

Divorce Kit – No Minor Children, No Real Property

These forms are intended for use in an *uncontested divorce* by parties who do NOT have minor children and who do NOT own or are not buying a house, land, or other real property.

You can use these forms when:

- 1) Your case is **uncontested**, meaning:
 - It is 'agreed' – you and your spouse agree about EVERY ISSUE in your divorce.
-or-
 - It is a 'default' – your spouse does not file (turn in) an answer with the court after being *served* (given) your divorce paperwork.
-or-
 - Your spouse signs the waiver in this *Divorce Kit*.
- AND**
- On the day that you *file* the divorce, you or your spouse must have **lived in Texas for at least 6 months and in the county where you are filing for divorce for at least 90 days** (see below for different requirements if you or your spouse is in the military).

For Military Families

If you are serving in the armed forces outside of Texas, or you have accompanied your spouse who is serving in the armed forces outside of Texas, **you can use these forms when:**

- Texas has been the home state of either spouse for at least six months.

AND

- The county where you file the divorce has been the home county of either spouse for at least 90 days.

Can I file for divorce if I am an immigrant without legal status in the United States?

Yes, you can still file for divorce.

Where do I turn in the forms?

You must *file* (turn in) your divorce forms at the **district or county clerk's office** at the courthouse in the county where you or your spouse has lived for at least 90 days. If serving in the military, you must *file* (turn in) your forms at the courthouse in the county that has been your home county for at least 90 days.

Will there be a fee?

Yes. The fee may be different from county to county and can range from \$150 to \$300. You may also have to pay to have an official to *serve* (give) your spouse the divorce papers. If you are poor, receiving public benefits, or believe you can't afford the court filing fee, you can file an Affidavit of Indigency, so that you may not have to pay the court fees (see form in this Kit).

Need help?

It is always best to hire an attorney to represent your interests in a divorce. Even if you feel you can't afford an attorney, the State Bar of Texas Lawyer Referral Information Service may be able to refer you to Legal Aid or a reduced fee or limited scope lawyer to assist you if you call 1-800-252-9690. If you or your child is a victim of domestic violence, you can get legal help by calling 1-800-374-4673.

Do not use these forms if:

- You and your spouse **do not agree about every issue in your divorce.**
- The wife is **pregnant** (even if the husband is not the father).
- A **child** was born during this marriage who is under 18 years old, regardless of who the father is.
- A **child** was born during this marriage who is 18 years old or older and who is still in high school, regardless of who the father is.
- You have a **disabled child** of any age.
- You have an ongoing **bankruptcy** case. If this applies to you, talk to a bankruptcy lawyer before filing your divorce.
- You and your spouse are **not residents of Texas.**
- You or your spouse has a pension, retirement plan or 401(k) you want to divide.
- You or your spouse owns or is buying a house, piece of land or other real property.

Basic Information

Getting started

Always use blue ink to fill out the forms.

Fill in all of the blanks. If a question does not apply to you, write "n/a."

A. Starting the Case

The spouse who files for divorce, called the "*Petitioner*," begins the process by filling out, signing, and giving to the court clerk:

1. Original Petition for Divorce

2. Filing Fee or Affidavit of Indigency (Fill out this form only if you are poor, on government benefits, or believe you cannot afford to pay court fees.)

B. Giving Legal Notice

After the other spouse, called the "*Respondent*," receives a file-stamped copy of the divorce papers, he or she responds by completing **one of these two forms**:

1. Waiver of Service

-or-

2. Answer

If the Respondent doesn't file a Waiver of Service or an Answer, the Petitioner will have to **give legal notice** by getting a process server to give the papers to the Respondent.

After receiving **legal notice**, the Respondent then has a period of time to file a Waiver of Service or an Answer.

C. Completing the Case

Depending on the situation, one or both parties file, or turn in:

1. Final Decree of Divorce; and

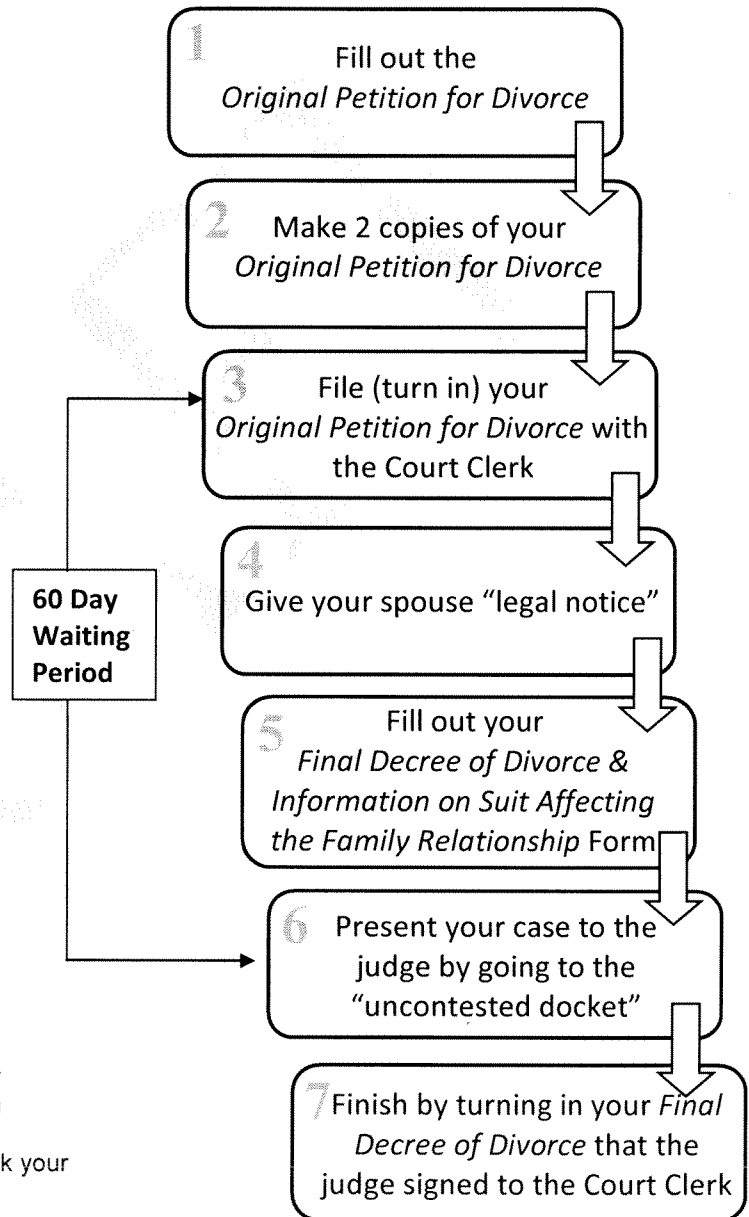
2. Information on Suit Affecting the Family Relationship Form (B.V.S. Form)

This form changes state records about your family.

The form is available at the courthouse; ask your district or county clerk for it.

What steps will I have to take to get my **uncontested divorce**?

Read all the instructions in this packet.



What if I can't find my spouse?

Go to www.TexasLawHelp.org and look at the Legal Notice, Service by Posting, and Service by Publication kits. If you use any of these methods to give Legal Notice to your spouse, you will also need to use the *Certificate of Last Known Mailing Address* and the *Military Status Affidavit* forms available in this *Divorce Kit*. You may also want to seek legal advice. Call the State Bar of Texas Lawyer Referral Information Service at 1-800-252-9690 for referral to an attorney. If you or your child is a victim of domestic violence, you can get legal help by calling 1-800-374-4673.

Divorce in Texas – Take these steps

Step 1. Fill out the Original Petition for Divorce.

Check with your county or district clerk to see if there are any local rules that you need to follow to complete a divorce in your county.

The *Original Petition for Divorce* form tells the judge and your spouse that you want a divorce. Fill out the form in blue ink. *Do not use pencil or pens with red, purple, or other unusual ink color.* Make sure to fill in all of the blanks and if something does not apply to your case, write "n/a." **The judge will not fill out the form for you.**

Step 2. Make two copies of your completed Original Petition for Divorce.

Make 2 copies, one for yourself and one for your spouse. You will give the original to the court.

Step 3. File (turn in) your Original Petition for Divorce with the Court Clerk.

Take the original and 2 copies of your completed *Original Petition for Divorce* to the Courthouse. *File* (turn in) the *Original Petition* with the District or County Clerk's Office.

The clerk will ask you to pay a fee. This fee may be different in every county, and it will cost between \$150 and \$300 to *file* (turn in) your *Original Petition for Divorce*. If you are poor, receiving public benefits, or believe you can't afford the fee, you can file an *Affidavit of Indigency*. You use this form to tell the judge how much money you have and to ask the judge to allow you to continue with your divorce without paying the fees. Your request may not be approved.

The clerk will then stamp your papers with the date you turned them in. The clerk will keep the original and give you back your "file-stamped" copies. Keep a copy for yourself in a safe place. You will need the other copy to give **legal notice** to your spouse.

Step 4. Give Your Spouse "Legal Notice."

You must **tell your spouse in writing** that you are filing for a divorce and you must **prove** to the court that you did so. This is called giving "**legal notice**." There are 4 ways to give legal notice:

1) Answer. If your spouse agrees to the divorce and wants to know what you will ask the judge for, then s/he should sign and file (*turn in*) an *Answer*.

How do I use the Answer? Give your spouse a copy of the *Petition* that has been stamped by the court clerk and a blank *Answer* form. Your spouse will need to file (*turn in*) the *Answer* with the Court. Your spouse will also need to sign the *Final Decree of Divorce* at the end of the case.

2) Waiver of Service. If your spouse does not want to know what the judge orders, s/he can fill out a *Waiver of Service*.

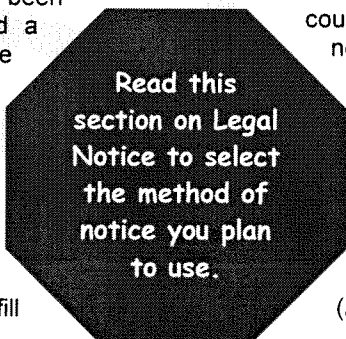
How do I use the Waiver of Service? File (*turn in*) your *Original Petition for Divorce* **first!** Next, give your spouse a file stamped copy of the *Petition* and a *Waiver*. Your spouse must **sign the Waiver in front of a notary** at least **one day after** the *Original Petition for Divorce* was filed. If not, your spouse will have to sign the *Waiver* again. After your spouse signs the *Waiver*, you or your spouse must then *file* it (turn it in) to the court clerk where you filed the *Original Petition for Divorce*.

3) Official Service in Person or by Mail. You can have an official process server give notice to your spouse in person, or have the clerk send it registered mail, return receipt requested.

How do I use Official Service? Ask the Court Clerk for a referral to **process servers** in your county who can give your spouse legal notice. There will be a fee for this service. After your spouse is served, the official process server fills out a *Return of Service* form stating when and where your spouse was served. This is proof to the court that you gave Legal Notice to your spouse. The *Return of Service* form must be filed with (*turned in to*) the clerk's office.

If **your spouse is in jail**, you need to have an official process server personally **serve your spouse**. For more information, go to www.TexasLawHelp.org. Be sure to include your spouse's inmate number. **Do not serve by mail.**

4) What if I don't know where my spouse is? You can use *Publication* or *Posting* when you don't know how to find your spouse. You will have to prove to the judge that you tried hard to find your spouse. You may have to pay your spouse's attorney's fees. See page 2, "What if I can't find my spouse," for more information.



Read this section on Legal Notice to select the method of notice you plan to use.

Divorce in Texas – Take these steps (*continued*)

Step 5. Fill out your Final Decree of Divorce and Information on Suit Affecting the Family Relationship (B.V.S.) Form.

Fill out your *Final Decree of Divorce*. The judge won't do it for you. This is the paper that the judge will sign to allow your divorce. The *Final Decree* also says who keeps what property and who pays what debts.

Fill out your Information on Suit Affecting the Family Relationship (B.V.S.) Form. This form changes state records about your family to reflect what the judge decided in your divorce case. The form is available at the courthouse; ask your district or county clerk for it.

Step 6. Present your case to the judge by attending the “uncontested docket.”

Ask the court clerk when the uncontested divorce cases will be heard. The judge will not sign the *Final Decree of Divorce* until 61 days after you filed your divorce. If you are a victim of domestic violence, you may be able to finalize your divorce in less than 61 days, contact an attorney at 1-800-374-4673. Bring all of your paperwork to the courthouse on the day the court in your county hears uncontested divorce cases. To prepare for your court date, read “Are you ready for court?” on page 5. You may have to give testimony at the hearing. You can find sample testimony on page 5 that you can bring with you to court and read.

If your spouse has filed an Answer or a Waiver bring:

- 1) a copy of your *Original Petition for Divorce* with the clerk's stamp of the date it was filed;
- 2) the *Waiver of Service* or *Answer* signed by your spouse;
- 3) Information on Suit Affecting the Family Relationship (B.V.S.) Form; and
- 4) Your *Final Decree of Divorce*, (if your spouse filed an Answer, make sure s/he signed the *Final Decree of Divorce*).

If your spouse has not filed an Answer or a Waiver bring:

- 1) a copy of your *Original Petition for Divorce* with the clerk's stamp of the date it was filed.
- 2) the *Return of Service*, with the clerk's stamp of the date it was filed. It must be on file at least 12 days before your court date;
- 3) Military Status Affidavit;
- 4) Certificate of Last Known Address;
- 5) Bureau of Vital Statistics Form (B.V.S. Form); and
- 6) Your *Final Decree of Divorce*.

Step 7. Finish your divorce by filing your Final Decree of Divorce in the Clerk's Office.

File (turn in) your *Final Decree of Divorce* with the judge's signature on it and the Information on Suit Affecting the Family Relationship (B.V.S.) Form at the clerk's office. Check with the clerk to see what steps you need to take to file the *Final Decree of Divorce*. Each county is different.

Do NOT forget!

Your divorce is NOT final until all of the paperwork has been turned in to the court clerk. This includes the Final Decree of Divorce, with the judge's signature.

You cannot get married to another person until 30 days after the judge signs your Final Decree of Divorce.

Are you ready for court?

Be prepared:

- ✓ Get to the courthouse early to find parking and your courtroom. You may have to go through a metal detector.
- ✓ When the courtroom opens, go in and tell the court staff you are present. The court staff usually sits next to the judge's bench.
- ✓ Courtrooms do not allow children.
- ✓ Dress neatly. Do not wear shorts, tank tops, or hats. Do not chew gum, or bring food or drink into the courtroom.

When you are in court:

- ✓ Turn off your cell phone.
- ✓ Stand up when the judge enters the courtroom.
- ✓ Be calm and polite to everyone. Avoid gestures and facial expressions.
- ✓ Do not talk to the judge or your spouse (if s/he comes), unless it is your turn to speak. Stand up when you are speaking to the judge.
- ✓ The judge may not call your case right away. Be patient. If you have to leave the courtroom, tell the court staff where you are going.
- ✓ If friends or relatives come to court with you, ask them to follow these rules too.

When the judge calls your case:

- ✓ You will raise your right hand and swear to tell the truth.

About testimony

In some counties, the judge will ask you questions. In other counties, you will need to have testimony prepared. You can read from the sample testimony to the right.



- ✓ If the judge asks you questions, wait until the judge finishes speaking before you start to speak. Stand when speaking to the judge.
- ✓ If you do not understand a question, say, "I don't understand." If you do not know an answer, say, "I don't know."
- ✓ Tell the truth and don't exaggerate. Give complete answers.
- ✓ Speak slowly and loud enough so everyone in court can hear you.
- ✓ Call the judge "Your Honor."
- ✓ Say "Yes" or "No" out loud. It's not enough to nod or shake your head.
- ✓ The judge will listen to what you say and review your papers. If everything is in order, the judge will sign your *Final Decree of Divorce*.

SAMPLE TESTIMONY FOR DIVORCE WITHOUT CHILDREN AND WITHOUT REAL PROPERTY

My name is _____. I filed this suit
Your name
for divorce from my spouse _____.
Your spouse's name

We were married on or about _____.
Date of marriage

We separated on or about _____.
Date of separation

At the time I filed this divorce, I (or my spouse) had lived in Texas for at least the last six (6) months and in _____ County for at least
County you live in
ninety (90) days.

My marriage to _____
Your spouse's name

has become unworkable because of differences and misunderstandings between us. There is no reasonable chance that we will get back together.

There are no children born to or adopted of this marriage, who are under 18 years old, or older than 18 years but still in high school, and the wife is not currently expecting any other children. We have no adult disabled children.

The wife did not have a child by another person while we were married.

I am requesting that the marital estate be divided as set forth in the Final Decree of Divorce. I believe this division is just and right.

(OPTIONAL) I am (or my spouse is) requesting a name change to a name that was used before we were married: _____.
State a name used before marriage

I am (or My spouse is) not asking for a name change to avoid a creditor or criminal prosecution.

I would respectfully request the Court to grant my divorce.

Common Questions

What is a divorce?

A divorce legally ends your marriage.

A *Final Decree of Divorce* is the judge's written order that says who keeps what property and who pays what debts.

Where do I get divorced?

- ✓ You can get divorced in Texas if you **or** your spouse has lived in Texas for the last 6 months.
- ✓ File (*turn in*) your *Original Petition for Divorce* in the county courthouse where you **or** your spouse has lived for the last 90 days.

Why do I need to wait until after the baby is born?

Most Texas courts will not complete a divorce when the wife is pregnant, even if it is not the husband's baby. The judge will wait until after the baby is born so that orders about the baby can be included in the divorce decree.

Do I need a lawyer?

It is always best to hire a lawyer, especially if:

- ✓ You and your spouse do not agree on **every issue** (the divorce is contested).
- ✓ Your spouse has a lawyer.
- ✓ You are afraid for you or your children's safety.
- ✓ You have minor children, disabled children, or a child 18 years old or older who is still in high school.
- ✓ You want to divide property such as retirement and real estate correctly.
- ✓ You want spousal support (sometimes referred to as "alimony").

Getting a divorce can be complicated. If you make a mistake, it could affect your children, your property, your retirement, and your income.

Try to speak to a lawyer about your legal rights before you turn in your *Original Petition for Divorce*. Some lawyers will help you with part of your case so you are only charged for the services you ask for. Other lawyers will only represent you if you hire them to handle every step of the case. A lawyer who you hire for your whole case may charge you a retainer, or a fee, at the very beginning of the case. If you can't afford to hire a lawyer, contact the State Bar Lawyer Referral Information Service at 1-800-252-9690. If you or your child is a victim of domestic violence, you can get legal help by calling 1-800-374-4673.

Is it difficult to handle a contested case without a lawyer?

Yes. Court rules are very hard to understand if you are not a lawyer. If you make a mistake, the judge may not be able to understand your side of the case. A mistake can affect your children, retirement, property, and income. If at all possible you should hire a lawyer.

Terms to Know

Petitioner is the spouse who files the divorce. Even if both spouses want the divorce, only one spouse can be the petitioner.

Respondent is the other spouse.

Contested: A divorce is contested when the spouses don't agree about getting the divorce, custody of the children, or dividing property and debts.

Uncontested: A divorce is uncontested when either the divorce is *agreed* (both parties agree on **all** the issues) or a *default* (the Respondent does not file an Answer).

Uncontested Docket is when the court hears divorce cases that are either *uncontested* (agreed) or a *default* (the other party doesn't answer).

Original Petition for Divorce: This is the form one spouse files to ask the court for a divorce.

Final Decree of Divorce: A Decree of Divorce is the form that the judge signs to grant the divorce. A decree says who keeps what property and who pays what debts. A Decree of Divorce can include other orders, such as spousal support.

File: To file is to turn in the legal papers to the court clerk. There is usually a fee to file an Original Petition for Divorce, have a citation issued, or to have copies made.

Official Process Server is a constable, sheriff, or private process server who delivers court papers and gives the court notice that the delivery was made. There is a fee for Official Process Service. If your spouse lives in another county or is in jail, learn who provides Official Process Service in your spouse's county by calling that county's court clerk. Contact information for Texas clerk's offices can be found at www.txlaw.org/clerks.html

Protective Order is a court order that protects you from someone who has been violent or threatened to be violent. Violence includes sexual assault.

Common Questions (*continued*)

Where can I read the laws about divorce?

You can read the Texas Family Code at www.statutes.legis.state.tx.us/.

You can read the Texas Rules of Civil (court) Procedure at www.supreme.courts.state.tx.us/rules/trcphome.asp.

How long will it take to get divorced?

Unless you satisfy other provisions of the law, it will take **at least 61 days** after the day you file (*turn in*) your *Original Petition for Divorce*. If you are a victim of domestic violence, you may be able to finalize your divorce in less than 61 days, contact an attorney at 1-800-374-4673.

When can I get married again?

You must wait **at least 30 days** after the judge signs your *Final Decree of Divorce*.

Exception: There is no waiting period if you want to remarry the spouse you just divorced. If you want to marry someone else, you can ask the judge who signed your *Final Decree of Divorce* for permission to marry sooner than 30 days. This is called a *Waiver of the 30 Day Prohibition against Remarriage*.

Can I get divorced if I don't know where my spouse is?

Yes. But first, you must prove to the court that you have tried hard to find your spouse. Read about service by posting and publication at www.TexasLawHelp.org.

What if I started my divorce in a different county?

You can finish your divorce in the county where you originally filed if you or your spouse had lived in that county for at least 90 days and in Texas for at least 6 months at the time you filed your *Original Petition for Divorce*. If you want to have the case heard in the county where you are now living, talk to a lawyer.

If my spouse and I do not own any property together, do we still have to fill out the property and debt sections on the Final Decree of Divorce form?

Yes. Anything you or your spouse purchased during your marriage, even if it was purchased after you separated, is probably community property. Any debts you or your spouse incurred during your marriage, even if they were incurred after you separated, are community debts. Answer each section carefully so you will be able to keep *any* property that belongs to you.

If my spouse filed an Answer, but later agrees to sign the Final Decree of Divorce, can I still go to an Uncontested Docket?

Yes, if your spouse has signed the *Final Decree of Divorce*.

WARNING: Without the advice and help of an attorney, you may be putting yourself, your children, personal property, and money at risk. To get a referral to an attorney, call the State Bar of Texas Lawyer Referral Information Service at 1-800-252-9690. If you or your child is a victim of domestic violence, you can get legal help by calling 1-800-374-4673.

(Print your answers in blue ink)

Cause Number: _____
(The Clerk's office will fill in the Cause Number when you file this form)

IN THE MATTER OF THE MARRIAGE OF

Petitioner: _____ In the (check one):
(Print first, middle, and last name of the spouse
filing for divorce) _____ ☐ District Court ☐ County Court of:
And _____ (County Number)
Respondent: _____ County, Texas
(Print first, middle, and last name of other spouse) (County)

**Affidavit of Indigency
(Request to Not Pay Court Fees)**

Request to Waive Court Fees

You can only use this form if: 1) you get government benefits because you are poor, or 2) you can't pay court fees. Use this form to ask the court to allow you to not pay court fees. This form is also called an "Affidavit of Inability to Pay Court Costs" or "Pauper's Oath."

You must sign this form in front of a Notary Public. By signing this form, you are swearing that the information you provide is true. You could be prosecuted if you lie on this form.

The court may or may not approve this request to waive court fees. The court may order you to answer questions about your finances at a hearing. At that hearing you will have to present evidence to the judge of your income and expenses to prove that you are indigent or have no ability to pay court fees.

The person who signed this affidavit appeared, in person, before me, the undersigned notary, and stated under oath:

"My name is _____ My phone number is: _____ ()

"My mailing address is: _____

"I am above the age of eighteen (18) years, and I am fully competent to make this affidavit. I am unable to pay court costs. The nature and amount of my income, resources, debts, and expenses are described in this form.

Check ALL boxes that apply and fill in the blanks describing the amounts and sources of your income.

"I receive these public benefits/government entitlements that are based on indigency: ☐ SSI ☐ WIC
☐ Food stamps/SNAP ☐ TANF ☐ Medicaid ☐ CHIP ☐ Needs-based VA Pension
☐ County Assistance, County Health Care, or General Assistance (GA) ☐ Community Care via DADS
☐ AABD ☐ Public Housing ☐ Low-Income Energy Assistance ☐ LIS in Medicare ("Extra Help")
☐ Emergency Assistance ☐ Child Care Assistance under Child Care and Development Block Grant
☐ (other): _____

Describe

If you receive any of the above public benefits, attach proof and label it "Exhibit: Proof of Public Benefits."

"My income sources are stated below (check all that apply).

☐ Unemployed since: _____

-or-

Date

☐ Wages: I work as a _____ for _____
Your job title Your employer

☐ Child/spousal support ☐ My spouse's income or income from another member of my household (if available)
☐ Tips, bonuses ☐ Military Housing ☐ Worker's Comp ☐ Disability ☐ Unemployment ☐ Social Security
☐ Retirement/Pension ☐ Dividends, interest, royalties ☐ 2nd job or other income: _____

Describe

"My income amounts are stated below.

(A) My monthly gross income before deductions are taken out:

Total income before deductions →

\$

(B) The amount I receive each month in public benefits is:

Total amount received →

\$

(C) The amount of income from other people in my household:

(list this income only if other members contribute to your household income)

Total amount received →

\$

(D) The amount I receive each month from other sources is:

Total amount received →

\$

(E) My TOTAL monthly income

Add all sources of income above →

= \$

About my dependents:

"The people who depend on me financially are listed below:

	Name	Age	Relationship to Me
1			
2			
3			
4			
5			
6			

"My property includes:

Value*

Cash	\$
Bank accounts, other financial assets (List)	\$
	\$
	\$
	\$
Vehicles (cars, boats) (List make and year)	\$
	\$
	\$
	\$
Real estate (house and land) (Address or land description)	\$
	\$
Other property (like jewelry, stocks, etc.) (Describe)	\$
	\$
	\$

"My monthly expenses are:

Amount

Rent/house payments/maintenance	\$
Food and household supplies	\$
Utilities and telephone	\$
Clothing and laundry	\$
Medical and dental expenses	\$
Insurance (life, health, auto, etc.)	\$
School and child care	\$
Transportation, auto repair, gas	\$
Child / spousal support	\$
Wages withheld by court order	\$
Debt payments paid to: (List)	\$
	\$
	\$
	\$

Total value of property → =\$

Total Monthly Expenses → =\$

*The value is the amount the item would sell for less the amount you still owe on it (if anything).

"My debts include: (List debt and amount owed)

"I am unable to pay court costs. I verify that the statements made in this affidavit are true and correct."

To list any other facts you want the court to know, such as unusual medical expenses, family emergencies, etc., attach another page to this form and label it "Exhibit: Additional Supporting Facts." Check here if you attach another page. ☐

Do not sign until you are in front of a notary.

Signature of Person Signing Affidavit

Date

Notary fills out below.

State of Texas, County of _____
(Print the name of county where this Affidavit is notarized)

Sworn to and subscribed before me, the undersigned notary, on this date: ____/____/20____ at ____ a.m./p.m.
month day year time circle one

by _____
(Print name of person who is signing this Affidavit. NOT the notary's name.)

Notary's Signature

WARNING: Without the advice and help of an attorney, you may be putting yourself, your children, personal property, and money at risk. To get a referral to an attorney, call the State Bar of Texas Lawyer Referral Information Service at 1-800-252-9690. If you or your child is a victim of domestic violence, you can get legal help by calling 1-800-374-4673.

(Print your answers in blue ink)

Cause Number: _____
(The Clerk's office will fill in the Cause Number when you file this form)

IN THE MATTER OF THE MARRIAGE OF

Petitioner: _____ In the (check one):
(Print first, middle, and last name of the spouse
filing for divorce) _____ ☐ District Court ☐ County Court of:
(Court Number)
And
Respondent: _____ County, Texas
(Print first, middle, and last name of other spouse) (County)

Original Petition for Divorce (No Minor Children, No Real Property)

WARNING: Do not use this form if you have children under the age of 18, or children who are still in high school, the wife is pregnant, or you have disabled children of any age.

Do not use this form if you or your spouse owns or is buying a house, a piece of land, or other real property.

Do not use this form if you or your spouse has a pension, retirement plan, or 401(k) that the other spouse wants a part of. If each of you wants to keep your own retirement, you can still use this form.

Do not use this form if you want to ask the judge for spousal support, sometimes referred to as "alimony."

You may be able to ask the judge to order a sale of your home and divide the proceeds of the sale. You may be entitled to part of your spouse's retirement. You may be entitled to spousal support. Using this divorce kit will not allow you to do any of these things. You will need to consult an attorney.

Parties

Petitioner

My name is: _____
First Middle Last

The last three numbers of my driver's license number are: _____. My driver's license was issued in _____.
State

Or ☐ I do not have a driver's license number.

The last three numbers of my social security number are: _____.

Or ☐ I do not have a social security number.

Respondent

My spouse's name is: _____
First Middle Last

1. Discovery

The discovery level in this case is:

(Check one box)

☐ Level 1. (Check here if you and your spouse do not have children under the age of 18, children who are 18 or over and still in high school, or a disabled children of any age, the wife is not pregnant, and you have less than \$50,000 in property.)

☐ Level 2. (All other couples.)

2. Notice or Citation

Your spouse has the legal right to be notified when you file a divorce. The Citation is not included in this Divorce Kit. It will be prepared by the District or County Clerk.

(Check one box)

- ☐ I will have a sheriff, constable, or process server give a copy of this Original Petition for Divorce and Citation of Service to my spouse at this address:

Street Address City State Zip

If this is a work address, name of business: _____

I ask the clerk to issue the Citation of Service. I understand that I will need to **pay the fee** (or file an Affidavit of Indigency form to show the Court that I am unable to pay the fee) and **arrange for service**.

- ☐ Do not send a sheriff, constable, or process server to give a copy of this Original Petition for Divorce and Citation of Service to my spouse. I think my spouse will sign a Waiver of Service, or file an Answer.

If not, I will ask a sheriff, constable, or process server to give my spouse a copy of this Original Petition for Divorce and Citation of Service at this address (*the Citation of Service will be prepared by the clerk and is not included in this Kit*):

Street Address City State Zip

If this is a work address, name of business: _____
Name of business

I will ask the clerk to issue the Citation of Service. I understand that I will need to **pay the fee** (or file an Affidavit of Indigency form to show the Court that I am unable to pay the fee) and **arrange for service**.

3. Jurisdiction

County of Residence

(Check all boxes that apply)

- ☐ I have lived in this county for the last 90 days.
- ☐ My spouse has lived in this county for the last 90 days.
- ☐ I am serving in the armed forces outside of Texas, but this county has been the home county of either my spouse or me for at least 90 days.
- ☐ I have accompanied my spouse who is serving in the armed forces outside of Texas, but this county has been the home county of either my spouse or me for at least 90 days.

State of Residence

(Check all boxes that apply)

- ☐ I have lived in Texas for the last six months.
- ☐ My spouse has lived in Texas for the last six months.
- ☐ My spouse does not reside in Texas but Texas is the last state where we lived together as a married couple. This petition is filed less than two years after we separated.
- ☐ I am serving in the armed forces outside of Texas, but Texas is the home state of either my spouse or me and has been for at least six months.
- ☐ I have accompanied my spouse who is serving in the armed forces outside of Texas, but Texas is the home state of either my spouse or me and has been for at least six months.

[Select Option A, B, or C and check the appropriate box(es)]

☐ I **do not** have a Protective Order against my spouse and I have not asked for one.

☐ My spouse **does not** have a Protective Order against me and has not asked for one.

☐ I **have** filed paperwork asking for a Protective Order against my spouse, but a judge has not decided if I should get it. I asked for a Protective Order on _____ in _____.

If I get the Protective Order, I will file a copy of it before any hearings in this divorce.

If my spouse gets the Protective Order, I will file a copy of it before any hearings in this divorce.

Petition or I will file a copy of it with the court before any hearings in this divorce.

Petition or I will file a copy of it with the court before any hearings in this divorce.

The marriage has become insupportable due to discord or conflict of personalities that destroys the legitimate ends of the marital relationship and prevents any reasonable expectation of reconciliation.
(This means that you and your spouse do not get along and do not plan to get back together.)

6. Children

(Check all boxes that apply)

- ☐ My spouse and I do not have any biological or adopted children together who are under the age of 18.
- ☐ My spouse and I do not have any biological or adopted children together who are 18 years old or older and are still in high school.
- ☐ My spouse and I do not have any disabled children of any age.
- ☐ The wife has not had a child by another man since the date of marriage.
- ☐ The wife is not pregnant.

(If you did not check all five boxes do NOT use this form)

7. Property and Debts

Community Property

My spouse and I will try to make an agreement about how to divide the personal property and debts we acquired during our marriage. If we cannot agree, I ask the Court to divide our personal property and debts according to Texas law.

Separate Personal Property

I own the following separate personal property. I owned this personal property *before* I was married or I received this personal property as a gift or inheritance *during* my marriage.

1. Cars, trucks, motorcycles or other vehicles

I owned these vehicles *before* marriage:

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

I received these vehicles as a gift or inheritance:

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

2. Other Money or Personal Property

I owned the following money or personal property *before* my marriage:

I inherited or received as a gift the following money or personal property *during* my marriage:

I received the following money damages from a lawsuit *during* my marriage. These damages are not compensation for lost wages: *(List damages you received from a lawsuit but do not include damages for lost wages)*

I ask the Court to confirm this personal property as my separate personal property in my Final Decree of Divorce.

8. Name Change

Note: You cannot use this form to change your name to anything other than a name that you used before you got married.

I ask the Court to change my name back to a name I had before my marriage.

I am not asking the court to change my name to avoid criminal prosecution or creditors.

First Middle Last

9. Prayer

I ask the Court to grant me a divorce.

I also ask the Court to make the other orders I have asked for in this Original Petition for Divorce and any other orders to which I am entitled.

<hr/> <i>Petitioner's Name (Print)</i>	<hr/> <i>Date</i>		
<hr/> <i>Petitioner's Signature</i>	<hr/> () <i>Phone number</i>		
<hr/>			
<i>Petitioner's Mailing Address</i>	<i>City</i>	<i>State</i>	<i>Zip</i>

I understand that I *must* let the Court and my spouse (or my spouse's attorney) know in writing if my mailing address or phone number changes during this case. If I don't, any notices about this case will be sent to me at the address on this form.

WARNING: Without the advice and help of an attorney, you may be putting yourself, your children, personal property, and money at risk. To get a referral to an attorney, call the State Bar of Texas Lawyer Referral Information Service at 1-800-252-9690. If you or your child is a victim of domestic violence, you can get legal help by calling 1-800-374-4673.

Print court information exactly as it appears on your Original Petition for Divorce.

(Print your answers in blue ink)

Cause Number: _____

IN THE MATTER OF THE MARRIAGE OF

Petitioner: _____

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

In the (check one):

(Court Number) ☐ District Court ☐ County Court of:

And

Respondent: _____

(Print first, middle, and last name of other spouse)

(County)

County, Texas

**Respondent's Answer to Divorce
(No Minor Children, No Real Property)**

1. Respondent's Personal Information

My name is: _____
First Middle Last

The last three numbers of my driver's license number are _____. My driver's license was issued in _____.
State

Or ☐ I do not have a driver's license number.

The last three numbers of my social security number are _____.

Or ☐ I do not have a social security number.

I am the Respondent in this case. I enter a general denial. I request notice of all hearings in this case.

If my spouse and I can reach an agreement, I will sign the *Final Decree of Divorce*.

If I sign the *Final Decree of Divorce*, then I agree that the Court can finalize the case without me, without my receiving notice of the hearing, and without me being present.

2. Contact Information

My mailing address is _____
Mailing Address City State Zip

My phone number is: (_____) _____ - _____.

My fax number (if available) is (_____) _____ - _____.

I understand that I *must* give a true copy of this *Answer*, and any other papers I file with the Court, to my spouse (and my spouse's attorney, if applicable) in person, by fax, or by certified mail, return receipt requested.

3. Name Change

Note: You cannot use this form to change your name to anything other than a name you used before you got married.

(Check only one)

- ☐ I am NOT asking the court to change my name.
- ☐ I ask the Court to change my name back to a name I had before my marriage. I am not asking the court to change my name to avoid criminal prosecution or creditors.

First

Middle

Last

4. Prayer

I ask the Court to grant me a divorce. I also ask the Court to make the other orders I have asked for in this *Answer* and any other orders to which I am entitled.



Respondent's Signature

Date

Respondent's Name (print)

()

Phone number

Respondent's Mailing Address

City

State

Zip

I understand that I ***must*** let the Court and my spouse (or my spouse's attorney) know in writing if my mailing address or phone number changes during this case. If I don't, any notices about this case will be sent to me at the address on this form.

5. Certificate of Service

I gave a true copy of this *Answer* to my spouse (and my spouse's attorney, if applicable) in person, by fax, or by certified mail, return receipt requested.



Respondent's Signature

Date

WARNING: Without the advice and help of an attorney, you may be putting yourself, your children, personal property, and money at risk. To get a referral to an attorney, call the State Bar of Texas Lawyer Referral Information Service at 1-800-252-9690. If you or your child is a victim of domestic violence, you can get legal help by calling 1-800-374-4673.

Print court information exactly as it appears on your Original Petition for Divorce.

(Print your answers in blue ink)

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 (check one):

(Court Number)

☐ District Court

☐ County Court of:

County, Texas

WARNING TO RESPONDENT: By signing this form you give up all of your legal rights in this case. DO NOT sign this form if you want to know what will be ordered in your case. You may want to file an Answer instead. Filing an Answer does not waive your legal rights. You can find an Answer form in this Divorce Kit (located online at www.TexasLawHelp.org). If you file an Answer, your spouse or the court must let you know what the judge orders.

Waiver of Service – Divorce (No Minor Children, No Real Property)

Instructions to Petitioner:

Give your spouse this *Waiver of Service* and a file stamped copy of your *Original Petition for Divorce*.

Do not ask your spouse to sign the *Waiver of Service* until **at least one day after** you have filed your *Original Petition for Divorce* in the clerk's office. If the *Waiver of Service* is signed before the Petition is filed, it is void (not legally enforceable) and must be redone.

The *Waiver of Service* must be signed in front of a notary.

After your spouse signs the *Waiver of Service*, you or your spouse must file (turn in) the *Waiver* to the clerk's office. Keep a copy for your records.

If you change anything in the *Original Petition for Divorce* after you have your spouse sign this *Waiver of Service*, you must have your spouse complete a new *Waiver of Service* or *Answer*, or have a sheriff, constable, or process server give a copy of the *Amended (changed) Petition for Divorce* to your spouse.

Instructions to Respondent:

Read the WARNING at the top of this form. Talk to a lawyer if you don't understand it, or read the instructions included in this *Divorce Kit*, which can be found at www.TexasLawHelp.org.

If you decide you want to use this form:

- Make sure your spouse has already filed an *Original Petition for Divorce*. Do not sign this *Waiver* until **at least one day after** the *Original Petition for Divorce* has been filed with the clerk's office. If you sign it before then, it must be redone. The official court stamp on your copy of the *Original Petition for Divorce* will tell you when it was filed.
- Fill out the *Waiver of Service* completely. You must include your address.
- **Sign the *Waiver of Service* in front of a notary. If you sign it beforehand, you will need to redo it.**
- Give the original signed *Waiver of Service* back to your spouse. Keep a copy for your records.

The person who signed this affidavit appeared, in person, before me, the undersigned notary, and stated under oath:

"I am the Respondent in this case.

"My name is: _____
First Middle Last

"My mailing address is: _____
Mailing Address City State Zip

"My phone number is: (_____) _____ - _____.

"The last three numbers of my driver's license number are: _____ . My driver's license was issued in _____
State

Or ☐ I do not have a driver's license number.

"The last three numbers of my social security number are: _____ .

Or ☐ I do not have a social security number.

☐ I have been given a copy of the *Original Petition for Divorce* filed in this case. I have read the *Original Petition for Divorce* and understand what it says. I do not give up my right to review a different *Petition for Divorce* if it gets changed (*amended*).

☐ I understand that I have the right to be given a copy of the *Original Petition for Divorce* and official notice by a constable, sheriff or other official process server. This process is called *issuance and service of citation*. I do not want to be given official notice. I give up my right to *issuance and service of citation* in this case.

☐ I request that the Court do not enter any orders or judgment if they are not signed by me or if I have not received prior written notice of the date, time, and place of any hearings.

☐ If I reach an agreement and sign a *Decree of Divorce*, the court can enter the *Decree* without giving me notice.

☐ I understand that I must let the Court and my spouse (or my spouse's attorney) know in writing if my mailing address or phone number changes during this case. If I don't, then I understand that any notices about this case will be sent to me at the address on this form.

☐ I understand that by signing this form I am entering an appearance and am not required to go to Court to tell the judge my side of the case. I agree that a Judge or Associate Judge in the county and state where this case is filed may make decisions about my divorce, even if the divorce should have been filed in another county. I do not want a court reporter to make a record of the testimony.

Military Status

(Check only one)

☐ I am not in the military.

☐ I am in the military and I waive all rights, privileges, and exemptions I may have under the Servicemembers Civil Relief Act, including having a lawyer appointed to represent me in this case.

Name Change

(Check only one)

☐ I am NOT asking the court to change my name."

☐ I ask the Court to change my name back to a name I had before my marriage. I am not asking the court to change my name to avoid criminal prosecution or creditors."

First

Middle

Last

WARNING: Do not sign this form if you have children under the age of 18, or children who are still in high school, the wife is pregnant, or you have disabled children of any age.

Do not sign this form if you or your spouse owns or is buying a house, a piece of land, or other real property.

Do not sign this form if you or your spouse has a pension, retirement plan, or 401(k) that the other spouse wants a part of. If each of you wants to keep your own retirement, you can still sign this form.

Do not sign this form if you want to ask the judge for spousal support, sometimes referred to as "alimony."

Signature of Person Signing Affidavit

Date

Notary fills out below.

State of

(Print name of state where this Affidavit is notarized)

County of

(Print the name of the county where this Affidavit is notarized)

Sworn to and subscribed before me, the undersigned notary, on this date: / / 20 at a.m./p.m.
month day year time circle one

by

(Print name of person who is signing this Affidavit. NOT the notary's name.)

Notary's Signature

WARNING: Without the advice and help of an attorney, you may be putting yourself, your children, personal property, and money at risk. To get a referral to an attorney, call the State Bar of Texas Lawyer Referral Information Service at 1-800-252-9690. If you or your child is a victim of domestic violence, you can get legal help by calling 1-800-374-4673.

Print court information exactly as it appears on your Original Petition for Divorce.

(Print your answers in blue ink)

Cause Number: _____

IN THE MATTER OF THE MARRIAGE OF

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

In the (check one):

(Court Number) ☐ District Court ☐ County Court of:

And

Respondent: _____
(Print first, middle, and last name of other spouse) (County) _____ County, Texas

Final Decree of Divorce (No Minor Children, No Real Property)

WARNING: Do not use this form if you have children under the age of 18, or children who are still in high school, the wife is pregnant, or you have disabled children of any age.

Do not use this form if you or your spouse owns or is buying a house, a piece of land, or other real property.

Do not use this form if you or your spouse has a pension, retirement plan, or 401(k) that the other spouse wants a part of. If each of you wants to keep your own retirement, you can still use this form.

Do not use this form if you want to ask the judge for spousal support, sometimes referred to as "alimony."

A hearing took place on _____, and the following people were present. There was no jury. Neither the husband nor wife asked for a jury.

1. Appearances

Petitioner

The Petitioner's name is: _____
First Middle Last

(Check one box)

- ☐ The Petitioner **was present**, representing him/herself, and has agreed to the terms of this Final Decree of Divorce (herein "Decree").
- ☐ The Petitioner **was not present** but has signed below, agreeing to the terms of this Decree.

Respondent

The Respondent's name is: _____
First Middle Last

(Check one box)

- ☐ The Respondent **was present** and agrees to the terms in this Decree.
- ☐ The Respondent **was not present** but has signed below, agreeing to the terms in this Decree.
- ☐ The Respondent **was not present** but agreed in the Waiver of Service that the judge can finalize the divorce, without giving the Respondent notice of this hearing.
- ☐ The Respondent **was not present** and has defaulted. The Petitioner has filed a Certificate of Last Known Address and a Military Status Affidavit. The Petitioner has also arranged for a court reporter to record the hearing.

2. Record

The Court fills out this box.

- ☐ A court reporter did not record today's hearing because the husband, wife, and judge agreed not to make a record.
- ☐ A court reporter recorded today's hearing.

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 *Original Petition for Divorce* meets all legal requirements.

The Court finds that the *Original Petition for Divorce* was filed more than 60 days ago.

4. Children

Husband and Wife do not have **any** biological or adopted children, together, under the age of 18.

Husband and Wife do not have **any** biological or adopted children together who are 18 years old or older and are still in high school.

Husband and Wife do not have any **disabled children** of any age.

The wife has not had a child by another man since the date of marriage.

The wife is not pregnant.

5. Divorce

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

6. Property and Debts

You may be entitled to part of your spouse's retirement or 401(k). You may be able to ask the judge to order a sale of your home and divide the proceeds of the sale. You may be entitled to spousal support (sometimes called "alimony"). Using this Divorce Kit will not allow you to do any of these things. You need to consult an attorney.

About community property: Texas is a community property state. This means that any new property or debt that either party obtains from the minute they are married until the minute the judge grants the divorce is probably community property, even if the property or debt is only in one spouse's name. There are only a few exceptions to the law of community property. The exceptions are gifts, inheritance, or damages from a lawsuit that are not compensation for lost wages. All community property and debt should be included in the Final Decree of Divorce.

About separate property: If either party receives a gift, an inheritance, or money from a lawsuit that is not for lost wages, it is separate property. It is a good idea to list separate property obtained during the marriage as that spouse's separate property in the Final Decree of Divorce.

More information about community and separate property can be found by consulting a lawyer, as well as in the Texas Family Code, Chapters 3, 4, and 5. To get a referral to an attorney, call the State Bar of Texas Lawyer Referral Information Service at 1-800-252-9690. If you are a victim of domestic violence, you can get legal help by calling 1-800-374-4673.

The Court makes the following orders regarding the parties' community and separate property:

Husband's Property

Husband's Separate Property

Fill in all lines. If you have no property to declare in any particular category, write, "none."

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

1. Cars, trucks, motorcycles or other vehicles

☐ He owned these vehicles *before* marriage:

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

☐ He received these vehicles as a gift or inheritance *during* the marriage:

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

2. Other Money or Personal Property *(not real property, such as a house or piece of land)*

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

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

Husband received the following money from a lawsuit *during* the marriage. This money was not compensation for lost wages: *(List money you received from a lawsuit but do not include money for lost wages.)*

Community Property

The Court ORDERS that Husband gets the following property as his sole and separate property, and Wife conveys (*gives*) to Husband her interest in such property, and Wife is divested of (*loses*) all right, title, interest and claim in and to that property.

Wife IS ORDERED to sign any documents needed to transfer any personal property listed below to Husband. Husband is responsible for preparing the documents.

3. All PERSONAL property in Husband's care, custody or control, or in Husband's name, that this Order does not give to Wife.
4. All of Husband's employment benefits, including retirement, pension, profit-sharing, and stock option plans that are in his name alone, along with all individual retirement accounts, such as IRA's, that are in his name alone. *(Note: If you want to divide retirement or employment benefits do NOT use this form. You will need additional forms. Talk to an attorney.)*
5. All of Husband's cash and money in any bank or other financial institution listed in Husband's name alone.
6. Any insurance policy that covers Husband's life.
7. Husband's cars, trucks, motorcycles or other vehicles listed below:

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

8. Husband will keep the following personal property still held jointly: *(For example, a bank account, but not real property such as a house or land.)*

Husband's Debts

(If you do not want Husband to pay these debts, do NOT use this form.)

Husband shall pay the debts listed below:

9. All taxes, bills, liens, and other charges, present and future, for all personal property that are in Husband's name alone or that this Order gives to Husband alone, unless this Order requires otherwise.
10. Any debt Husband incurred after separation. Date of separation: _____

Month Day Year
11. The balance due on any loan for any vehicles that this Order gives to Husband alone.
12. The other debts listed below which are not in Husband's name alone (such as credit cards, student loans, medical bills, income taxes):

Wife's Property

Wife's Separate Property

Fill in all lines. If you have no property to declare in any particular category, write, "none."

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

1. Cars, trucks, motorcycles or other vehicles

☐ She owned these vehicles *before* marriage:

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

☐ She received these vehicles as a gift or inheritance *during* the marriage:

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

2. Other Money or Personal Property *(not real property, such as a house or piece of land.)*

Wife owned the following money or personal property *before* marriage:

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

Wife received the following money from a lawsuit *during* the marriage. This money was not compensation for lost wages: *(List money you received from a lawsuit but do not include money for lost wages.)*

Community Property

The Court ORDERS that Wife gets the following property as her sole and separate property, and Husband conveys (*gives*) to Wife his interest in such property, and Husband is divested of (*loses*) all right, title, interest, and claim in and to that property.

Husband IS ORDERED to sign any documents needed to transfer any personal property listed below to Wife. Wife is responsible for preparing the documents.

3. All PERSONAL property in Wife's care, custody, or control, or in Wife's name, that this Order does not give to Husband.
4. All of Wife's employment benefits, including retirement, pension, profit-sharing, and stock option plans that are in her name alone, along with all individual retirement accounts, such as IRA's, that are in her name alone. *(Note: If you want to divide retirement or employment benefits do NOT use this form. You will need additional forms. Talk to an attorney.)*
5. All Wife's cash and money in any bank or other financial institution listed in Wife's name alone.
6. Any insurance policy that covers Wife's life.
7. Wife's cars, trucks, motorcycles or other vehicles listed below:

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

8. Wife will keep the following personal property still held jointly: *(For example, a bank account, but not real property such as a house or land.)*

Wife's Debts

(If you do not want Wife to pay these debts, do NOT use this form.)

Wife shall pay the debts listed below:

9. All taxes, bills, liens, and other charges, present and future, for all personal and real property that are in Wife's name alone or that this Order gives to Wife alone, unless this Order requires otherwise.
10. Any debt Wife incurred after separation. Date of separation _____

Month
Day
Year
11. The balance due on any loan for any vehicles that this Order gives to Wife alone.
12. The other debts listed below, which are not in Wife's name alone (such as credit cards, student loans, medical bills, income taxes):

7. 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.)

8. Name Change

The Court changes the name of the:

(Check all boxes that apply)

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

First Middle Last

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

First Middle Last

9. Court Costs

The costs of court are to be borne by the party who incurred them to the extent the party is required to pay such costs.

10. Other Orders

The court has the right to make other orders, if needed, to clarify or enforce the orders above. Any orders requested that do not appear above are denied.

Judge's Name

Judge's signature

Date of Judgment

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

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

Petitioner's Name (print)

Phone number

Respondent's Name (print)

Phone number

Petitioner's Signature

Date

Respondent's Signature

Date

Mailing Address

Mailing Address

WARNING: Without the advice and help of an attorney, you may be putting yourself, your children, personal property, and money at risk. To get a referral to an attorney, call the State Bar of Texas Lawyer Referral Information Service at 1-800-252-9690. If you or your child is a victim of domestic violence, you can get legal help by calling 1-800-374-4673.

Print court information exactly as it appears on your Original Petition for Divorce.

(Print your answers in blue ink)

Cause Number: _____

IN THE MATTER OF THE MARRIAGE OF

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

In the (check one):

(Court Number) ☐ District Court ☐ County Court of:

And

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

(County) County, Texas

**Certificate of Last Known Mailing Address
(No Minor Children, No Real Property)**

I, _____, certify that the last known mailing
Your full name
address that I have for Respondent, _____, is:
Spouse's full name

Spouse's Mailing Address

City

State

Zip

Telephone

Fax



Party's Signature (Sign your name)

WARNING: Without the advice and help of an attorney, you may be putting yourself, your children, personal property, and money at risk. To get a referral to an attorney, call the State Bar of Texas Lawyer Referral Information Service at 1-800-252-9690. If you or your child is a victim of domestic violence, you can get legal help by calling 1-800-374-4673.

Print court information exactly as it appears on your Original Petition for Divorce.

(Print your answers in blue ink)

Cause Number: _____

IN THE MATTER OF THE MARRIAGE OF

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

In the *(check one)*:

(Court Number) ☐ District Court ☐ County Court of:

And

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

(County) County, Texas

**Notice of Change of Address
Divorce (No Minor Children, No Real Property)**

I, _____, certify that I am party to the above-styled
Print your full name
cause. My address has changed. I request that the Court's records be updated accordingly.

My new address is as follows:

Mailing Address

City

State

Zip

Telephone

Facsimile

▶ _____
Party's Signature *(Sign your name)*

Certificate of Service

I gave or have given a true copy of this *Notice of Change of Address* to my spouse (and my spouse's attorney, if applicable) in person, by fax, or by certified mail, return receipt requested.

▶ _____
Party's Signature *(Sign your name)*

Date

Mr. Sheldon Foreman

By: Sheldon L. Foreman
Mr. Sheldon Foreman

Attorney for Defendant, PETROMINERALS
CORPORATION

WARNING: Without the advice and help of an attorney, you may be putting yourself, your children, personal property, and money at risk. To get a referral to an attorney, call the State Bar of Texas Lawyer Referral Information Service at 1-800-252-9690. If you or your child is a victim of domestic violence, you can get legal help by calling 1-800-374-4673.

Print court information exactly as it appears on your Original Petition for Divorce.

(Print your answers in blue ink)

Cause Number: _____

IN THE MATTER OF THE MARRIAGE OF

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

In the (check one):

☐ District Court

☐ County Court of:

(Court Number)

And

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

(County)

County, Texas

**Military Status Affidavit
Divorce (No Minor Children, No Real Property)**

State of Texas,

County of _____
(Print the name of county where this Affidavit is notarized)

The person who signed this affidavit appeared, in person, before me, the undersigned notary, and stated under oath:

1. "My name is: _____
First Middle Last

2. "The Respondent's name is: _____
First Middle Last

3. "I am the Petitioner in this case. I am an adult and of sound mind.

"I have personal knowledge of the facts stated in this affidavit.

"The facts stated in this affidavit are true and correct.

(Check all boxes that apply)

☐ "I know that the Respondent is **not** in the military because I asked the U.S. Department of Defense to check their Defense Manpower Data Center (DMDC) database. DMDC notified me that the Respondent is not on active duty in any of the armed forces.

"I attached a true copy of the DMDC verification.

(If you check this box, you **must** attach a copy of the DMDC verification. You can print a copy of the DMDC verification from this web address: <https://www.dmdc.osd.mil/appj/scra/scraHome.do>.)

☐ "I know that the Respondent is **not** now in the military because:
(List facts that you know would make your spouse ineligible for military service, such as being in prison, having a serious disability, etc.)

☐ "I do not know if the Respondent is in the military now. Because of this:

(check one)

☐ "I am willing to post a bond in case the Respondent is in the military now and is harmed by this judgment. I am able to post a bond in the amount of \$ _____."

(Print the amount of the bond you are able to post)

☐ "There is no need to post a bond, because the Respondent will not be harmed by this judgment."

Do not sign until you are in front of a notary.



Signature of Person Signing Affidavit

Date

Notary fills out below.

State of Texas, County of _____
(Print the name of county where this Affidavit is notarized)

Sworn to and subscribed before me, the undersigned notary, on this date: ____/____/20____ at ____ a.m./p.m.
month day year time circle one

by _____
(Print name of person who is signing this Affidavit. NOT the notary's name)



Notary's Signature