

Pedro Ignacio Vargas
456 W 950 N
Centerville, UT 84014
(385) 865-7285
tmd40657@gmail.com

I am the Petitioner

Online Court Assistance Program

Check your email. You will receive information and documents at this email address.

In the District Court of Utah
Second Judicial District, Davis County
Second District Court, 800 West State Street, P.O. Box 769, Farmington UT 84025

In the Matter of the Marriage of
Pedro Ignacio Vargas
and
Helen Jean Vargas

Divorce Decree and Judgment
Case Number: **234700547**
Judge: **Ronald G. Russell**
Commissioner: **Julie Winkler**

The court decrees:

Divorce

1. **Pedro Ignacio Vargas** is granted a divorce based on his Affidavit of Jurisdiction and Grounds. The divorce will become final upon entry of the divorce decree.

Children (Utah Code 78B-12-102(7))

2. **Pedro Ignacio Vargas** and **Helen Jean Vargas** do not have any children together.

- They do not have any children together who are minors. A minor is a child under 18 who has not been married or otherwise emancipated.
- They are not expecting a child.
- They do not have incapacitated adult children together who are eligible for child support, or, they are not asking for child support for any adult child who is eligible for child support.

Personal property (Utah Code 30-3-5)

3. All personal property not addressed in the divorce should be divided as the parties

have already divided it.

Debts

4. 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

5. The parties acquired the following real property during the marriage:

a. House:

- i. Address: **456 W 950 N, Centerville, UT 84014;**
- ii. Tax Identification Number: **02-031-0012;**
- iii. Legal description: **ALL OF LOT 12, PINES SUB, THE. CONT. 0.195 ACRES.**

b. Helen Jean Vargas will receive sole ownership of this property. Pedro Ignacio Vargas will receive equity from this real property as follows:

Pedro Ignacio Vargas retains a lien against the above described real property in the amount of half the dollar amount of the remaining equity after the expenses of selling the property. Until such time as Helen Jean Vargas pays to Pedro Ignacio Vargas the amount of half the dollar amount of the remaining equity after the expenses of selling the property, which represents that portion of the property awarded to Pedro Ignacio Vargas by the court.

Alimony

6. Alimony will be paid as follows:

a. Helen Jean Vargas will receive a monthly alimony payment from Pedro Ignacio Vargas in the amount of \$686 through June of 2024. This alimony will account for the following adjustments: Pedro Ignacio Vargas will be drawing Social Security, but Helen Jean Vargas will not yet be drawing her Social Security. Also when dividing the income, a rent allowance of \$1200 is allotted for Pedro provided Helen will be living in the house.

IF the real property at 456 W 950 N Centerville, UT 84014 is sold and equity has been divided, then the following alimony will happen:

Helen Jean Vargas will receive a monthly alimony payment from Pedro Ignacio Vargas in the amount of \$1636 through June of 2024. This alimony

will account for the following adjustments: Pedro Ignacio Vargas will be drawing Social Security, but Helen Jean Vargas will not yet be drawing her Social Security. A rent allowance for Pedro is no longer provided because they both now have an equal share of the equity from the sold house.

Beginning July 2024, the alimony payments will change to the following: Pedro Ignacio Vargas will receive a monthly alimony payment from Helen Jean Vargas in the amount of \$157. This alimony will account for the following adjustments: Helen and Pedro will both now be drawing their Social Security, however, Helen's Social Security amount is half the amount of Pedro's. Also when dividing the income, a rent allowance of \$1200 is allotted for Pedro provided Helen will be living in the house.

IF the real property at 456 W 950 N Centerville, UT 84014 is sold and equity has been divided, then the following alimony will happen:

Helen Jean Vargas will receive a monthly alimony payment from Pedro Ignacio Vargas in the amount of \$893. This alimony will account for the following adjustments: Helen and Pedro will both now be drawing their Social Security, however, Helen's Social Security is half the amount of Pedro's. A rent allowance for Pedro is no longer provided because they both now share the equity from the sold house.

7. Alimony will be paid as follows:

Alimony will begin the month immediately the divorce decree is entered.

Alimony will be paid as follows:

-The full amount will be due by the 5th day of each month. Alimony due and not paid by the 6th day of the month is delinquent.

Retirement money – retirement accounts

8. The parties have retirement money. The owner of the retirement money (Plan Participant) must do whatever is necessary for both parties to have full access to information about the pension plan, retirement account, money and benefits. This includes signing any forms needed for release of the information to the other party (Alternate Payee).

In the Plan Participant receives any retirement money awarded to the Alternate Payee, the Plan Participant receives that money in a constructive trust for the Alternate Payee. The Plan Participant is ordered to pay the benefit directly to the Alternate Payee within 5

days of its receipt. Information on the pension plans and how they are to be divided is listed below:

- a. Company: **DMBA**
 - i. Account Type: **401K**
 - ii. Street: **150 Social Hall Avenue Suite 170**
City, State, Zip: **Salt Lake City, UT, 84111**
 - iii. Plan Administrator **Unknown**
 - iv. Account Number **7401**
 - v. This plan is in the name of **Pedro Ignacio Vargas**
 - vi. Plan Value: **\$5,481.95**
 - vii. The retirement money is divided by percentage. **Pedro Ignacio Vargas** is awarded **50%** and **Helen Jean Vargas** is awarded **50%** of the plan.
 - viii. **Petitioner** will prepare the Qualified Domestics Relations Order (QDRO) for this plan within **30 days** after the divorce decree is entered.

Additional provisions

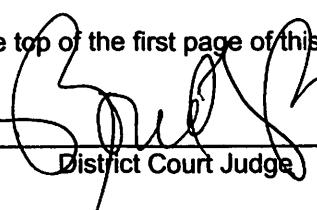
9. The parties will adhere to the following additional provisions:
 - a. **As Pedro Ignacio Vargas is retired, and Helen Jean Vargas has no incoming income, Pedro Ignacio Vargas' monthly pension check from DMBA in the amount of \$4028 will be divided equally between Pedro and Helen. Each party will receive \$2014 per month. A QDRO will be in place to facilitate this split.**

Duty to sign documents

10. 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)

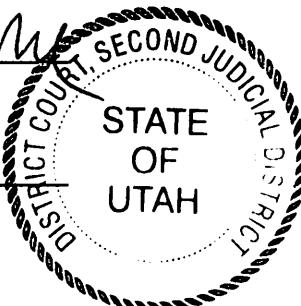
Judge's signature may instead appear at the top of the first page of this document.

DATED May 23, 2023


District Court Judge

DATED _____


District Court Commissioner



DISTRICT COURT, SECOND JUDICIAL DISTRICT
STATE OF UTAH

Helen Jean Vargas
Helen Jean Vargas
Approved as to Form

5-18-2023

Certificate of Service

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

Person's Name	Service Method	Service Address	Service Date
Helen Jean Vargas Respondent	Hand Delivery	456 W 950 N Centerville, UT 84014	04/04/2023

P.V.
04/04/2023
Date

Sign here

Pedro J. Vargas
Pedro Ignacio Vargas