

Cause Number: _____

In the Matter of the Marriage of

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

In the _____
(Court Number)

And

- 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 spouse asked for a jury.

1. Appearances

The **Petitioner's** name is: _____
First Middle Last

(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 the last page of this Decree agreeing to the terms of this Decree.

The **Respondent's** name is: _____
First Middle Last

(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 the last page of this Decree 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 on next page.)*
 - 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. Divorce

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

5. Family Violence Statement

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

- There been **no family violence** during this lawsuit, while the divorce was pending, or during the two years prior to the filing of this lawsuit.
- or
- There **has** been family violence during this lawsuit, while the divorce was pending, or during the two years prior to the filing of this lawsuit.

6. Children

6A. No Children Together

The Court finds that Petitioner and Respondent **do not** have any biological children together who are under 18 or still in high school. The Court further finds that Petitioner and Respondent **did not** jointly adopt any children who are under 18 or still in high school.

6B. Neither Spouse is Pregnant or Expecting a Child

The Court finds that neither spouse is pregnant or expecting a child.

6C. Has either Spouse given birth during this marriage to a child who is now under 18 or still in high school? **(Check one box.)**

- No. The Court finds that neither spouse has given birth during this marriage to a child who is now under 18 or still in high school.
- Yes. The Court finds that **Petitioner** gave birth to the following child(ren) during this marriage but **Respondent** is not the legal parent of the child(ren):

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

(Check only if true.)

- The Court further finds that a court order has established that another person is the legal parent of the child(ren) listed above. A copy of the court order is attached to this Decree as Exhibit ____.
- Yes. The Court finds that **Respondent** gave birth to the following child(ren) during this marriage but **Petitioner** is not the legal parent of the child(ren):

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

(Check only if true.)

- The Court further finds that a court order has established that another person is the legal parent of the child(ren) listed above. A copy of the court order is attached to this Decree as Exhibit ____.

Note: Parentage of a child born during the marriage may need to be established before you can finish your divorce. Talk to a family law lawyer who practices LGBTQIA+ law if **either spouse gave birth to a child during the marriage.**

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

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

7A. Petitioner's Separate Property

The Court confirms that the Petitioner owns the following property as separate property:

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

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

2. **Cars, trucks, motorcycles or other vehicles** Petitioner 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 Petitioner's Separate Property**

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

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

7B. Petitioner's Community Property

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

1. All property in Petitioner's care, custody or control, or in Petitioner's name, that this Decree does not give to the Respondent.
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 Petitioner's name alone.
4. Any insurance policy that covers Petitioner's life.
5. Petitioner's cars, trucks, motorcycles or other vehicles listed below:

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

6. Petitioner will also keep the following property: _____

7C. Respondent's Separate Property

The Court confirms that Respondent owns the following property as separate property:

1. **House or land** located at: _____

Street Address **City** **State** **Zip**

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

2. **Cars, trucks, motorcycles or other vehicles** Respondent 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 Respondent's Separate Property**

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

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

7D. Respondent's Community Property

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

- All property in Respondent's care, custody or control, or in Respondent's name, that this Decree does not give to the Petitioner.
- 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.

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

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

6. Respondent will also keep the following property: _____

7E. Retirement Funds in Petitioner'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 Petitioner's name.

(Check 6E(1) or 6E(2).)

7E(1) Petitioner is awarded **100%** of all retirement funds in Petitioner'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 Petitioner's name alone, along with 100% of any individual retirement accounts (IRAs), annuities, and variable annuity life insurance in Petitioner's name alone.

7E(2) The following retirement funds in Petitioner's name are divided between Petitioner and Respondent:

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

other: _____

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

7F. Retirement Funds in Respondent'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 Respondent's name.

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

- 7F(1)** Respondent is awarded **100%** of all retirement funds in Respondent'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 Respondent's name alone, along with 100% of any individual retirement accounts (IRAs), annuities, and variable annuity life insurance in Respondent's name alone.

- 7F(2)** The following retirement funds in Respondent's name are divided between Petitioner and Respondent:

(It is very important to list the exact name and account number of any retirement fund being divided by the Court.)

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

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

7G. Debts to Petitioner

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

1. All debts, taxes, bills, liens, and other charges, past, present and future, that are in Petitioner's name alone unless this Decree requires otherwise.
2. Any debt Petitioner 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 Petitioner alone.
4. The balance due on any loan for any vehicles that this Decree gives to Petitioner alone.
5. All other debts listed below, which are not in Petitioner's name alone: (such as credit cards, student loans, medical bills, income taxes) _____

7H. Debts to Respondent

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

1. All debts, taxes, bills, liens, and other charges, present and future, that are in Respondent's name alone unless this Decree requires otherwise.
2. Any debt Respondent 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 Respondent alone.
4. The balance due on any loan for any vehicles that this Decree gives to Respondent alone.
5. All other debts listed below, which are not in Respondent's name alone: (such as credit cards, student loans, medical bills, income taxes) _____

8. 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.)

9. Name Change

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

Petitioner changed back to a name used before, as it appears below:

First Middle Last

Respondent changed back to a name used before, as it appears below:

First Middle Last

10. 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 an Affidavit of Indigency or Declaration of Indigency that was not successfully contested is not required to pay court costs.

11. Other Orders

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

12. 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) _____
