

00-181-CD  
MICHAELA ANN O'NEILL -vs- JAMES LOUIS O'NEILL

IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY, PENNSYLVANIA

MICHAELA ANN O'NEILL

CIVIL DIVISION

Plaintiff

No. 00 - 184 - CD

vs.

COMPLAINT IN DIVORCE

WILLIAM LOUIS O'NEILL

Filed on behalf of:

Defendant

Plaintiff, MICHAELA ANN O'NEILL

Counsel of Record for  
Said Party:

JOHN R. RYAN, ESQUIRE  
PA I.D. 38739

COLAVECCHI RYAN & COLAVECCHI  
221 East Market Street  
P.O. Box 131  
Clearfield, PA 16830

814/765-1566

NO MINOR CHILDREN

LAW OFFICES OF  
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RYAN & COLAVECCHI  
221 E. MARKET ST.  
(ACROSS FROM  
COURTHOUSE)  
P. O. BOX 131  
CLEARFIELD, PA

**FILED**

**FEB 10 2000**

William A. Shaw  
Prothonotary

IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY, PENNSYLVANIA  
CIVIL ACTION

MICHAELA ANN O'NEILL :  
Plaintiff:  
:  
vs. : No. 00 - - CD  
:  
WILLIAM LOUIS O'NEILL :  
Defendant:

NOTICE TO DEFEND AND CLAIM RIGHTS

You have been sued in Court. If you wish to defend against the claims set forth in the following pages, you must take prompt action. You are warned that if you fail to do so, the case may proceed without you and a decree of divorce or annulment may be entered against you by the Court. A judgment may also be entered against you for any other claim or relief requested in these papers by the Plaintiff. You may lose money or property or other rights important to you, including custody or visitation of your children.

IF YOU DO NOT FILE A CLAIM FOR ALIMONY, MARITAL PROPERTY, COUNSEL FEES OR EXPENSES BEFORE THE FINAL DECREE OF DIVORCE OR ANNULMENT IS ENTERED, YOU MAY LOSE THE RIGHT TO CLAIM ANY OF THEM.

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YOU SHOULD TAKE THIS PAPER TO YOUR LAWYER AT ONCE. IF YOU DO NOT HAVE A LAWYER OR CANNOT AFFORD ONE, GO TO OR TELEPHONE THE OFFICE SET FORTH BELOW TO FIND OUT WHERE YOU CAN GET LEGAL HELP.

COURT ADMINISTRATOR  
Clearfield County Courthouse  
Clearfield, PA 16830

814/765-2541; Extension 5988

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IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY, PENNSYLVANIA  
CIVIL ACTION

MICHAELA ANN O'NEILL :  
Plaintiff:  
:  
vs. : No. 00 - - CD  
:  
WILLIAM LCUIS O'NEILL :  
Defendant:

COMPLAINT IN DIVORCE

I also desire the Court to decide my claim to

Support  Distribution of Property  
 Custody  Temporary Alimony  
 Alimony  Attorneys Fees  
 Costs

1. Address -

(a) Plaintiff resides at R.R. 2, Box 140A, Allport,  
Pennsylvania, 16821.

(b) Defendant resides at R.R. 2, Box 140A, Allport,  
Pennsylvania, 16821.

2. Nationality - Plaintiff and Defendant are United States  
citizens.

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3. Residence - Plaintiff and Defendant have been bona fide residents in the Commonwealth for at least six (6) months immediately previous to the filing of this complaint.

4. Marriage - Plaintiff and Defendant were married at Morrisdale, Pennsylvania on November 8, 1980.

5. There are no minor children.

6. There is no prior or pending litigation.

8. Grounds for Divorce - Plaintiff bases the request for divorce upon

Desertion - Divorce Code 3301(a)(1)

Adultery - Divorce Code 3301(a)(2)

Cruel and barbarous treatment - Divorce Code 3301(a)(3)

Bigamous marriage - Divorce Code 3301(a)(4)

Imprisonment - Divorce Code 3301(a)(5)

Indignities - Divorce Code 3301(a)(6)

Insanity - Divorce Code 3301(b)

Consent - Divorce Code 3301(c)

Irretrievable breakdown - Divorce Code 3301(d)

9. Relief - Plaintiff requests that the Court grant the following relief:

(a) a decree of  divorce or  annulment of marriage

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- (b)  restoration of Plaintiff's former name:  
\_\_\_\_\_
- (c)  child support
- (d)  alimony
- (e)  custody  annulment of marriage
- (f)  alimony pendente lite, counsel fees and costs
- (g)  determination and disposition of property rights

Plaintiff verifies that the statements made in this Complaint are true and correct. Plaintiff understands that false statements herein are made subject to the penalties of 18 Pa. C.S. 4904, relating to unsworn falsification to authorities.

*Michaela Ann O'Neill*  
MICHAELA ANN O'NEILL, PLAINTIFF

*J.R.R.*  
JOHN R. RYAN, ESQUIRE

Attorney for Plaintiff

Date: 2/10/00

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IN THE COURT OF COMMON PLEAS OF  
CLEARFIELD COUNTY, PENNSYLVANIA  
CIVIL DIVISION  
No. 00-  
-CD

MICHAELA ANN O'NEILL, Plaintiff

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WILLIAM LOUIS O'NEILL,  
Defendant

## COMPLAINT IN DIVORCE

**NOTICE TO DEFENDANT:**

YOU are hereby notified that you are required to file an Answer to the within Complaint within twenty (20) days after service upon you or judgment may be entered against you.

JOHN R. RYAN, ESQUIRE  
ATTORNEY FOR PLAINTIFF

**COLAVECCHI & RYAN**  
ATTORNEYS AT LAW  
221 E. MARKET STREET  
(ACROSS FROM COURTHOUSE)  
P. O. BOX 131  
CLEARFIELD, PA. 16830

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William A. Shaw with Riga  
Prothometary with Riga  
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IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY, PENNSYLVANIA

MICHAELA ANN O'NEILL,  
Plaintiff  
Vs.

WILLIAM LOUIS O'NEILL,  
Defendant

CIVIL DIVISION  
No. 00 - 184 - CD

AFFIDAVIT OF SERVICE

Filed on Behalf of:

Plaintiff, MICHAELA ANN  
O'NEILL

Counsel of Record for This  
Party:

JOHN R. RYAN, ESQUIRE  
Pa. I.D. #38739

COLAVECCHI RYAN & COLAVECCHI  
221 East Market Street  
P.O. Box 131  
Clearfield, PA 16830

814/765-1566

**FILED**

**FEB 16 2000**

William A. Shaw  
Prothonotary

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IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY, PENNSYLVANIA  
CIVIL ACTION

MICHAELA ANN O'NEILL :  
Plaintiff :  
vs. : No. 00 - 184 - CD  
WILLIAM LOUIS O'NEILL :  
Defendant :

PROCESS - AFFIDAVIT OF SERVICE

COMMONWEALTH OF PENNSYLVANIA :  
: SS.  
COUNTY OF CLEARFIELD :

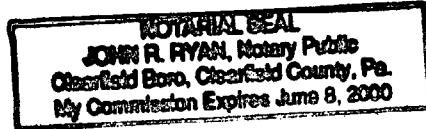
Michaela Ann O'Neill, being duly sworn according to law, deposes and says that on the 11 day of February, 2000, at about 6:25 o'clock a.m., I served the Complaint in Divorce in the above-captioned matter on the above-named Defendant, William Louis O'Neill, by handing to and leaving with William Louis O'Neill, personally, at alport residence, alport Pa 16821, a true and correct copy of said Complaint in Divorce.

Michaela A. O'Neill

Sworn to and subscribed before me this

14th day of FEBRUARY, 2000.

JEM



IN THE COURT OF COMMON PLEAS  
OF CLEARFIELD COUNTY, PENNA.  
CIVIL DIVISION  
No. 00 - 184 - CD

MICHAELA ANN O'NEILL, Plaintiff

vs.

WILLIAM LOUIS O'NEILL, Defendant

PROCESS - AFFIDAVIT OF SERVICE

FILED

FEB 16 2000  
O'DELL COLOCC  
William A. Shaw  
Notary

**COLAVECCHI & RYAN**

ATTORNEYS AT LAW  
221 E. MARKET STREET  
(ACROSS FROM COURTHOUSE)  
P. O. BOX 131  
CLEARFIELD, PA. 16830

IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY, PENNSYLVANIA

MICHAELA ANN O'NEILL CIVIL DIVISION  
Plaintiff No. 00 - 184 - CD  
vs. PRAECIPE TO TRANSMIT RECORD  
WILLIAM LOUIS O'NEILL Filed on behalf of:  
Defendant Plaintiff, MICHAELA ANN O'NEILL  
Counsel of Record for  
Said Party:  
JOHN R. RYAN, ESQUIRE  
PA I.D. 38739  
COLAVECCHI RYAN & COLAVECCHI  
221 East Market Street  
P.O. Box 131  
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NO MINOR CHILDREN

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*Recd*  
**FILED**  
*MAY 12 2001*

William A. Shaw  
Prothonotary

IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY, PENNSYLVANIA  
CIVIL DIVISION

MICHAELA ANN O'NEILL :  
Plaintiff : No. 00 - 184 - CD  
Vs. :  
WILLIAM LOUIS O'NEILL :  
Defendant :

PRAECIPE TO TRANSMIT RECORD

TO WILLIAM A. SHAW, PROTHONOTARY:

Transmit the record, together with the following information,  
to the Court for entry of a Divorce Decree:

1. Ground for divorce: consent under §3301(c) of the  
Divorce Code.
2. Date and manner of service of the Complaint: Personal  
Service by Michaela A. O'Neill on February 11, 2000. .
3. Date of execution of the Affidavit of Consent required  
by §3301(c) of the Divorce Code: By Plaintiff - May 10, 2000; by  
Defendant - May 10, 2000.
4. Related claims pending: None.

COLAVECCHI RYAN & COLAVECCHI



BY: JOHN R. RYAN, ESQUIRE  
Attorneys for Plaintiff

IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY, PENNSYLVANIA  
CIVIL DIVISION

MICHAELA ANN O'NEILL, :  
Plaintiff : No. 00 - 184 - CD  
:  
Vs. :  
: :  
WILLIAM L. O'NEILL, :  
Defendant :  
:

AFFIDAVIT OF CONSENT

1. A Complaint in Divorce under Section 3301(c) of the Divorce Code was filed on February 10, 2000.
2. The marriage of Plaintiff and Defendant is irretrievably broken and ninety (90) days have elapsed from the date of filing the Complaint.
3. I consent to the entry of a final decree of divorce after service of notice of intention to request entry of the Decree.

5-10-00

DATE

Michaela Ann O'Neill

MICHAELA ANN O'NEILL

IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY, PENNSYLVANIA  
CIVIL DIVISION

MICHAELA ANN O'NEILL, :  
Plaintiff : No. 00 - 184 - CD  
:  
Vs. :  
:  
WILLIAM L. O'NEILL, :  
Defendant :

WAIVER OF NOTICE OF INTENTION TO REQUEST  
ENTRY OF A DIVORCE DECREE UNDER  
SECTION 3301 OF THE DIVORCE CODE

1. I consent to the entry of a final Decree of Divorce without notice.

2. I understand that I may lose rights concerning alimony, division of property, lawyer's fees or expenses if I do not claim them before a divorce is granted.

3. I understand that I will not be divorced until a Divorce Decree is entered by the Court and that a copy of the Decree will be sent to me immediately after it is filed with the Prothonotary.

I verify that the statements made in this Affidavit are true and correct. I understand that false statements herein are made subject to the penalties of 18 Pa.C.S. Section 4904 relating to unsworn falsification to authorizes.

5-10-00

DATE

Michaela Ann O'Neill  
MICHAELA ANN O'NEILL

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IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY, PENNSYLVANIA  
CIVIL DIVISION

MICHAELA ANN O'NEILL, :  
Plaintiff : No. 00 - 184 - CD  
:  
Vs. :  
: :  
WILLIAM L. O'NEILL, :  
Defendant :  
:

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5-10-00

DATE

William L. O'Neill

WILLIAM L. O'NEILL

IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY, PENNSYLVANIA  
CIVIL DIVISION

MICHAELA ANN O'NEILL, :  
Plaintiff : No. 00 - 184 - CD  
:  
Vs. :  
:  
WILLIAM L. O'NEILL, :  
Defendant :

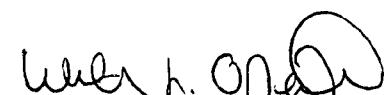
WAIVER OF NOTICE OF INTENTION TO REQUEST  
ENTRY OF A DIVORCE DECREE UNDER  
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I verify that the statements made in this Affidavit are true and correct. I understand that false statements herein are made subject to the penalties of 18 Pa.C.S. Section 4904 relating to unsworn falsification to authorizes.

5-10-00

DATE

  
William L. O'Neill

IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY, PENNSYLVANIA  
CIVIL DIVISION

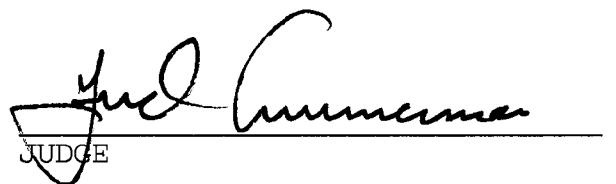
MICHAELA ANN O'NEILL :  
Plaintiff : No. 00 - 184 - CD  
Vs. :  
WILLIAM LOUIS O'NEILL :  
Defendant :

DIVORCE DECREE

AND NOW, this 15<sup>th</sup> day of May, 2000, it is ORDERED and  
DECREED that MICHAELA ANN O'NEILL, Plaintiff, and WILLIAM LOUIS  
O'NEILL, Defendant, are divorced from the bonds of matrimony.

It is further ORDERED that the Agreement dated April 24, 2000,  
entered into by the parties, shall be incorporated into this Final  
Decree of Divorce.

BY THE COURT:



Judie Culmerman  
JUDGE

July 24  
2005

IN THE COURT OF COMMON PLEAS OF  
CLEARFIELD COUNTY, PENNSYLVANIA  
CIVIL DIVISION  
No. 00-184-CD

MICHAELA ANN O'NEILL  
Plaintiff

vs.

WILLIAM LOUIS O'NEILL  
Defendant

PRAECIPE TO TRANSMIT RECORD

**COLAVECCHI & RYAN**  
ATTORNEYS AT LAW  
221 E. MARKET STREET  
(ACROSS FROM COURTHOUSE)  
P. O. BOX 131  
CLEARFIELD, PA. 16830

00-184-CD

POSTNUPTIAL AGREEMENT

THIS AGREEMENT, made this 24 day of, April, 2000, between MICHAELA ANN O'NEILL, hereinafter called "Wife", party of the first part, and WILLIAM L. O'NEILL, hereinafter called "Husband", party of the second part.

W I T N E S S E T H:

Husband and Wife were lawfully married on November 8, 1980 at Morrisdale, Pennsylvania. There are presently no minor children born to this marriage.

Differences have arisen between Husband and Wife in consequence of which they intend to live separate and apart from each other.

Husband and Wife desire to settle and determine finally and for all time their mutual property rights and support.

NOW, THEREFORE, the parties hereto, intending to be legally bound, do hereby covenant and agree as follows:

1. It shall be lawful for Husband and Wife for at all times hereafter to live separate and apart from each other and to

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reside from time to time at such place or places as they shall respectively deem fit, free from any control, restraint or interference, direct or indirect, by each other. Neither party shall molest the other or compel or endeavor to compel the other to cohabit or dwell with him or her by any legal or other proceedings. The foregoing provision shall not be taken to be an admission on the part of either Husband or Wife of the lawfulness of the causes leading to their living separate.

2. Wife has been represented by legal counsel, being John R. Ryan, Esquire, in the negotiation and preparation of this Agreement. Husband is aware that he has the right to representation by legal counsel in the negotiation and preparation of this Agreement, and has elected not to retain counsel. Both parties hereby confirm that it is their free and voluntary wish to enter into this Agreement, and that they have done so voluntarily and without duress or coercion.

3. Wife and Husband shall retain as her or his separate property all the items of personal property in her or his possession.

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Wife and Husband hereby agree to release the other from any and all future claims with respect to said items of personal property in the possession of the other. In addition, Husband releases any claim he may have to the 1992 Chevrolet Corsica in Wife's possession, and agrees to execute such documentation necessary to transfer the title to same to Wife. Wife releases any claim she may have to the Toyota car in Husband's possession and agrees to execute such documentation necessary to transfer the title to same to Husband. Wife further waives any claim to Husband's pension or retirement plan.

4. Husband relinquishes any interest he may have in the real property situate in Allport, Morris Township, Clearfield County, which is the location of the former marital residence and shall execute a Quitclaim Deed to Wife at the time of execution of this Agreement. Husband and Wife shall continue joint ownership of the additional real property in Morris Township and acknowledge that upon issuance of a decree in divorce that they shall own the same as tenants in common, with each party owning an undivided one-half interest in said real property. Neither party shall utilize said real property as their primary residence.

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5. Husband and Wife waive their respective rights to seek alimony, alimony pendente lite and spousal support from the other and agree to pay their own counsel fees, if any, and costs.

6. Neither Husband nor Wife shall contract or incur any debt or liability for which the other or his or her property or estate might be responsible, and shall save the other harmless from any and all claims and demands made against him or her by reason of debts or obligations incurred by him or her subsequent to this Agreement. Notwithstanding the above, Husband agrees to repay one-half of the debt owed to Allan Larson and shall indemnify and hold Wife harmless as to same.

7. Husband and Wife hereby release the other from any and all claims that he or she may have now or hereafter have against the other, including but not limited to survivor's rights under the intestate laws, or the right to take against the other's will, or for support or maintenance, except only any rights accruing under the terms of this Agreement.

8. Husband and Wife agree that Wife has filed a Complaint in Divorce in the Court of Common Pleas of Clearfield County, Pennsylvania. Husband and Wife agree that they shall execute affidavits of consent and the necessary waivers required by law so that a divorce decree may be granted by the said Court.

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Said documents shall be executed at the time of the execution of this Agreement.

9. This Agreement shall be construed under the laws of the Commonwealth of Pennsylvania and contains the entire understanding between the parties. There are no covenants, conditions, representations or agreements, oral or written, of any nature, other than those contained herein.

10. This Agreement shall be binding on the parties hereto, as well as their heirs, executors, administrators and assigns.

IN WITNESS WHEREOF, the parties have set their hands and seals the day and date first above written.

*Michaela Ann O'Neill*  
MICHAELA ANN O'NEILL

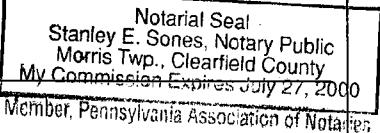
*William L. O'Neill*  
WILLIAM L. O'NEILL

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COMMONWEALTH OF PENNSYLVANIA :  
: SS.  
COUNTY OF CLEARFIELD :

On this, the 24th day of April, 2000, before  
me, the undersigned officer, personally appeared MICHAELA ANN  
O'NEILL, known to me, or satisfactorily proven, to be the person  
whose name is subscribed to the within instrument, and acknowledged  
that she executed the same for the purpose therein contained.

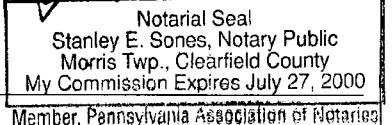
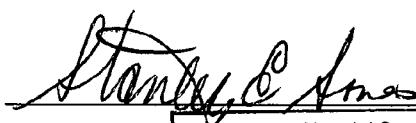
IN WITNESS WHEREOF, I have hereunto set my hand and seal.



COMMONWEALTH OF PENNSYLVANIA :  
: SS  
COUNTY OF CLEARFIELD :

On this, the 24th day of April, 2000, before  
me, the undersigned officer, personally appeared WILLIAM L.  
O'NEILL, known to me, or satisfactorily proven, to be the person  
whose name is subscribed to the within instrument, and acknowledged  
that he executed the same for the purposes therein contained.

IN WITNESS WHEREOF, I have hereunto set my hand and seal.



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MICHAELA ANN O'NEILL,  
WIFE

and

WILLIAM L. O'NEILL,  
HUSBAND

POSTNUPTIAL AGREEMENT

**COLAVECCHI & RYAN**

ATTORNEYS AT LAW  
221 E. MARKET STREET  
(ACROSS FROM COURTHOUSE)  
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CLEARFIELD, PA. 16830

## COMMONWEALTH OF PENNSYLVANIA

DEPARTMENT OF HEALTH

VITAL RECORDS

COUNTY

Clearfield

**RECORD OF  
DIVORCE OR ANNULMENT**  
 (CHECK ONE) 

STATE FILE NUMBER

STATE FILE DATE

**HUSBAND**

1. NAME WILLIAM	(First)	(Middle)	(Last)	2. DATE OF BIRTH 11 21 54	Month	(Day)	Year
3. RESIDENCE Street or R.D. R.R. 2, Box 140A	City, Boro. or Twp. Allport	County Clearfield	State PA	4. PLACE OF BIRTH Pennsylvania	(State or Foreign Country)		

5. NUMBER OF THIS MARRIAGE 1	6. RACE WHITE <input checked="" type="checkbox"/>	BLACK <input type="checkbox"/>	OTHER (Specify) <input type="checkbox"/>	7. USUAL OCCUPATION Laborer
---------------------------------------	---	-----------------------------------	---	--------------------------------

**WIFE**

8. Maiden Name MORIARTY	(First)	(Middle)	(Last)	9. DATE OF BIRTH 10 04 54	Month	(Day)	Year
10. RESIDENCE Street or R.D. R.R. 2, Box 140A	City, Boro. or Twp. Allport	County Clearfield	State PA	11. PLACE OF BIRTH Pennsylvania	(State or Foreign Country)		

12. NUMBER OF THIS MARRIAGE 1	6. RACE WHITE <input checked="" type="checkbox"/>	BLACK <input type="checkbox"/>	OTHER (Specify) <input type="checkbox"/>	14. USUAL OCCUPATION Child Care
--	---	-----------------------------------	---	------------------------------------

15. PLACE OF THIS MARRIAGE Clearfield	(County)	(State or Foreign Country) Pennsylvania	16. DATE OF THIS MARRIAGE 11 08 80	Month	(Day)	Year
--	----------	--	---	-------	-------	------

17A. NUMBER OF CHILDREN THIS MARRIAGE 0	17B. NUMBER OF DEPENDENT CHILDREN UNDER 18 0	18. PLAINTIFF HUSBAND <input type="checkbox"/>	WIFE <input type="checkbox"/>	OTHER (Specify) <input type="checkbox"/>	19. DECREE GRANTED TO HUSBAND <input type="checkbox"/>	WIFE <input checked="" type="checkbox"/>	OTHER (Specify) <input type="checkbox"/>
--	--	--	----------------------------------	---	--	---	---

20. NUMBER OF CHILDREN TO CUSTODY OF 0	HUSBAND <input type="checkbox"/>	WIFE <input type="checkbox"/>	SPLIT CUSTODY <input type="checkbox"/>	OTHER (Specify) N/A	21. LEGAL GROUNDS FOR DIVORCE OR ANNULMENT Consent 3301(c)
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22. DATE OF DECREE (Month)	(Day)	(Year)	23. DATE REPORT SENT TO VITAL RECORDS (Month)	(Day)	(Year)
-------------------------------	-------	--------	---	-------	--------

24. SIGNATURE OF TRANSCRIBING CLERK
--