

Cause Number: _____

In the Matter of the Marriage of:

Petitioner: _____
Print first, middle and last name of the spouse filing for divorce.

And

Respondent: _____
Print first, middle and last name of other spouse.

In the _____
(Court Number)

- District Court
- County Court at Law

_____ County, Texas

Final Decree of Divorce

A hearing took place on _____
Date

There was no jury. Neither spouse asked for a jury.

1. Appearances

Petitioner

The Petitioner's name is: _____
First Middle Last

The Petitioner is the: (Check one box.) Husband. Wife.

(Check one box.)

- The Petitioner **was present**, self-represented, and announced ready for trial.
- The Petitioner **was present**, self-represented, and agreed to the terms of this Final Decree of Divorce (called "Decree" throughout this document).
- The Petitioner **was not present** but has signed this Decree, agreeing to its terms.

Respondent

The Respondent's name is: _____
First Middle Last

The Respondent is the: (Check one box.) Husband Wife

(Check one box.)

- The Respondent **was present**, representing self-represented, and announced ready for trial.
- The Respondent **was present**, representing self-represented, and agreed to the terms of this Decree.
- The Respondent **was not present** but filed an Answer or Waiver of Service and has signed this Decree, agreeing to its terms.
- The Respondent **was not present** but filed a Global Waiver of Service that waived Respondent's right to notice of this hearing and did not otherwise appear.
- The Respondent **was not present** but was served and has defaulted. The Petitioner has filed a Certificate of Last Known Address and a Military Status Affidavit.

The Court fills out this box.

2. Record

- A court reporter recorded today's hearing.
- A court reporter did not record today's hearing because the spouses and judge agreed not to make a record.
- A Statement of the Evidence was signed by the Court.

3. Jurisdiction

The Court heard evidence and finds that it has jurisdiction over this case and the parties, that the residency and notice requirements have been met, and that the *Petition for Divorce* meets all legal requirements.

The Court finds that: **(Check one box.)**

- it has been at least 60 days since the Petition for Divorce was filed.
- the 60-day waiting period is not required because: **(Check one box.)**
 - Petitioner has an active Protective Order under Title 4 of the Texas Family Code, or an active magistrate's order for emergency protection under Article 17.292 of the Texas Code of Criminal Procedure against Respondent because Respondent committed family violence during the marriage.
 - Respondent has a final conviction or has received deferred adjudication for a crime involving family violence against Petitioner or a member of Petitioner's household.

4. Family Violence Statement

It has been represented to the Court that: **(Check ONLY the option that applies to the situation.)**

- . There has been no pattern of child neglect or family violence by any party to this case within two years preceding the filing of this case or during the pendency of this case.

Or

- There **has** been family violence **(Check all that apply.)**:
 - while the divorce was pending
 - during the two years prior to the filing of this lawsuit.

5. Dates of Marriage and Separation **(Check ONLY the option that applies to the situation.)**:

- The date of marriage was on or about: _____
Month Day Year
- This was an informal (common law) marriage.

6. Divorce

IT IS ORDERED that the Petitioner and the Respondent are divorced.

7. Children

7A. Children with Separate Final Court Order

The Court finds that the Husband and Wife are the parents of the child(ren) listed below who are under 18 years of age or still in high school.

	Child's name	Sex	Date of Birth	State where child lives now
1.	_____	_____	_____	_____
2.	_____	_____	_____	_____
3.	_____	_____	_____	_____
4.	_____	_____	_____	_____
5.	_____	_____	_____	_____
6.	_____	_____	_____	_____

The Court finds that a separate final court order for conservatorship (custody) and support of the child(ren) was made in _____ County _____ state
in cause number: _____.

A copy of the order is attached to this Final Decree of Divorce as Exhibit A.

The Court further finds that the court that made the attached order has continuing, exclusive jurisdiction over the child(ren). No changes are made to the attached order in this Final Decree of Divorce.

7B. Wife Not Pregnant

The Court finds that the Wife **is not** pregnant.

7C. Did the Wife have a Child with Another Partner while Married to the Husband?

(Check one box.)

- The Court finds that the Wife **did not** have any children with another partner while married to the Husband.
- The Court finds that the Wife **did** have a child(ren) with another partner while married to the Husband. All of the children born during the marriage that are not the husband's adopted or biological children are named below:

List all children born during the marriage who are not the biological or adopted children of the husband.

	Child's name	Sex	Date of Birth
1	_____	_____	_____
2	_____	_____	_____
3	_____	_____	_____
4	_____	_____	_____
5	_____	_____	_____
6	_____	_____	_____

The Court further finds that paternity of each child listed above **has** been established,
(Check one box. Attach copy of court order or Acknowledgement and Denial of Paternity for each child.)

- A court order has established that another man is the biological father and/or the Husband is not the biological father of the child(ren) listed here:

_____.

A copy of the court order is attached to this Decree as Exhibit ____.

- An Acknowledgement of Paternity was signed by the biological father and a Denial of Paternity was signed by the Husband for the child(ren) listed here:

Each Acknowledgment and Denial of Paternity was filed with the Vital Statistics Unit. A copy of each Acknowledgment and Denial of Paternity is attached to this Decree as Exhibits _____.

8. Property and Debt

(Fill in all lines. If there is no property to declare in a particular category, write "none".)

Note: It is important to talk with a lawyer if you or your spouse has a house, land, business, retirement funds, other valuable property, or debt. Having a lawyer draft the final paperwork can save you time and money in the long run. Do not use these forms if there are complicated property issues or if you are dividing real estate.

The Court finds that the following is a just and right division of the parties' property and debt.

8A. Husband's Separate Property

The Court confirms that the Husband owns the following property as his separate property:

1. **House or Land** located at: _____
 Street Address **City** **State** **Zip**

- Husband owned this property before marriage.
 Husband received this property as a gift or inheritance.

2. **Cars, trucks, motorcycles or other vehicles** Husband owned these vehicles before marriage, or received them as a gift or inheritance during the marriage:

Year **Make** **Model** **Vehicle Identification No. [VIN]**

3. **Other Money or Property Confirmed as Husband's Separate Property**

Husband owned the following money or property before the marriage, or inherited or received the money or property as a gift during the marriage: _____

Husband received the following money recovery for personal injuries that occurred during the marriage that is not for lost wages or medical expenses: _____

8B. Husband's Community Property

The Court ORDERS that the Husband is awarded the following community property as his sole and separate property and Wife is divested of (loses) all right, title, interest and claim in and to that property. Wife is ORDERED to sign any deeds or documents needed to transfer any property listed below to the Husband. Husband is responsible for preparing the documents.

1. All property in Husband's care, custody or control, or in Husband's name, that this Decree does not give to the Wife.

2. House or land located at: _____
 Street Address **City** **State** **Zip**

Legal Description: _____

Note: The legal description is on the deed you received when you became an owner of the house or land. It is also available at the county clerk's office in the county where the house or land is located. Do NOT use the legal description listed on your property tax bill because it is usually incomplete. IT IS VERY IMPORTANT THAT THIS INFORMATION IS CORRECT. If you are not absolutely sure, talk to a lawyer.

3. All cash and money in any bank or other financial institution listed in Husband's name alone.
4. Any insurance policy that covers Husband's life.
5. Husband's cars, trucks, motorcycles, or other vehicles listed below:

Year	Make	Model	Vehicle Identification No. [VIN]
_____	_____	_____	_____
_____	_____	_____	_____

6. Husband will also keep the following property: _____

8C. Wife's Separate Property

The Court confirms that Wife owns the following property as her separate property:

1. **House or Land** located at: _____
Street Address
City
State
Zip

- Wife owned this property before marriage.
- Wife received this property as a gift or inheritance.

2. **Cars, trucks, motorcycles or other vehicles** Wife owned these vehicles *before* marriage or received them as a gift or inheritance during the marriage:

Year	Make	Model	Vehicle Identification No. [VIN]
_____	_____	_____	_____
_____	_____	_____	_____

3. **Other Money or Property Confirmed as Wife's Separate Property**

Wife owned the following money or personal property before the marriage, or inherited or received the money or property as a gift during the marriage: _____

Wife received the following money recovery for personal injuries that occurred during the marriage that was not for lost wages or medical expenses: _____

8D. Wife's Community Property

The Court ORDERS that the Wife is awarded the following property as her sole and separate property and Husband is divested of (loses) all right, title, interest and claim in and to that property. Husband is ORDERED to sign any deeds or documents needed to transfer any property listed below to the Wife. Wife is responsible for preparing the documents.

1. All property in Wife's care, custody or control, or in Wife's name, that this Decree does not give to the Husband.

2. House or land located at: _____
Street Address
City
State
Zip

Legal Description: _____

Note: The legal description is on the deed you received when you became an owner of the house or land. It is also available at the county clerk's office in the county where the house or land is located. Do NOT use the legal description listed on your property tax bill because it is usually incomplete. IT IS VERY IMPORTANT THAT THIS INFORMATION IS CORRECT. If you are not absolutely sure, talk to a lawyer.

3. All cash and money in any bank or other financial institution listed in Wife's name alone.
4. Any insurance policy that covers Wife's life.
5. Wife's cars, trucks, motorcycles or other vehicles listed below:

Year	Make	Model	Vehicle Identification No. [VIN]
_____	_____	_____	_____
_____	_____	_____	_____

6. Wife will also keep the following property: _____

8E. Retirement Funds in Husband's Name

(For example: pension, retirement, 401(k), 403(b), employee stock ownership, profit sharing, thrift, Keogh, and stock option plans, as well as individual retirement accounts (IRAs), annuities, and variable annuity life insurance benefits.)

The Court makes the following orders regarding retirement funds in Husband's name.

(Check 8E(1) or 8E(2).)

- 8E(1) Husband is awarded **100%** of all retirement funds in Husband's name alone, including but not limited to all rights to any pension, retirement, military retirement, 401(k), 403(b), employee stock ownership, profit sharing, thrift, Keogh, and stock option plans in Husband's name alone, along with 100% of any individual retirement accounts (IRAs), annuities, and variable annuity life insurance in Husband's name alone.

- 8E(2) The following retirement funds in Husband's name are divided between Husband and Wife:
(It is very important to list the exact name and account number of any retirement fund being divided by the Court.)

<u>Formal Name of Retirement Fund</u>	<u>Account Number</u>
_____	_____
_____	_____
_____	_____

The Court **ORDERS** that the portion of each retirement fund listed above accrued between the date of the marriage ____/____/____ and the date this Final Decree of Divorce is signed by the Court: (Check one.)

- is awarded **50%** to Husband and **50%** to Wife and as more specifically described in the **Qualified Domestic Relations Order** signed by the Court.
- is awarded _____% to Husband and _____% to Wife and as more specifically described in the **Qualified Domestic Relations Order** signed by the Court.
- is awarded \$ _____ to Wife and the remainder to Husband and as more specifically described in the **Qualified Domestic Relations Order** signed by the Court.
- other:

The Court **ORDERS** that Husband is awarded all retirement funds in Husband's name alone that are not specifically awarded to Wife above.

The Court checks this box, if applicable.

A **Qualified Domestic Relations Order** was signed by the Court on the same day this Final Decree of Divorce was signed by the Court.

8F. Retirement Funds in Wife's Name

(For example: pension, retirement, 401(k), 403(b), employee stock ownership, profit sharing, thrift, Keogh, and stock option plans, as well as individual retirement accounts (IRAs), annuities and variable annuity life insurance benefits.)

The Court makes the following orders regarding retirement funds in Wife's name.

(Check 7F(1) or 7F(2).)

8F(1) Wife is awarded **100%** of all retirement funds in Wife's name alone, including all rights to any pension, retirement, military retirement, 401(k), 403(b), employee stock ownership, profit sharing, thrift, Keogh, and stock option plans in Wife's name alone, along with 100% of any individual retirement accounts (IRAs), annuities, and variable annuity life insurance in Wife's name alone.

8F(2) The following retirement funds in Wife's name are divided between Husband and Wife:
(It is very important to list the exact name and account number of any retirement fund being divided by the Court.)

<u>Formal Name of Retirement Fund</u>	<u>Account Number</u>

The Court **ORDERS** that the portion of each retirement fund listed above accrued between the date of the marriage ____/____/____ and the date this Final Decree of Divorce is signed by the Court: (Check one.)

- is awarded **50%** to Wife and **50%** to Husband and as more specifically described in the **Qualified Domestic Relations Order** signed by the Court.
- is awarded _____% to Wife and _____% to Husband and as more specifically described in the **Qualified Domestic Relations Order** signed by the Court.
- is awarded \$ _____ to Husband and the remainder to Wife and as more specifically described in the **Qualified Domestic Relations Order** signed by the Court.

other: _____

The Court **ORDERS** that Wife is awarded all retirement funds in Wife's name alone that are not specifically awarded to Husband above.

The Court checks this box, if applicable.

A **Qualified Domestic Relations Order** was signed by the Court on the same day this Final Decree of Divorce was signed by the Court.

8G. Debts to Husband

The Court **ORDERS** Husband to pay the debts listed below:

1. All debts, taxes, bills, liens, and other charges, past, present and future, that are in Husband's name alone unless this Decree requires otherwise.
2. Any debt Husband incurred after separation. Date of separation: _____
Month Day Year
3. The balance due on any loan or mortgage for the real property (house or land) that this Decree gives to Husband alone.
4. The balance due on any loan for any vehicles that this Decree gives to Husband alone.
5. All other debts listed below, which are not in Husband's name alone: (such as credit cards, student loans, medical bills, income taxes) _____

8H. Debts to Wife

The Court **ORDERS** Wife to pay the debts listed below:

1. All debts, taxes, bills, liens, and other charges, present and future, that are in Wife's name alone unless this Decree requires otherwise.
2. Any debt Wife incurred after separation. Date of separation: _____
Month Day Year
3. The balance due on any loan or mortgage for the real property that this Decree gives to Wife alone.
4. The balance due on any loan for any vehicles that this Decree gives to Wife alone.
5. All other debts listed below, which are not in Wife's name alone: (such as credit cards, student loans, medical bills, income taxes) _____

9. Muniment of Title

This Decree shall serve as a muniment of title to transfer ownership of all property awarded to any party in this Final Decree of Divorce. (A "muniment of title" creates an official record of ownership transfer.)

10. Name Change

The Court ORDERS the name of the: (Check all boxes that apply.)

Husband changed back to a name used before marriage, as it appears below.

First Middle Last

Wife changed back to a name used before marriage, as it appears below.

First Middle Last

11. Court Costs

The costs of court shall be paid by the spouse who incurred them to the extent the party is required to pay such costs. A spouse who filed a "Statement of Inability to Afford Payment of Court Costs or an Appeal Bond" that was not successfully contested is not required to pay court costs.

12. Other Orders

The court has the right to make other orders, if needed, to clarify or enforce the orders above.

13. Final Orders

Any orders requested that do not appear above are denied. This Decree is a final judgment that disposes of all claims and all parties and is appealable.

Date of Judgment

Judge's Signature

Judge's Printed Name

By signing below, the Petitioner agrees to the form and substance of this Final Decree of Divorce.

By signing below, the Respondent agrees to the form and substance of this Final Decree of Divorce.

Petitioner's Signature ()
Phone number

Respondent's Signature ()
Phone number

Petitioner's Name (print) Date

Respondent's Name (print) Date

Mailing Address: _____

Mailing Address: _____

Email: _____

Email: _____

Fax: (if available) _____

Fax#: (if available) _____