

McKell Danielle Nelson
Name
137 North 800 West
Address
Springville, Utah 84663
City, State, Zip
801-471-6650
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In the Court of Utah

FOURTH Judicial District UTAH County

Court Address 137 NORTH FREEDOM BOULEVARD, PROVO, UT 84606

In the Matter of (select one)

☒ the Marriage of (for a divorce with
or without children, annulment,
separate maintenance, or
temporary separation case)

McKell Danielle Nelson

(name of Petitioner)

and

Cortney Robert Nelson

(name of Respondent)

Other parties (if any)

Divorce Decree

264401196

Case Number

GRAF JR, TONY F

Judge

ITO, MARIAN

Commissioner (domestic cases)

The court decrees:

Divorce

1. McKell Danielle Nelson is granted a divorce based on the Declaration of Jurisdiction and Grounds signed by McKell Danielle Nelson. The divorce will become final upon entry of the divorce decree.

Children (Utah Code 81-6-101(7))

2. **McKell Danielle Nelson** and **Cortney Robert Nelson** are the legal parents of the following children (Utah Code 81-5-102 et seq.)

a. Any unborn child listed is expected to be born within 300 days of the entry of the decree.

Minor Children

a.

Child Name: **Rockwell Wesley Nelson**

Date of Birth: **May 13, 2018**

b.

Child Name: **Violet Elizabeth Nelson**

Date of Birth: **Aug 3, 2022**

Children – Jurisdiction over custody and parent-time issues (Utah Code 81-11-101, 81-11-201, and 81-11-208)

3. Utah has jurisdiction over the custody and parent-time issues in this case because:

4. During the last five years, the minor children have lived at the following places and with the following people:

a.

Child Name: **Rockwell Wesley Nelson**

Date of Birth: **May 13, 2018**

i.

Move-out Date: **This is the child's current address**

Move-in Date: **Jun 1, 2019**

Address: **137 North 800 West, Springville, Utah 84663 United States**

(1).

Caretaker at this address: **McKell Nelson, Cortney Nelson**

Caretaker current address: **137 North 800 West, Springville, Utah 84663**

United States

b.

Child Name: **Violet Elizabeth Nelson**

Date of Birth: **Aug 3, 2022**

i.

Move-out Date: **This is the child's current address**

Move-in Date: **Aug 3, 2022**

Address: **137 North 800 West, Springville, Utah 84663 United States**

(1).

Caretaker at this address: **McKell Nelson, Cortney Nelson**

Caretaker current address: **137 North 800 West, Springville, Utah 84663**

United States

Children – Other court proceedings

(Utah Rule of Civil Procedure 100; Utah Uniform Child Custody Jurisdiction and Enforcement Act, UCCJEA, Utah Code 81-11-101 et seq.; Utah Uniform Interstate Family support Act, UIFSA, Utah Code 81-8-102 et seq.)

I say the following:

5. There are no custody, child support, or parent-time cases about **McKell Danielle Nelson** and **Cortney Robert Nelson**'s minor children in any court or government agency. This includes filed, pending, and completed cases.
6. **McKell Danielle Nelson** and **Cortney Robert Nelson** have physical custody of our child(ren), and are the only people who have custody, child support, and parent-time rights to our child(ren).

PARENTING PLAN

This Parenting Plan is being filed in good faith.

This parenting plan is agreed to by **McKell Danielle Nelson** and **Cortney Robert Nelson**.

Children - custody

(Utah Code Title 81, Chapter 9, Part 3)

7. It is in the children's best interest that the parties be awarded Joint Legal and Joint Physical Custody. **McKell Danielle Nelson** is filing this Parenting Plan and verifies the plan is filed in good faith.
8. The children should reside in **McKell Danielle Nelson**'s home **209** overnights each year and in **Cortney Robert Nelson**'s home **156** overnights each year.

Parent-time

9. The parents will follow a custom parent-time schedule:

The parents will follow a custom parent-time schedule.

a. **Week 1- Overnights Sunday: Cortney Robert Nelson Monday: Cortney Robert Nelson Tuesday: McKell Danielle Nelson Wednesday: McKell Danielle Nelson Thursday: McKell Danielle Nelson Friday: Cortney Robert Nelson Saturday: Cortney Robert Nelson Week 2- Overnights Sunday: Cortney Robert Nelson Monday: Cortney Robert Nelson Tuesday: McKell Danielle Nelson Wednesday: McKell Danielle Nelson Thursday: McKell Danielle Nelson Friday: McKell Danielle Nelson Saturday: McKell Danielle Nelson**

Parent-time for special occasions

10. The parents will follow the schedule for special occasions below. If there is more than one child and the children's school schedules vary for purpose of a holiday, at the option of the parent exercising the holiday or the parent's half of the holiday, the children may remain together for the holiday period beginning the first evening that all children's schools are let out for the holiday and ending the evening before any child returns to school. (Utah Code 81-9-302, 303).

Holiday	Period	Cortney Robert Nelson	McKell Danielle Nelson
Labor Day	(1) Holiday begins on Friday at: (a) 9 a.m. if school is not in session and the parent can be with the child; (b) the time that school is regularly dismissed; or (c) 6 p.m. at the election of the parent granted the holiday. (2) Holiday ends at 7 p.m. on Labor Day.	Odd years	Even years
Columbus Day	(1) Holiday begins at 6 p.m. on the day before Columbus Day. (2) Holiday ends at 7 p.m. on Columbus Day.	Even years	Odd years
Fall Break	(1) Holiday begins 6 p.m. on the day that school dismisses for fall break. (2) Holiday ends at 7 p.m. on the day before school resumes.	Odd years	Even years
Halloween	(1) Holiday begins on October 31st or the day that Halloween is traditionally celebrated in the local community: (a) at the time that school is dismissed; or (b) at 4 p.m. if there is no school. (2) Holiday ends at 9 p.m. on the same day the holiday begins.	Even years	Odd years
Veterans Day	(1) Holiday begins at 6 p.m. on the day before Veterans Day. (2) Holiday ends at 7 p.m. on Veterans Day.	Odd years	Even years
Thanksgiving Break	(1) Holiday begins on Wednesday at: (a) 6 p.m.; or (b) the time school is regularly dismissed for Thanksgiving at the election of the parent granted the holiday. (2) Holiday ends at 7 p.m. on day before school resumes.	Even years	Odd years
Winter Break (First Half)	(1) Holiday begins at: (a) 6 p.m. on the day that school dismisses for winter break; or (b) the time school is regularly dismissed on the day that school dismisses for winter break at the election of the parent granted the holiday. (2) Holiday ends on December 27th at 7 p.m.	Odd years	Even years
Winter Break (Second Half)	(1) Holiday begins on December 27th at 8:30 p.m. (2) Holiday ends at 8:30 p.m. on the day before school resumes after the winter break.	Even years	Odd years
Dr. Martin Luther King Jr. Day	(1) Holiday begins Friday at: (a) 9 a.m. if school is not in session and the parent can be with the child; (b) the time that school is regularly dismissed; or (c) 6 p.m. at the election of the parent granted the holiday. (2) Holiday ends at 7 p.m. on Dr. Martin Luther King Jr. Day.	Odd years	Even years
President's Day	(1) Holiday begins Friday at: (a) 9 a.m. if school is not in session and the parent can be with the child; (b) the time that school is regularly dismissed; or (c) 6 p.m. at the election of the parent granted the holiday.	Even years	Odd years

Holiday	Period	Cortney Robert Nelson	McKell Danielle Nelson
	(2) Holiday ends at 7 p.m. on the day before school resumes.		
Spring Break	(1) Holiday begins at 6 p.m. on the day that school dismisses for spring break. (2) Holiday ends at 7 p.m. on the day before school resumes.	Odd years	Even years
Memorial Day	(1) Holiday begins Friday at: (a) 9 a.m. if school is not in session and the parent can be with the child; (b) the time that school is regularly dismissed; or (c) 6 p.m. at the election of the parent granted the holiday. (2) Holiday ends at 7 p.m. on Memorial Day.	Even years	Odd years
Mother's Day	(1) Holiday begins on Mother's Day at 9 a.m. (2) Holiday ends on Mother's Day at 7 p.m.	All years: McKell Danielle Nelson is the mother	
Father's Day	(1) Holiday begins on Father's Day at 9 a.m. (2) Holiday ends on Father's Day at 7 p.m.		All years: Cortney Robert Nelson is the father
Summer Break	McKell Danielle Nelson will have up to two weeks of uninterrupted extended summer Parent-time when school is not in session, at the option of McKell Danielle Nelson. McKell Danielle Nelson will have an additional two weeks of extended Summer Parent-time at the option of McKell Danielle Nelson, subject to weekday parent-time for Cortney Robert Nelson, but not weekends normally exercised by Cortney Robert Nelson. McKell Danielle Nelson will notify Cortney Robert Nelson of the summer break extended parent-time by May 1 each year. Cortney Robert Nelson will also have two weeks of uninterrupted extended parent time when school is not in session, at the option of Cortney Robert Nelson. Cortney Robert Nelson will notify McKell Danielle Nelson of the summer break extended parent-time by May 15 each year. If the notification by McKell Danielle Nelson is not timely, Cortney Robert Nelson may determine the schedule for extended parent-time for McKell Danielle Nelson, so long as Cortney Robert Nelson has provided timely notice. If neither parent provides timely notice, the first parent to provide notice may determine the schedule of extended parent-time for the other parent.	Odd years	Even years
Juneteenth National Freedom Day	(1) Holiday begins at: (a) 6 p.m. on the day before Juneteenth National Freedom Day if the day before Juneteenth National Freedom Day is not Father's Day; or (b) 9 a.m. on Juneteenth National Freedom Day if the day before Juneteenth National Freedom Day is Father's Day. (2) Holiday ends at 6 p.m. on the day following Juneteenth National Freedom Day.	Even years	Odd years
Independence Day	(1) Holiday begins on July 3rd at 6 p.m. (2) Holiday ends on July 5th at 6 p.m.	Odd years	Even years
Pioneer Day	(1) Holiday begins on July 23rd at 6 p.m. (2) Holiday ends on July 25th at 6 p.m.	Even years	Odd years
Day of Child's Birthday	(1) Holiday begins at 3 p.m. (2) Holiday ends at 9 p.m. (3) A parent may bring other siblings along for the child's birthday.	Even years	Odd years
Day Before or After Child's Birthday	(1) Holiday begins at 3 p.m. (2) Holiday ends at 9 p.m. (3) A parent may bring other siblings along for the child's birthday.	Odd years	Even years

Holiday	Period	Cortney Robert Nelson	McKell Danielle Nelson
Cortney Robert Nelson's Birthday	Cortney Robert Nelson will have parent-time each year on Cortney Robert Nelson's birthday from 3:00 p.m. until the following morning when Cortney Robert Nelson delivers the child to school, or 8:00 a.m. if there is no school. Birthdays take precedence over holidays and extended parent-time, except Mother's Day and Father's Day. Birthdays do not take precedence over uninterrupted parent-time if the parent exercising uninterrupted time takes the child away from that parent's residence for the uninterrupted extended parent-time.		All years
McKell Danielle Nelson's Birthday	McKell Danielle Nelson will have parent-time each year on McKell Danielle Nelson's birthday from 3:00 p.m. until the following morning when McKell Danielle Nelson delivers the child to school, or 8:00 a.m. if there is no school. Birthdays take precedence over holidays and extended parent-time, except Mother's Day and Father's Day. Birthdays do not take precedence over uninterrupted parent-time if the parent exercising uninterrupted time takes the child away from that parent's residence for the uninterrupted extended parent-time.	All years	

Parent-time transfers

11. Pick-up and drop-off ("transfers") of the children for parent-time will be as described below:

The parties will make arrangements for pick up, delivery and return of the children prior to each scheduled parent-time.

Curbside transfers

12. There will not be curbside transfers. The parent/person dropping-off or picking-up a child may accompany the children to the other parent/person when parent-time transfers are made.

Decision-making

13. Each parent will make day-to-day decisions for the children during the time they are caring for the children. Either parent may make emergency decisions affecting the health or safety of the children. A parent who makes an emergency decision must share the decision with the other parent as soon as reasonably possible.

Joint decision-making. The parents will share responsibility for making major decisions about the children. If there is a disagreement, the parents will resolve the dispute as provided in the Resolving disputes section below.

Education plan

14. The school the children will attend is based on **McKell Danielle Nelson's** home residence.

15. McKell Danielle Nelson and Cortney Robert Nelson has authority to check the children out of school. McKell Danielle Nelson and Cortney Robert Nelson has access to

the children during school. If the parents cannot agree, education decisions will be made by McKell Danielle Nelson.

Communication with each other

16. Parents will communicate with each other by any method.

Communication with the children

17. The parents agree they will:

- provide age-appropriate help to the children to communicate with the other parent.
- give the children privacy during their communication with the other parent. The parents will not interfere with or monitor communication between the children and the other parent.

18. Parents and children may communicate with each other whenever the children choose.

- By any method

Records and information sharing

19. Both parents will have access to records and the ability to consult with providers regarding education, child care, and health care.

Travel by the children

20. During their parent-time, the parent may consent for the children to travel with a sports team, religious group, school group, relatives, friends, by themselves, or with others.

21. If the children will be travelling for more than **5** days, the parent arranging the travel will notify the other parent at least **14** days in advance. That parent will give the other parent the travel schedule, locations and phone numbers at least **14** days in advance. In case of emergency, the parent will provide as much notice as possible.

Child care

22. A child care provider for our children must be:

23. Other terms about child care: **Must be agreed upon from both McKell Danielle Nelson and Cortney Robert Nelson in either verbal or written means.**

Relocation of a parent (Utah Code 81-9-209)

24. If either parent moves more than 149 miles from the other, the moving parent must give the non-moving parent a written Notice of Relocation. The notice must be sent at least 60 days before the planned move.

- a. The written Notice of Relocation must include:
- Information about the move;
 - A proposed parent-time schedule; and

- A statement that the parents will not interfere with the other parent's parent-time.
- b. If the moving parent does not give the non-moving parent a Notice of Relocation, the moving parent will be in contempt of the court's order.

25. If either parent lives more than 149 miles away from the other, or if the parents live a different countries, parent-time will be as the parties agree. If they are unable to agree, the following will be the minimum parent-time for the noncustodial parent:

Relocation Schedule (Utah Code 81-9-209)

- a. in years ending in odd number, the minor children will spend the following holidays with the noncustodial parent:
 - i. Thanksgiving holiday beginning Wednesday until Sunday; and
 - ii. spring break, if applicable, beginning the last day of school before the holiday until the day before school resumes;
- b. in years ending in an even number, the minor children will spend the following holidays with the noncustodial parent:
 - i. the entire winter school break period; and
 - ii. the fall school break beginning the last day of school before the holiday until the day before school resumes; and
- c. extended parent-time equal to $\frac{1}{2}$ of the summer or off-track time for consecutive weeks. The children will be returned to the custodial home no later than seven days before school begins. This week will be counted when determining the amount of parent-time to be divided between the parents for the summer or off-track period. The parties will mutually agree on this extended time each year. If they are unable to agree, the noncustodial parent will select the dates for the extended time period.
- d. One weekend per month at the option and expense of the noncustodial parent. The noncustodial parent's monthly weekend entitlement is subject to the following restrictions.
 - i. If the noncustodial parent has not designated a specific weekend for parent-time, the noncustodial parent will receive the last weekend of each month unless a holiday assigned to the custodial parent falls on that particular weekend. If a holiday assigned to the custodial parent falls on the last weekend of the month, the noncustodial parent will be entitled to the next to the last weekend of the month.
 - ii. If a noncustodial parent's extended parent-time or parent-time over a holiday extends into or through the first weekend of the next month, that weekend will be considered the noncustodial parent's monthly weekend entitlement for that month.
 - iii. If a child is out of school for teacher development days or snow days after the children begin the school year, or other days not included in the list of holidays in Subsection (5) and those days are contiguous with the noncustodial parent's monthly weekend parent-time, those days will be included in the weekend parent-time.
- e. The custodial parent is entitled to all parent-time not specifically allocated to the noncustodial parent.

26. If either parent lives more than 149 miles away from the other or the parents live in

separate countries, costs for the children's travel expenses for parent-time will be paid by the **the parent who moved**.

27. If a parent has been found in contempt for not being current on all support obligations, and they do not have primary physical care of the child, they will be responsible for the child's related travel expenses.

28. Reimbursement for the child's travel expenses must be made within 30 days of receipt of documents detailing those expenses.

Resolving disputes

29. If the parents need to resolve a dispute regarding the children, they will discuss the issues in good faith and try to reach an agreement based on what is best for their children. If the parents are unable to agree, they will go to the following before bringing the issue to the court:

a. **Mediation**

Changing the plan

This plan remains in effect until changed. A change comes from a modification of a court order.

30. A joint physical custody arrangement may result in denial of cash assistance under the Employment Support Act, Title 35A, Chapter 3, of the Utah Code.

END OF PARENTING PLAN

Income: Petitioner (McKell Danielle Nelson) (Utah Code 81-6-203)

31. **McKell Danielle Nelson's** gross monthly income for child support purposes is **\$9320**. **McKell Danielle Nelson** receives the following gross monthly income:

Income: Respondent (Cortney Robert Nelson) (Utah Code 81-6-203)

32. **Cortney Robert Nelson's** gross monthly income for child support purposes is **\$5287**. **Cortney Robert Nelson** receives the following gross monthly income:

33. The adjusted gross monthly income for **Cortney Robert Nelson** is **\$5287**.

Child support (Utah Code Title 81, Chapter 6, Parts 1 and 2)

34. It is in the best interest of the children that **Cortney Robert Nelson** be ordered to pay child support to **McKell Danielle Nelson** as follows:

a. **\$187.00** per month base support. This amount complies with the Utah Child Support Act.

35. Once a child is no longer eligible to receive child support, the support amount for the eligible children should be recalculated using the child support worksheet (Utah Code Title 81, Chapter 6, Parts 1 and 2). The parties may not divide the base child support award by the number of children and subtract that amount from the prior child support amount.

36. The **joint** custody worksheet was used to calculate child support.
37. The base child support amount using the joint custody calculation is **\$187** per month.

Child support reduction for extended parent-time

38. If a child lives with the non-custodial parent by court order or written agreement of the parties for:

- 25 of any 30 consecutive days, base child support will be reduced by 50% for each child who lives with the non-custodial parent during that time. (Utah Code 81-6-211(1)(a)).
- 12 of any 30 consecutive days, base child support will be reduced by 25% for each child who lives with the non-custodial parent during that time. (Utah Code 81-6-211(1)(b)).

The custodial parent's normal parent-time and holiday parent-time do not count as an interruption of the consecutive day requirement.

39. If a child receives cash assistance through the T.A.N.F. or F.E.P. programs, any agreement by the parties to reduce child support during extended parent-time must be approved by the Office of Recovery Services.

40. Child support will be paid as follows:

Venmo

41. The issue of past-due child support may be decided by future court or administrative action.

42. **McKell Danielle Nelson** and **Cortney Robert Nelson** will each pay half of any ORS fee.

- a. If a fee is withheld from payments to **McKell Danielle Nelson**, **Cortney Robert Nelson** will reimburse **McKell Danielle Nelson** for half the fee.

43. The parties must notify each other within 30 days of any change in their income.

44. The Office of Recovery Services (<https://ors.utah.gov/>) provides services to individuals who are seeking assistance in the collection or enforcement of child support orders.

Dependent children for tax purposes

45. The parents may claim the parties' children as dependents/exemptions for tax purposes as follows:

46. **Cortney Robert Nelson** may claim the parties' children as dependents/exemptions for tax purposes in odd numbered years. **McKell Danielle Nelson** may claim the parties' children as dependents/exemptions for tax purposes in even numbered years.

Child health care (Utah Code 81-6-208)

47. The parties must provide health care coverage for the medical expenses of the dependent children. Health care coverage means coverage under which medical services are provided to a dependent child through: fee for service, a health maintenance

organization, a preferred provider organization, any other type of private health insurance, or public health care coverage. Utah Code 81-6-101(14),

48. Both parents must maintain medical, hospital, and dental care insurance for the dependent children if it is available at reasonable cost. If medical insurance is not available at reasonable cost then both parents must ensure the children have health care coverage. This may require applying for public health care coverage, such as CHIP or Medicaid.

a. If, at any time, a dependent child is covered by the medical, hospital, or dental insurance plans of both parents, the coverage will be as follows:

- **McKell Danielle Nelson's** insurance will be primary coverage.
- **Cortney Robert Nelson's** insurance will be secondary coverage.

b. If a parent remarries and that parent's dependent child is not covered by that parent's health, hospital, or dental insurance plan but is covered by a step-parent's plan, the coverage will be as follows:

- **McKell Danielle Nelson's** spouse's insurance will be primary coverage.
- **Cortney Robert Nelson's** spouse's insurance will be secondary coverage.

c. Both parties will equally share the out-of-pocket costs of the insurance premiums.

d. Both parties will equally share all uninsured and unreimbursed medical and dental expenses that are reasonable and necessary. This includes deductibles, co-insurance, and co-payments paid by a party for the dependent children.

e. The party who pays health care expenses must provide the other party written verification of the cost and payment within 30 days.

f. If a party does not follow this order and provide written verification, they may not be able to receive credit for health care expenses or recover the other party's share of the expenses.

g. On or before January 2 of each year, the party ordered to maintain coverage must provide verification of coverage to the other party, and ORS, if they are involved.

h. If there is any change in coverage, within 30 days of the change the party ordered to maintain coverage must notify the other party and ORS, if they are involved.

Child care expenses (Utah Code 81-6-209)

49. Both parties will equally share all reasonable work, career, or occupational training-related child care expenses.

a. The party who pays child care expenses must provide the other party written verification of the cost and identity of the child care provider. This must be done when a provider is first hired, and any time the other party asks for the information. The party incurring or paying child care expenses must notify the other party of any change of a child care provider or monthly expense. This must be done within 30 calendar days of the change.

b. The party not directly paying for child care must pay their share of child care expenses as soon as they receive verification of the expenses.

c. If a party does **not** follow the order and provide written verification, they may not receive credit for work, career, or occupational training-related child care expenses or recover the other party's share of the expenses.

Public assistance statement – Office of Recovery Services (ORS) (Utah Code 81-6-106(2)-(3))

50. Neither party has received or is receiving public assistance from the State of Utah.

Personal property (Utah Code Title 81, Chapters 1, 4, 6, and 9)

51. All personal property not addressed in the divorce should be divided as the parties have already divided it.

Debts

52. The parties are not aware of any debts from the marriage. If any debts exist, each debt will be the responsibility of the party who incurred the debt.

Real property

53. The parties do not have any real property that is marital property. The parties do not need a court order about real property.

Alimony

54. Neither party will pay alimony.

Retirement money

55. The parties do not need a court order about retirement money.

Duty to sign documents

56. The parties will sign all documents necessary to comply with the divorce decree within 60 days from entry of the decree. If a party fails to sign a document within 60 days, the other party may ask the court to appoint someone to sign the document. (Utah Rule of Civil Procedure 70)

Judge's signature may instead appear at the top of the first page of this document.

7/27/2026
Date

Signature




Judge

Judge

Signature



Date

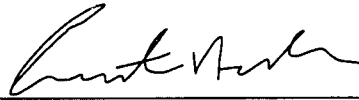
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Commissioner _____

Approved as to Form.

Other Party
Signature ►



Other Party
Name

Cortney Robert Nelson

Certificate of Service

I certify that I filed with the court and am serving a copy of this Divorce Decree on the following people.

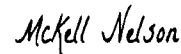
a.

Name: **Cortney Nelson**
Method of service: **Email**
Address: **cortneyrules@gmail.com**
Date of Service: **Jul 11, 2026**

07/11/2026

Date

Signature ►



Printed
Name

McKell Nelson