

[Bracketed items are either informational only OR alternative language and should be deleted or edited properly.]

CAUSE NO. _____

IN THE MATTER OF
THE MARRIAGE OF

IN THE DISTRICT COURT

AND

JUDICIAL DISTRICT

COUNTY, TEXAS

FINAL DECREE OF DIVORCE

On _____, 20____ the Court heard this case.

1. Appearances.

Petitioner, _____, appeared in person and through attorney(s) of record,
_____, and announced ready for trial.

Respondent, _____, although duly and properly cited, did not appear
and has wholly made default [OR waived issuance and service of citation by waiver duly filed
herein and did not appear].

[Add the following if respondent was cited by publication (posting) and waiver of appt of
Attorney Ad Litem was requested in petition:]

[IT IS ORDERED, ADJUDGED AND DECREED that pursuant to Texas Family Code
section 6.409(e) the appointment of an Attorney Ad Litem for the representation of the
Respondent [name] is waived.]

2. Record.

The making of a record of testimony was duly reported by the court reporter, _____.

3. Jurisdiction and Domicile.

The Court finds that the pleadings of Petitioner are in due form and contain all the allegations, information, and prerequisites required by law. The Court, after receiving evidence, finds that it has jurisdiction of this case and of all the parties and that at least sixty days have elapsed since the date the suit was filed. The Court finds that, at the time this suit was filed, Petitioner had been a domiciliary of Texas for the preceding six-month period and a resident of the county in which this suit was filed for the preceding ninety-day period. All persons entitled to citation were properly cited.

4. Jury.

A jury was waived and all questions of fact and of law were submitted to the Court.

5. Agreement of the Parties. [If applicable, otherwise DELETE this paragraph.]

The Court finds that the parties have entered into a written agreement as contained in this decree by virtue of having approved this decree as to both form and substance. To the extent permitted by law, the parties stipulate the agreement is enforceable as a contract. The Court approves the agreement of the parties as contained in this Agreed Final Decree of Divorce.

6. Divorce.

IT IS ORDERED AND DECREED that _____, Petitioner, and _____, Respondent, are divorced and that the marriage between them is dissolved

7. Children of the Marriage

The Court finds that there is no child of the marriage of Petitioner and Respondent and that none is expected.

[OR

The Court finds that there is no child of the marriage of Petitioner and Respondent now under eighteen years of age or otherwise entitled to support and that none is expected.]

8. Division of Marital Estate.

The Court finds that the following is a just and right division of the parties' marital estate, having due regard for the rights of each party.

Property to Husband

IT IS ORDERED AND DECREED that the husband, [HUSBAND'S NAME], is awarded the following as his sole and separate property, and the wife is divested of all right, title, interest, and claim in and to that property:

H-1. All household furniture, furnishings, fixtures, goods, art objects, collectibles, appliances, and equipment in the possession of the husband or subject to his sole control.

H-2. All clothing, jewelry, and other personal effects in the possession of the husband or subject to his sole control.

H-3. All sums of cash in the possession of the husband or subject to his sole control, including funds on deposit, together with accrued but unpaid interest, in banks, savings institutions, or other financial institutions, which accounts stand in the husband's sole name or from which the husband has the sole right to withdraw funds or which are subject to the husband's sole control.

H-4. All sums, whether matured or unmatured, accrued or unaccrued, vested or otherwise, together with all increases thereof, the proceeds therefrom, and any other rights related to any profit-sharing plan, retirement plan, Keogh plan, pension plan, employee stock option plan, 401(k) plan, employee savings plan, accrued unpaid bonuses, disability plan, or other benefits existing by reason of the husband's past, present, or future employment.

Property to Wife

IT IS ORDERED AND DECREED that the wife, [WIFE'S NAME], is awarded the following as her sole and separate property, and the husband is divested of all right, title, interest, and

claim in and to that property:

W-1. All household furniture, furnishings, fixtures, goods, art objects, collectibles, appliances, and equipment in the possession of the wife or subject to her sole control.

W-2. All clothing, jewelry, and other personal effects in the possession of the wife or subject to her sole control.

W-3. All sums of cash in the possession of the wife or subject to her sole control, including funds on deposit, together with accrued but unpaid interest, in banks, savings institutions, or other financial institutions, which accounts stand in the wife's sole name or from which the wife has the sole right to withdraw funds or which are subject to the wife's sole control.

W-4. All sums, whether matured or unmatured, accrued or unaccrued, vested or otherwise, together with all increases thereof, the proceeds therefrom, and any other rights related to any profit-sharing plan, retirement plan, Keogh plan, pension plan, employee stock option plan, 401(k) plan, employee savings plan, accrued unpaid bonuses, disability plan, or other benefits existing by reason of the wife's past, present, or future employment.

Division of Debt

Debts to Husband

IT IS ORDERED AND DECREED that the husband, [HUSBAND'S NAME], shall pay, as a part of the division of the estate of the parties, and shall indemnify and hold the wife and her property harmless from any failure to so discharge, these items:

H-1. Any and all debts, charges, liabilities, and other obligations incurred solely by the husband from and after [DATE OF SEPARATION] unless express provision is made in this decree to the contrary.

H-2. Any and all encumbrances, taxes, assessments or other charges due or to become due

upon the real and personal property herein set aside to husband, not otherwise assigned in whole or in part to husband herein.

Debts to Wife

IT IS ORDERED AND DECREED that the wife, [WIFE'S NAME], shall pay, as a part of the division of the estate of the parties, and shall indemnify and hold the husband and his property harmless from any failure to so discharge, these items:

W-1. Any and all debts, charges, liabilities, and other obligations incurred solely by the wife from and after [DATE OF SEPARATION] unless express provision is made in this decree to the contrary.

W-2. Any and all encumbrances, taxes, assessments or other charges due or to become due upon the real and personal property herein set aside to wife, not otherwise assigned in whole or in part to husband herein.

Obligations Not Listed.

IT IS ORDERED AND DECREED that any obligation not described in this DECREE OF DIVORCE shall be the sole responsibility of the party who has incurred or may hereafter incur it, and each party shall pay it as the same shall become due and shall indemnify and hold the other party and his or her property harmless from any and all such obligations.

Notice.

IT IS ORDERED AND DECREED that each party shall send to the other party, within three days of its receipt, a copy of any correspondence from a creditor or taxing authority concerning any potential liability of the other party.

9. Name Change. [If applicable, otherwise DELETE this paragraph.]

The Court orders Petitioner's name be changed to _____ which is her

prior used name.

10. Court Costs.

IT IS ORDERED AND DECREED that costs of court are to be borne by the party who incurred them. It is noted, however, that petitioner has filed an Affidavit of Inability to Pay Costs which is specifically approved by this Court.

11. Relief Not Granted.

IT IS ORDERED AND DECREED that all relief requested in this case and not expressly granted is denied.

12. Date of Judgment.

SIGNED on _____, 20__

JUDGE PRESIDING

APPROVED AS TO FORM ONLY:

By: _____

Attorney for Petitioner
State Bar No. _____

[APPROVED AND CONSENTED TO
AS TO BOTH FORM AND SUBSTANCE:

By: _____

_____, Petitioner

By: _____

_____, Respondent]