

DIVORCE WITH CHILDREN

DECREE

Packet #6

Separate form from packet before filing.

SOUTHERN ARIZONA LEGAL AID, INC.

THE DECREE DIVORCE WITH CHILDREN GENERAL INFORMATION

USE AND DISCLAIMER

This form shall not be used to engage in the unauthorized practice of law. Court cases can be very complicated, and even if you are representing yourself you should see a lawyer for legal advice as to how the law applies to you, and what is best in your particular situation. This might save you time, money, and trips to the courthouse. There are lawyers who will help you help yourself. This means that they will only charge you for giving you the help you need, and you can complete the court papers on your own, or ask the lawyer for help on the papers you are having trouble with.

Also there are people in the community who can help you with your problems - they are called mediators. They help you solve your present problem, and anticipate future problems and how to solve them too. Mediators work with both parties in a dispute to help resolve the areas of disagreement or trouble.

HOW TO ASSEMBLE THESE DOCUMENTS

This packet contains general information, instructions and a court form for a Decree of Dissolution of Marriage to complete and file with the court. Look at the lower right-hand corner of the document for the document number. Documents that end with "info" are instructions and/or general information. Documents that end with "form" are court forms that MUST be completed and filed with the court.

Title	Form Name
Use and Disclaimer (1 page)	dwc decree-use and disclaimer.info
Divorce With Children Decree Instructions (5 pages)	dwc decree-decree instructions.info
Decree (7 pages)	dwc decree-decree.form

**DIVORCE DECREE WITH CHILDREN
DECREE INSTRUCTIONS**

**PLEASE TYPE OR PRINT WITH BLACK INK ONLY
WHEN FILLING OUT ANY COURT FORMS**

USE THESE INSTRUCTIONS FOR THE DECREE OF DISSOLUTION OF MARRIAGE **WITH CHILDREN ONLY**. IF THERE ARE NO MINOR CHILDREN, BY BIRTH OR ADOPTION, COMMON TO YOU AND YOUR SPOUSE, USE THE FORM FOR A DECREE OF DISSOLUTION OF MARRIAGE WITHOUT CHILDREN.

The Decree is the legal order from the court that ends your marriage. The signed Decree is important because it determines the rights and responsibilities of both you and your spouse. If either party does not follow the Decree, then the other party can ask the court for help to enforce the terms of the Decree.

GETTING YOUR DIVORCE DECREE - THE LAST STEP

The Decree is the final step in getting your divorce. Remember that the Decree not only gives you rights, but creates responsibilities for both you and your spouse. A divorce Decree carries the same weight as any court order and should be taken seriously.

Failure to comply with the orders in the Decree could lead to a finding of contempt by the court, which can have consequences up to or including jail time. This does not mean that the court will police whether you are following the Decree. It does mean you or your spouse could request a Contempt Order or an Order to Enforce parts of the Decree if either party fails to follow the Decree. Remember that failure to pay child support or spousal maintenance (alimony), or to permit parenting time, can get you in serious trouble with the court.

Before your divorce can become final, a judge or commissioner must sign the Decree of Dissolution of Marriage. The Decree includes findings by the court that it has the legal power, or jurisdiction, to hear the issues in your case and to make orders regarding the divorce, property and debts, spousal maintenance, and custody, parenting time and support of the child(ren).

The Decree will state who is given what property or debts from the marriage, who will pay spousal maintenance (alimony), who has custody of the child(ren), and what the arrangements are for child support and parenting time. The Decree will also address any other areas where the court finds that some type of legal order is necessary in your divorce.

COMPLETING THE DECREE

If you are seeking decree by default, you should fill out the divorce Decree in advance, except for the "Additional Orders" portion and the judge's signature and date. However, if the judge disagrees with anything you have written into the Decree, he or she will change it before signing the Decree. The judge can do this in court by writing the changes on the Decree.

You **cannot** put something in the Decree that you did not ask for in the original Petition unless the other party has agreed to this OR the change clearly benefits your spouse. If you try to do this, the judge or commissioner will not sign the Decree. It is a good idea to have your Petition handy when you follow the instructions to fill out your Decree. If your situation has changed since you filed your original Petition and you want to change your requests to the court, you must file an Amended Petition, serve this on your spouse and give your spouse the opportunity to file a Response to this Amended Petition. If a Response to the Petition for Dissolution has been filed and you are ordered to attend a settlement conference and/or a trial, only complete the caption.



THE FIRST PART OF THE DECREE--THE COURT FINDINGS:

1 - 3.d These sections of the Decree clarify that before signing the Decree, the judge or commissioner has determined that the Court has the legal power to make the orders in your case. They also clarify that at least one party lived in Arizona at least 90 days before the divorce Petition was filed, and that the parties are unable to get back together and save their marriage.

3.e. Mark the first box only if you and your spouse did not get any property together while you were married and did not buy anything together for which you still owe money.

If you and your spouse have agreed to a division of the community property and debts, mark the second box and complete Part A at the end of the Decree.

If you and your spouse have not reached any agreement as to a division of the community property and debts and you wish the court to make such a division, check the third box and complete Part A the way you want the court to divide the property and debts.

3.f. Mark the first box if the wife is not pregnant.

Mark the second box if the wife is pregnant and then mark whether or not the husband is the father.

3.g. Mark any and all boxes that apply to your situation.

3.h. Mark any and all boxes that apply to your situation.

3.i. Mark this box only if you are asking for **supervised** or **no parenting time** by the parent who does not have custody. You must have very good reasons for such a request -- write in the reasons in the space provided.

3.j. Mark one of these boxes if you have requested spousal maintenance (alimony) in the divorce Petition. Check which party, the Petitioner or the Respondent should **receive** the spousal maintenance.

THE SECOND PART OF THE DECREE--THE COURT ORDERS:

This is the part of the Decree where the court makes specific orders about the terms of your divorce.

1. When the judge signs the Divorce decree, the court recognizes your marriage has ended.

2. If you are requesting either your or your spouse's last name to be changed back to a former name, print that last name here. Remember, you cannot do this for your spouse unless your spouse requests this in writing.

3. Temporary Orders: If the court had ordered temporary payment of child support, spousal maintenance, debt division, etc. in your case, fill in the dates of ALL such temporary orders. This section allows you to enforce any non-payment of these amounts.

4. Orders about Spousal Maintenance:

Mark the first box only if you DID NOT request spousal maintenance for either party in the Petition or the Response.

Mark the second box only if you DID request spousal maintenance in the Petition or Response. Mark who, Petitioner or Respondent, is to pay the spousal maintenance and who, Petitioner or Respondent, will receive the spousal maintenance. You may leave the amount and number of months blank until the judge or commissioner approves the request, but be prepared to tell the judge or commissioner what amount you are asking for, for what period of time, and why.

5. Orders about Community Property and Debt:

By marking the first box, the court is telling each party to pay for bills that each party got after the divorce Petition or in some cases after separation. Write the approximate date you separated on the line provided. Again, this date should agree with any similar information put on the Petition or Response.

Mark the second box if there are property and debts to be divided, even if you have already divided most of your property. You can detail this information on **PART A: COMMUNITY PROPERTY AND DEBTS** which must be attached to the Decree if you mark this box. Instructions for Part A are included at page 4 of these instructions.

Box three states that you and your spouse each get to keep property that you each owned before the marriage or that was a gift to either of you or either of you received as an inheritance during the marriage. You also can keep any personal items, clothing, and any other property you own that is not considered community property.

This next paragraph means either spouse can record this Decree at the County Recorder's Office if the Decree orders a transfer of title to certain property, like a house. This section also requires each spouse to sign documents to transfer other property, like titles to cars, etc.

6. **Orders about Child Custody, Parenting Time, and Child Support:**

These sections deal with child custody, parenting time and child support. You should mark if wife is pregnant, with the expected date of birth for the unborn child. You must also write the names of the minor children common to the marriage, either natural or adopted, and the child(ren)'s date(s) of birth in the space provided.

NOTE: IF YOU AND YOUR SPOUSE HAVE NO MINOR CHILDREN, COMMON OR ADOPTED, STOP HERE. YOU SHOULD BE USING THE FORM FOR A DECREE OF DISSOLUTION OF MARRIAGE WITHOUT CHILDREN.

CHILD CUSTODY - FIRST, MARK THE BOX FOR EITHER SOLE OR JOINT CUSTODY. The custody box you mark should be the same as what you asked for in your divorce Petition, unless you and the other parent have since signed a Joint Custody Agreement or Parenting Plan and you are attaching it to the Decree.

For **SOLE CUSTODY** of the child(ren), mark who is to have sole custody. Then mark only one of the three types of parenting time: Reasonable parenting time according to Parenting Plan attached at Part B; Supervised parenting time, or no parenting time. If both spouses are participating in the Parenting Plan, both must sign it. If only one spouse is participating (you are going for your Decree by default), you still must complete the Parenting Plan as to what you think should be the parenting time arrangement. If parenting time is to be supervised, mark who will be the supervising person, what restrictions you want the court to place on the parenting time (for example, in the child's home only), and who should pay the costs of supervision.

For **JOINT CUSTODY** you must attach a copy of a Joint Custody Agreement or Parenting Plan as Part B, signed by both parents. This Agreement or Parenting Plan must be approved by the court at the final hearing. The Agreement or Plan will then be included as part of the Decree ending your marriage.

CHILD SUPPORT: Mark first who is to **pay** the child support and then who is to **receive** the child support. Remember, the person who filed is the Petitioner, and the other spouse is the Respondent. The court will also sign a separate Child Support Order, which you will complete. This form and instructions for completing it are located in the packets entitled "**Child Support and Parenting Time.**"

MEDICAL AND DENTAL INSURANCE, PAYMENTS, AND EXPENSES: Mark who will be responsible for medical and dental insurance covering the minor child(ren), based on the request made in your divorce Petition or Response. Mark what percent each parent will pay for any medical or dental expenses that are not covered by insurance.

FINANCIAL INFORMATION EXCHANGES: This orders that the parties **must** share appropriate financial information every 24 months. This is important in determining whether the child support amount should be changed due to changes in income of either or both of the parties.

TAX EXEMPTIONS: Mark which parent will claim which children on income tax forms and for which year(s). The Arizona Child Support Guidelines and federal and state laws apply here -- if you are not sure what to do, ask a lawyer or accountant for advice.

CHILDREN TO WHOM DECREE DOES NOT APPLY: Mark this box only if a child(ren) was born during the marriage, but is not a child of **both parents**. Mark which party should have **no** legal rights to the child. If you mark this box, list name of any such child(ren) with the date of birth in the space provided. Also mark if the wife is pregnant with a child not common to the marriage (husband is not the father), and include the expected due date of the child.

7. **ADDITIONAL ORDERS:** Leave this blank. If you have some specific thing you want the judge to order in your case tell the judge what additional orders you believe should be included. The judge will put in anything he or she feels should be ordered that is not covered elsewhere in the Decree.
8. **LIMITATION ON JURISDICTION:** This indicates that the court only has jurisdiction to order a party to make child support or spousal maintenance payments or divide property and debts if the other party has been personally served. This means that if you served your spouse by Publication, you may not be able to get these orders until you find and serve your spouse. You will, however, be able to get custody of your child(ren) and end your marriage.

THE THIRD PART OF THE DECREE -- PART A-- COMMUNITY PROPERTY AND DEBTS

NOTE: IF YOU MARKED ON YOUR DECREE THAT YOU AND YOUR SPOUSE HAVE NO COMMUNITY PROPERTY OR DEBTS, STOP HERE. You have completed your Decree.

If you have community property or community debts listed in your Petition or Response, you should copy the information from that portion of your Petition or Response to **PART A: COMMUNITY PROPERTY AND DEBTS**. REMEMBER: if you are proceeding by default, the division of property must be identical to the list in your Petition. You cannot add new community property to the list, although you can give your spouse more property than that listed on your Petition.

Division of Community Property:

Mark the box next to each type of community property you own, and describe the property, if necessary. Then mark the box indicating which party should get the property.

Also, be sure to mark the box stating "**Award each party the personal property in his/her possession.**" If you and your spouse had very little property this may be the only block you need to check.

If you had to use a separate sheet to list more property, mark the box that states "Continued on reverse side or see attached list."

Division of Retirement, Pension, Deferred Compensation:

If you or your spouse have any pensions, IRA's, 401K plans or other retirement benefits, decide what you want to do about these assets. Generally each spouse is entitled to a one-half interest in any pension or retirement or deferred compensation benefits of the other spouse that was gained during the time the parties were married. This can be **very complicated, and very important to both spouses. See a lawyer for advice about this!!** If either or both parties agree to waive his or her interest in the other spouse's retirement or pension benefits, that party should sign

here.

Division of Real Property:

Use this section if you own a home or real estate. This information, including the address and legal description should also be the same as that you provided in the divorce Petition.

Decide which spouse gets the property, OR whether it should be sold and any proceeds divided.

Division of Debts:

List all debts you listed on your divorce Petition or Response. You can update the amounts owed and then put which debts are to be the responsibility of which party. Be consistent with what you put on your Petition or Response.

Also, decide if you want the order to allocate debts incurred by a spouse that are not listed to be paid by the spouse who incurred the debt. Remember, just because the Decree orders either spouse to pay debts does not mean that the creditor cannot pursue collection from the other spouse, even after the divorce Decree is entered.

Signatures

If both spouses have agreed about the property and debts, both should sign. If only the Petitioner completes this list, the judge will still look over the list and decide whether the division you want is fair and proper.

THE FOURTH PART OF THE DECREE -- PART B - THE PARENTING PLAN

Now you must complete either a Joint Custody Agreement (signed by both parents) or Parenting Plan to decide how custody, parenting time, and all the details regarding the children will work after the divorce. The best thing to do is for both parents to complete this Parenting Plan together. You can also get help from a mediator. Forms and Instructions for completing the Parenting Plan are in the packet entitled "**Child Custody and Parenting Time.**"

REMEMBER:

If you and your spouse agree to joint custody, you both must sign a Joint Custody Agreement and the Response fee must be paid and both parents must have completed the Domestic Relations Education Course on Children's Issues.

A FINAL WORD

BE SURE TO ATTACH **PART A** ABOUT PROPERTY AND DEBTS TO YOUR DECREE.

BE SURE TO ATTACH THE PARENTING PLAN TO YOUR DECREE AND LABEL IT **PART B.**

At your final hearing the judge or commissioner will want to see the following documents which you will have completed:

- The Decree
- The Parents' Worksheet for Child Support Amount (from "**Child Support**" packet)
- The Child Support Order (from "**Child Support**" packet)
- The Parenting Plan (from **Child Custody and Parenting Time** packet)
- All completed forms for Order of Assignment (from "**Child Support**" packet)

The judge or commissioner will sign the Decree, the Child Support Order, and the Order of Assignment.

Name: _____

Address: _____

City, State, ZIP: _____

Daytime Telephone No: _____

Representing Self, Without a Lawyer

ARIZONA SUPERIOR COURT, PIMA COUNTY

Petitioner/Plaintiff

and

Respondent/Defendant

Case No. _____

DECREE OF DISSOLUTION OF MARRIAGE (With Children)

THE COURT FINDS AS FOLLOWS:

1. This case has come before this court for final orders. The court has either taken all testimony needed to enter a final Decree of Divorce/Dissolution, or has determined that no testimony need be taken to enter the final Decree of Divorce/Dissolution.
2. This court has jurisdiction over the parties under the law, and the provisions of this Decree are fair and reasonable under the circumstances, and in the best interests of the minor children as to custody, parenting time, and support.
3. The court finds that:
 - a. At the time this action was filed, one of the parties had lived in Arizona for more than 90 days, or had lived in Arizona while a member of the United States Armed Forces for more than 90 days.
 - b. The provisions of A.R.S. § 25-381.09, relating to the Conciliation Court either do not apply or have been met.
 - c. The marriage is irretrievably broken.
 - d. Where it has the legal power to do so and where it is applicable to the facts of this divorce, this court has considered, approved, and made Orders relating to issues of child custody and parenting time, child support, spousal maintenance (alimony), and the division of property and/or debts.
 - e. As to property and debts,
 - The parties did not acquire any community property or debts during the marriage **OR**
 - The parties have agreed to a division of community property and debt as evidenced by their signatures on Part A of this document, attached to and incorporated in this Decree, **OR**
 - There is no agreement as to division of property and debt, but all community property and debt is divided pursuant to Part A of this document, attached to and incorporated in this Decree.

- f. Wife is not pregnant
OR
 Wife is pregnant, and the husband IS IS NOT the father of the child(ren).
- g. This Court has jurisdiction under A.R.S. § 25-1001 et. al. to issue an order regarding child custody because (check ALL that apply):
- The children have lived with a parent in Arizona for at least the past six months immediately before filing this Petition.
 - The child is less than six months of age and the child has lived from birth with a parent in Arizona.
 - No other state has issued an order regarding custody of the children before.
 - There is no case pending in any other state regarding custody of the children.
 - Although the children have not lived in Arizona for the past six months, they have not lived in any other state for all of the past six months either, and the children and at least one parent have a significant connection to Arizona and there is evidence here about the children's well being.
 - The children have lived in a state other than Arizona for the past six months, but the other state does not want to issue an order regarding custody of these children because the children and at least one parent have a significant connection to Arizona and there is evidence here about the children's well being.
 - The children and both parents now live in Arizona.
- h. This Court has jurisdiction under A.R.S. § 25-623 to order the other party to pay child support because (check ALL that apply):
- That person is a resident of Arizona
 - That person was personally served in Arizona
 - That person agrees to have the case heard here and filed written court papers in this case
 - That person resided with the child in this state
 - That person resided in this state and provided pre-birth expenses or support for the child
 - The child resides in this state as the result of the acts or directives of that person
 - That person had sexual intercourse in this state and the child may have been conceived by that act of intercourse
 - That person signed a birth certificate that is filed in this state
 - That person did other acts that substantially connect that person with this state
- i. **Check and complete only if supervised or no parenting time is ordered**
- Supervised parenting time between the children and the Petitioner OR Respondent
OR
 No parenting time by the Petitioner OR Respondent
is in the best interests of the children, because (explain here reasons for requirement of supervision or no parenting time) _____

j. **Check and complete only if spousal maintenance is ordered**

Petitioner OR Respondent lacks enough property, including property given to him or her as part of this divorce, to provide for his or her reasonable needs, and is unable to support himself or herself through an appropriate job, or he or she is providing the primary care to a child(ren) of young age or is of a condition that he or she should not be required to look for work outside of the home, or lacks earning ability necessary to support himself or herself, or contributed significantly to the educational opportunities of the other spouse, or had a marriage that lasted a long time and is of an age which may severely limit the possibility of getting a job in order to support himself or herself.

THE COURT ORDERS THAT:

1. The marriage of the parties is dissolved and the parties are restored to the legal status of single persons.

2. Petitioner's OR Respondent's last name is restored to _____.

3. **ENFORCEMENT OF TEMPORARY ORDERS:**

All obligations ordered to be paid by the parties in Temporary Orders dated (fill in dates of ALL temporary orders here) _____ shall be satisfied in full or judgment is awarded against the party with the obligation up to the amount due and owing as of the date of this Decree, together with the highest legal interest allowed by law.

4. **SPOUSAL MAINTENANCE:**

Neither party shall pay spousal maintenance (alimony) to the other party

OR

Petitioner Respondent is ordered to pay TO Petitioner Respondent the sum of \$_____ per month spousal maintenance **BEGINNING THE FIRST DAY OF THE MONTH** after this decree is signed and by the first day of each month thereafter until receiving party is remarried or deceased or until _____(date). All payment shall be made directly to Petitioner or to Respondent or to the Support Payment Clearinghouse, until all required payments have been made under this Decree or until remarriage or of the recipient or death of either party.

5. **COMMUNITY PROPERTY AND DEBTS:**

Petitioner Respondent is ordered to pay all debts unknown to Petitioner Respondent and each party is ordered to pay his or her debts which he or she incurred since the date of the parties' separation on _____ or the date of service of the divorce Petition on _____.

Other orders and relief relating to community property or debts are contained in Part A of this document, attached to and incorporated in this Decree.

Each party is assigned his or her separate property as set forth herein:

This Decree can be used as a transfer of title and can be recorded. Parties shall sign all documents necessary to complete all transfer of titles ordered in this Decree, such as motor vehicles, houses, bank accounts, and any other documents necessary to effect the terms of this Decree.

6. **CHILD CUSTODY, PARENTING TIME, AND CHILD SUPPORT:**

PREGNANCY OF WIFE:

Wife IS NOT pregnant
OR

Wife IS pregnant and a child who is common to the parties is expected to be born on or about _____ and all orders below as to custody, parenting time, support, and medical insurance/expenses apply to this child as well as to all children named below.

IDENTITY OF CHILDREN:

This Decree is about these children:

NAME OF CHILD	DATE OF BIRTH
_____	_____
_____	_____
_____	_____
_____	_____

Petitioner Respondent has completed the Domestic Relations Education Course on Children's Issues.

ORDERS ABOUT CHILD CUSTODY:

SOLE CUSTODY:

Sole custody of the minor child(ren) is awarded to:

Petitioner OR Respondent

subject to parenting time as follows:

Reasonable parenting time to the parent not having custody, according to the terms of the Parenting Plan, attached to and incorporated in this Decree as Part B, and made a part of this Order or the Pima County Access Guidelines.

OR

- Supervised parenting time to Petitioner OR Respondent based on Finding “3(h)” above, according to the terms of the Parenting Plan, attached to and incorporated in this Decree as Part B, and made a part of this Order, but such parenting time is to take place only in the presence of another person, named below or otherwise approved by the court.

Name of supervising person: _____

Restrictions on parenting time:

The cost of supervised parenting time shall be paid by:

- Petitioner OR Respondent OR shared equally by the parties.

OR

- No parenting time rights to Petitioner Respondent based on finding “3(h)” above.

OR:

JOINT CUSTODY:

Joint Custody - Petitioner and Respondent agree to act as joint custodians of the child(ren), pursuant to A.R.S. § 25-403, as set forth in the Parenting Plan, signed by both parties and attached to and incorporated in this document as Part B, and made a part of this Decree. There have been no significant acts of domestic violence by either parent under A.R.S. § 13-3601. The Court adopts the agreed terms of the Parenting Plan describing the custody and parenting time agreement between the parties. By attaching the Parenting Plan to this Decree, the Plan becomes part of this Decree and carries the same legal weight as any other order in this Decree.

CHILD SUPPORT:

Petitioner Respondent shall pay child support TO Petitioner Respondent in the amount of \$_____ per month, plus an applicable statutory fee, beginning **THE FIRST DAY OF THE MONTH** following signing of this Decree, according to the Child Support Order signed by the court on (date) _____. All child support payments shall be made by automatic wage assignment through The Support Payment Clearinghouse. This support obligation shall end when a child reaches age 18, OR if still attending high school or a certified high school equivalency program support shall continue to be provided while the child is actually attending high school or the equivalency program but only until the child reaches age 19, OR is otherwise emancipated, OR at his or her death.

MEDICAL AND DENTAL INSURANCE, PAYMENTS, AND EXPENSES:

Petitioner Respondent is ordered to provide medical, dental insurance for the minor child(ren). Payment shall be according to the Child Support Order. The party ordered to pay shall keep the other party informed of the insurance company name, address, and telephone number, and provide the other party with documents necessary to submit insurance claims.

Petitioner is ordered to pay _____ % and Respondent is ordered to pay _____ % of all reasonable uncovered and/or uninsured medical, dental, prescription, and other health care charges for the minor child(ren), including co-payments.

FINANCIAL INFORMATION EXCHANGES:

The parties shall exchange financial information (tax returns, spousal affidavits, earning statements and/or other related financial statements) every twenty-four months.

TAX EXEMPTION:

Parties shall claim as income tax dependency exemptions on federal and state tax returns as follows:

Parent entitled to claim	Name of child	Current tax year	Later tax years
<input type="checkbox"/> Petitioner <input type="checkbox"/> Respondent	_____	_____	_____
<input type="checkbox"/> Petitioner <input type="checkbox"/> Respondent	_____	_____	_____
<input type="checkbox"/> Petitioner <input type="checkbox"/> Respondent	_____	_____	_____
<input type="checkbox"/> Petitioner <input type="checkbox"/> Respondent	_____	_____	_____

CHILDREN TO WHOM THIS DECREE DOES NOT APPLY:

It is also ordered that Petitioner Respondent has no legal obligations or rights to the child(ren) born during the marriage but not common to the marriage, namely: (use additional paper if necessary)

Name: _____ **Birth date:** _____

Name: _____ **Birth date:** _____

And/or

Child expected to be born this date: _____.

7. ADDITIONAL ORDERS:

The Court further orders that _____

8. LIMITATION ON JURISDICTION:

This Court cannot make a legal order, without personal service on Respondent, with respect to issues of child support, medical and dental insurance, payments, expenses for the minor children, community debts or property, or spousal maintenance.

DATED: _____.

Judge/Commissioner of the Superior Court

PART A: COMMUNITY PROPERTY AND DEBTS

DIVISION OF COMMUNITY PROPERTY

The following community property is awarded to the parties as follows:

LIST OF PROPERTY	AWARD TO:	
	Petitioner	Respondent
<input type="checkbox"/> Household furniture/furnishings	<input type="checkbox"/>	<input type="checkbox"/>
<input type="checkbox"/> Appliances	<input type="checkbox"/>	<input type="checkbox"/>
<input type="checkbox"/> VCR	<input type="checkbox"/>	<input type="checkbox"/>
<input type="checkbox"/> TV	<input type="checkbox"/>	<input type="checkbox"/>
<input type="checkbox"/> Personal Computer	<input type="checkbox"/>	<input type="checkbox"/>
<input type="checkbox"/> Stereo	<input type="checkbox"/>	<input type="checkbox"/>
<input type="checkbox"/> State Income Tax Refund for _____	<input type="checkbox"/>	<input type="checkbox"/>
<input type="checkbox"/> Federal Income Tax Refund for _____	<input type="checkbox"/>	<input type="checkbox"/>
<input type="checkbox"/> Motor vehicle _____	<input type="checkbox"/>	<input type="checkbox"/>
<input type="checkbox"/> Motor vehicle _____	<input type="checkbox"/>	<input type="checkbox"/>
<input type="checkbox"/> Motor vehicle _____	<input type="checkbox"/>	<input type="checkbox"/>
<input type="checkbox"/> Cash, bonds of \$ _____	<input type="checkbox"/>	<input type="checkbox"/>
<input type="checkbox"/> Other: _____	<input type="checkbox"/>	<input type="checkbox"/>
<input type="checkbox"/> Other: _____	<input type="checkbox"/>	<input type="checkbox"/>
<input type="checkbox"/> Other: _____	<input type="checkbox"/>	<input type="checkbox"/>
<input type="checkbox"/> Other: _____	<input type="checkbox"/>	<input type="checkbox"/>
<input type="checkbox"/> Award each party the personal property in his/her possession.		
<input type="checkbox"/> Continued on reverse side or see attached list.		

DIVISION OF RETIREMENT, PENSION, DEFERRED COMPENSATION

Award each party his/her interest in any and all retirement benefits, pension plan, or other deferred compensation as described: _____

OR

Each party **WAIVES AND GIVES UP** his/her interest in any and all retirement benefits, pension plan, or other deferred compensation of the other party:

DIVISION OF REAL PROPERTY

1. Real property located at (address) _____ which is legally described as:

is awarded to Petitioner Respondent as his/her sole and separate property.
 shall be sold and the proceeds divided equally or _____

2. Real property located at (address) _____ which is legally described as:

- is awarded to Petitioner Respondent as his/her sole and separate property.
 shall be sold and the proceeds divided equally or _____

DIVISION OF DEBTS

The following community debts shall be divided as follows:

Creditor(s)	Amount Owed	Petitioner	Respondent
_____	\$ _____	_____	_____
_____	\$ _____	_____	_____
_____	\$ _____	_____	_____
_____	\$ _____	_____	_____
_____	\$ _____	_____	_____
_____	\$ _____	_____	_____
_____	\$ _____	_____	_____
_____	\$ _____	_____	_____
_____	\$ _____	_____	_____
_____	\$ _____	_____	_____
_____	\$ _____	_____	_____
_____	\$ _____	_____	_____
_____	\$ _____	_____	_____
_____	\$ _____	_____	_____

- Continued on reverse side or attached list.
- Any debts or obligations incurred by either party before the date of separation that are not identified in the list above or attached shall be paid by the party who incurred the debt or obligation and that party shall indemnify and hold the other party harmless from such debts.

Signature of Petitioner: _____ Signature of Respondent: _____

- Submitted by Petitioner: _____ Date: _____
 Approved by Respondent:(if applicable) _____ Date: _____