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SUPERIOR COURT OF WASHINGTON

COUNTY OF CLARK

STATE
REGISTER

SCR 18098

016038

In re the Marriage of:

MARY LOUISE VITULSKI,

Petitioner,

and

DAVID BEAUMONT VITULSKI,

Respondent.

NO. 92-3-01432-4

DECREE OF DISSOLUTION

(DCD)

REAL ESTATE EXCISE TAX

AUG 20 1993

PAID *Exempt*

[] Clerk's Action Required COUNTY TREASURER

FILED

I. JUDGMENT SUMMARY

APR 20 1993

Not Applicable

II. BASIS

The findings of fact and conclusions of law have been entered in this case.

III. DECREE

IT IS DECREED that:

3.1 STATUS OF THE MARRIAGE. The marriage of the parties is dissolved.

3.2 PARENTING PLAN. The parties shall comply with the Parenting Plan signed by the court, which is attached or filed. The Parenting Plan signed by the court is approved and incorporated as part of this decree.

3.3 CHILD SUPPORT. Child support shall be paid in accordance with the order of child support signed by the court, which is

1 - DECREE OF DISSOLUTION OF MARRIAGE

Pomeroy, Stookey & Grattan, P.S.
101 East Eighth, Suite 220
Vancouver, WA 98660
(206) 696-0023

RECORDER'S NOTE:
NOT AN ORIGINAL DOCUMENT

Glenda J. Kimmel, Skamania County Assessor
By: *[Signature]* Parcel # 3-8-27-100

4165
580

1 attached or filed. This order is incorporated as part of
2 this decree.

3 3.4 PROPERTY TO BE AWARDED THE HUSBAND. The husband is awarded as
4 his separate property the property set forth in Schedule "A",
5 which is attached and incorporated herein by reference.

6 3.5 PROPERTY TO BE AWARDED TO THE WIFE. The wife is awarded as
7 his separate property the property set forth in Schedule "A",
8 which is attached and incorporated herein by reference.

9 3.6 OBLIGATIONS TO BE PAID BY THE HUSBAND. The husband shall pay
10 the community or separate obligations set forth in Schedule
11 "B", which attached and incorporated by reference as part of
12 this decree.

13 3.7 OBLIGATIONS TO BE PAID BY THE WIFE. The wife shall pay the
14 community or separate obligations set forth in Schedule "B",
15 which attached and incorporated by reference as part of this
16 decree.

17 3.8 HOLD HARMLESS PROVISION. Each party is required to pay all
18 debt assigned to him/her as listed in Schedule "B" and to hold
19 the other party harmless from any collection action relating
20 to such debts, including reasonable attorney's fees and costs
21 incurred in defending against any attempts to collect an
22 obligation of the other party.

23 3.9 SPOUSAL MAINTENANCE. Does not apply.

24 3.10 NAME CHANGES. Does not apply.

25 3.11 CONTINUING RESTRAINING ORDER. Does not apply.

26 3.12 ATTORNEY'S FEES, OTHER PROFESSIONAL FEES AND COSTS. Does not

1 apply.

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2 3.13 OTHER:

3 a. Petitioner wife is awarded forty percent (40%) of the
4 military pension earned by husband during his thirteen
5 (13) years of marriage to Petitioner. The monthly
6 payments Petitioner will receive shall be calculated
7 based upon the following formula:

8 $(.40 \times 13.5) + \text{Total years of husband's}$
9 $\text{military service} \times \text{husband's monthly}$
retirement benefit.

10 For example, if the husband's total years of military
11 service were twenty years and his monthly retirement
12 benefit would be \$1,500.00, the wife would be paid as
13 follows:

14 $[(.40 \times 13.5) + 20 \times \$1,500] =$

15 $5.4 + 20 \times \$1,500.00 = \405.00 (the monthly amount wife
16 would receive under this hypothetical set of facts.)

17 b. Military retirement survivor benefits: Respondent shall
18 designate JEREMY D. VITULSKI, CHRISTOPHER B. VITULSKI and
19 CLAIRE M. VITULSKI as the irrevocable beneficiaries of
20 his military survivor benefits pursuant to the provisions
21 of 10 U.S.C. §1447 and §1448. Respondent shall provide
22 written proof of same to the Petitioner within thirty
23 (30) days of the entry of this Decree.

24 DONE IN OPEN COURT this 28 day of April, 1993.

25 James E. Kelli
26 JUDGE/COMMISSIONER

3 - DECREE OF DISSOLUTION OF MARRIAGE

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101 East Eighth, Suite 220
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(206) 696-0023

1 Presented by:

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2
3 Sarah L. Stookey
4 Sarah L. Stookey, WSPA #14818
5 Of Attorneys for Petitioner

6 SO AGREED, approved as to form and
7 content and consent to entry granted
8 this 28 day of April, 1993.

9 Mary J. Vitulski
10 MARY VITULSKI, Petitioner

11 I have had an opportunity to review this
12 document and have been encouraged to seek
13 independent counsel. I have not been advised
14 by Petitioner's attorney, nor have I been coerced
15 or pressured in any way by Petitioner or her
16 attorney to sign this document. I hereby
17 agree to the contents of this Decree of
18 Dissolution of Marriage. In doing so, I am acting as
19 my own attorney and of my own free will.
20 I understand and acknowledge that I am,
21 from the date of the signing of this
22 document, irrevocably bound by the terms
23 of this agreement under Superior Court
24 Civil Rule 2A. I hereby certify by my
25 signature that all of the above is
26 true and correct to the best of my
knowledge and belief. I hereby waive
notice of presentment and grant my
consent to entry this 21 day of
February, 1993.

21 David Beaumont Vitulski
22 DAVID BEAUMONT VITULSKI, Respondent

4 - DECREE OF DISSOLUTION OF MARRIAGE

Fomerville, Stookey & Gratian, P.S.
101 East Eighth, Suite 220
Vancouver, WA 98660
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SCHEDULE "A"

PROPERTY DISTRIBUTION

I. REAL PROPERTY

TO BE DISTRIBUTED TO

Family residence located at
MP 1.711 Berge Road, Stevenson,
Skamania County, Washington,
free and clear of any interest
in Petitioner, the legal
description of which is
attached as Exhibit "1"
and incorporated herein by
this reference.

Wife

II. PERSONAL PROPERTY

TO BE DISTRIBUTED TO

1. 1988 Ford Taurus station wagon,
vehicle ID #920901639Z6080.
2. 1992 Honda Acura Vigor,
vehicle ID #JH42CC2656NC018.
3. 1987 Nissan 4x4 pickup truck,
vehicle ID #JN6ND11Y8HW003061.
4. Any and all pension, retirement
fund, profit sharing, IRA account(s)
and/or Social Security benefits
earned by Wife.
5. The remainder of the military
pension earned by husband during
this marriage.
6. Any other pension, retirement
fund, profit sharing, IRA account(s)
and/or Social Security benefits
earned by Husband.

Wife

Husband

Husband

Wife

Husband

Husband

////////////////////////////////////

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1 - SCHEDULES "A" AND "B"

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CONT.

PERSONAL PROPERTY

TO BE DISTRIBUTED TO

8. All other personal and separate property in the possession of wife as of February 1, 1993, (including funds in any bank or other financial institution account/s in her name and/or under her control) as equitably distributed between themselves by the parties.

Wife

9. All other personal and separate property in the possession of husband as of February 1, 1993, (including funds in any bank or other financial institution account/s in his name and/or under his control) as equitably distributed between themselves by the parties.

Husband

SCHEDULE "B"
ASSUMPTION AND DISCHARGE OF LIABILITIES

DEBT/LIABILITY	TO BE ASSUMED/DISCHARGED BY:
1. Any and all debts and/or liabilities incurred by Wife prior to marriage or following separation:	Wife
2. Any and all debts and/or liabilities incurred by husband prior to marriage or following separation:	Husband
3. The debt owing to Key Bank of Washington on a 1st mortgage for purchase of the family home.	Wife
4. The debt owing to Seafirst Bank on a 2nd mortgage for purchase of the family home.	Wife
5. The debt owing to Seafirst Bank for purchase of the 1988 Ford Taurus station wagon.	Wife
6. The debt owing to First Virginia Bank of Falls Church, Virginia, for purchase of the Honda Acura Vigor.	Husband

FILED FOR RECORD
SKAMANIA CO. WASH.
BY SKAMANIA CO. TITLE

AUG 20 10 45 AM '93
V. Alneen

EXHIBIT "A" AUDITOR
GARY M. OLSON

Real property located at:

M.P. 1.71L Berge Road
Stevenson, Skamania County, Washington

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Legally described as:

All that portion of the North Half of the Northeast Quarter of Section 27, Township 3 North, Range 8 East of the Willamette Meridian, lying Easterly of the East line of the County Road No. 3059 designated in the Kelly-Henke Road; Except that portion thereof lying within and Northerly of the 300 foot strip of land acquired by the United States of America for the Bonneville Power Administrations No. 1 and No. 2 Bonneville-Coulee Transmission lines; and except a tract of land conveyed to Robert E. Holmes, Jr. by deed dated September 23, 1971 and recorded at Page 331 of Book 63 of Deeds, records of Skamania County, Washington; and except a tract of land conveyed to Susan D. Berge by deed dated September 23, 1971 and recorded at Page 334 of Book 63 of Deeds, records of Skamania County, Washington; and except a tract of land conveyed to Beverly A. Graunke by deed dated September 23, 1971 and recorded at Page 335 of Book 63 of Deeds, records of Skamania County, Washington; situated in the County of Skamania, State of Washington.

EXHIBIT "A"