkhorn River as it is located this date; except therefrom that part of said premises described as follows, to-wit: commencing at the Southeast Corner of the NE 1/4 of said Section 15, thence due North 280 Feet, thence West at right angles 311 Feet, thence Southeasterly 418 Feet, to the place of beginning, along with any rights or interest that the grantor has in that part of the Elkhorn River lying adjacent to the East Margin of the above described tracts and to the center of said river as it is located this date, Douglas County, Nebraska.

Exhibit "A"

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NOV 10 1986

**RECORDED**  
Journal 228 Page 189  
CLERK DISTRICT COURT

IN THE DISTRICT COURT OF DOUGLAS COUNTY, NEBRASKA

BARBARA A. BISHOP,

)  
)

DOC. 677

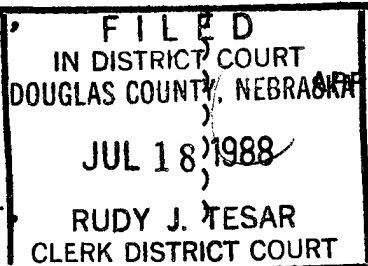
NO. 220

Petitioner,

vs.

DANIEL J. BISHOP

Respondent,



APPLICATION FOR RELEASE  
OF JUDGMENT LIEN

The undersigned, Daniel J. Bishop, Respondent, shows to the Court that on April 1, 1975, a Decree of Dissolution was entered herein and modified by Order of Modification on July 29, 1977; all obligations of the Respondent have been fully met under said Decree; all of the minor children affected by said Decree are now fully emancipated and are no longer dependent upon the Petitioner or the Respondent for support; all amounts due as alimony and all amounts due as property settlement have been fully paid and satisfied.

WHEREFORE, Respondent prays for an Order of the Court releasing and forever discharging all obligations for child support, alimony, property settlement, or the like because of the Decree entered herein on April 1, 1975, and modified by Order of Modification dated July 29, 1977.

DANIEL J. BISHOP, Respondent

By: 


WILLIAM E. NAVIAUX - #13011  
Suite 315, Xerox Building  
7171 Mercy Road  
Omaha, Nebraska 68106  
(402) 392-1400  
Attorney for Respondent



NOTICE OF HEARING

TO: BARBARA A. BISHOP, Petitioner, 7705 Charles, Omaha, Nebraska 68114

You are hereby notified that the Respondent will call up the above Application for hearing before the Douglas County District Court, Courtroom No. 2, on the 2 day of July, 1988, at the hour of 9:30 o'clock 1.M., or as soon thereafter as counsel may be heard.

  
-----  
William E. Naviaux

CERTIFICATE OF SERVICE

The undersigned hereby certifies that a true and correct copy of the foregoing Application and Notice was hand delivered to Barbara A. Bishop, 7705 Charles, Omaha, Nebraska 68114, on the 16 day of July, 1988.

  
-----  
William E. Naviaux

Ent. App. Doc. ....

En: Pa. Pac. -----

ENCLOSURE ~~1~~ 2

En. 1.5 x 2.0. -----

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FILED

IN DISTRICT COURT  
DOUGLAS COUNTY, NEBRASKA

JUL 18 1988

**RUDY J. TESAR**  
**CLERK DISTRICT COURT**



IN THE DISTRICT COURT OF DOUGLAS COUNTY, NEBRASKA

BARBARA A. BISHOP,	)	DOC. 677	NO. 220
	)		
Petitioner,	)		
	)		
vs.	)	ORDER RELEASING JUDGMENT	
	)	LIENS FOR CHILD SUPPORT,	
DANIEL J. BISHOP,	)	ALIMONY AND/OR PROPERTY	
	)	SETTLEMENT	
Respondent.	)		

This matter coming on to be heard upon the Application of the Respondent herein for an Order releasing the Respondent from any and all obligations for child support, alimony, and/or property settlement because of or by virtue of Decree dated April 1, 1975, and Order of Modification of July 29, 1977, and the Court being fully advised in the premises finds that said Order should be approved.

IT IS, THEREFORE, ORDERED that the Respondent be forever released and any and all property owned by Respondent be released from any judgment liens for child support, alimony, and/or property settlement because of or by virtue of Decree entered April 1, 1975, modified July 29, 1977.

SIGNED July 21st, 1988.

BY THE COURT:

  
\_\_\_\_\_  
District Court Judge

PREPARED AND SUBMITTED BY:

WILLIAM E. NAVIAUX - #13011  
Suite 315, 7171 Mercy Road  
Omaha, Nebraska 68106  
(402) 392-1400  
Attorney for Respondent

677-220

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JUL 21 1988

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Journal 2482 Page 100-4  
CLERK DISTRICT COURT

IN THE DISTRICT COURT OF DOUGLAS COUNTY, NEBRASKA

JUN 30 1981

BARBARA A. BISHOP,	)	DOC. 677	NO. 220
	)		
Petitioner,	)		
	)		
v.	)	<u>APPLICATION FOR MODIFICATION</u>	
	)	<u>OF DECREE</u>	
DANIEL J. BISHOP,	)		
	)		
Respondent.	)		

COMES NOW the Petitioner, BARBARA A. BISHOP, and states:

I.

That on the 1st day of April, 1975, the Court entered a Decree of Dissolution herein awarding Petitioner the care, custody and control of the parties minor children, namely: MEGAN M. BISHOP, ERIN M. BISHOP and RYAN M. BISHOP; and further said Decree provided that the Respondent pay child support in the amount of One Hundred Fifty Dollars (\$150.00) per month, per child.

II.

That MEGAN M. BISHOP, born December 2, 1963, voluntarily left Petitioner's home to reside with the Respondent in June of 1980 and has resided with the Respondent since that time. Respondent has not paid child support for said child since June of 1980.

III.

That since the entry of the original Decree, April 1, 1975, there has been a change of circumstances such as to warrant an increase in the amount of child support payable on behalf of the two youngest children in the custody of the Petitioner; further that the cost of living has increased in such an amount that the child support previously ordered herein is now insufficient and the continuation of such will create a great hardship upon the Petitioner and the minor children.

IV.

Further Respondent's income has increased to the extent that he is well able to pay an increased amount of child support.

V.

Further said Decree provided that Respondent pay alimony to the Petitioner in the amount of Three Hundred Dollars (\$300.00) per



month until April 1, 1981 and during this time Petitioner has completed her college requirements for a degree in Fine Arts, graduating from UNO in August, 1980. Petitioner has sought employment since that time and has been unable to find employment related to her degree. The termination of said alimony has created an additional hardship on the Respondent, and for this reason Petitioner seeks a continuation of same until she is able to secure employment.

WHEREFORE, Petitioner respectfully prays the Court to order a Modification of the Decree of April 1, 1975 as follows:

I.

Changing the custody of MEGAN M. BISHOP from the Petitioner to the Respondent and terminating the Respondent's obligation to pay child support to the Petitioner for the support of said child;

II.

Ordering an increase in child support from One Hundred Fifty Dollars (\$150.00) per month to Three Hundred Dollars (\$300.00) per month per child for the remaining two children in her custody and care;

III.

Continuing the alimony payments of Three Hundred Dollars (\$300.00) per month until such time as Petitioner secures employment, remarries, dies or further order of the Court;

IV.

Petitioner respectfully requests that the Court award a reasonable attorney's fee to enable her to prosecute this action.

BARBARA A. BISHOP, Petitioner,

BY:



ELIZABETH STUHT BORCHERS #05145

OF:

GUNDERSON, ABRAHAMSON,  
BORCHERS & GREWE  
3923 North 90th Street  
Omaha, Nebraska 68134  
(402) 572-6880  
Attorney for Petitioner

CERTIFICATE OF SERVICE

The undersigned hereby certifies that a copy of the foregoing APPLICATION FOR MODIFICATION OF DECREE was served on Respondent's attorney, William E. Naviaux, Suite 315 Xerox Building, 7171 Mercy Road, Omaha, Nebraska 68106, by United States Mail, postage prepaid, this 29<sup>th</sup> day of June, 1981.





IN THE DISTRICT COURT OF DOUGLAS COUNTY, NEBRASKA

BARBARA A. BISHOP

Pltf. DEC 10 1975 Asgmt. No.  
CERTIFICATE OF READINESS  
FOR TRIAL.

vs.

DANIEL J. BISHOP

Def.

Doc. 677 No. 220  
(Case is assigned to Judge Krell)

TYPE OF CASE  
Based on Plaintiff's Petition

☒ Dissolution of Marriage 0020  
☐ Lien foreclosure 0022 ☐ Injunction 0024 ☐ Appeal 0026  
☐ MODIFICATION  
☐ Mortgage foreclosure 0021 ☐ Contract foreclosure 0023 ☐ Accounting 0025 ☐ Other (Specify) 0013

The undersigned hereby certifies:

The issues are joined in the above-captioned case as to all parties and it is requested that said case be considered as ready for trial.

All discovery will have been completed, including depositions, within 30 days of this date, and it is understood that thereafter no trial continuance will be granted for the purpose of discovery or for any other reason except in the discretion of the Court upon a showing of good cause presented in hearing for that purpose.

The Original and one copy of this instrument have been filed with the Court Administrator and a copy has been served on opposing ~~counsel personally or by~~ United States mail, postage prepaid, this 10th day of December 19 75, party, pro se

Estimated length of trial: half days.

Pltf's. counsel Steven J. Lustgarten, 528 Continental Bldg.  
(Individual, NOT Firm Name) (346-1920)

Def's. counsel Pro Se, c/o Bishop Business Srvc. Attorney for Petitioner  
(Individual, NOT Firm Name) 5015 Underwood Ave.

A failure to file objections within three weeks from date of service shall be considered by the Court as notice and consent to the foregoing by opposing counsel.

FOR COURT USE ONLY (Termination)

Settled 0006

Tried 0012

Date





IN THE DISTRICT COURT OF DOUGLAS COUNTY, NEBRASKA

BARBARA A. BISHOP,  
vs.  
DANIEL J. BISHOP,

Pltf.

Def.

OCT 16 1974

CERTIFICATE OF READINESS  
FOR TRIAL.

Doc. 677 No. 220

TYPE OF CASE

<input type="checkbox"/> 00001 Auto.-Neg.	<input type="checkbox"/> 00004 Warranty	<input type="checkbox"/> 00007 Paternity	<input type="checkbox"/> 00010 Appeal-Neg.
<input type="checkbox"/> 00002 Other-Neg.	<input type="checkbox"/> 00005 Malpractice	<input type="checkbox"/> 00008 Will or Probate	<input type="checkbox"/> 00011 Appeal-Cont.
<input type="checkbox"/> 00003 Contract	<input type="checkbox"/> 00006 Condemnation	<input type="checkbox"/> 00009 Assault	<input type="checkbox"/> 00012 Fraud
			<input checked="" type="checkbox"/> 00013 Other Divorce

The undersigned hereby certifies:

The issues are joined in the above-captioned case as to all parties and it is requested that said case be placed on the Trial List.

All discovery will have been completed, including depositions, by the time said suit is placed on the Trial List and it is understood that thereafter no trial continuance will be granted for the purpose of discovery or for any other reason except in the discretion of the Court upon a showing of good cause presented in hearing for that purpose.

The Original and one copy of this instrument have been filed with the Court Administrator and a copy has been served on opposing counsel personally or by United States mail, postage prepaid, this 15th day of October 19 74.

Pltf's. Trial Attorney  
(Individual, NOT Firm Name)

Steven J. Lustgarten, 528 Continental Bldg.  
Omaha, Nebraska 68102

Def's. Trial Attorney  
(Individual, NOT Firm Name)

William E. Naviaux, 1101 Farm Credit Building  
Omaha, Nebraska 68102

*Wm E Naviaux*  
Attorney for Defendant

A failure to file objections within three weeks from date of service shall be considered by the Court as notice and consent to the foregoing by opposing counsel.

FOR COURT USE ONLY (Termination)

<input type="checkbox"/> Jury Impanelled 0005	<input type="checkbox"/> Jury Verdict 0007	<input type="checkbox"/> Jury Waived 0009	<input type="checkbox"/> Directed Verdict 0011
<input type="checkbox"/> Settled 0006	<input type="checkbox"/> Stricken 0008	<input type="checkbox"/> Dismissed 0010	Date _____



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