

# In the Courts of the Saw Creek and Pine Ridge Indian Communities

CIVIL DIVISION

---

_____	)	
_____	)	
PETITIONER	)	LS# _____
	)	
VS.	)	<b>PETITION FOR LEGAL</b>
	)	<b>SEPARATION OF MARRIAGE</b>
_____	)	
RESPONDENT	)	

---

The Petitioner respectfully petitions the court as follows:

I.

That the vital statistics concerning the parties are as follows:

Petitioner:

1. Name: \_\_\_\_\_
2. Date of Birth: \_\_\_\_\_ Age: \_\_\_\_\_
3. Address: \_\_\_\_\_
4. Occupation (list if student or other) \_\_\_\_\_
5. Length of residence on Reserved Land: \_\_\_\_\_  
(List only uninterrupted time going back from present)
6. Enrolled member of the: \_\_\_\_\_  
(List the tribe where enrolled.)

Respondent:

7. Name: \_\_\_\_\_
8. Date of Birth: \_\_\_\_\_ Age: \_\_\_\_\_
9. Occupation: \_\_\_\_\_
10. Address: \_\_\_\_\_
11. Length of residence on Reserved Land: \_\_\_\_\_  
(List only uninterrupted time going back from present)
12. Enrolled member of the: \_\_\_\_\_  
(List the tribe where enrolled.)

II.

That the parties were married at \_\_\_\_\_  
(location)  
on \_\_\_\_\_, \_\_\_\_\_, and their marriage was registered  
at \_\_\_\_\_.  
(list place and county registered)

III.

That the parties to this marriage are experiencing irreconcilable differences and if the parties don't obtain a separation, this marriage will be irretrievably broken and a divorce would be inevitable.

IV.

That the vital statistics concerning the minor child(ren) of the marriage are as follows:

1. Name: \_\_\_\_\_ Age: \_\_\_\_\_  
2. Birth Date: \_\_\_\_\_ Address: \_\_\_\_\_  
3. Legal Status: \_\_\_\_\_  
(child of both parents, one parent, ward, etc.)

1. Name: \_\_\_\_\_ Age: \_\_\_\_\_  
2. Birth Date: \_\_\_\_\_ Address: \_\_\_\_\_  
2. Legal Status: \_\_\_\_\_  
(child of both parents, one parent, ward, etc.)

1. Name: \_\_\_\_\_ Age: \_\_\_\_\_  
2. Birth Date: \_\_\_\_\_ Address: \_\_\_\_\_  
3. Legal Status: \_\_\_\_\_  
(child of both parents, one parent, ward, etc.)

1. Name: \_\_\_\_\_ Age: \_\_\_\_\_  
2. Birth Date: \_\_\_\_\_ Address: \_\_\_\_\_  
3. Legal Status: \_\_\_\_\_  
(child of both parents, one parent, ward, etc.)

1. Name: \_\_\_\_\_ Age: \_\_\_\_\_  
2. Birth Date: \_\_\_\_\_ Address: \_\_\_\_\_  
(child of both parents, on parent, ward, etc.)  
3. Legal Status: \_\_\_\_\_  
(child of both parents, one parent, ward, etc.)

That the wife of this marriage \_\_\_\_\_ pregnant.  
(list is or is not)

V.

That it would be in the best interests of the minor child(ren) of the parties to be placed in the care, custody and control of the parent(s) as follows: (list who you wish the children to be placed with).

---

---

---

---

(be sure all minor children are accounted for)

VI.

That the \_\_\_\_\_ is financially able to provide to the \_\_\_\_\_ the sum of \_\_\_\_\_ per child per month for the support, care and maintenances of the minor child(ren) of the parties until a divorce is obtained or the parties reconcile.

VII.

That the \_\_\_\_\_ shall have the reasonable rights of visitation with the child(ren), subject to the following: (list conditions to visits, if visits will be allowed, or state if no conditions—briefly state reasons for the requests).

---

---

---

---

VIII.

That the following list is a complete statement of the property of the marriage, and this property should be divided as noted:  
(list property and values, and be sure to note whether the family home is a "HUD" house being rented or purchased).

---

---

---

---

(attach any additional sheets, if more space is needed)

IX.

That \_\_\_\_\_ should provide maintenance (alimony) to the \_\_\_\_\_ in the amount of \_\_\_\_\_ per month, as such is necessary for the following reasons: \_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

X.

That the parties hereto have the following debts in the amounts listed, and are liable individually, together, or along with someone else for these debts as noted, and that the parties should be responsible for said debts as herein noted: \_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

XI.

That the seriousness of this petition has been thoroughly considered, and the requested action is appropriate, as the parties hereto have been separated and/or living apart for a period of \_\_\_\_\_.  
(list length of time)

XII.

That the following is also set forth herein as justification and/or as action necessary and related to the foregoing: \_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

XIII.

THEREFORE, the Petitioner prays that the Court do the following:

1. That the marriage of the parties be separated.
2. That any and all children of the marriage be placed as set forth herein.

3. That support and maintenance be awarded as set forth herein.
4. That all property and debts, as set forth herein, be divided and assigned as set forth.
5. That, \_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_
6. For such other and further suitable arrangements as the court may deem just and proper.

I, \_\_\_\_\_, do hereby verify and affirm that I have read the foregoing Petition for Legal Separation and that my statements contained herein are true, accurate and complete to the best of my knowledge and belief. In testimony whereof, I hereby affix my signature;

\_\_\_\_\_  
Petitioner

\_\_\_\_\_  
Address:

SUBSCRIBED AND SWORN to before me this \_\_\_\_\_ day  
of \_\_\_\_\_, \_\_\_\_\_.

\_\_\_\_\_  
Tribal Court Clerk (or)  
Notary Public for the State