

At a Special Term of the Supreme
Court of the State of New York held at the
Court House in White Plains in Westchester
County on the twenty first day of June
in the year one thousand eight hundred
and sixty nine

Present Hon. J. F. Barnard Justice

Gertrude Lee

Plaintiff

agst

William H. Lee

Defendant

This action being at issue
on the pleadings in this action, and it having
been referred to J. O. Dyckman Esq. as Referee
to take the testimony therein, and the parties
having appeared before said Referee in person
and by their respective attorneys and counsel,
and some testimony having been taken therein
and the parties having thereupon agreed to settle
and compromise their differences and the
matter in dispute in this action upon the terms
hereinafter stated, and that a decree for
separation and a limited divorce should be
made and entered in this action;

Now on hearing Mr. Frost of counsel for the
Plaintiff and Mr. Wells of counsel for the
Defendant, and said agreement having been

approved by the Court, and it being shown to the Court and appearing to the Court that the said parties Plaintiff and defendant are now ~~living~~ ^{living} separate and apart, and have so lived ~~living~~ separate and apart from each other since and for some time before the commencement of this action; it is thereupon adjudged and decreed that the said Plaintiff and defendant be separated from bed and board forever; provided however that the said parties may at any time hereafter by their joint petition apply to this Court to have this judgment modified or discharged, and that neither of the said parties shall be at liberty to marry any other person during the life of the other party.

It is further adjudged that the plaintiff pay a certain bond and mortgage executed by both plaintiff and defendant to the Westchester County Savings Bank at Jarrytown for the principal sum of one thousand dollars and covering the Plaintiffs house and lot at Beckmontown in the County of Westchester, and also covering the defendants house and lot at Dobbs Ferry in said County. And that the Plaintiff indemnify and save harmless the defendant from all liability to pay any part of the principal or interest of said bond and mortgage or of any costs or expenses thereon; and that

the cause the defendant, said house and lot to be discharged from the lien of said mortgage on or before the fifteenth day of August next.

It is further adjudged that the plaintiff have and retain the furniture plate, books wearing apparel and other personal property in her said house, and that defendant relinquish all claim thereto. And it is further adjudged that the plaintiff relinquish release and discharge to the defendant all claims and demands which she has or may have against him as her guardian, husband or otherwise for any matter or cause whatever.

And it is further adjudged that the Plaintiff do not recover or have of the Defendant any alimony or support for herself or her children, and that neither party shall have or recover of or from the other, or his or her representatives or estate, any dower or curtesy of the real estate, or thirds, or distributive share out of the personal estate now owned or which may be hereafter acquired by either party, or any interest therein.

It is further adjudged that the Plaintiff shall have the custody and control of her son Stewart Lee, during his minority.

and that the support, maintain and educate
him out of his own estate

It is further adjudged that neither party
recover costs in this action as against the
other and that the plaintiff pay the
Referee fees and charges

Witness I. Malcolm Smith Clerk

State of New York
County of Westchester } ss.

I, I. Malcolm Smith, Clerk of said County
and also Clerk of the County and Supreme
Courts in and for said County (the same being
Courts of Record) to hereby certify that I
have compared the preceding with the
original Judgment on file in my office
and that the same is a correct transcript
therefrom and of the whole of such original

In testimony whereof I have hereunto
subscribed my name and affixed
my official seal this 10 day of
Nov. 1870

Witness I. Malcolm Smith Clerk

Official
Seal and
Rev. Stamp
5 cents
canceling

Supreme Court
Westchester County

Gertrude See

ag't

William H. See

Copy Judgment
June 1, 1869

W. F. Pardy
Atty for Pltff