

1 Your Name: \_\_\_\_\_

2 Address: \_\_\_\_\_

3 \_\_\_\_\_

4 Telephone: \_\_\_\_\_

5 Acting In Proper Person

6 IN THE SIXTH JUDICIAL DISTRICT COURT OF THE STATE OF NEVADA

7 IN AND FOR THE COUNTY OF HUMBOLDT

8  
9  
10 \_\_\_\_\_,

11 Plaintiff,

12 vs.

13 \_\_\_\_\_,

14 Defendant

Case No.: \_\_\_\_\_

Dept. No.: \_\_\_\_\_

15  
16 **FINDINGS OF FACT, CONCLUSIONS OF LAW, AND**  
17 **DECREE OF DIVORCE**  
18 **(With Children)**

19 This matter having been submitted by the Plaintiff, acting in proper person, to the Court  
20 for a Default Decree; and,

21 An Affidavit of Resident Witness having been filed on behalf of Plaintiff; and,

22 The Defendant, having been duly served as follows:

23 ***(Initial only ONE of the following statements and print N/A in the space not initialed)***

24 \_\_\_\_\_ The Defendant was personally served with a copy of the Summons and  
25 Complaint, and the Return of Service has been previously filed with the Court.  
26  
27

1 \_\_\_\_\_ The Defendant was served by publication and the Proof of Publication has  
2 been previously filed with the Court.

3 The Defendant, having filed no response or answer to the Summons and Complaint; and,  
4 A Default having been taken against the Defendant; and

5 This Court having reviewed all documents and finding them in order, and being fully  
6 advised and for good cause shown, enters this Findings of Fact, Conclusions of Law, and Decree  
7 of Divorce.  
8

9 **FINDINGS OF FACT**

10 1. The parties were married on \_\_\_\_\_, in  
11 (Date of Marriage)  
12 \_\_\_\_\_, and Plaintiff has been physically  
13 (Place of Marriage)  
14 present in the State of Nevada for a period in excess of six weeks prior to the filing  
15 of this action, and plans to continue to make Nevada his/her home for an indefinite  
16 period of time.

17 2. The Parties are incompatible in marriage and no reconciliation is possible.

18 3. There are \_\_\_\_\_ minor children of the marriage, namely;

19 NAME

DATE OF BIRTH

<u>NAME</u>	<u>DATE OF BIRTH</u>
_____	_____
_____	_____
_____	_____
_____	_____

25 4. The children \_\_\_\_\_ residents of the State of Nevada and the State of Nevada  
26 (are or are not)  
27 \_\_\_\_\_ their habitual residence.  
28 (is or is not)

1           5. The children must live in the State of Nevada for at least 6 months for the Court to  
2 have jurisdiction. This Court \_\_\_\_\_ have jurisdiction to enter custody and visitation  
3 orders regarding the minor children.  
4

5 ***If this Court does have jurisdiction, initial statement 6. If this Court does not have***  
6 ***jurisdiction to enter custody and visitation orders, print "N/A" in space 6.***

7  
8           6. \_\_\_\_\_ The custody and visitation provisions as outlined in the Plaintiff's  
9 Complaint are in the best interest of the child(ren).

10           7. The children must live in the State of Nevada for at least 6 months for the Court to  
11 have jurisdiction. This Court \_\_\_\_\_ have jurisdiction to enter child support orders  
12  
13 (does or does not)  
14 regarding the minor children.

15 ***If this Court does not have jurisdiction to enter child support orders, print "N/A"***  
16 ***in paragraph 8 and 9.***  
17 ***If this Court does have jurisdiction to enter child support orders, Paragraphs 8 and***  
18 ***9 MUST BE FILLED IN.***

19           8. \_\_\_\_\_ has a child support obligation of \_\_\_\_\_ of their  
20 (Plaintiff or Defendant) (Statutory Percentage)  
21 gross income.

22           9. This Court finds that a deviation \_\_\_\_\_ appropriate in this case because  
23 (is or is not)  
24  
25  
26  
27  
28

1  
2 10. The community assets and community debts are addressed in Plaintiff's Complaint.

3 11. The issue of spousal support is addressed in Plaintiff's Complaint.  
4

5  
6 **CONCLUSIONS OF LAW**

7 The Sixth Judicial District Court of the State of Nevada, In and For the County of  
8 Humboldt, has jurisdiction over all matters and parties in this case to enter this Decree of  
9 Divorce.

10 The Sixth Judicial District Court of the State of Nevada \_\_\_\_\_ the  
11 (has or does not have)  
12 initial and continuing jurisdiction under the UCCJA, UCCJEA, and PKPA to issue order  
13 concerning the care, custody, and control of the minor children.

14 The Sixth Judicial District Court of the State of Nevada \_\_\_\_\_ the  
15 (has or does not have)  
16 jurisdiction to enter orders concerning child support of the minor child(ren).

17 **DECREE OF DIVORCE**

- 18 1. The Plaintiff is hereby granted a Final Decree of Divorce on the grounds of  
19 incompatibility and the bonds of matrimony now existing between the parties are  
20 hereby dissolved and each of them is restored to the state of an unmarried person.  
21 2. The distribution of community assets and community debts as set forth in  
22 Plaintiff's Complaint, is hereby affirmed.  
23

24 ***Either initial 3(a) or fill in 3(b). Complete only ONE of the provisions and enter***  
25 ***"N/A" in the other.***  
26

1 3(a). \_\_\_\_\_ No spousal support is appropriate in this matter, therefore, no  
2 spousal support shall be ordered.

3 3(b). \_\_\_\_\_ Spousal support in the amount of \$ \_\_\_\_\_ per month for a  
4 period of \_\_\_\_\_ starting on \_\_\_\_\_ is hereby awarded to the Plaintiff.  
5  
6  
7

8 ***Either initial 4(a) or fill in 4(b). Complete only ONE of the provisions  
9 and enter "N/A" in the other.***  
10

11  
12 4(a). \_\_\_\_\_ The custody and visitation provisions concerning the minor  
13 child(ren) as stated in Plaintiff's Complaint filed herein are hereby affirmed and incorporated  
14 into this Decree as though fully set forth.

15 ***OR***

16  
17 4(b). \_\_\_\_\_ This court does not have the jurisdiction to enter orders  
18 regarding the custody and visitation of the minor child(ren).  
19

20 ***Fill in either 5(a) or 5(b), whichever is applicable in our case. Complete only ONE of  
21 the provisions and enter "N/A" in the other spaces.***  
22

23  
24 5(a). Defendant is hereby ordered to pay ongoing child support in the amount of  
25 \$ \_\_\_\_\_ per month, per child, for a total of \$ \_\_\_\_\_ per month. Said child  
26 support obligation is to continue for each child until the child reaches the age of 18 years or is  
27 otherwise emancipated. However, if the child is still attending high school when reaching the age  
28

1 of 18 years, the obligation shall continue until that child reaches the age of 19 years or graduates  
2 from high school, whichever occurs first. The child support shall be due and owing on or before  
3 the \_\_\_\_\_ day of each month. This Court retains jurisdiction to establish any arrears  
4 that may be due and enter a judgement thereon.  
5

6 **OR**

7 5(b). \_\_\_\_\_ This Court does not have jurisdiction to enter child support  
8 orders at this time.

9 6. A wage assignment \_\_\_\_\_ immediately issue for the ongoing support  
10 (shall or shall not)  
11 obligation.

12 7. \_\_\_\_\_ shall maintain the health insurance on the child. Any health  
13 (Plaintiff or Defendant)  
14 expenses incurred on behalf of the children that are not covered by insurance shall be equally  
15 divided between the parties.

16 **PENALTY FOR VIOLATION OF ORDER:**

17 THE ABDUCTION, CONCEALMENT, OR DETENTION OF A CHILD IN VIOLATION OF  
18 THIS ORDER IS PUNISHABLE AS A CATEGORY D FELONY AS PROVIDED BY NRS  
19 193.130. NRS 200.359 provides that every person having a limited right of custody to a child or  
20 any parent having no right of custody to the child who willfully detains, conceals, or removes the  
21 child from a parent, guarding, or other person having lawful custody or a right of visitation of the  
22 child in violation of an order of this Court, or removes the child from the jurisdiction of the  
23 Court without the consent of either the Court or all persons who have the right to custody or  
24 visitation is subject to being punished for a category D felony as provided in NRS 193.130. The  
25  
26  
27  
28

*Number 8 is to be filled in ONLY if Plaintiff wishes to return to their  
former name. If Plaintiff does not wish to return to their former name, print "N/A"  
in the space.*

1 terms of the Hague Convention of October 25, 1980, adopted by the 14<sup>th</sup> session of the Hague  
2 Conference on Private International Law, apply if a parents abducts or wrongfully retains a child  
3 in a foreign country.  
4

5  
6 8. Plaintiff is hereby restored to the former name of

7 \_\_\_\_\_

8 **THIS IS A FINAL DECREE**

9 DATED this \_\_\_\_\_ day of \_\_\_\_\_, \_\_\_\_\_.  
10

11  
12 \_\_\_\_\_  
13 DISTRICT JUDGE  
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