

18-DCV-251108

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

328 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: Ernest Paul Battley
First Middle Last

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

(Check one box.)

- The Petitioner **was present**, representing him/herself, and announced ready for trial.
- The Petitioner **was present**, representing him/herself, 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: Janeil Monique Dawson Battley
First Middle Last

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

(Check one box.)

- The Respondent **was present**, representing him/herself, and announced ready for trial.
- The Respondent **was present**, representing him/herself, 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 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 Husband, Wife, 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. Divorce

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

5. Children

5A. 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	[REDACTED]	F	[REDACTED]	TEXAS
2	[REDACTED]	M	[REDACTED]	TEXAS
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, _____ in Cause # _____
Name of County Name of State

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*.

5B. Wife Not Pregnant

The Court finds that the Wife is not pregnant.

5C. 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 any children with another man while married to the Husband.
- The Court finds that the Wife did have a child/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:

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 _____.

6. 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.

6A. 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]
2017	MUSTANG	GT	1FA6P8CF2H5312569

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

Husband owned the following money or personal property *before* the marriage: _____

Husband inherited or received as a gift the following money or personal property *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: _____

***6B. 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: _____

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]
2017	MUSTANG	GT	1FA6P8CF2H5312569

6. Husband will also keep the following property: _____

6C. 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: _____

Wife inherited or received as a gift the following money or personal property *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: _____

6D. 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: 3115 Glen Cullen Lane Portland Tx, 77584
Street Address City State Zip

Legal Description: _____

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]
<u>2009</u>	<u>Lexus</u>	<u>ES350</u>	<u>JTHB5466992299584</u>

6. Wife will also keep the following property: _____

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