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7-13-04 9:31am KS

IN THE FOURTH JUDICIAL DISTRICT COURT, UTAH COUNTY
STATE OF UTAH

MELIDA A. GRANADOS, Petitioner, vs. MARVIN R. GRANADOS, Respondent.	DECREE OF DIVORCE AND JUDGMENT Civil No. 044400653 Division _____

This matter came before the Court on Petitioner's motion. The Court notes that the statutory 90-day period has expired, Petitioner has filed a Complaint for Divorce and Respondent has signed an Acceptance of Service, without filing any responsive pleadings, and thereby Respondent has waived the opportunity to answer, and the Decree of Divorce can issue according to the terms of the Complaint for Divorce. The Court, having reviewed the file and being fully advised in the premises, and having entered its Findings of Fact and Conclusions of Law, hereby

ORDERS, ADJUDGES and DECREES:

1. Plaintiff is awarded a Decree of Divorce on the grounds of irreconcilable differences and willful desertion, to become absolute and final upon signature and entry herein.

2. Petitioner shall be awarded sole custody of the parties' minor children, namely, Ruben Alfonso Granados (born 1/13/1984), Luz Stella Granados (born 9/22/1991) and Crystal Joani Granados (born 9/18/1993). Petitioner is a fit and proper person to be awarded sole custody of the minor children.

3. Respondent shall be awarded the marital home located at 2311 N. 850 W., Provo,

Utah.

A. Petitioner shall pay and assume responsibility for the mortgage debt on the home.

B. Respondent shall be required to arrange for the home loan to be transferred to the name of Petitioner as payor on the debt.

4. Respondent is permitted visitation rights, according to applicable law, with the parties' children, but only to the extent the children desire the same, and prior notice and permission is obtained from Petitioner.

A. Respondent is enjoined from using abusive or degrading language towards Petitioner in the presence of the children, or from using any such language directed towards the children.

5. Petitioner is awarded, and Respondent required to pay to Petitioner, child support in accordance with applicable law.

6. Petitioner is awarded the right to claim the parties' minor children for state and federal income tax purposes.

7. Petitioner possesses an automobile, a 1991 Infiniti G20 . Respondent shall execute the title to have it reflect the name of Petitioner.

8. Respondent is awarded, as his sole and separate property, those items of personal property and effects that he departed with when he left the marital home on or about July 25, 2002.

9. Petitioner is awarded as her sole and separate property, free and clear of any claim of Respondent, the personal property found at the marital home, 2311 N. 850 W., Provo, Utah, including, but not limited to, the following:

A. The Infiniti G20 vehicle

B. All other items of personal property in her possession and under her control,

the parties having divided the same between themselves.

C. Her effects and belongings, and those of the children.

10. Both parties are required to assume and pay in equal amounts the following debts and obligations:

A. The second mortgage on the marital home taken out with Community Credit Union.

B. The Visa credit card account (used to purchase a series of books)

C. The medical bills incurred by Petitioner for Orthopedic rehabilitation at Utah Valley Regional Medical Center on or about May 2002.

11. The parties shall be responsible for their own debts and liabilities accrued on or after July 25, 2002.

12. In the event any other debts are discovered and not listed above, the party who incurred such debt or debts and received the benefit therefrom, should be required to assume and pay and hold the other party free and harmless from, such additional debt or debts.

13. Petitioner should be awarded her costs of Court and attorney fees incurred in connection with these proceedings, the amount of which to be proved by affidavit filed hereafter.

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

DATED THIS 12 day of July, 2004.

BY THE COURT:

District Court Judge

CERTIFICATE OF MAILING

On this 28th day of June, 2004, a true and correct copy of the foregoing Decree of Divorce and Judgment was mailed postage prepaid to Respondent at: 443 N. Barbara Ave., Azusa, CA 91702.

Matthew W. Jeppson, Attorney for Petitioner