

Return Address:

Ralph Kennedy & Consuelo Kennedy
1243 E State St
Sedro Woolley, WA 98281



201812030233

12/03/2018 02:45 PM Pages: 1 of 11 Fees: \$47.00
Skagit County Auditor

Document Title:

Decree of Dissolution

Reference Number (if applicable):

Grantor(s):

☐ additional grantor names on page

- 1) Cynthia Ann Kennedy
- 2)

Grantee(s):

☐ additional grantor names on page

- 1) Ralph David Kennedy
- 2)

Abbreviated Legal Description:

☐ full legal on page(s)

Lt 2 of Sedro Woolley SP SW 01-97

Assessor Parcel /Tax ID Number:

☐ additional parcel numbers on page

P113214

FILED
SKAGIT COUNTY CLERK
SKAGIT COUNTY, WA

2016 JUL 11 PM 1:13

Emailed to DCS

7/12/2016

I, MAVIS E. BETZ, Clerk of the Superior Court of the State of Washington, for Skagit County, do hereby certify that this is a true copy of the original now on file in my office. Dated 11/13/18

MAVIS E. BETZ, County Clerk

By: S. Knebel
Deputy Clerk

Superior Court of Washington, County of SKAGIT

In re the marriage of:
Petitioner:

CYNTHIA ANN KENNEDY

And Respondent:

RALPH DAVID KENNEDY

No. 12-3-00761-2

Final Divorce Order (Dissolution Decree) (DCD) /JD

[X] Clerk's Action required: 1, 2, 6, 13, 14, 16

Final Divorce Order

14-9-01311-4 ✓ SKAGIT COUNTY WASHINGTON
REAL ESTATE EXCISE TAX.
2018 5271
DEC 03 2018

1. Money Judgment Summary

Summarize any money judgements from sections 6 or 14 in the table below.

Amount Paid \$0
By: nam Skagit Co. Treasurer
Deputy

Judgment for	Debtor's name (person who must pay money)	Creditor's name (person who must be paid)	Amount	Interest
Money Judgment (section 6)	Cynthia Kennedy	Ralph Kennedy	\$3650.00	\$
Fees and Costs (section 14)	Cynthia Kennedy	Morgan M. Witt	\$10147.00	\$
Other amounts:			\$	\$
Yearly Interest Rate: 12% (12% unless otherwise listed)				
Lawyer: Morgan M. Witt		represents: Ralph Kennedy		
Lawyer:		represents:		

2. Summary of Real Property Judgment

Summarize any real property judgment from section 7 in the table below.

Grantor's name (person giving property)	Grantee's name (person getting property)	Real Property	
		Assessor's property tax parcel or account number:	Legal description of property awarded (lot/block/plat/section, township, range, county, state) (0.3300 ac) LOT 2 OF SEDRO WOOLLEY SHORT PLAT SW 01-97; ALSO TOGETHER WITH THE SOUTH 12 FEET OF LOT 1 OF SEDRO WOOLLEY SHORT PLAT SW-01-97 RECORDED UNDER AF#9804230081. AKA STATE ST ADD TO SEDRO PORTION OF W 80 FT OF E 90FT LOT 5 AKA TR B SHORT PLAT SW 4-
Cynthia Kennedy	Ralph Kennedy		
Lawyer: Morgan M. Witt		represents: Ralph Kennedy	
Lawyer:		represents:	

The court has made Findings and Conclusions in this case and now Orders:

3. Marriage

This marriage is dissolved. The Petitioner and Respondent are divorced.

4. Name Changes

Neither spouse asked to change his/her name.

5. Separation Contract

There is no enforceable separation contract.

6. Money Judgment (summarized in section 1 above)

Petitioner, Cynthia Kennedy, must pay a judgment to the other party in the amount of \$3650.00 for unpaid child support. The court grants a judgment for this amount.

The interest rate is 12% unless another amount is listed below.

The interest rate is 12% because it is the usual and customary interest rate.

Petitioner, Cynthia Kennedy, must pay a judgment to the other party for fees and costs see section 14 below.

7. Real Property (*summarized in section 2 above*)

The real property is divided as listed in Exhibit H. This Exhibit is attached and made part of this Order.

8. Petitioner's Personal Property

The personal property that Petitioner now has or controls is given to Petitioner as his/her separate property. No transfer of property between Petitioner and Respondent is required unless otherwise specifically ordered herein.

The personal property listed as Petitioner's in the separation contract described in 5 above is given to Petitioner as his/her separate property.

The personal property listed in Exhibit W is given to Petitioner as his/her separate property. This Exhibit is attached and made part of this Order.

9. Respondent's Personal Property

The personal property that Respondent now has or controls is given to Respondent as his/her separate property. No transfer of property between Petitioner and Respondent is required, unless specifically listen herein).

The personal property listed in Exhibit H is given to Respondent as his/her separate property. This Exhibit is attached and made part of this Order.

10. Petitioner's Debt

The Petitioner must pay all debts s/he has incurred (made) since the date of separation, unless the court makes a different order about a specific debt below.

The Petitioner must pay the debts that are now in his/her name.

The Petitioner must pay the debts listed in Exhibit W. This Exhibit is attached and made part of this Order.

11. Respondent's Debt

The Respondent must pay all debts s/he has incurred (made) since the date of separation, unless the court makes a different order about a specific debt below.

The Respondent must pay the debts listed in Exhibit H. This Exhibit is attached and made part of this Order.

12. Debt Collection

If one spouse fails to pay a debt as ordered above and the creditor tries to collect the debt from the other spouse, the spouse who was ordered to pay the debt must hold the other spouse harmless from any collection action about the debt. This includes reimbursing the other spouse for any of the debt he/she paid and for attorney fees or costs related to defending against the collection action.

13. Spousal Support

No spousal support is ordered.

Spousal support provisions must be paid or credited as described in Exhibits H & W. These Exhibits are attached and made part of this Order. Spousal support will end when either spouse dies, or the spouse receiving support gets married or registers a new domestic partnership, *unless* the Exhibit provides differently.

14. Fees and Costs (Summarize any money judgment in section 1 above)

The court orders a money judgment against Cynthia Kennedy for fees and costs as follows:

Judgment for	Debtor's name (person who must pay money)	Creditor's name (person who must be paid)	Amount	Interest
lawyer fees	Cynthia Kennedy	Morgan M. Witt	\$10147.00	\$
other fees and expenses: Valuations, Guardian Ad Litem, Investigation Expenses	Cynthia Kennedy	Ralph Kennedy	\$7100.00	\$

The interest rate is 12% unless another amount is listed below. The interest rate is 12% because it is the usual and customary interest rate.

The Petitioner, Cynthia Kennedy must pay a judgment in the amount of \$10,147.00 to Morgan M. Witt for attorney's fees. Said judgment will incur interest at the rate of 12% per annum. The court grants a judgment for this amount.

15. Protection Order

No one requested an Order for Protection.

16. Restraining Order

No one requested a *Restraining Order*.

17. Children

This court has jurisdiction over the children as explained in the *Findings and Conclusions* for this case.

If there are children of both spouses listed in the *Findings and Conclusions* who do not have both spouses listed on their birth certificates, the State Registrar of Vital Statistics is ordered to amend the children's birth certificates to list both spouses as parents upon receipt of a certified copy of this order and the *Findings and Conclusions*.

Note – The court does not forward this order to Vital Statistics. To amend the birth certificate, a party must provide a certified copy of this order and the Findings and Conclusions and pay a filing fee to the State Registrar of Vital Statistics (360-236-4347). You may order a copy of the amended birth certificate for an additional fee.

18. Parenting Plan

Does not apply. Both children are now over the age of 18 years old.

The guardian ad litem (GAL) is discharged.

19. Child Support

Does not apply.

20. Other orders

Signature of Documents. The parties shall sign any documents necessary to carry out the terms of this Decree of Dissolution.

Undisclosed Debts. Any debt or obligation, not specifically awarded herein, incurred by either party, shall be the sole and separate obligation of the party who incurred it and who failed to disclose it in this Decree. If an undisclosed debt was incurred by the parties jointly, then the parties shall remain jointly liable.

Undisclosed Assets. There are no known assets which have not been divided by the parties prior to the date of this Decree or by this Decree. Any assets owned by the parties on the date of the Decree which either party has failed to disclose shall be divided 60/40 upon discovery; 60% to the discovery party and 40% to the concealing party. If either party has concealed such an asset, he or she shall pay any reasonable costs, including but not limited to reasonable attorney's fees, credit repair fees and any other costs incurred by the discovering party.

Revocation of Wills, Power of Attorney, and Other Instruments. All previous wills, powers of

attorney, contracts and community property agreements between the parties hereto are hereby revoked and the parties are prohibited from exercising same. Also, each party waives his or her rights of inheritance, dower and courtesy, homestead or awards in lieu thereof, and any right to serve as personal representative.

Federal Income Tax. In the event that any prior income tax returns of the parties should be audited for any year during the marriage, and additional tax found to be due, including penalties and interest, shall be paid by the parties equally and any refund due shall be divided equally.

The parties intend that the property and debt division made in this Decree will result in no recognition of taxable gain or loss to either party, and that neither party shall adjust the basis of any asset or debt awarded or distributed pursuant to this Decree for income tax purposes as a consequence of the division

Ordered.

Date

7/11/16

Judge or Commissioner

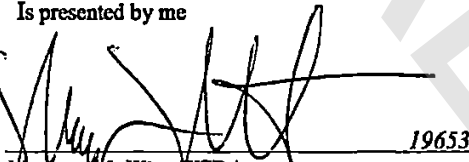


Petitioner and Respondent or their lawyers fill out below.

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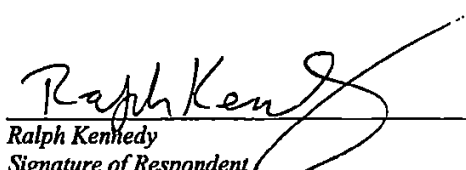
This document:

Is presented by me


Morgan M. Witt, WSBA
Attorney for Respondent

19653

DID NOT APPEAR
Cynthia Kennedy
Signature of Petitioner


Ralph Kennedy
Signature of Respondent

**In Re: the Marriage of:
CYNTHIA KENNEDY & RALPH KENNEDY
Skagit County Superior Court Cause No. 12-3-00761-2**

EXHIBIT W

Property Awarded to Wife

1. All right, title, and interest in any retirement, investment, 401K or pension benefits accrued through her employment, or any other source.
2. Any and all personal property and household goods in her possession, except for the husband's property as awarded herein.
3. Cash in bank accounts in her name and under her control, including IRA accounts, annuity accounts, or other cash accounts currently in wife's name, the parties having reached an agreement as to any division of same.
4. Her personal clothing, jewelry, and other personal effects.
5. Insurance policies insuring her life, including the right to designate a beneficiary on said policies.
6. Any vehicles in her possession if held in her name, excluding the husband's 2001 Chevrolet Silverado, which is awarded to him. The Husband shall be awarded a judgment in the amount of \$5,000.00 against Cynthia Kennedy for the 2001 Chevrolet Silverado; which shall be considered satisfied by either payment for ^{on} by ^{us} delivery of said vehicle in satisfactory, working condition to the husband on or before December 31, 2016.

Debts to be Paid by the Wife

1. Any and all encumbrances on property awarded herein, including vehicle payments, taxes, maintenance and car insurance.
2. Any and all debts incurred after the date of separation.

RK
Husband Initial

Wife Initial

Exhibit W –

Property Awarded to the Wife
Debts to be Paid by the Wife

3. The Husband shall be awarded a judgment in the amount of \$5,000.00 against Cynthia Kennedy for the 2001 Chevrolet Silverado; which shall be considered satisfied by either payment of \$5,000.00 to the husband or by delivery of said vehicle to the husband in satisfactory, working condition to the husband on or before December 31, 2016.
4. The Husband shall be awarded a judgement in the amount of \$3,650.00 against the wife for unpaid child support, advanced guardian ad litem fees, community property valuation fees. Said judgment shall accrue interest at 12% per annum.
5. The Wife shall pay a judgment for Husband's attorney's fees in the amount of \$10,147.00. Said judgment shall accrue interest in the amount of 12% per annum.

Other Provisions

1. Spousal Maintenance awarded to the wife terminates on January 1, 2014. Husband shall receive a credit for any overpayment of spousal maintenance payments made to the wife since January 1, 2014 and may seek a judgment against the wife for any overpayment if wife does not repay the husband on or before December 31, 2016.
2. Any and all disputes regarding any and all provisions in this decree shall be first resolved through binding arbitration. If the parties are unable to agree on an arbitrator, the initiating party may contact the Court for a list of arbitrators, select three, provide the three options to the other party and that party will select from that list. Costs for arbitration will be evenly shared, or as decided by the arbitrator. The arbitration process may be commenced by notifying the other party in writing with 30 days' notice.

TK
Husband Initial

Wife Initial

Exhibit W –

2

Property Awarded to the Wife
Debts to be Paid by the Wife

**In Re: the Marriage of:
CYNTHIA KENNEDY & RALPH KENNEDY
Skagit County Superior Court Cause No. 12-3-00761-2**

EXHIBIT H

Property Awarded to Husband

1. All right, title, and interest in any retirement, investment, 401K or pension benefits accrued through his employment, or any other source, including his PERS2 Account through the State of Washington.
2. Any and all personal property and household goods in his possession.
3. Cash in bank accounts in his name and under his control, including IRA accounts, annuity accounts, or other cash accounts currently in husband's name, the parties having reached an agreement as to any division of same.
4. His personal clothing, jewelry, and other personal effects.
5. Insurance policies insuring his life, including the right to designate a beneficiary on said policies.
6. Any vehicles in his possession, and or to which he holds title.
7. The Husband shall be awarded a judgment in the amount of \$5,000.00 against Cynthia Kennedy for the 2001 Chevrolet Silverado; which shall be considered satisfied by either payment of \$5,000.00 to the husband or by delivery of said vehicle to the husband in satisfactory, working condition to the husband on or before December 31, 2016.
8. The Husband shall be awarded a judgement in the amount of \$3,650.00 against the wife for unpaid child support, advanced guardian ad litem fees, community property valuation fees. Said judgment shall accrue interest at 12% per annum.
9. The Real Property commonly known as 1243 E. State Street, Sedro Woolley, WA 98284 is awarded to the husband. The Court shall sign all necessary documents

PK
Husband Initial

Wife Initial

Exhibit H - -
Property Awarded to the Husband
Debts to be Paid by the Husband

to release the interest of the wife if the wife does not sign off her interest on or before August 1, 2016.

Debts to be Paid by the Husband

1. Any and all encumbrances on property awarded herein, including vehicle payments, taxes, maintenance and car insurance.
2. Any and all debts incurred after the date of separation.

Other Provisions

1. Spousal Maintenance awarded to the wife terminates on January 1, 2014. Husband shall receive a credit for any overpayment of spousal maintenance payments made to the wife since January 1, 2014 and may seek a judgment against the wife for any overpayment if wife does not repay the husband on or before December 31, 2016.
2. Any and all judgments entered in the above referenced cause number against the husband Ralph Kennedy are satisfied.
3. Any and all disputes regarding any and all provisions in this decree shall be first resolved through binding arbitration. If the parties are unable to agree on an arbitrator, the initiating party may contact the Court for a list of arbitrators, select three, provide the three options to the other party and that party will select from that list. Costs for arbitration will be evenly shared, or as decided by the arbitrator. The arbitration process may be commenced by notifying the other party in writing with 30 days' notice.

RK
Husband Initial

Wife Initial

Exhibit H - -
Property Awarded to the Husband
Debts to be Paid by the Husband