

Form 23-1301: Petition for Appointment of Guardian

IN THE TRIAL COURT OF THE SAC & FOX TRIBE OF THE MISSISSIPPI IN IOWA

<p>In Re the Guardianship of:</p> <p>_____ ,</p> <p>DOB: _____ ,</p> <p><input type="checkbox"/> Minor Child <input type="checkbox"/> Vulnerable Adult</p>	<p>Case No. _____</p> <p>PETITION FOR APPOINTMENT OF</p> <p><input type="checkbox"/> Permanent Guardian(s) <input type="checkbox"/> Temporary Guardian(s)</p>
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COMES NOW, _____, who on oath states:
Name

1. That I am the Petitioner in the above matter.
2. That I am interested in the welfare of and petitioning the Court for appointment as the Guardian of the above-named Proposed Ward.
3. That the Proposed Ward, IF A MINOR CHILD, is not emancipated and does not currently have a Guardian by instrument or appointment, nor are there any currently pending Guardianship proceedings.
4. My name, address and relationship to the Proposed Ward are:

Full name: First, Middle, Last

Mailing Address

City, State, ZIP Code

My relationship to the Proposed Ward: _____

5. The Petitioner *(check all that apply)*:
 is an enrolled Tribal member
 resides within the Meskwaki Settlement

6. The Proposed Ward's name, address, and date of birth are:

Full name: First, Middle, Last

Mailing Address

City, State, ZIP Code

Date of Birth: _____

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7. The Proposed Ward *(check all that apply)*:

- is an enrolled Tribal member
- resides within the Meskwaki Settlement

8. The name and address of the person or institution, if any, having the care, custody, or control of the proposed ward is:

Full name: First, Middle, Last

Mailing Address

City, State, ZIP Code

9. The Meskwaki Tribal Court has jurisdiction over this matter in accordance with applicable Tribal Laws and Section 23-1104 of the Tribal Code of the Sac and Fox Tribe of the Mississippi in Iowa.
10. That the Proposed Guardian is qualified to act as a Guardian in accordance with Tribal Code of the Sac and Fox Tribe of the Mississippi in Iowa Sections 23-1304 or 23-1305 and meets the recommended preferences listed under Section 23-1211 of the Tribal Code.
11. That if the Proposed Guardian is a nonresident of the Meskwaki Settlement and a non-member, but otherwise qualified to act as a Guardian, the Court may upon application appoint that person provided there is a resident Guardian appointed to serve with such nonresident Guardian; and provided further that the Court for good cause shown may appoint such nonresident Guardian to serve alone without the appointment of a resident Guardian.
12. That the Proposed Ward's best interests require the appointment of a Guardian and that the following categories apply: *(Please check all that apply)*
- The Proposed Ward is an enrolled Tribal member or resides within the Meskwaki Settlement.
 - The Proposed Guardian is an enrolled Tribal member or resides within the Meskwaki Settlement.
13. That the Proposed Ward is in either of the following categories:
- Is a person who decision making capacity is so impaired that the person is unable to care for their own personal safety or attend to or provide for necessities such as food, shelter, clothing, or medical care, without which physical injury or illness might occur.
 - Is a Minor Child.

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14. That in this matter, it is appropriate to grant a:

- Full Guardianship
- Limited Guardianship in accordance with Section 23-1303(e)

15. The Proposed Ward needs a permanent or temporary Guardian right now. The factual circumstances that make the Guardianship necessary are: *(Please do not write on back of this paper)*

Additional pages to writing supporting information can be provided, if needed

16. The total value of the Proposed Ward's finances or other assets of value is:

\$ _____

17. It is my belief that the Proposed Ward will:

- Attend the Court hearing.
- Not attend the Court hearing.

18. A COMPLETED, "GUARDIANSHIP (MINOR/ADULT) INFORMATION ATTACHMENT" IS ATTACHED TO THIS PETITION.

WHEREFORE, the Petitioner(s) prays that the Court Order that:

- A. A hearing be set on this matter and that the Petition for Appointment of a Guardianship be granted.
- B. The Court appoint _____ as Guardian of the Proposed Ward.
- C. That the Court determine is the Proposed Ward is entitled to legal representation.
- D. That the Court grant and Order such relief as it deems just and proper.
- E. Other: *(Please list any other relief requested below or write N/A, if not applicable)*

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I, the Petitioner, have read this Petition, and certify under penalty of perjury and pursuant to the laws of the Meskwaki Nation that the information I have provided is true and correct.

****PLEASE WAIT TO SIGN & DATE UNTIL IN FRONT OF A NOTARY****

Signature

Date

Mailing Address

City, State, Zip Code

Phone Number

Email Address

Signed before me on ____ day of _____, 20____.

 Signature of Notary Public, State of _____

Tribal Court Staff Title: _____