

Remove all highlighted explanation areas, including this one, and you will have a great decree to use for your divorce in San Antonio. This decree is formatted in the typical manner that a Bexar County, Court would expect to see.

**DISCLAIMER: You should not use this decree without the advice of an independent lawyer, to assure that your interests are protected. Using this Decree without the advice of a family lawyer could result in irreparable damages to you.**

CAUSE NO. \_\_\_\_\_

{This Cause Number Will be Provided Upon the Filing of Divorce}

IN THE MATTER OF  
THE MARRIAGE OF

{NAME},  
PETITIONER {The person that filed the  
divorce}

AND

{NAME},  
RESPONDENT {The other spouse, who did not  
file the divorce}

§  
§  
§  
§  
§  
§  
§  
§  
§  
§

IN THE DISTRICT COURT

\_\_\_\_\_ JUDICIAL DISTRICT

{The Court Number Will Be Provided  
Upon Filing}

COUNTY, TEXAS

**AGREED FINAL DECREE OF DIVORCE**

On {fill in the date the petitioner goes to court to finish the divorce} the Court heard this case.

1. Appearances

Petitioner, {NAME} appeared in person and announced ready for trial.

Respondent, {NAME} although duly and properly cited waived issuance and

Cause Number \_\_\_\_\_, Agreed Final Decree of Divorce

Page 1

**{Our Firm Can Help You Finalize Your San Antonio Divorce. Call us at (210) 271-2800 | <http://lawyerdefend.me>**  
*Cook & Cook Law Firm, PLLC does not assume any liability resulting from the use of this template and advises that this decree should be used only after the individual advice of a licensed family lawyer in San Antonio, Texas.*

service of citation by waiver duly filed herein and did not appear. *{Make sure that a waiver of service is properly filed before going to court}*.

Petitioner appeared in person and announced ready for trial. *{Although there will not be a trial, it is standard practice to have this line in a final decree, which tells the court you are ready to present the case}*

2. Record

The making of a record of testimony is waived by the parties. *{This means that a court reporter will not be writing what is stated in court, for the record}*

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 cause was filed for ninety days preceding the filing of the Petition. All persons entitled to citation were properly cited. *{This section is required by Texas Law to show the court that you have lived in San Antonio long enough for it to grant your divorce}*

4. Jury

A jury was waived and all questions of fact and of law were submitted to the Court. *{You do not need to file any papers to waive the jury}*

5. Divorce

IT IS ORDERED AND DECREED that, Petitioner, and, Respondent, are divorced and that the marriage between them is dissolved. *{This line of your decree is what grants the divorce between the Husband and Wife}*

6. Children of the Marriage

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. *{If you have children under 18 years of age, or if you and your spouse are expecting a child, this Decree will not work. Please call us at (210) 271-2800 to assist you}*

7. 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 Petitioner *{The below section lists all of the items that are given to the Petitioner. Anything unlisted is not protected. It is highly advisable to list all accounts, assets of value, insurance policies, vehicles and real property. Assets must be identified as specifically as possible to assure protection—list the last 4 of account numbers, identification numbers, etc.}*

IT IS ORDERED AND DECREED that the Petitioner, **{NAME}**, is awarded the following as her sole and separate property, and the Respondent, **{NAME}**, is divested of all right, title, interest, and claim in and to that property:

A. The following real property, including but not limited to any escrow funds, prepaid insurance, utility deposits, keys, house plans, home security access and code, garage door opener, warranties and service contracts, and title and closing documents: *{List legal description and/or address}*

B. All household furniture, furnishings, fixtures, goods, art objects, collectibles, appliances, and equipment in the possession of the Petitioner or subject to her sole control. *{This provision covers the Petitioner's "stuff", and as such you do not need to list all of your individual low value items}*

C. All clothing, jewelry, and other personal effects in the possession of the Petitioner or subject to her sole control.

D. All sums of cash in the possession of the Petitioner 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 Petitioner's sole name or from which the Petitioner has the sole right to withdraw funds or which are subject to the Petitioner's sole control. *{This will cover bank accounts that are in the Petitioner's control, and that are not otherwise specifically listed in this decree}*

E. 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 Petitioner's past, present, or future employment.

F. The balances in the following accounts:

a. \_\_\_\_\_, ending in #\_\_\_\_\_.

b. \_\_\_\_\_, ending in #\_\_\_\_\_.

G. Together with the title, insurance and keys, the following vehicle(s):

a. (Vehicle Identification Number, Model, Make Year)

b. (Vehicle Identification Number, Model, Make Year)

Property to Respondent {The below section lists all of the things of value that are given to the Respondent. Anything unlisted is not protected. It is highly advisable to list all accounts, assets of value, insurance policies, vehicles and real property. Assets must be identified as specifically as possible to assure protection—list the last 4 of account numbers, identification numbers, etc.}

IT IS ORDERED AND DECREED that the Respondent, is awarded the following as his sole and separate property, and the Petitioner, {NAME}, is divested of all right, title, interest, and claim in and to that property:

A. The following real property, including but not limited to any escrow funds, prepaid insurance, utility deposits, keys, house plans, home security access and code, garage door opener, warranties and service contracts, and title and closing documents:

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

C. All clothing, jewelry, and other personal effects in the possession of the Respondent or subject to his sole control.

D. All sums of cash in the possession of the Respondent 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 Respondent's sole name or from which the Respondent has the sole right to withdraw funds or which are subject to the Respondent's sole control.

E. 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 Respondent's past, present, or future employment.

F. The balances in the following accounts:

a. \_\_\_\_\_, ending in #\_\_\_\_\_.

b. \_\_\_\_\_, ending in #\_\_\_\_\_.

G. Together with the title, insurance and keys, the following vehicle(s):

a. (Vehicle Identification Number, Model, Make Year)

b. (Vehicle Identification Number, Model, Make Year)

Confirmation of Separate Property

IT IS ORDERED AND DECREED that the following described property is confirmed as the separate property of Respondent, {NAME}:

a. {This is a place where you list any separate property that the Respondent has, including gifts given to Respondent, inheritance, and assets gained prior to marriage}

IT IS ORDERED AND DECREED that the following described property is confirmed as

the separate property of Petitioner, {NAME}:

a. {This is a place where you list any separate property that the Petitioner has, including gifts given to Petitioner, inheritance, and assets gained prior to marriage}

### Division of Debt

#### Debts to Petitioner

IT IS ORDERED AND DECREED that the Petitioner, {NAME}, shall pay, as a part of the division of the estate of the parties, and shall indemnify and hold the Respondent and his property harmless from any failure to so discharge, these items:

A. Any and all debts, charges, liabilities, and other obligations incurred solely by the Petitioner from and after the date of separation, , unless express provision is made in this decree to the contrary.

B. All encumbrances, ad valorem taxes, liens, assessments, or other charges due or to become due on the real and personal property awarded to the Petitioner in this decree unless express provision is made in this decree to the contrary.

C. {List all applicable debts such as credit cards, personal loans, mortgages, etc. List these specifically, using the title of the loan and the last four of account numbers}

#### Debts to Respondent

IT IS ORDERED AND DECREED that the Respondent, , shall pay, as a part of the division of the estate of the parties, and shall indemnify and hold the Petitioner and her property harmless from any failure to so discharge, these items:

A. Any and all debts, charges, liabilities, and other obligations incurred solely by the Respondent from and after the date of separation, {Insert the date of separation or the date the

divorce was filed}, unless express provision is made in this decree to the contrary.

B. All encumbrances, ad valorem taxes, liens, assessments, or other charges due or to become due on the real and personal property awarded to the Respondent in this decree unless express provision is made in this decree to the contrary.

C. {List all applicable debts such as credit cards, personal loans, mortgages, etc. List these specifically, using the title of the loan and the last four of account numbers}

#### Taxes

IT IS ORDERED AND DECREED that if a refund is made for overpayment of taxes for any year during the parties' marriage through December 31 of the year preceding year of this divorce decree, each party shall be entitled to one-half of the refund, and the party receiving the refund check is designated a constructive trustee for the benefit of the other party, to the extent of one-half of the total amount of the refund, and shall pay to the other party one-half of the total amount of the refund check within five days of receipt of the refund check. Either party is ORDERED to endorse a refund check on presentation by the other party. IT IS ORDERED AND DECREED that, for the calendar year of the year of this divorce decree, each party shall file an individual income tax return in accordance with the Internal Revenue Code.

#### 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.

IT IS THE FURTHER ORDER OF THE COURT that a party awarded an asset that is

encumbered shall be solely responsible for the debt pertinent to that asset, unless specific provision is made to the contrary by the terms of this decree.

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. Court Costs

IT IS ORDERED AND DECREED that costs of court are to be borne by the party who incurred them.

10. Relief Not Granted

IT IS ORDERED AND DECREED that all relief requested in this case and not expressly granted is denied. This is a final appealable judgment disposing of all claims and all parties.

11. Name Change

The Court orders Petitioner's name be changed to {NAME} which is her prior used name.

SIGNED on \_\_\_\_\_, 20\_\_.

---

JUDGE PRESIDING

**APPROVED AND CONSENTED TO**

Cause Number \_\_\_\_\_, Agreed Final Decree of Divorce

Page 9

**{Our Firm Can Help You Finalize Your San Antonio Divorce. Call us at (210) 271-2800 | <http://lawyerdefend.me>**  
*Cook & Cook Law Firm, PLLC does not assume any liability resulting from the use of this template and advises that this decree should be used only after the individual advice of a licensed family lawyer in San Antonio, Texas.*

**AS TO BOTH FORM AND SUBSTANCE:**

*{Sign and Bring Original Decree to Court, with 2 Copies}*

By: \_\_\_\_\_  
{NAME}, Petitioner

By: \_\_\_\_\_  
{NAME}, Respondent