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Vol. 1778 Page 28787
Space Below for Use of Court Clerk Only

ORIGINAL FILED

DEC 18 1978

Attorney(s) for _____ Petitioner

SUPERIOR COURT OF CALIFORNIA, COUNTY OF LOS ANGELES

In re the marriage of

Petitioner: CAROLYN BINKLEY

and

Respondent: PATRICK EVANS BINKLEY

CASE NUMBER

NE D 35860

INTERLOCUTORY JUDGMENT OF
DISSOLUTION OF MARRIAGE

This proceeding was heard on DEC 18 1978 before the Honorable ARCH R. TUTTILL
(Date)

Department No. **NE C**

The court acquired jurisdiction of the respondent on. 8/28/78

(Date)

by:

☐ Service of process on that date, respondent not having appeared within the time permitted by law.

☐ Service of process on that date and respondent having appeared.

☐ Respondent on that date having appeared.

The court orders that an interlocutory judgment be entered declaring that the parties are entitled to have their marriage dissolved. This interlocutory judgment does not constitute a final dissolution of marriage and the parties are still married and will be, and neither party may remarry, until a final judgment of dissolution is entered.

The court also orders that, unless both parties file their consent to a dismissal of this proceeding, a final judgment of dissolution be entered upon proper application of either party or on the court's own motion after the expiration of at least six months from the date the court acquired jurisdiction of the respondent. The final judgment shall include such other and further relief as may be necessary to a complete disposition of this proceeding, but entry of the final judgment shall not deprive this court of its jurisdiction over any matter expressly reserved to it in this or the final judgment until a final disposition is made of each such matter.

THE COURT FURTHER ORDERS AS FOLLOWS:

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Page One

Dated: _____ Page One

Form Adopted by Rule 1287 of
Judicial Council of Calif.

Judge of the Superior Court

Form Adopted by Rule 1287 of
Judicial Council of California
Effective January 1, 1970

761551N2-PS 8-77
R2001

INTERLOCUTORY JUDGMENT OF
DISSOLUTION OF MARRIAGE

1287

1 1. As and for the care, custody, and control of the
2 minor children of the marriage, to wit: GLEN ANDREW BINKLEY,
3 born December 4, 1970, age 7, male; and HEATHER ANNE BINKLEY,
4 born February 24, 1976, age 2, female, are hereby awarded to
5 Petitioner with rights of reasonable visitation reserved to
6 Respondent.

7 2. As and for the support, maintenance, and educa-
8 tion of the minor children of the marriage, Respondent is ordered
9 to pay to Petitioner the sum of \$100.00 per month per child for
10 a total monthly payment of \$200.00. Said sum is due and payable
11 at the rate of one-half (\$100.00) on the first and fifteenth of
12 each and every month commencing December 15, 1978, and continuing
13 thereafter until the minor child concerned reaches the age of
14 majority, dies, marries, becomes self-supporting, emancipated,
15 or until further order of the Court whichever occurs first.

16 As and for additional child support, Respondent is
17 hereby ordered to maintain the minor children of the marriage on
18 any and all dental, medical, and hospitalization insurance
19 carried through his employer so long as the minor children are
20 eligible.

21 As and for additional child support, Respondent is
22 ordered to maintain the minor children of the marriage as bene-
23 ficiaries on any and all life insurance policies held through his
24 employer.

25 3. Petitioner hereby waives any and all interest
26 she may have or be entitled to as and for spousal support.

27 4. Petitioner is hereby awarded as her sole and
28 separate property subject to any and all encumbrances due or to

1 become due thereon, the following:

2 a. Any and all household furniture and furnish-
3 ings in Petitioner's possession.

4 b. 1971 Toyota Station Wagon, California license
5 number

6 c. Any and all personal property in Petitioner's
7 possession.

8 5. Respondent is hereby awarded as his sole and
9 separate property, subject to any and all encumbrances due or to
10 become due thereon, the following:

11 a. Any and all household furniture and furnish-
12 ings in Respondent's possession.

13 b. Real property located in the County of Klamath,
14 State of Oregon, described as follows: The East one-half of the
15 North one-half of the West one-half of the Southeast one-quarter
16 of Section 25, Township 35, Range 10 East, Willamette, Meridian.

17 OIL & MINERAL RESERVATIONS: The Grantor reserves 50
18 percent of all coal, oil, petroleum, minerals and other hydro
19 carbon substances lying below the surface of said land, but
20 without any rights to the grantors, their heirs, executors, or
21 assigns, to enter upon the surface of said land for the purpose of
22 taking therefrom any such substances mentioned herein.

23 c. 1974 A.M.C. hornet Station Wagon, California
24 license number 753 LHP.

25 d. Any and all personal property in Respondent's
26 possession.

27 6. Respondent is further ordered to pay to Peti-
28 tioner as and for a further consideration for the transfer of

28790

1 community property, the total amount of \$2,000.00. Said amount
 2 is due and payable in full upon the sale of said property, the
 3 refinancing of said property, or at the expiration of five (5)
 4 years from the date of this Judgment. Said amount shall bear
 5 no interest.

6 7. Respondent is hereby ordered to pay to Petitioner's
 7 attorney, LARRY R. ARTIS, as and for his contributive share of
 8 attorney's fees, the sum of \$600.00. Said sum is due and payable
 9 at the rate of \$100.00 per month commencing November 1, 1978, and
 10 continuing thereafter on the first of each and every month until
 11 paid in full. ~~If for any reason any one payment should become~~
 12 ~~ten (10) days delinquent, then and in that event the entire~~
 13 ~~balance then due and owing shall become due and payable forthwith.~~

14 Dated: DEC 18 1978
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 18
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TUTHILL

JUDGE OF THE SUPERIOR COURT

STATE OF OREGON; COUNTY OF KLAMATH; vs.

Filed for record ~~at request of~~

21 his 28th day of December A. D. 1978 at 8:52 o'clock AM, and
 22 duly recorded in Vol. M-78, of Deeds on Page 28787
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Fee \$12.00

Wm D. MILNE, County Clerk

By

Jacqueline P. Miller