

Cause Number:

Print cause number and other court information exactly as the court assigned.

**In the Matter of the Marriage of**

**Petitioner:**

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

And

In the

(Court Number)

District Court

County Court at Law

**Respondent:**

Print first, middle and last name of other spouse.

County,

Texas

## Final Decree of Divorce

A hearing took place on \_\_\_\_\_.  
Date

There was no jury. Neither the husband nor wife 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 on page 9 agreeing to the terms of this Decree.

**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**, self-represented, and announced ready for trial.
- The Respondent **was present**, 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 on page 9 agreeing to the terms of this Decree.
- The Respondent was **not present**, but filed a Global Waiver 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.

## **2. Record** (The Court fills out this section.)

- A Court reporter recorded today's hearing.
- A Court reporter did not record today's hearing because the parties 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 the Petition for Divorce meets all legal requirements. The Court further 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. No Children Together**

The Court finds that the spouses **do not** have any biological or adopted children together who are under 18 years old, or over 18 years old and still in high school.

## **7B. Wife Not Pregnant**

The Court finds that the wife is not pregnant.

## **7C. Did the wife have a child with another man while married to the husband?**

(Check one box.)

- The Court finds that the wife **did not** have children with another man while married to the husband.
- The Court finds that the wife **did** have a child or children with another man 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:

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

If the wife had a child with another man while married to the husband, check one box below and attach copy of court order or Acknowledgement and Denial of Paternity for each child.

The Court further finds that paternity of each child listed above **has** been established,

- 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 above. 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 above. A copy of each Acknowledgment and Denial of Paternity is attached to this Decree as Exhibit(s) \_\_\_\_\_.

## **8. Property and Debt**

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

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: \_\_\_\_\_ Vehicle Identification No. [VIN]

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:

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

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### **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: \_\_\_\_\_

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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:

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

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**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
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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 the Court is dividing.)

Formal Name of Retirement Fund	Account Number

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 8F(1) or 8F(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 the Court is dividing.)

Formal Name of Retirement Fund	Account Number

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)

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## **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)

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## **9. Mument 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
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Wife changed back to a name used before marriage, as it appears below:

First	Middle	Last
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## **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 Affidavit of Indigency or Declaration of Indigency 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.

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Date of Judgment

Judge's Signature

Judge's Printed Name

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

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Petitioner's Signature	Phone number
Petitioner's Name (print)	Date
Mailing Address:	
Email:	
Fax (if available)	

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

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Respondent's Signature	Phone number
Respondent's Name (print)	Date
Mailing Address:	
Email:	
Fax: (if available)	