

IN THE SEVENTH JUDICIAL DISTRICT COURT OF THE STATE OF NEVADA
IN AND FOR THE COUNTY OF LINCOLN

DOLORES BUDREAU,
Plaintiff,
v.
DONALD BUDREAU,
Defendant.

No. 4911

Filed: July 12, 1975

[Signature]
Clerk

FINDINGS OF FACT, CONCLUSIONS OF LAW, JUDGMENT AND DECREE

THIS CAUSE, having come on regularly for hearing on this 12th day of August, 1975, before the above-entitled Court sitting without a jury, a trial by jury having been waived, the Plaintiff appearing in person and by her attorney, RAYMOND FREE, Esq., of counsel, the Defendant having been duly and regularly personally served with process on the 11th day of July, 1975, in the City of Caliente, County of Lincoln, State of Nevada, the said defendant having failed to move, answer or otherwise plead to the Complaint of the Plaintiff within the time allowed by law and the default of said Defendant having been duly and regularly entered and the necessary affidavits having been filed herein according to law, and the Court having heard the testimony and evidence and having examined the proofs offered and the matter having been submitted to the Court for its decision, now makes its Findings of Fact and Conclusions of Law as follows, to-wit:

Findings of Fact and Conclusions of Law

1.

That said Plaintiff is now and for more than six (6) weeks immediately before this suit was brought and action commenced has, with the bonafide intent to make Nevada her home for an indefinite period of time, residing, been physically present and domiciled in the State of Nevada.

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2.

That Plaintiff and Defendant intermarried in Carson City, County of Ormsby, State of Nevada, on or about the 15th day of May, 1954.

3.

That there were born of the marriage two minor children, namely: Linda Suzette Budreau and Michael Gary Budreau.

4.

That Plaintiff is a fit and proper person to have the care, custody and control of the minor children.

5.

That during the course of the marriage the parties hereto did acquire community property consisting of Real Property situate in Fernley, Nevada and Caliente, Nevada, one (1) 1967 Pontiac Station Wagon, one (1) 1972 International Pickup truck, six (6) cows, two (2) calves, eight (8) horses, household furniture, one (1) camper trailer, checking account Nevada National Bank, Pioche Branch in an unknown amount, and that defendant has paid into the public employee's retirement a sum in excess of \$5,000.00.

6.

That Plaintiff is without means with which to pay her counsel fees or the costs of prosecuting this action, and that the defendant is an able-bodied man and has adequate means to provide the necessary sums of money to provide for said costs of counsel and costs of prosecuting this action and that the said defendant earns the sum of \$240.00 per week; that the sum of \$500.00 is a reasonable sum as and for attorney fees.

7.

That since said marriage, the relationship between Plaintiff and defendant has become incompatible.

As Conclusions of Law from the foregoing facts, the Court now finds that the Plaintiff is entitled to a decree of the above-en-

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1 titled Court forever dissolving the bonds of matrimony heretofore
2 and now existing between Plaintiff and Defendant, and restoring
3 them to their original status of unmarried persons.

4 LET JUDGMENT BE ENTERED ACCORDINGLY.

5 NOW, THEREFORE, IT IS HEREBY ORDERED, ADJUDGED AND DECREED that the
6 bonds of matrimony heretofore existing between the parties above-
7 named be, and the same hereby are, forever dissolved and the par-
8 ties hereto are hereby restored to their original status of unmar-
9 ried persons.

10
11 IT IS HEREBY FURTHER ORDERED, ADJUDGED AND DECREED that Lot 15,
12 Block A, Lucky Bee Subdivision, Town of Fernley, County of Lyon,
13 State of Nevada, be and the same is hereby set over to the Plain-
14 tiff as her sole and separate property.

15
16 IT IS FURTHER ORDERED, ADJUDGED AND DECREED that Lot 10, Block 1,
17 City of Caliente, County of Lincoln, State of Nevada be and the
18 same is hereby set over to the Plaintiff as her sole and separate
19 property.

20 IT IS FURTHER ORDERED that the Plaintiff be, and she is hereby
21 awarded the care, custody and control of the minor children of
22 the parties and the Defendant is to pay to the Plaintiff the sum
23 of \$100.00 per month per child as and for the support and mainten-
24 ance of the said minor children.

25
26 IT IS FURTHER ORDERED that the defendant continue to maintain his
27 health insurance policy carried with the State of Nevada.

28 IT IS HEREBY FURTHER ORDERED that Defendant determine the amount
29 of monies on deposit in the Nevada Public Employees Retirement Sy-
30 stem and pay to the Plaintiff a sum equal to one-half (1/2) the
31 amount thereof.

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Lincoln County

1 IT IS FURTHER ORDERED that Defendant pay to the Plaintiff the sum
2 of \$500.00 as and for an attorney fee.
3

4 IT IS FURTHER ORDERED that all community property be set over to
5 Plaintiff save and except one (1) Gruilla horse and the 1967 Pon-
6 tiac Station Wagon.
7

8 IT IS FURTHER ORDERED that the Defendant immediately and forthwith
9 vacate the premises in which the Plaintiff resides.

10 IT IS FURTHER ORDERED that Execution may issue hereon.
11

12 The Court does reserve jurisdiction to make such other and further
13 orders as may be for the best interest and welfare of the minor
14 children.

15 DONE IN OPEN COURT this 12 day of August, A.D., 1975.
16

17
18 Raymond Free
DISTRICT JUDGE

19
20
21 No. 57018
22 FILED AND RECORDED AT REQUEST OF
Raymond Free
August 12, 1975
23 AT 35 MINUTES PAST 2 O'CLOCK
24 P.M. IN BOOK 15 OF OFFICIAL
RECORDS, PAGE 87 LINCOLN
COUNTY, NEVADA.

25
26 Raymond Free
COUNTY RECORDER

27 The document to which this certificate is attached is a full, true
28 and correct copy of the original, on file and of record in
the County Clerk's Office, Piche, Nevada.

29 In Witness Whereof, I have hereunto set my hand and affixed the
30 Seal of the Sixth Judicial District Court in and for the County
of Lincoln, State of Nevada, this 12 day of Aug 1975

31 Clerk
Carole J. Cook
32 Deputy Clerk

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