

1 Case No. 99-01269D  
2 Dept. No. II

REC'D & FILED

'01 JAN 31 P 4:33

ALAN GLOVER  
CLERK

BY ~~J. HIGGINS~~ DEPUTY

3  
4  
5  
6 IN THE FIRST JUDICIAL DISTRICT COURT OF THE STATE OF NEVADA  
7 IN AND FOR CARSON CITY  
8

9 RICHARD WALTER HOLBROOK,

10 Plaintiff,

11 vs.

12 MARILYN MARY HOLBROOK,

13 Defendant.  
14

FINDINGS OF FACT, CONCLUSIONS  
OF LAW AND DECREE OF DIVORCE

15 This matter was set for trial on December 11, 2000. Counsel advised the Court  
16 that the parties had reached a settlement of issues raised in the pleadings. Counsel for the  
17 parties represent that the Findings of Fact, Conclusions of Law and Decree set forth below  
18 fully incorporate the parties agreement reached on December 11, 2000. The Court being fully  
19 advised in the premises, and good cause appearing, now enters its Findings of Fact,  
20 Conclusions of Law and Decree of Divorce as follows:

21 I.

22 FINDINGS OF FACT

- 23 1. That the parties were married on July 21, 1996, in Douglas County,  
24 Nevada;
- 25 2. That there are no minor children the issue of the marriage;
- 26 3. That the parties separated in September 1999;
- 27 4. That Plaintiff shall assume and hold the Defendant harmless from the  
28 obligation owing to his parents in the approximate amount of \$18,000.00. Defendant shall

1 assume and hold the Plaintiff harmless from the obligation owing to her parents (Bilger) in the  
2 approximate amount of \$1,900.00 and all outstanding medical debts arising out of her medical  
3 treatment. Each party agrees to hold the other party harmless on any other debts or  
4 obligations incurred by that party during the separation of the parties.

5 5. The residence and lot located at 865 Valley Vista Drive, Carson City, Nevada,  
6 shall be set aside to Plaintiff as his sole and separate property, together with the obligation  
7 thereon and he shall indemnify and hold the Defendant harmless for any further liability  
8 therefore. Plaintiff is in the process of trying to refinance the marital home. Defendant shall  
9 cooperate in executing any documents necessary to assist in the refinancing of the residence.  
10 Defendant shall Quitclaim any interest she may have in and to the marital home to the  
11 Plaintiff.

12 6. That to satisfy all financial claims between the parties, Mr. Holbrook shall pay  
13 to Mrs. Holbrook the sum of \$8,000.00, payable \$2,000.00 within thirty days and \$500.00 per  
14 month for a period of one year. The first payment hereunder shall be due sixty days from  
15 December 11, 2000. The monthly payments shall not be deductible to Plaintiff nor taxable to  
16 Defendant.

17 7. That each party shall have set aside to them those items of personal property  
18 and furnishings in their respective possession.

19 8. That the parties are incompatible in marriage.

20 9. That the Defendant wishes to be restored to the use of her former name, to-wit:  
21 Marilyn Mary Franco.

22 II.

23 CONCLUSIONS OF LAW

24 1. That this Court has jurisdiction over the parties and the issues raised in  
25 the pleadings.

26 2. That the Plaintiff is entitled to a Decree of Divorce upon the ground of  
27 incompatibility.

28 ///

III.

JUDGMENT AND DECREE OF DIVORCE

Pursuant to the foregoing Findings of Fact and Conclusions of Law, IT IS  
HEREBY ORDERED, ADJUDGED AND DECREED as follows:

1. That the parties be, and they hereby are, granted an absolute decree of  
divorce from each other upon the ground of incompatibility. That the parties be, and they  
hereby are, restored to the status of single persons;

2. That the property and debts of the parties are hereby awarded to the parties  
as set forth in the Findings of Fact above. The parties are specifically ordered to cooperate in  
the execution of any documents necessary to carry out the intended division of assets and  
debts as set forth above.

3. That Defendant be restored to the use of her former name, to-wit: Marilyn  
Mary Franco.

DATED this 31<sup>st</sup> day of January 2001  
2000.

*William C. Meddox*

DISTRICT JUDGE

SUBMITTED BY:

*Peter B. Jaquette*

Peter B. Jaquette  
Attorney for Plaintiff

APPROVED BY:

*Alan R. Erb*

Alan R. Erb  
Attorney for Defendant

CERTIFIED COPY

The document to which this certificate is attached  
is a full, true and correct copy of the original on file  
and of record in my office.

Date: January 31, 2001  
ALAN SLOVER, City Clerk and Clerk of the First  
Judicial District Court and the State of Nevada, in  
and for Carson City

By: *[Signature]* Deputy  
SEAL

COPY

REQUESTED BY  
**WESTERN TITLE COMPANY, INC.**  
IN OFFICIAL RECORDS OF  
DOUGLAS CO., NEVADA

2001 FEB -8 PM 4: 35

**0508405**  
**BK0201PG1444**

LINDA SLATER  
RECORDER  
\$10<sup>00</sup> PAID *KJ* DEPUTY