

06-375-CD

Ira B. Davis vs Vanessa J. Davis

Ira Davis vs Vanessa Davis  
2006-375-CD

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STATE OF NORTH CAROLINA  
COUNTY OF CUMBERLAND

In the General Court of Justice  
District Court Division  
File Number 06-CVD-1974

**FILED**

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MAR 10 2006  
Plaintiff  
Defendant  
Locality of Prior  
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William A. Shaw  
Prothonotary

IRA B. DAVIS, )  
Plaintiff, )  
vs. )  
VANESSA J. DAVIS, )  
Defendant. )

THIS MATTER coming on to be heard and being heard before the Honorable C.E. Donaldson, Cumberland County District Court Judge, Judicial District 12, sitting in civil domestic session on the 30th day of May, 2001;

AND THE COURT, noting the presence of Plaintiff with counsel, Debra J. Radtke, and neither Defendant nor counsel for Defendant;

AND THE COURT, based upon the record and file herein, finds the following facts:

1. This action is an action for absolute divorce based upon one year's continuous separation. The action was filed and summons issued on March 14, 2001.
2. That service of process was completed by personal acceptance of the Summons and Complaint to the Defendant and was received by the Defendant on April 9, 2001.
3. The Defendant has not filed an answer or other responsive pleading or a request for jury trial with the Clerk of Superior Court prior to the call of the action for trial.
4. This matter is properly called for hearing.

AND THE COURT, having heard testimony presented, received such exhibits as offered, and heard argument of counsel;

THE COURT NOW MAKES THESE FURTHER FINDINGS OF FACT:

1. The Plaintiff is a resident of Cumberland County, North Carolina, and has been for more than six months next preceding the commencement of this action. Plaintiff's present intention is to remain in North Carolina for the indefinite future.

2. The Defendant is a resident of Cumberland County, North Carolina.

3. The Plaintiff and Defendant were married to each other on May 28, 1996.

4. There are no children born to these parties.

5. The Plaintiff and the Defendant separated from each other on March 11, 2000, intending at that time that they would forever live separate and apart. They have lived continuously separate and apart since that time.

6. All pending matters are complete with the entry of this Judgment and nothing further is required of counsel.

BASED ON THE FOREGOING FINDINGS OF FACT, THE COURT MAKES THE FOLLOWING CONCLUSIONS OF LAW:

1. This Court has jurisdiction over the parties and the subject matter herein.

2. Plaintiff is entitled to an absolute divorce based upon one year's continuous separation.

3. It is appropriate that counsel for the Plaintiff be allowed to withdraw as attorney of record upon the entry of this Judgment.

IT IS NOW, THEREFORE, ORDERED, ADJUDGED, AND DECREED THAT:

1. The bonds of marriage existing between the Plaintiff and the Defendant are forever dissolved and the Plaintiff is granted an absolute divorce.

2. Counsel for the Plaintiff, Debra J. Radtke, is permitted to withdraw and is hereby released as attorney of record for the Plaintiff.

DATED this the 30th day of May, 2001.

C. E. Donaldson  
The Honorable C.E. Donaldson  
District Court Judge Presiding

A TRUE COPY  
CLERK OF SUPERIOR COURT  
CUMBERLAND COUNTY  
BY Amber Dennis  
ASSISTANT, DEPUTY

IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY,  
PENNSYLVANIA

CIVIL DIVISION

Ira B. Davis

Vs.

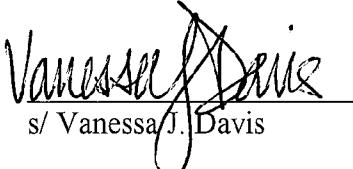
Case No.  
2006-00375-CD

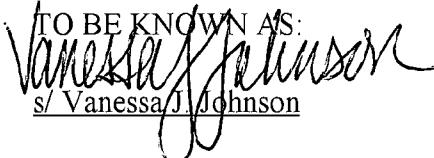
Vanessa J. Davis

**NOTICE TO RESUME PRIOR SURNAME**

Notice is hereby given that the Plaintiff/Defendant in the above matter, after the entry of a Final Decree in Divorce dated May 30, 2001 hereby elects to resume the prior surname of Vanessa J. Johnson, and gives this written notice avowing his/her intention pursuant to the provisions of 54 P.S. § 704.

Date: Friday, March 10, 2006

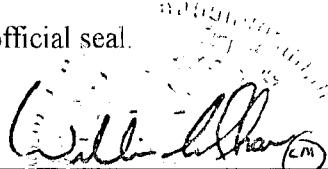
  
s/ Vanessa J. Davis

TO BE KNOWN AS:  
  
s/ Vanessa J. Johnson

COMMONWEALTH OF PENNSYLVANIA  
COUNTY OF CLEARFIELD

On the 16th day of March, 2004, before me, the Prothonotary or a Notary Public, personally appeared the above affiant known to me to be the person whose name is subscribed to the within document and acknowledged that he/she executed the foregoing for the purpose therein contained.

In Witness Whereof, I have hereunto set my hand and official seal.

  
Prothonotary or Notary Public

WILLIAM A. SHAW  
Prothonotary  
My Commission Expires  
1st Monday in Jan. 2010  
Clearfield Co., Clearfield, PA

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

Ira B. Davis  
Plaintiff

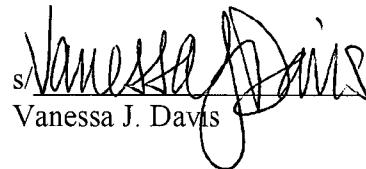
Vs.

Case No. 2006-00375-CD

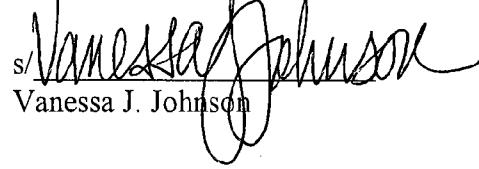
Vanessa J. Davis  
Defendant

CERTIFICATE OF ELECTION TO RETAKE PRIOR NAME

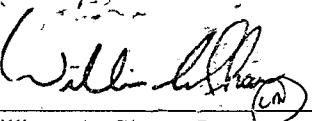
Notice is hereby given that a final Decree in divorce from the bonds of matrimony has been granted in the above captioned matter on May 30, 2001 and that Vanessa J. Davis hereby elects to retake and hereafter use his/her prior name of Vanessa J. Johnson, and gives this written notice avowing his/her intention with the provisions of 54 Pa.C.S.A. Section 704.

s/   
Vanessa J. Davis

TO BE KNOWN AS:

s/   
Vanessa J. Johnson

Certified from the record  
Friday, March 10, 2006

  
William A. Shaw, Prothonotary

WILLIAM A. SHAW  
Prothonotary  
My Commission Expires  
1st Monday in Jan. 2010  
Clearfield Co. Clearfield