Person Filing: _____
Mailing Address: _____
City, State, Zip: _____
Phone Number: _____
Representing Self

**SUPERIOR COURT OF ARIZONA, COUNTY OF COCONINO**

Petitioner: _____ Case Number: DO_____

## DECREE OF:

**[ ] LEGAL SEPARATION**
**[ ] DIVORCE**
**WITH MINOR CHILDREN**

By Default or After Trial

Respondent: _____ ATLAS Number: _____

**THE COURT FINDS:**

This case has come before the court for a Decree. The court has taken all testimony needed to enter a final Decree. The court has jurisdiction over the parties under the law, and the provisions of the Decree are fair and reasonable under the circumstances.

**The Parties and the Marriage:**

The conciliation provisions have been met or do not apply.

**For a Decree of Legal Separation:** The parties' non-covenant marriage is irretrievably broken, or at least one party desires to live separate and apart. At least one party lived in Arizona, or was stationed in Arizona while a member of the armed services, on the date the Petition was filed. Respondent does not object to a decree of legal separation.

**For a Decree of Divorce:** The parties' non-covenant marriage is irretrievably broken. At least one party lived in Arizona for at least the 90 days before the date the Petition was filed.

**Minor Children of the Marriage:**

**Pregnancy:** [ ] Yes [ ] No: Wife is pregnant. Baby is due on _____
[ ] Yes [ ] No: Husband is believed to be the father.

**Minor Children:** Arizona is the home state for the following children who are under 18 and are the parties' biological or adopted children:
CHILD'S NAME: _____ Birthdate: _____
CHILD'S NAME: _____ Birthdate: _____
CHILD'S NAME: _____ Birthdate: _____

**Parent Information Class:**

*Leave the Parent Information Class section blank.*

[ ] The parties have attended the Parent Information Class as evidenced by the Certificates of Completion in the court file, or attendance has been waived by the Court; OR

[ ] [ ] Petitioner and/or [ ] Respondent has not completed the parent information class. Until completion of the class, the court may deny relief in favor of that party, hold that party in contempt of court, or impose any other sanction reasonable in the circumstances, including but not limited to enforcing or modifying this Decree.

**THE COURT ORDERS:**

**For a Decree of Legal Separation:** The parties are legally separated.
**For a Decree of Divorce:** The parties' marriage is dissolved.

**Child Custody:**

[ ] **Joint Custody:** The parties are awarded joint custody of the children as set forth in the Joint Custody Agreement signed by the parties and filed with the Court. The Court adopts the terms of the Agreement. The Agreement has become part of the Decree and carries the same legal weight as the Decree.

[ ] **Sole Custody:** [ ] Petitioner or [ ] Respondent is awarded sole legal custody and physical custody of the children.

**Parenting Time:**

[ ] **The Court Orders This Parenting Time Plan:**

The children will be in Father's care at these times:

_____

_____

_____

_____

At the start of Father's time with the children, [ ] Mother will drop them off or [ ] Father will pick them up at this time: _____ at this location: _____.

The children will be in Mother's care at these times:

_____

_____

_____

_____

At the start of Mother's time with the children, [ ] Father will drop them off or [ ] Mother will pick them up at this time: _____ at this location: _____.
While the parents understand the court may enforce this drop-off and pick-up schedule, they will be reasonably flexible about it.

Other scheduling arrangements:

[ ] During summer months or school breaks longer than four days not listed in the holiday schedule below, the children will be in [ ] Mother's or [ ] Father's care.

[ ] Each parent is entitled to an annual _____-week vacation with the children. The parents will work out the details of the vacation at least _____ days in advance.

[ ] Neither parent will travel with the children outside Arizona for longer than _____ days without the prior written consent of the other parent or order of the court.

The parents will inform each other of plans to travel out of the area with the children and of addresses and phone numbers where we and children can be reached during travel.

Holidays:

| | Even Years | | Odd Years | |
|---|---|---|---|---|
| | Mother | Father | Mother | Father |
| New Year's Eve | [ ] | [ ] | [ ] | [ ] |
| New Year's Day | [ ] | [ ] | [ ] | [ ] |
| Spring Vacation | [ ] | [ ] | [ ] | [ ] |
| Easter | [ ] | [ ] | [ ] | [ ] |
| Passover | [ ] | [ ] | [ ] | [ ] |
| 4th of July | [ ] | [ ] | [ ] | [ ] |
| Halloween | [ ] | [ ] | [ ] | [ ] |
| Veteran's Day | [ ] | [ ] | [ ] | [ ] |
| Thanksgiving | [ ] | [ ] | [ ] | [ ] |
| Hanukkah | [ ] | [ ] | [ ] | [ ] |

| | Even Years | | Odd Years | |
|---|---|---|---|---|
| | Mother | Father | Mother | Father |
| Christmas Eve | [ ] | [ ] | [ ] | [ ] |
| Christmas Day | [ ] | [ ] | [ ] | [ ] |
| Winter Break | [ ] | [ ] | [ ] | [ ] |
| Children's Birthdays | [ ] | [ ] | [ ] | [ ] |

[ ] Mother will have the children on Mother's Day and Father will have the children on Father's Day.

[ ] Each parent will have the children on that parent's birthday.

[ ] On three-day weekends, which include Martin Luther King Day, President's Day, Memorial Day, Labor Day, and Columbus Day, the children will remain in the care of the parent who has them for the weekend.

Holiday times will begin and end as follows: _____

Phone access:

[ ] Each parent may contact the children by phone during the children's normal waking hours.

[ ] Other: _____

Religion:

[ ] Each parent may take the children to a place of worship of that parent's choice while the children are in that parent's care.

[ ] The children may be instructed in the following faith: _____

[ ] Religious arrangements do not apply to this Plan.

The parents may change the parenting plan by written agreement only, except in an emergency.

Reviewing the plan: The parents will review this Plan every _____ months and ask the court for any necessary or desired changes.

Other: _____

**[ ] The Court Orders Supervised Parenting Time:**

Unsupervised parenting time would seriously endanger the children's physical, mental, moral, or emotional health because:

_____

_____

_____

Parenting time may take place only in the presence of another person, named as follows:

_____

Other restrictions on parenting time:

_____

_____

_____

The cost of supervised parenting time, if any, will be paid [ ] by the parent being supervised or [ ] by the custodial parent or [ ] equally by both parties.

[ ] **The Court Orders No Parenting Time:**

Even supervised parenting time with the other parent would seriously endanger the children's physical, mental, moral, or emotional health because:

_____

_____

_____

**Child Support:** Child support shall be paid as stated in the Child Support Order issued on or about this date: *(leave blank)* _____. The child support obligation shall continue until the children have reached age 18 and graduated from high school or have reached 19 and have not graduated from high school. The paying parent must apply to the court to terminate child support payments.

**Children's Insurance and Health Care Expenses:** These expenses shall be paid as allocated in the Child Support Order. The party ordered to pay shall keep the other party informed of the insurance company name, address, and phone number and provide the other party with all documents necessary to submit insurance claims.

**Spousal Support:**

[ ] Neither party is entitled to spousal support.

[ ] [ ] Petitioner or [ ] Respondent shall receive $_____ per month in spousal support from the other party beginning the first day of the month after the Decree is signed.because he/she:

- [ ] Lacks sufficient property to provide for his or her reasonable needs
- [ ] Is unable to support himself or herself through appropriate employment
- [ ] Is the custodian of at least one child whose age or condition is such that the person should not be required to seek employment outside the home
- [ ] Lacks earning ability in the labor market adequate to support himself or herself
- [ ] Contributed to the educational opportunities of the other spouse
- [ ] Had a marriage of long duration and is now of an age that precludes the possibility of gaining employment adequate to support himself or herself

Payments shall be made by the first day of each month thereafter and continue until the receiving party is remarried or deceased or until _____, whichever is sooner. Payments shall be made through the Support Payment Clearinghouse by automatic wage assignment.

**Property and Debts:**

Community property and debts are divided and separate property and debts are confirmed as follows.

| **Community Property:** | Value | Petitioner | Respondent |
|---|---|---|---|
| Real Estate: | | | |
| Address: _____ | $_____ | [ ] | [ ] |
| Legal Description: | | | |
| _____ | | | |
| Address: _____ | $_____ | [ ] | [ ] |
| Legal Description: | | | |
| _____ | | | |
| Bank Accounts: | | | |
| *Enter the name on the account and the account description (for example, "savings").* | | | |
| _____ | $_____ | [ ] | [ ] |
| _____ | $_____ | [ ] | [ ] |
| _____ | $_____ | [ ] | [ ] |
| _____ | $_____ | [ ] | [ ] |
| Motor Vehicles: | | | |
| Make: _____ | $_____ | [ ] | [ ] |
| Model: _____ | | | |
| Lienholder: _____ | | | |
| Last Four Digits of VIN: _____ | | | |
| Make: _____ | $_____ | [ ] | [ ] |
| Model: _____ | | | |
| Lienholder: _____ | | | |
| Last Four Digits of VIN: _____ | | | |
| Employment Benefits: | | | |
| *Examples: 401K, retirement accounts, pensions.* | | | |
| *Enter name on the account and the fund name.* | | | |
| _____ | $_____ | [ ] | [ ] |
| _____ | $_____ | [ ] | [ ] |
| _____ | $_____ | [ ] | [ ] |
| _____ | $_____ | [ ] | [ ] |

**Other Community Property:**

[ ] The parties have already divided all remaining property, and the court confirms that division, except as follows.

| | Value | Petitioner | Respondent |
|---|---|---|---|
| Household Furniture and Appliances: | | | |
| _____ | $_____ | [ ] | [ ] |
| _____ | $_____ | [ ] | [ ] |
| _____ | $_____ | [ ] | [ ] |
| _____ | $_____ | [ ] | [ ] |
| Other: | | | |
| _____ | $_____ | [ ] | [ ] |
| _____ | $_____ | [ ] | [ ] |
| _____ | $_____ | [ ] | [ ] |
| _____ | $_____ | [ ] | [ ] |

| | Value | Petitioner | Respondent |
|---|---|---|---|
| **Community Debts:** *Enter the name on the account, creditor, and description (for example, "credit card").* | | | |
| _____ | $_____ | [ ] | [ ] |
| _____ | $_____ | [ ] | [ ] |
| _____ | $_____ | [ ] | [ ] |
| _____ | $_____ | [ ] | [ ] |
| **Separate Property:** | | | |
| _____ | $_____ | [ ] | [ ] |
| _____ | $_____ | [ ] | [ ] |
| _____ | $_____ | [ ] | [ ] |
| _____ | $_____ | [ ] | [ ] |
| **Separate Debts:** | | | |
| _____ | $_____ | [ ] | [ ] |
| _____ | $_____ | [ ] | [ ] |
| _____ | $_____ | [ ] | [ ] |
| _____ | $_____ | [ ] | [ ] |

Each party shall pay all debts unknown to the other party. Each party shall pay his or her debts forward from the date the Petition was served on Respondent. This Decree can be used as a transfer of title and can be recorded. Parties shall sign all documents necessary to complete all transfers of title ordered in this Decree, such as for motor vehicles, houses, and bank accounts. The parties shall transfer all real and personal property to the other party as ordered within 10 calendar days after the judge signs the Decree.

**Taxes:**

**Tax Status:** For each tax year before the Decree is signed, the parties shall file as follows (unless agreed otherwise in writing at a later date).

[ ] Married filing jointly:
Tax refunds divided as follows: Petitioner: _____% Respondent: _____%
Taxes owed divided as follows: Petitioner: _____% Respondent: _____%

[ ] Married filing separately: Each party shall indemnify and hold the other party harmless from their assigned portion of any tax liabilities absent fraud of concealment.

**Tax Exemptions:** The parties' income tax dependency exemptions are divided as stated in the Child Support Order. A party required to pay child support shall claim children as income tax dependency deductions only if the parent has paid all child support due and owing. If there is unpaid child support owed at the end of the tax year, the non-paying party is entitled to claim all deductions for the tax year.

**Enforcement of Temporary Orders:** *(Leave this paragraph blank.)* For obligations ordered to be paid in the temporary orders dated _____: [ ] they are satisfied in full or
[ ] judgment is awarded against the party with the obligation. The amount owing as of the date of this Decree is $_____. At the legal rate of interest, the total amount currently owing is $_____.

**Names (for Divorce only):**

Petitioner's former name is restored to: _____
Respondent's former name is retored to: _____

**Other Orders:**

_____
_____
_____
_____
_____

Petitioner shall mail a copy of this Decree to Respondent.

Date: _____ Superior Court Judge: _____

**APPROVED BY:**

I have read this Decree, the Child Support Order, and the Order of Assignment and agree to be bound by their terms and conditions.

**Certificate of Service:** By three business days after the court signs this Decree, I will mail or hand-deliver a copy of it and any other form the court signs to the Respondent at his or her last known address. I do not need to do this if I served Respondent by publishing in a newspaper.

*Sign in front of a notary. Notaries are at the Self-Help Center in the Courthouse and at most banks or listed in the Yellow Pages. The person signing must bring photo ID. Notaries usually charge a fee.*

Petitioner's Signature: _____

State of Arizona )
)
County of _____ )

Subscribed and sworn before me this date: _____ by: _____

Seal:

Notary Public: _____
Notary Expiration Date: _____