

IN THE TRIBAL COURT OF THE
LOWER SIOUX COMMUNITY IN MINNESOTA

LOWER SIOUX INDIAN RESERVATION

STATE OF MINNESOTA

_____,
Petitioner,

Court File No.: CIV/D- _____

and

PETITION FOR DIVORCE

_____,
Respondent.

1. PETITIONER:

Name: _____

Address: _____

Telephone No.: _____ Date of Birth: _____

Tribal Membership: _____

2. RESPONDENT:

Name: _____

Address: _____

Telephone No.: _____ Date of Birth: _____

Tribal Membership: _____

3. RESIDENCE:

This Court has jurisdiction over this divorce pursuant to Subchapter C of the Lower Sioux Indian Community Domestic Relations Code because the Petitioner or Respondent has resided on the Reservation of the Lower Sioux Indian Community for at least ninety (90) days prior to commencing this action.

4. STATISTICAL FACTS:

Date and Place of Marriage: _____

Date of Separation: _____

Period between marriage and separation. Years: _____ Months: _____

5. DECLARATION REGARDING MINOR CHILDREN: (Include children of this relationship born prior to or during the marriage or adopted during the marriage.)

- There are no minor children.
- The minor children are:

Child's Name	Birth date	Age	Sex

- A completed voluntary declaration of paternity regarding minor children born to the Petitioner and Respondent prior to the marriage is attached.

6. PETITIONER ALLEGES THE FOLLOWING AS HER/HIS SEPARATE PROPERTY:

Item:

7. PETITIONER ALLEGES THE FOLLOWING IS MARITAL PROPERTY OF THE SPOUSES AND WHICH SHOULD BE DIVIDED EQUITABLY:

Item:

- There are no such assets subject to disposition by the Court in this proceeding.

8. PETITIONER ALLEGES THE FOLLOWING ARE DEBTS OF THE MARRIAGE AND SHOULD BE SET OVER TO THE RESPECTIVE PARTY AS FOLLOWS:

Debts:

- | | | |
|-------|-------------------------------------|-------------------------------------|
| _____ | <input type="checkbox"/> Petitioner | <input type="checkbox"/> Respondent |
| _____ | <input type="checkbox"/> Petitioner | <input type="checkbox"/> Respondent |
| _____ | <input type="checkbox"/> Petitioner | <input type="checkbox"/> Respondent |
| _____ | <input type="checkbox"/> Petitioner | <input type="checkbox"/> Respondent |
| _____ | <input type="checkbox"/> Petitioner | <input type="checkbox"/> Respondent |
| _____ | <input type="checkbox"/> Petitioner | <input type="checkbox"/> Respondent |
| _____ | <input type="checkbox"/> Petitioner | <input type="checkbox"/> Respondent |
| _____ | <input type="checkbox"/> Petitioner | <input type="checkbox"/> Respondent |
| _____ | <input type="checkbox"/> Petitioner | <input type="checkbox"/> Respondent |
| _____ | <input type="checkbox"/> Petitioner | <input type="checkbox"/> Respondent |

9. PETITIONER REQUESTS:

- Divorce based on the existence of irreconcilable differences. Yes No

10. PETITIONER REQUESTS THAT THE COURT GRANT THE ABOVE RELIEF AND MAKE INJUNCTIVE (INCLUDING RESTRAINING) AND OTHER ORDERS AS FOLLOWS:

- Legal custody of the children to:
 - Petitioner Respondent Joint Other
- Physical custody of the children to:
 - Petitioner Respondent Joint Other
- Child visitation be granted to:
 - Petitioner Respondent Joint Other
- Supervised for:
 - Petitioner Respondent
- No visitation for:
 - Petitioner Respondent
- Child support payable by Petitioner Respondent.
- Medical support payable by Petitioner Respondent.
- Determination of parentage of any children born to the Petitioner and Respondent prior to the marriage.

- Spousal maintenance payable to:
 - Petitioner Respondent
- Attorney fees and costs payable to:
 - Petitioner Respondent
- Restraining order that restrains Petitioner Respondent from _____

- Property rights and debts as set forth herein.
- Petitioner's former name be restored.
- Other (specify): _____

I declare under penalty of perjury under the laws of the Lower Sioux Indian Community that the foregoing is true and correct.

Dated this ____ day of _____, 20

(TYPE OR PRINT NAME)

(SIGNATURE OF PETITIONER)

(PETITIONER'S ADDRESS)

(PETITIONER'S PHONE NUMBER(S))

Dated this ____ day of _____, 20

(TYPE OR PRINT NAME)

(SIGNATURE OF PETITIONER'S ATTORNEY)

(ATTORNEY'S ADDRESS)

(PETITIONER'S ATTORNEY'S PHONE NUMBER(S))

[ONLY attach to petitions that request Restraining Orders]

STANDARD FAMILY LAW RESTRAINING ORDERS

Starting immediately, you and your spouse are restrained from:

1. removing the minor child or children of the parties, if any, from the Lower Sioux Indian Community without prior written consent of the other party or an order of the Court;
2. cashing, borrowing against, canceling, transferring, disposing of, or changing the beneficiaries of any insurance or other coverage including life, health, automobile, any disability held for the benefit of the parties or their minor child or children; and
3. transferring, encumbering, hypothecating, concealing, or in any way disposing of any property, real or personal, whether community, quasi-community, or separate, without the written consent of the other party or an order from the Court, except in the usual course of business or for the necessities of life.

You must notify each other of any proposed extraordinary expenditures at least five (5) business days prior to incurring these extraordinary expenditures and account to the Court for all extraordinary expenditures made after these restraining orders are effective. However, you may use community property, quasi-community property or your own separate property to pay for an attorney to help you or to pay for court costs.

[Attachment to Petition for Divorce.]