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

_____, Petitioner, vs. _____, Respondent.	Case No. _____ **PETITION FOR DISSOLUTION OF MARRIAGE WITH CHILDREN**

Is there any active Order of Protection with respect to the parties? ☐ **YES** ☐ **NO**
If Yes, Name of the Protected Party/ies: _____
If Yes, (*select one*) ☐ Permanent ☐ Temporary Expires on (date): _____
Name of Court & Date filed: _____
(Attach "Order of Protection" to this Petition, and the " Party's Confidential Information" form. Form can be obtained from the Clerk of Court's Office.)

I, _____, the Petitioner, being sworn, certify that the following statements are true:

1. **Petitioner's Information**
   a. Full legal name: _____
   b. Present residence:

_____
Street Address *City* *State* *Zip Code*

(_____) _____
Phone Number *Email Address*

   c. Date of Birth: ____/____/____ Social Security Number: _____
   d. Petitioner ☐ IS or ☐ IS NOT an enrolled member or descendent of the Sac & Fox Tribe of the Mississippi in Iowa.
   e. Petitioner ☐ HAS or ☐ HAS NOT lived on the Sac & Fox Settlement or on tribally owned lands, or any public domain land designated for Tribal use, for at least 6 months prior to commencing this action.

2. **Respondent's Information**
   a. Full legal name: _____
   b. Present residence:

_____
Street Address *City* *State* *Zip Code*

(_____) _____
Phone Number *Email Address*

c. Date of Birth: ____/____/_____ Social Security Number: _____
d. Respondent ☐ IS or ☐ IS NOT an enrolled member or descendent of the Sac & Fox Tribe of the Mississippi in Iowa.
e. Respondent ☐ HAS or ☐ HAS NOT lived on the Sac & Fox Settlement or on Tribally owned lands, or any public domain land designated for Tribal use, for at least 6 months prior to commencing this action.

3. General Information about the Marriage

a. Date and location of the Marriage:

_____ _____
Month/Day/Year *City* *State* *County*

OR

Date of Common Law Marriage:

_____
Month/Day/Year

b. Condition of the Marriage: (*check all that apply)*
☐ There has been an irretrievable breakdown of the marriage relationship
☐ There is no reasonable prospect of reconciliation.
☐ This is the only divorce case going on involving this marriage
If there is another divorce case filed, please state the Court it is filed with, and case number:
_____
☐ This Petition is being filed in good faith for the purpose of ending the marriage.

4. General Information about the Children

a. Children (*check all that apply)*
☐ There are children under age 18 who are the biological children of both Mother and Father.
☐ There are children under the age 18 who are the biological children of one party and adopted by the other.
☐ There are children under age 18 who were adopted by both parties.
☐ Mother is pregnant.
☐ The Father of the unborn child IS NOT the other party in this matter.

b. Identification of the child(ren)

	Child (1)	**Child (2)**	**Child (3)**	**Child (4)**	**Child (5)**	**Child (6)**
First, Middle, Last Initials						
Date of Birth						
Eligible for Membership with the Sac & Fox Tribe?	☐ Yes ☐ No	☐ Yes ☐ No	☐ Yes ☐ No	☐ Yes ☐ No	☐ Yes ☐ No	☐ Yes ☐ No

☐ *Check this box if you have attached a separate sheet listing additional children*

c. Legal Parents

For each child of the Mother and Father, state if legal parents have been established and how, also attaching a copy of each child's Birth Certificate to this Petition. If established by genetic testing or recognition of parentage, check the box marked, "other" and explain on section 4 below.

	Child (1)	Child (2)	Child (3)	Child (4)	Child (5)	Child (6)
Legal parents established?						
Yes	☐	☐	☐	☐	☐	☐
No	☐	☐	☐	☐	☐	☐
Unknown	☐	☐	☐	☐	☐	☐
If established, state how						
Prior court order	☐	☐	☐	☐	☐	☐
On birth certificate	☐	☐	☐	☐	☐	☐
Other (explain in sec. 4)	☐	☐	☐	☐	☐	☐

d. Children's Living Arrangements

Residence of the following	Initials of children living at this residence
Mother	
Father	
Both Parents	
Other:	
Other	

☐ *Check this box if you have attached a separate sheet listing additional children or addresses*

If other, please provide the address of residence:

_____

Street Address *City* *State* *Zip Code*

_____

Street Address *City* *State* *Zip Code*

5. Other Legal Matters involving the Children

a. ☐ There ARE NOT any other cases or outstanding Custody Orders regarding any/all of the above-identified children.

☐ There ARE other cases or outstanding Custody Orders regarding any/all of the above-identified children. ****If yes, a Certified Copy of the Order and/or copy of the documents must be attached***

County and State Case is located: _____ _____

County *State*

Court case number: _____

b. ☐ There IS NOT a Child Support Case regarding any/all of the above-identified children.
☐ There IS a Child Support Case regarding any/all of the above-identified children. ***If yes, a Certified Copy of the Order and/or copy of the documents must be attached***
County and State Case is located: _____ _____
County *State*
Court case number: _____

c. ☐ There IS NOT Spousal Maintenance established by Court Order regarding any/all of the identified parties in this matter.
☐ There IS Spousal Maintenance establish by Court Order regarding any/all of the identified parties in this matter. ***If yes, a Certified Copy of the Order and/or copy of the documents must be attached***
County and State Case is located: _____ _____
County *State*
Court case number: _____

d. Petitioner asks the Court to grant ☐ sole OR ☐ joint **PHYSICAL** custody of the child(ren)for the following reasons: _____
_____
_____
_____
_____
_____
_____
_____
_____.

e. Petitioner ask the Court to grant ☐ sole OR ☐ joint **LEGAL** custody of the child(ren)for the following reasons: _____
_____
_____
_____
_____
_____
_____
_____
_____.

f. Petitioner asks the Court to order visitation with the child(ren), with the following conditions: _____
_____
_____
_____
_____
_____
_____
_____
_____.

g. Petitioner ☐ DOES or ☐ DOES NOT request the Court to order child support in this matter.

6. Other Information

Please use this section to provide other information if you need to explain something.

_____
_____
_____
_____
_____
_____
_____
_____.

7. Petitioner's Request

a. Petitioner respectfully asks the Court to:
Check each that applies. The Court will only consider items that are checked.

☐ End the marriage of Petitioner (you) and Respondent (your spouse)
☐ Issue a restraining Order against Respondent
☐ Decide custody and visitation
☐ Order Child Support and Medical Support
☐ Award each party the real property of the marriage as requested in the Petition
☐ Award each party the property that each owned prior to the marriage
☐ Fairly divide the marital property and the debts of the parties
☐Order either party to make their pension plan payable according to Section 6-1405(f) of the Sac & Fox Tribal Code.
☐ Order that Respondent is to pay court costs
☐ Order that Respondent pay for Petitioner's Attorney fees and costs in obtaining this divorce
☐ Order that Respondent pay spousal maintenance to Petitioner
☐ Change Petitioner's name to: *** Name can only be changed to name on Birth Certificate or name used immediately prior to the marriage.* _____.

I, the Petitioner, declare under penalty of perjury under the laws of the Sac & Fox Tribe of the Mississippi in Iowa that the information in the foregoing petition is true and correct.

_____ _____

Date *Signature*

*****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:* _____