

1 STATE OF INDIANA ) IN THE SUPERIOR / CIRCUIT COURT  
2 ) SS: CIVIL DIVISION, ROOM  
3 COUNTY OF ) CAUSE NO.

4 IN RE THE MARRIAGE OF:

5  
6 Petitioner,  
7 and

8  
9 Respondent.

10 DECREE OF DISSOLUTION OF MARRIAGE

11 The Court having reviewed the Verified Petition for Dissolution of Marriage and having  
12 held a final hearing in this matter, now finds the following:

13 The parties having submitted this Settlement Agreement and the Court having seen and  
14 considered the Verified Petition of Dissolution of Marriage and Verified Waiver of Final Hearing  
15 submitted by the parties, now approves the following:

- 16 1. The parties were married on \_\_\_\_\_, and separated on \_\_\_\_\_.
- 17 2. \_\_\_\_\_ has been a continuous resident of \_\_\_\_\_ County for  
18 the last three months, and the State of Indiana for the last six months prior to the filing of the  
19 Verified Petition for Dissolution of Marriage.
- 20 3. \_\_\_\_\_ pregnant.
- 21 4. Neither party is a member of the military.
- 22 5. Children:

23 There are no children of the marriage.

24 There are \_\_\_\_\_ children of the marriage; namely:

25 **Name**

**Date of birth:**

30 6. Custody and care of the minor child(ren). It is in the best interest of the child(ren) that:

31 The parties shall have joint legal custody over the minor child(ren) with Petitioner  
32 being the primary custodial parent.

33 The parties shall have joint legal custody over the minor child(ren) with  
34 Respondent being the primary custodial parent.

35 Petitioner shall have sole legal custody of the minor child(ren) and shall be the  
36 primary custodial parent.

37 Respondent shall have sole legal custody of the minor child(ren) and shall be the  
38 primary custodial parent.

39 Other: *(please describe in detail)*

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44 7. Parenting Time with the minor child(ren) shall be as follows:

45 Petitioner shall have reasonable parenting time with the minor child(ren), at a  
46 Respondent minimum, as set out by the Indiana Parenting Time Guidelines.

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48 Other: The parties agree that it is in the best interests of the minor child(ren)  
49 to follow a parenting time schedule that does NOT follow the  
50 Indiana Parenting Time Guidelines *(please describe the schedule in*  
51 *detail and give reasons why the alternative schedule is justified)*:  
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8. Child Support

Petitioner Respondent will pay child support in the amount of \_\_\_\_\_ per week, as shown by the attached child support worksheet, through the County Clerk’s office, or by income withholding order if available from the employer, beginning on the first Friday following the date of the decree.

Petitioner Respondent shall be responsible for payment of all controlled expenses related to the upbringing of the minor child(ren). (For use only in cases when parenting time is equally shared.)

Petitioner Respondent will be responsible for the first \_\_\_\_\_ of uninsured medical expenses for the minor child(ren). Thereafter, Petitioner shall be responsible for \_\_\_\_\_ % of uninsured medical expenses, and Respondent shall be responsible for \_\_\_\_\_ % of uninsured medical expenses for the minor child(ren).

Petitioner Respondent will be responsible to pay the administrative fee that the Clerk charges annually.

9. The provisions for health insurance maintenance shall be as follows:

Petitioner Respondent shall maintain medical, dental, and optical insurance as available through employment for the minor children:

Health insurance for the child(ren) is not available to either parent at a reasonable cost, therefore, neither party is ordered to provide health insurance at this time. In the event that health insurance for the children becomes available at a reasonable cost to one or both of the parties, the party to whom such coverage is available shall obtain coverage for the children within a reasonable time after such coverage becomes available.

10. The arrangement for claiming the tax credits, exemptions, and deductions for the minor child(ren) shall be as follows:

Petitioner Respondent shall be entitled to claim the minor child(ren) for federal, state, and local income tax purposes on an annual basis; The parties shall cooperate to sign all necessary documents that will allow the party claiming the exemption to do so.

89 Petitioner and Respondent shall each be entitled to claim the minor child(ren) for  
90 federal, state, and local income tax purposes in alternating years; Petitioner shall  
91 be entitled to claim the minor child(ren) in the year \_\_\_\_\_, and every even/odd year  
92 thereafter; Respondent shall be entitled to claim the minor child(ren) in the year  
93 \_\_\_\_\_, and every even/odd year thereafter. The parties shall cooperate to sign all  
94 necessary documents that will allow the party claiming the exemption to do so.

95 11. The division of jointly held debts shall be as follows:

96 The parties have no outstanding debt for which they are jointly responsible.

97 Petitioner will be solely responsible for the following debts and shall hold  
98 Respondent harmless from liability, expense, attorney's fees, and loss which may  
99 be incurred by Respondent, arising out of Petitioner's failure to pay such debts. :

100 **Name of Creditor** **Amount of Debt**

105 Respondent will be solely responsible for the following debts, and shall hold  
106 Petitioner harmless from liability, expense, attorney's fees, and loss which may be  
107 incurred by Petitioner, arising out of Respondent's failure to pay such debts. :

108 **Name of Creditor** **Amount of Debt**

113 12. The individual debt division shall be as follows:

114 Debts held in Petitioner's name only

115 Petitioner will be solely responsible for the all debts held in his/her individual  
116 name, and all debts incurred by him/her in his/her name since the date of final  
117 separation. Petitioner agrees to hold Respondent harmless from liability, expense,  
118 attorney's fees, and loss which may be incurred by Respondent, arising out of  
119 Petitioner's failure to pay such debts.

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Other:

Debts held in Respondent's name only:

Respondent will be solely responsible for the all debts held in his/her individual name, and all debts incurred by him/her in his/her name since the date of final separation. Respondent agrees to hold harmless Petitioner from liability, expense, attorney's fees, and loss which may be incurred by Petitioner, arising out of Respondent's failure to pay such debts.

Other:

13. The vehicle division shall be as follows:

There are no vehicles to divide.

Petitioner will have sole possession of the following vehicles, and Respondent shall execute all documents necessary to transfer title of said vehicles within a reasonable time following the date of this Order:

*(Vehicle #1, Make, Model, and Year)*

*(Vehicle #2, Make, Model and Year)*

Respondent will have sole possession of the following vehicles, and Petitioner shall execute all documents necessary to transfer title of said vehicles within a reasonable time following the date of this Order:

*(Vehicle #1, Make, Model, and Year)*

*(Vehicle #2, Make, Model and Year)*

152 All outstanding debt related to the above-listed vehicles has been allocated in  
153 paragraph 12 of this agreement/Order.

154 14. The parties' personal property division shall be as follows:

155 The parties already have divided all items of property.

156 Petitioner will have sole possession of the following items of property:

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161 Respondent will have sole possession of the following items of property:

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166 15. Marital Residence:

167 The parties are owners of real estate located at \_\_\_\_\_,  
168 \_\_\_\_\_, and the parties agree that:

169 Petitioner shall retain/take possession and shall become the sole owner of said  
170 Respondent real estate

171 Petitioner shall vacate the marital residence by \_\_\_\_\_.  
172 Respondent

173 Petitioner shall be responsible for all payments related property taxes and  
174 Respondent homeowners insurance and shall receive the deductions for mortgage  
interest and taxes.

175 Petitioner shall transfer, by Quitclaim Deed, his/her interest in said real estate  
176 Respondent to the party retaining possession of the marital residence by \_\_\_\_\_.  
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178 Petitioner agrees to refinance the mortgage debt related to the marital residence  
179 Respondent and make a good faith effort to obtain a release of the other party on

180 said debt on the earliest possible date. Upon release of the other  
181 party from mortgage debt, the other party shall transfer, by  
182 Quitclaim Deed, his/her interest in said real estate. The party  
183 assuming responsibility for mortgage agrees to hold the other party  
184 harmless from all liability, expense, attorney fees, loss or damages  
185 which may be a result of a failure to make payments on said  
186 mortgage debt.

187 Other:  
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192 The parties are jointly responsible on a lease for a residence located at  
193 , and the parties agree that:

194 Petitioner shall retain possession of the leased premises, be responsible for  
195 Respondent the remaining rental payment and fees due under said lease, and  
196 agrees to hold the other party harmless from all liability, expense,  
197 attorney fees, loss or damage which may be a result of the failure  
198 to make required payments under said lease.

199 Petitioner shall vacate the leased residence by .  
200 Respondent

201 Other:  
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205 16. Change of names:

206 Petitioner would like the following former name restored and shall hereinafter be  
207 known as:  
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209 Respondent would like the following former name restored and shall hereinafter be  
210 known as:  
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212 Neither Petitioner nor Respondent requests a name change.

213 17. The marriage has suffered an irretrievable breakdown and should be dissolved.

214 **We affirm under the penalties of perjury that the foregoing representations are true.**

215 \_\_\_\_\_  
216 **Petitioner's Signature**

217 STATE OF INDIANA )  
218 ) SS:  
219 COUNTY OF )  
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221 Before me, \_\_\_\_\_, a notary public in and for \_\_\_\_\_ County, State of Indiana,  
222 personally appeared \_\_\_\_\_, and being first duly sworn upon his/her oath, says  
223 that the facts alleged in the foregoing instrument are true.

224 Date: \_\_\_\_\_

225 \_\_\_\_\_  
226 Notary Public

227 My Commission Expires: \_\_\_\_\_

228 \_\_\_\_\_  
229 **Respondent's Signature**

230 STATE OF INDIANA )  
231 ) SS:  
232 COUNTY OF )  
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234 Before me, \_\_\_\_\_, a notary public in and for \_\_\_\_\_ County, State of Indiana,  
235 personally appeared \_\_\_\_\_, and being first duly sworn upon his/her oath, says  
236 that the facts alleged in the foregoing instrument are true.

237 Date: \_\_\_\_\_

238 \_\_\_\_\_  
239 Notary Public

240 My Commission Expires: \_\_\_\_\_



241 **18. Findings of the Court:**

242 The parties have disclosed all relevant documents and exchanged all information  
243 on value of property, pensions, real estate, and other assets and debts. This  
244 document represents an agreement submitted by the parties for approval by the  
245 Court. The parties have submitted a waiver of final hearing and have agreed that  
246 the property distribution provisions of this agreement represent a just and  
247 reasonable division of the marital estate and debts.

248 The Court, having held a hearing during which both parties appeared and presented  
249 evidence, now finds that the property distribution provisions of this order:

250 constitute a presumptive equal division of marital property and is therefore  
251 just and reasonable.

252 do not constitute the presumptive equal division of marital property,  
253 however are, for the reasons set forth below, just and reasonable:

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267 **IT IS THEREFORE ORDERED by the Court that the parties' marriage is hereby**  
268 **dissolved.**

269 Date: \_\_\_\_\_ Judge \_\_\_\_\_  
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**Distribution:**

Petitioner's Name and Mailing Address:

Respondent's Name and Mailing Address: