

The Order of the Court is stated below:

Dated: November 29, 2022
02:34:15 PM

/s/ TERESA WELCH
District Court Judge



ANGELA H. ELMORE - USB #13693
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Attorney for Petitioner

**IN THE THIRD JUDICIAL DISTRICT COURT IN AND FOR
TOOELE COUNTY STATE OF UTAH
TOOELE DEPARTMENT**

In the matter of the marriage of: MARC STEPHEN ORLOB, Petitioner, and, DONNA LYNN ORLOB, Respondent.	DECREE OF DIVORCE Case Number 224300495 Judge Teresa Welch Comm. Michelle Tack
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THE ABOVE CAPTIONED MATTER having come before the Court for hearing or consideration on the date set forth below, the undersigned, one of the Judges of the above entitled Court presiding, MARC STEPHEN ORLOB, the petitioner being present in person or petitioner's presence being unnecessary in light of the affidavit filed herein in support of the divorce decree, DONNA LYNN ORLOB, the respondent not being represented by counsel, the respondent having signed and filed with the Court an Acceptance of Service, Appearance, and Stipulation or having been properly served and not having filed any responsive pleading and the time for such a responsive pleading having expired, based thereon, the default of the respondent was entered or the stipulation of the parties accepted, more than thirty days have elapsed since the filing of this action or for good cause the Court having waived the initial thirty day waiting period, the

petitioner was sworn and testified or pursuant to Utah Code Ann. 30-3-4(1)(b) (1953 as amended) and Rule 104, Utah Rules of Civil Procedure, the evidence necessary to establish jurisdiction and grounds for the divorce having been presented through the affidavit filed herein in support of the divorce decree, the Court having reviewed the file and the pleadings therein, the Court having previously made and entered its Findings of Fact and Conclusions of Law, based thereon, and for good cause appearing, the Court hereby enters the following:

IT IS HEREBY ORDERED, ADJUDGED AND DECREED:

1. **MARRIAGE TERMINATED.** The petitioner is granted a Decree of Divorce from the respondent, said decree to become final upon the date of signing and entry by the Court pursuant to the provisions of Utah Code Ann. 30-3-7 (1953 as amended).
2. **MARITAL / PERSONAL PROPERTY.** The parties have previously made an equitable division of their marital and personal property, belongings and effects. Both parties are satisfied with that division. That division shall be confirmed.
 - a. The Petitioner shall be awarded the following items free and clear from any claim by the Respondent, subject to any indebtedness thereon and holding the Respondent harmless therefrom:
 - i. The Labrador;
 - ii. 2004 Toyota Avalon;
 - b. The Respondent shall be awarded the following items free and clear from any claim by the Petitioner, subject to any indebtedness thereon and holding the Petitioner harmless therefrom:
 - i. 2011 Subaru Outback;

- c. The parties shall equally split all furniture in the home among each other.
- d. Other than the items listed above, each party shall be awarded those items of personal property, including but not limited to motor vehicles, currently in their respective possessions free and clear of any claim by the other party.

3. MARITAL / PERSONAL DEBTS. The parties have previously made an equitable division of their marital and personal debts and obligations. That division shall be confirmed.

a. The Petitioner shall be ordered to pay the following debts holding the Respondent harmless therefrom:

- i. Discover credit card in the amount of approximately \$250.00;
- ii. Chase Bank home mortgage in the amount of approximately \$65,300.00;
- iii. Wells Fargo credit card in the amount of approximately \$70.00;

b. The Respondent shall be ordered to pay the following debts holding the Petitioner harmless therefrom:

- i. Wells Fargo credit card in the amount of approximately \$350.00;

c. Other than the above-mentioned debts, each party shall be ordered to pay the debts he or she has incurred in his or her own name and/or for his or her own benefit during the marriage and since the date of the parties' separation, October 3, 2022, holding the other party harmless therefrom. That division shall be confirmed.

4. MARITAL HOME. The parties have acquired a marital home located at 828 Lakeview, Stansbury Park, Utah 84074. The legal description of the property is LOT 67, LAKESIDE SUB

#1, STANSBURY PARK 0.25 AC. The parties shall share use and possession of said home until sold. Within sixty (60) days of the entry of the Decree of Divorce, the parties shall list the property at a mutually agreed upon rate with a mutually agreed upon realtor until sold. Upon the final sale, each party should be awarded one-half (1/2) of the net equity to be determined after the deduction of all sales costs, mortgage, property taxes, etc. Each party shall be responsible for and pay any income tax liability related to the net proceeds they receive from the sale of the home. Any tax benefits from the mortgage payment should be equally divided amongst the parties.

5. **RETIREMENT.** Each party shall be awarded any retirement, pension, 401(k), Profit sharing, etc., accounts in their respective names free and clear from any claim by the other party.

6. **NOTICE TO CREDITORS.** The parties shall notify their creditors in writing as to which party shall be responsible for payment of each of the various debts of the parties pursuant to the decree herein. The parties shall notify each creditor as to both parties' current separate addresses. Said creditors shall, after such notice, provide both parties individually statements, notices, etc. regarding the debt as required by Utah Code Ann. § 15-4-6.5 (1953 as amended).

7. **ALIMONY.** Neither party shall be awarded alimony. Each party waives the right to future alimony.

8. **ATTORNEY FEES / COSTS.** Each party shall be responsible for and pay their own attorney's fees and court costs incurred in this action.

9. **RULE 70.** Both parties shall be ordered to sign and fully execute whatever documents are necessary for the implementation of the provisions of the divorce decree to be entered herein. Should a party fail to execute a necessary document within sixty (60) days of the entry of the

divorce decree, the other party may bring an Order to Show Cause and request that the Court appoint the Clerk of this Court to execute the document pursuant to Rule 70 of the Utah Rules of Civil Procedure. Any document executed pursuant to Rule 70 has the same effect as if executed by the disobedient party. Attorney fees and court costs may be awarded against the non-compliant party.

******* END OF ORDER *******
******* SIGNATURE OF JUDGE LOCATED AT TOP OF FIRST PAGE *******

Approved as to form and content:

/s/ by Angela H. Elmore signed with permission of Donna Lynn Orlob 11/29/2022
DONNA LYNN ORLOB DATE
Respondent

Original signature on file at Petitioner's counsel's office and available upon request.

FINAL PAGE.
DECREE OF DIVORCE.
MARC STEPHEN ORLOB vs. DONNA LYNN ORLOB.

CERTIFICATE OF SERVICE

I hereby certify that I caused to be delivered a true and correct copy of the foregoing DECREE OF DIVORCE to:

DONNA LYNN ORLOB
donna.1120@comcast.net

DATED this 28th day of NOVEMBER, 2022.

/s/ Rylee A. Deeben
RYLEE A. DEEBEN
Legal Assistant for Utah Legal Clinic