

**In the Court of the
Prairie Island Mdewakanton Dakota Community**

Prairie Island Indian Reservation

State of Minnesota

Respondent continued:

Mailing address: Same as above address **OR**

Street Address Apt. No.

City County State Zip Code

Respondent's address is unknown to Petitioner.

Respondent's Date of Birth: _____
Month Day Year

List all of Respondent's former or other names or write "None":

First Middle Last

First Middle Last

3. Our Marriage

Petitioner and Respondent were married on: (month, day, and year) _____
in the City of _____, County of _____
State of _____, Country of _____.

4. Jurisdiction

This Court has jurisdiction over this matter because (check all that apply)
 Petitioner is a member of the Prairie Island Indian Community.
 Respondent is a member of the Prairie Island Indian Community.
 Children of this marriage are members of the Prairie Island Indian Community.
 Other: _____

5. Grounds for Divorce

Petitioner states there has been an irretrievable breakdown of the marriage relationship
and that there is no reasonable prospect of reconciliation.
 YES NO

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6. Court Proceedings

Has a separate court case for marriage dissolution, legal separation, or annulment already been started by Petitioner or Respondent in Minnesota or elsewhere?

YES NO If YES, the type of court case is: _____
and it was started in _____ County in the State of _____
and the Court file number is _____, and
the status of the case is: Open Closed I do not know

7. Physical Living Situation

Do Petitioner and Respondent live together at this time? YES NO
If NO, the date we separated was: _____
Month Day Year

If YES, Petitioner and Respondent are living together because: _____

8. Protection or Harassment Order

Is an Order for Protection or a Harassment/Restraining Order in effect regarding Petitioner and Respondent? YES NO If YES: The Order protects: Petitioner Respondent and the Order was filed in _____ County in _____ State on _____ date, and the Court file number is _____.

A copy of the Order must be submitted with this Petition.

9. Children

“Minor” children are under age 18, or under age 20 but still in high school.

a. Do Petitioner and Respondent have minor children together? YES NO

b. Do Petitioner and Respondent have any adult dependent children who are not able to support themselves because of a physical or mental condition? YES NO (If you answered YES, you may ask the court to make an order regarding support for the adult dependent.)

c. Has either Petitioner or Respondent given birth during the marriage to a child who is not a child of the other spouse? YES NO

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- i. Fill in the information for all children born during the marriage who are not biological children of both spouses.

| Full Name of Child | Date of Birth | Age | Which Party is Birth Parent? |
|--------------------|---------------|-----|------------------------------|
| | | | |
| | | | |
| | | | |

- ii. Is there a court order naming someone other than the spouse as the father of the child(ren) listed in (i)? YES NO If YES, fill in:

| Full Name of Child | Date of Court Order | County/State of Order | Court Case No. |
|--------------------|---------------------|-----------------------|----------------|
| | | | |
| | | | |
| | | | |

- iii. Have the spouse and biological Father signed a Minnesota Recognition of Parentage (ROP) for any of the children listed in (i) above? YES NO
If YES, state the full name of the child: _____
_____ and submit with the Petition a **certified copy of the Recognition of Parentage.**

Has a "Husband's Non-Paternity Statement" for any of the children listed at (i) above been signed? YES NO

If YES, state the name of the child: _____ and submit with the Petition a **certified copy of the "Husband's Non-Paternity Statement."**

- d. Is either spouse pregnant? YES NO UNKNOWN

10. Petitioner's Employment

- a. Is Petitioner employed? YES NO
b. Is Petitioner Self-Employed? YES NO

Name and address of Petitioner's employer. (If Petitioner has more than one job, list the Name and Address of each employer.)

Name of Petitioner's Employer (If Self-Employed, list name and business address)

Employer's Street Address

City State Zip Code

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Name of Petitioner's Employer (If Self-Employed, list name and business address)

Employer's Street Address

City

State

Zip Code

11. Spousal Maintenance

Spousal Maintenance is money paid by one spouse to the other for living expenses.

Check only one box:

Petitioner and Respondent can each pay their own living expenses and do not need spousal maintenance at this time, or in the future.

OR

Petitioner or Respondent may need spousal maintenance in the future. The court should reserve maintenance to allow either party to ask for spousal maintenance in the future because:

(Explain why you want to do this) _____

OR

Petitioner needs spousal maintenance from Respondent now. Petitioner is _____ years of age, Petitioner and Respondent have been married for _____ years.

Petitioner has the following education: _____

Petitioner's gross monthly income totals \$_____. Petitioner's monthly expenses total \$_____ and Petitioner is not able to maintain the standard of living established during the marriage because: _____

Respondent has the ability to pay Petitioner \$_____ per month for spousal maintenance.

OR

Respondent needs spousal maintenance from Petitioner now. Respondent is _____ years of age, Petitioner and Respondent have been married for _____ years.

Respondent has the following education: _____

Respondent's gross monthly income totals \$_____. Respondent's monthly expenses total \$_____, and Respondent is not able to maintain the standard of living established during the marriage because: _____

Petitioner has the ability to pay Respondent \$_____ per month for spousal maintenance.

12. Vehicles

Vehicles are cars, trucks, boats, motorcycles, snowmobiles, personal watercraft, all terrain vehicles etc. owned by the Petitioner and Respondent together or separately, including vehicles purchased after separation:

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Does Petitioner own a vehicle? YES NO
 Does Respondent own a vehicle? YES NO UNKNOWN
 List all vehicles owned by Petitioner and Respondent together or separately:

| Type of Vehicle (car, boat, truck etc.) | Year/Make/Model | Name(s) on Title | Value | Balance Owed | Monthly Payment |
|---|-----------------|------------------|-------|--------------|-----------------|
| | | | \$ | \$ | \$ |
| | | | \$ | \$ | \$ |
| | | | \$ | \$ | \$ |
| | | | \$ | \$ | \$ |

13. Marital Property

Marital property means almost anything that you or your spouse now own that was received or bought during the marriage, even during the times you were separated. Marital Property includes household goods, furniture, jewelry, boats, real estate and other things. Marital property does *not* include a gift or inheritance received by one spouse *alone*.

Has the marital property been divided between the Petitioner and Respondent to Petitioner's satisfaction? YES NO

If **NO**, Petitioner requests the following marital property: _____

14. Non-Marital Property

Non-marital property means: (1) anything that you or your spouse owned before the marriage; (2) anything that you or your spouse received as a gift, bequest, devise, or inheritance, *to you or your spouse alone*; (3) anything that you or your spouse got in trade or in exchange for your non-marital property; (4) anything that is an increase in the value of non-marital property; (5) anything you or your spouse received after the valuation date set by the court; or (6) anything defined as non-marital property by a valid ante nuptial contract.

a. Does Petitioner have non-marital property? YES NO
 If YES, list Petitioner's non-marital property: _____

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b. Does Respondent have non-marital property? YES NO UNKNOWN
If YES, list Respondent's non-marital property: _____

15. Cash & Accounts –

Does Petitioner have money in banks, savings, cash or investments? YES NO
Does Respondent have money in banks, savings, cash or investments?
 YES NO UNKNOWN

If YES,

a. List all accounts owned by you alone, your spouse alone, or owned by both of you jointly including those opened after separation. "Type of account" means checking, savings, money market accounts, certificates of deposit, stocks, bonds, stock options, mutual funds, savings bonds, and Treasury Bills, etc.

Confidential Information should be listed on a separate sheet which lists Financial Institution name and account numbers.

| Financial Institution | Type of Account | Amount | Belongs to: (name on account) |
|-----------------------|-----------------|--------|----------------------------------|
| | | \$ | |
| | | \$ | |
| | | \$ | |
| | | \$ | |
| | | \$ | |
| | | \$ | |

b. List cash not listed at (a):
Petitioner has cash in the amount of \$_____
Respondent has cash in the amount of \$_____ **OR** UNKNOWN.

16. Real Property Information

1. Real Estate belongs to: (List full names of owners) _____

2. Legal Description is: (The full legal description **must** be included. Copy the legal description from the deed. Do not use the property tax statement legal description. If the legal description is long, you may use an attachment. Type or print neatly.)

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3. Street Address of the real property is: _____

City _____ State _____ Zip Code _____

The property is in _____ County.

4. Purchase date _____ (month, day, and year) and purchase price: \$ _____

5. Mortgages or loans: (List all mortgages and loans on the property)

There are no mortgages or loans on this property.

1st Mortgage: Amount currently owed \$ _____ and name of lender _____

2nd Mortgage: Amount currently owed \$ _____ and name of lender _____

Other mortgages or loans: _____

6. Current Market Value of this property: \$ _____

How did you arrive at this value? _____

7. This property is the homestead: _____ Yes _____ No

17. Debts

Does Petitioner have debt? YES NO

Does Respondent have debt? YES NO UNKNOWN

If YES, list debts in your name, your spouse's name and in both names jointly. Include unpaid debts from before the marriage date, during the marriage, and after separation.

Fill in all information completely and attach another sheet of paper if necessary.

| Money is owed to: | Money was used for: | Whose Name is on the Account and When was the Debt Incurred? | | Balance Owed | Monthly Payment |
|-------------------|---------------------|--|------|--------------|-----------------|
| | | Name | Date | | |
| | | | | \$ | \$ |
| | | | | \$ | \$ |
| | | | | \$ | \$ |
| | | | | \$ | \$ |
| | | | | \$ | \$ |
| | | | | \$ | \$ |
| | | | | \$ | \$ |
| | | | | \$ | \$ |
| Total Debt | | | | \$ | \$ |

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18. Name Change

Does Petitioner want to change his/her name? YES NO

If YES, answer (a) through (c):

a. Petitioner's name should be changed to:

| | | |
|-------|--------|------|
| First | Middle | Last |
|-------|--------|------|

Is this name a former legal name or maiden Name? YES NO If NO, the reason
Petitioner wants to change to this name is: _____

b. Petitioner has no intent to defraud or mislead anyone by changing his/her name:

TRUE FALSE

c. Has Petitioner been convicted of a felony? YES NO *If YES, answer i. and ii:*

i. Petitioner has given notice of this request for name change to the proper
authority YES NO

19. Other. Include other facts you think the Court should know.

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BASED UPON THE ABOVE INFORMATION, Petitioner requests that the Court issue a final judgment and decree granting the following relief:

*Dissolving the bonds of matrimony between
Petitioner and Respondent to end the marriage.*

20. Health Care Coverage for the Parties

- a. Ordering each party to provide for his or her own medical dental insurance.
- b. Ordering _____ (full name) to provide medical dental insurance for _____ (full name).
- c. Allowing _____ (full name), at his/her own expense, to continue the dependent coverage available under the other party's insurance plan, pursuant to federal and state statutes.
- d. Reserving the issue of medical and dental insurance for the parties.

21. Spousal Maintenance

- a. Maintenance is denied to Petitioner and Respondent.
- b. Reserving the issue of maintenance.
- c. Ordering Petitioner Respondent to pay spousal maintenance to
 Petitioner Respondent.

22. Vehicles

Awarding the vehicles as follows and ordering the party receiving the vehicles to pay for any loans or insurance for such vehicle:

| Year / Make / Model | Awarded to: |
|---------------------|-------------|
| | |
| | |
| | |
| | |
| | |

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23. Marital Property

Dividing the parties' marital property, household goods, furniture and furnishings **either:**

- a. As currently divided **OR**
- b. As follows (attach additional page if necessary):

To Petitioner: _____

To Respondent: _____

24. Non-Marital Property

Dividing the parties non-marital property

- a. As currently divided **OR**
- b. As follows (attach additional page if necessary):

To Petitioner: _____

To Respondent: _____

25. Cash and Accounts

a. Awarding the savings and investments as follows:

| Institution | Type of Account | Amount | Awarded to |
|--------------------|------------------------|---------------|-------------------|
| | | \$ | |
| | | \$ | |
| | | \$ | |
| | | \$ | |
| | | \$ | |
| | | \$ | |

b. Awarding any cash not included in a. above to the party who currently has the cash

OR

Awarding the cash as follows: _____

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26. Real Property

None

OR

Awarding solely to Petitioner Respondent all right, title, and interest of the parties in the real property located at:

Street address _____ in the
City of _____, County of _____
State of _____, which has the following legal description:

with the following mortgages and loans to be paid, after the divorce is final, by

Petitioner Respondent:

1st Mortgage: Amount currently owed: \$ _____ and name of lender: _____

2nd Mortgage: Amount currently owed: \$ _____ and name of lender: _____

and subject to the following liens or other agreements:

A lien in favor of Petitioner Respondent in the amount of \$ _____

Other request regarding the property: (describe the request fully) _____

27. Additional Real Property

None

OR

Awarding solely to Petitioner Respondent all right, title, and interest of the parties in the real property located at:

Street address _____
in the City of _____, County of _____
State of _____, which has the following legal description:

with the following mortgages and loans to be paid, after the divorce is final, by

