

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

Prairie Island Indian Reservation

State of Minnesota

**Failure to provide the Petitioner 's and Respondent's
complete information WILL delay the filing of this petition.**

The Filing Fee is \$365

In Re the Marriage of:

Your Name, the Petitioner (first, middle, last)

Court File Number: _____

and

Petition for Dissolution of Marriage

Name of Respondent (spouse) (first, middle, last)

1. Information about YOU, the Petitioner

Full Name: _____
 First Middle Last

Address where YOU, live: _____
 Street Address Apt. No

 City County State Zip Code

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

 Street Address Apt. No.

 City County State Zip Code

Date of Birth: _____
 Month Day Year

List all of YOUR former or other names, or write "None":

 First Middle Last

 First Middle Last

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

Prairie Island Indian Reservation

State of Minnesota

2. Information about Respondent (spouse)

Full Name: _____
First Middle Last

Address where Respondent lives: _____
Street Address Apt. No.

City County State Zip Code

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

Street Address Apt. No.

City County State Zip Code

Respondent's (spouse's) address is unknown to YOU, the 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

YOU, the Petitioner, and Respondent (spouse) 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)
 ___ YOU, the Petitioner, are a member of the Prairie Island Indian Community.
 ___ Respondent (spouse) is a member of the Prairie Island Indian Community.
 ___ Children of this marriage are members of the Prairie Island Indian Community.
 ___ Other: _____

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

Prairie Island Indian Reservation

State of Minnesota

5. Grounds for Divorce

YOU, the Petitioner, state there has been an irretrievable breakdown of the marriage relationship and that there is no reasonable prospect of reconciliation.

YES NO

6. Court Proceedings

Has a separate court case for marriage dissolution, legal separation, or annulment already been started by YOU, the Petitioner, or Respondent (spouse) 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 YOU, the Petitioner, and Respondent (spouse) live together at this time?

YES NO

If NO, the date we separated was: _____
Month Day Year

If YES, YOU, the Petitioner, and Respondent (spouse) are living together because: _____

8. Protection or Harassment Order

Is an Order for Protection or a Harassment/Restraining Order in effect regarding YOU, the Petitioner, and Respondent (spouse)? YES NO

If YES: The *Order* protects:

YOU, the Petitioner,
 Respondent (spouse) 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.

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

Prairie Island Indian Reservation

State of Minnesota

9. Children and Child Support

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

a. Do YOU, the Petitioner, and Respondent (spouse) have minor children together?
 YES NO

b. Do YOU, the Petitioner, and Respondent (spouse) 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. Have either YOU, the Petitioner, or Respondent (spouse) given birth during the marriage to a child who is not a child of the other spouse?
 YES NO

i. Fill in the information for all children born during the marriage who are the biological children of both spouses.

Full Name of Child	Date of Birth	Age	

ii. Fill in the information for all children born during the marriage who are NOT the biological children of both spouses.

Full Name of Child	Date of Birth	Age	

iii. 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.

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

Prairie Island Indian Reservation

State of Minnesota

Children, *continued*:

iv. Has the spouse and/or 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. YOUR, the Petitioner's Employment

- a. Are YOU, the Petitioner, employed? YES NO
b. Are YOU, the Petitioner, Self-Employed? YES NO

Name and address of YOUR, employer. (If YOU, the Petitioner, have more than one job, list the Name and Address of each employer.)

Name of YOUR, the 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:

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

OR

YOU, the Petitioner, or Respondent (spouse) 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) _____

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

Prairie Island Indian Reservation

State of Minnesota

OR

YOU, the Petitioner, need spousal maintenance from Respondent (spouse) now. YOU, the Petitioner, are _____ years of age, YOU, the Petitioner, and Respondent (spouse) have been married for _____ years. YOU, the Petitioner, have the following education: _____ YOUR _____ gross monthly income (income BEFORE TAXES totals \$_____. YOU, the Petitioner, have monthly expenses which total \$_____ and YOU are not able to maintain the standard of living established during the marriage because: _____

Respondent (spouse) has the ability to pay YOU, the Petitioner \$_____per month for spousal maintenance.

OR

Respondent (spouse) needs spousal maintenance from YOU, the Petitioner, now. Respondent is _____ years of age, YOU and Respondent (spouse) have been married for _____ years. Respondent (spouse) 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: _____

YOU, the Petitioner, have 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 YOU, the Petitioner, and Respondent (spouse) together or separately, including vehicles purchased after separation:

Does YOU, the Petitioner, own a vehicle? YES NO
Does Respondent (spouse) own a vehicle? YES NO UNKNOWN

List all vehicles owned by YOU, the Petitioner, and Respondent (spouse) together or separately: (use additional pages if needed)

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

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

Prairie Island Indian Reservation

State of Minnesota

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 YOU and your Spouse to YOUR satisfaction? YES NO

If **NO**, YOU, the Petitioner, request 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. Do YOU, the Petitioner, have non-marital property? YES NO

If YES, list YOUR non-marital property: _____

d. Does Respondent (spouse) have non-marital property?

YES NO UNKNOWN

If YES, list Respondent's (spouse) non-marital property: _____

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

Prairie Island Indian Reservation

State of Minnesota

15. Cash & Accounts

Do YOU, the Petitioner, have money in banks, savings, cash or investments?

YES NO

Does Respondent (spouse) 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):

YOU, the Petitioner, have cash in the amount of \$ _____

Respondent (spouse) 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.)

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

Prairie Island Indian Reservation

State of Minnesota

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 YOU, the Petitioner, have debt? YES NO

Does Respondent (spouse) 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				\$	\$

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

Prairie Island Indian Reservation

State of Minnesota

18. Name Change

Do YOU, the Petitioner, want to change your name? YES NO

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

a. YOUR name should be changed to:

First	Middle	Last
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Is this name a former legal name or maiden Name? YES NO

If NO, the reason YOU, the Petitioner, want to change to this name is: _____

b. YOU, the Petitioner, have no intent to defraud or mislead anyone by changing your name:

TRUE FALSE

c. Have YOU, the Petitioner, been convicted of a felony?

YES NO

YOU, the Petitioner, have 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.

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

Prairie Island Indian Reservation

State of Minnesota

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

*Dissolving the bonds of matrimony between
YOU, the Petitioner, and Respondent (spouse) 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 YOU, the Petitioner, and Respondent (spouse).
- b. Reserving the issue of maintenance.
- c. Ordering YOU, the Petitioner, **OR**
 Respondent (spouse)
to pay spousal maintenance to YOU Respondent.

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

Prairie Island Indian Reservation

State of Minnesota

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:

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 YOU, the Petitioner: _____

To Respondent (spouse): _____

23. Non-Marital Property

Dividing the parties non-marital property

a. As currently divided

OR

b. As follows (attach additional page if necessary):

To YOU, the Petitioner: _____

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

Prairie Island Indian Reservation

State of Minnesota

To Respondent (spouse): _____

24. 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: _____

25. Real Property

None

OR

Awarding solely to

YOU, the Petitioner

Respondent (spouse) 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

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

Prairie Island Indian Reservation

State of Minnesota

YOU, the Petitioner Respondent (spouse):

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 YOU, the Petitioner Respondent (spouse) in the amount of \$ _____

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

26. Additional Real Property

None

OR

Awarding solely to YOU, the Petitioner Respondent (spouse) 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

YOU, the Petitioner Respondent (spouse):

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 YOU, the Petitioner Respondent (spouse) in the amount of \$ _____

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

Prairie Island Indian Reservation

State of Minnesota

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

28. Debts

a. Dividing the debts as follows and ordering each party to hold the other harmless from any responsibility for the debts so divided. *Include all debts. Use additional pages if needed.*

Debt Owed To:	To Be Paid By:

b. Ordering that each party is solely responsible for paying any other debts incurred solely by him or her and ordering each party to hold the other harmless from any responsibility for such separately incurred debts.

29. Name Change

YOU, the Petitioner, are not requesting a name change;

OR

Changing YOUR name to: _____

30. Other: First Middle Last

31. Ordering such other relief as the Court deems just and equitable.

32. Read and sign the Verification and Acknowledgments (below).

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

Prairie Island Indian Reservation

State of Minnesota

STATE OF MINNESOTA)
) SS
COUNTY OF _____)
(County where Petition is signed)

Verification and Acknowledgments

- a. I have read this document. To the best of my knowledge, information and belief the information contained in this document is well grounded in fact and is warranted by existing law.
- b. I have not been determined by any Court in Minnesota or in any other State to be a frivolous litigant and I am not the subject of an Order precluding me from serving or filing this document.
- c. I am not serving or filing this document for any improper purpose, such as to harass the other party or to cause delay or needless increase in the cost of litigation or to commit a fraud on the Court.
- d. I understand that if I am not telling the truth or if I am misleading the Court or if I am serving or filing this document for an improper purpose, the Court can order me to pay money to the other party, including the reasonable expenses incurred by the other party because of the serving or filing this document, Court costs, and reasonable attorney's fees. I understand that I could also be prosecuted for perjury if I am not telling the truth in my Petition.

I declare under penalty of perjury that everything I have stated in this document is true and correct.

DATE: _____ / _____ / _____
Month Day Year

YOUR Signature

Street Address: _____
City, State: _____
Zip Code: _____
Telephone: (_____) _____
E-mail address: _____