

Person Filing: \_\_\_\_\_  
Address (if not protected): \_\_\_\_\_  
City, State, Zip Code: \_\_\_\_\_  
Telephone Number: \_\_\_\_\_  
Email Address: \_\_\_\_\_  
ATLAS Number: \_\_\_\_\_  
Representing  Self or  Lawyer for \_\_\_\_\_  
Lawyer's Bar Number: \_\_\_\_\_



**SUPERIOR COURT OF ARIZONA**  
**IN \_\_\_\_\_ COUNTY**

\_\_\_\_\_  
**Petitioner**

**Case Number:** \_\_\_\_\_

**DECREE OF DISSOLUTION OF A NON-  
COVENANT MARRIAGE (DIVORCE)  
WITH MINOR CHILD(REN)**

\_\_\_\_\_  
**Respondent**

**THE COURT FINDS:**

1. This case has come before this Court for a final Decree of Dissolution of Marriage. The Court has taken all testimony needed to enter a Decree, or the Court has determined testimony is not needed to enter the Decree.
  
2. This Court has jurisdiction over the parties under the law and the children under the provisions of A.R.S. § 25-1301. The provisions of this Decree are fair and reasonable under the circumstances, and are in the best interests of the minor child(ren) as to authority for legal decision-making (custody), parenting time, and support.

**3. SERVICE BY PUBLICATION:**

The Petition for Dissolution was served by publication. The Court cannot make a legal order, with respect to issues of child support, medical, and dental insurance, payments, expenses for the minor child(ren), community property or debt, or spousal maintenance/support. The Court reserves jurisdiction until personal service of the Petition for Dissolution is effected to consider the maintenance/support of spouse, the disposition

of community property or debts, child support, and any other relief requested in the Petition or orders deemed necessary by the Court.

- 4. **90 Day Requirement:** At the time this action was filed, one or both parties had lived in, or been stationed in Arizona while a member of the United States Armed Forces, for more than 90 days.
- 5. **Conciliation and Covenant Marriage:** The provisions of A.R.S. §25-381.09 relating to Conciliation Court either do not apply or have been met. This marriage is not a covenant marriage.
- 6. **Irretrievably Broken:** The marriage is irretrievably broken.
- 7. **Issues of Minor Children, Child Support and Spousal Maintenance, Division of Property, and Debt:** Where it has the legal power and where it is applicable to the facts of this case, this Court has considered, approved, and made Orders relating to issues of legal decision-making (custody), parenting time, child support, spousal maintenance (alimony), and the division of property and/or debts.

8. **THIS ORDER APPLIES TO THE FOLLOWING CHILD(REN):**

Name	Date of Birth
_____	_____
_____	_____
_____	_____

Same information for additional children listed on attached page made part of this document by reference.

9. **Pregnancy and Paternity:**

- Petitioner is **not** pregnant, **OR**
- Petitioner is pregnant, and **Respondent**  **IS** OR  **IS NOT** a parent of the child.
- Respondent is **not** pregnant, **OR**
- Respondent is **pregnant** and **Petitioner**  **IS** OR  **IS NOT** a parent of the child.

Petitioner and Respondent are the legal parents of the following child(ren) born to the parties *before* the marriage:

Name	Date of Birth
_____	_____
_____	_____
_____	_____
_____	_____

**10. Spousal Maintenance / Support:**

**Petitioner** OR  **Respondent** lacks enough property, including property given to him or her as part of this divorce, to provide for his or her reasonable needs, and is unable to support himself or herself through an appropriate job, or he or she is providing the primary care to a child(ren) of young age or is of a condition that they should not be required to look for work outside the home, or lacks earning ability necessary to support himself or herself, or contributed significantly to the educational opportunities of the other spouse, or had a marriage that lasted a long time and is of an age that may severely limit the possibility of getting a job to support himself or herself.

**11. Parent Information/Education Program:**

- a. **Petitioner**  **has** attended the Parent Information/Education Program as evidenced by the *“Certificate of Completion”* in the Court file.  
**OR**  
**Petitioner**  **has not** attended the Parent Information/Education Program and  **shall be denied** any requested relief to enforce or modify this decree until Petitioner has completed the class.
- b. **Respondent**  **has** attended the Parent Information/Education Program as evidenced by the *“Certificate of Completion”* in the Court file.  
**OR**  
**Respondent**  **has not attended** the Parent Information/Education Program and  **shall be denied** any requested relief to enforce or modify this decree until Respondent has completed the class.

12. **Domestic Violence:** If the Court enters an order for joint legal decision-making (custody) for the minor child(ren), check box “a” or box “b” and explain.

a.  Domestic violence **has not** occurred during this marriage, **OR**

b.  Domestic violence **has** occurred, but

it was **mutual** (committed by both parties), (see A.R.S. §25-43.03(D)).

it is otherwise **still in the best interests of the minor child(ren)** to grant joint or sole legal decision-making (joint or sole custody) to a party who has committed domestic violence because:

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13. **Drug or Alcohol Conviction Within Last Twelve Months:**

**Petitioner** has been convicted of driving under the influence of alcohol or drugs, or was convicted of any drug offense within 12 months of filing the request for legal decision-making (custody).

**Respondent** has been convicted of driving under the influence of alcohol or drugs, or was convicted of any drug offense within 12 months of filing the request for legal decision-making (custody).

The legal decision-making (custody) and/or parenting time arrangement ordered by this Court **appropriately protects the minor child(ren)**.

14. **CHILD SUPPORT:** The court finds that Petitioner and Respondent owe a duty to support the child(ren) listed above.

15. **CHILD SUPPORT GUIDELINES:** The required financial factors and any discretionary adjustment pursuant to the Arizona Child Support Guidelines are as set forth in the Parent’s Worksheet for Child Support attached hereto and incorporated by reference.

16. **Legal Decision-Making Authority (Custody) for Minor Child(ren):** (Check/complete only if legal decision-making authority (custody) is contested or joint legal decision-making (custody) is ordered.)

The legal decision-making authority (custody) order or agreement is in the best interests of the minor child(ren) for the following reasons: (List the reasons.)

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17. **Supervised or No Parenting Time:** (Check and complete if applicable.) (Check and complete only if supervised parenting time or no parenting time is ordered.)

Supervised Parenting Time between the minor children and  **Petitioner** OR  **Respondent.**

**OR**

**No Parenting Time** by  **Petitioner** OR  **Respondent**, is in the best interests of the minor child(ren), for the following reasons: (Explain the reasons)

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18. **Community Property and Debt:**

The parties **did not** acquire any community property or debt during the marriage,

**OR**

**There IS an agreement** as to division of community property and debt; all community property and debt is divided pursuant to this Decree.

**There is NO agreement** as to division of community property and debt, but all community property and debt is divided pursuant to this Decree.

19. **Separate Property and Debt:**

The parties **did not** acquire any separate property or debt during the marriage,

**OR**

**There IS an agreement** as to division of separate property and debt; all separate property and debt is divided pursuant to this Decree.

**There is NO agreement** as to division of separate property and debt, but all separate property and debt is divided pursuant to this Decree.

**THE COURT ORDERS:**

**A. MARRIAGE IS DISSOLVED:** The marriage of the parties is dissolved and the parties are restored to the legal status of single persons.

**B. NAME RESTORATION:**

The name of  **Petitioner** or  **Respondent**, whose complete married name is:

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**Is restored to:** (List the complete legal name or maiden name as before this marriage)

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**C. ENFORCEMENT OF TEMPORARY ORDERS:**

All obligations ordered to be paid by the parties in Temporary Orders dated (fill in dates of ALL temporary orders here)

\_\_\_\_\_ are **satisfied in full**

**OR**

**judgment is awarded** against the party with the obligation up to the amount due and owing as of the date of this Decree, with the highest legal interest allowed by law, for the total amount of \$\_\_\_\_\_.

**D. PREGNANCY AND PATERNITY**

A child who is common to the parties **is expected** to be born this date:

\_\_\_\_\_

The orders below as to legal decision making (custody), parenting time, child support, and medical insurance/expenses **do not include** this child; the Court reserves jurisdiction to address these issues regarding this child when the child is born.

1. **CHILDREN:** This Decree includes all minor children common to the parties as follows:

**Names of Children**

**Dates of Birth**  
(Month/Day/Yr)

_____	_____
_____	_____
_____	_____
_____	_____

2.  **PATERNITY:** Petitioner and Respondent are declared to be the parents of the minor children named below, born *before* the marriage:

**Names of Children Born BEFORE the Marriage**

**Dates of Birth**  
(Month/Day/Yr)

_____	_____
_____	_____
_____	_____
_____	_____

**FOR ANY ABOVE-NAMED MINOR CHILD BORN IN THE STATE OF ARIZONA, THE CLERK OF COURT SHALL FORWARD A COPY OF THIS ORDER TO THE OFFICE OF VITAL RECORDS, WHICH IS ORDERED TO AMEND THE BIRTH CERTIFICATE(S) AS FOLLOWS:**

(List full names of the party as appears on the party’s Social Security card or other government issued official document and as should appear on the children’s birth certificate(s))

- a. **Add the name:** (List one name only)

\_\_\_\_\_ as the parent on the above-named minor child(ren)'s birth certificate(s) if no name is already listed.

b. **NAME CHANGE:** (Optional) The names of one or more of the minor children for whom paternity has been established above shall be changed as follows:

Current Legal Name	New Name
_____	_____
_____	_____
_____	_____
_____	_____

3. **MINOR CHILD(REN) TO WHOM THIS DECREE DOES NOT APPLY:**

It is ordered that [ ] **Petitioner** OR [ ] **Respondent** has no legal obligation or right to the minor child(ren) born during the marriage but not common to the parties. These minor children include: (Use additional paper if necessary)

Names of Children	Dates of Birth (Month/Day/Yr)
_____	_____
_____	_____
_____	_____
_____	_____

Child expected to be born this date: \_\_\_\_\_

E. **PRIMARY RESIDENCE, PARENTING TIME, and AUTHORITY FOR LEGAL DECISION-MAKING (CUSTODY)**

1. **PRIMARY RESIDENCE:**

[ ] In accord with the Parenting Plan signed by both parties **NEITHER** parent’s home is designated as the primary residence.

**OR**

[ ] Petitioner’s home is the primary residence for following named child(ren):  
\_\_\_\_\_

[ ] Respondent’s home is the primary residence for following named child(ren):  
\_\_\_\_\_



**SUBJECT TO PARENTING TIME AS FOLLOWS:**

**2. PARENTING TIME:**

**Reasonable parenting time rights** as described in the Parenting Plan attached as Exhibit B and made a part of this Decree. By attaching the Parenting Plan to this Order, the Parenting Plan becomes part of the final Order and carries the same legal weight as any other order of this Court.

**OR**

**NO PARENTING TIME RIGHTS** to  **Petitioner** OR  **Respondent.**

**OR**

**SUPERVISED PARENTING TIME** to  **Petitioner** OR  **Respondent** according to the terms of the Parenting Plan attached as Exhibit B and made part of this Decree.

Parenting time may only take place in the presence of another person, named below or otherwise approved by the Court.

**No Parenting Time or Supervised Parenting Time is in the best interests of the child(ren) because: (Explain.)**

\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

(IF supervised) **Name of supervisor:** \_\_\_\_\_

**The cost of supervised parenting time will be paid by the:**

- The party being **supervised**, OR
- The party having **legal decision-making**, OR
- Shared equally** by the parties

**Restrictions on parenting time (if applicable):**

\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

**3. AUTHORITY FOR LEGAL DECISION-MAKING (CUSTODY):**

- a.  **SOLE AUTHORITY CONCERNING LEGAL DECISION-MAKING**  
for the minor children is awarded to:

**Petitioner** OR  **Respondent**

**OR**

- b.  **JOINT LEGAL DECISION-MAKING (JOINT CUSTODY):** Petitioner and Respondent agree to act as joint legal decision-makers regarding the minor child(ren) pursuant to A.R.S. §25-403, and as set forth in the Joint Legal Decision-Making (Custody) Agreement and Parenting Plan signed by both parties and attached to this Decree as “*Exhibit B.*” There having been no significant acts of Domestic Violence by either parent, or the Court having found it in the best interests of the minor child(ren), the Court adopts the terms of the Joint Legal Decision-Making (Custody) Agreement and Parenting Plan, which is attached to and made part of this Decree.

**F. CHILD SUPPORT:**

- The Child Support Order, dated \_\_\_\_\_ **is attached** hereto and incorporated by reference.

**OR**

- This Court **cannot make a legal order**, without personal service of the Petition for Dissolution with respect to issues of child support, or medical, dental and vision care insurance for the minor child(ren). The Court reserves jurisdiction to enter further orders at such time as the Court acquires personal jurisdiction over the responding party.

**G. SPOUSAL MAINTENANCE/SUPPORT:**

1.  **Neither party** shall pay spousal maintenance/support (alimony) to the other party.

**OR**

2.   **Petitioner** OR  **Respondent** is ordered to pay the other party the sum of \$\_\_\_\_\_ per month spousal maintenance/support BEGINNING THE FIRST DAY OF THE MONTH after this Decree is signed. Each payment shall be made by the first day of each month after that and shall continue until the receiving party is remarried or deceased or until (date) \_\_\_\_\_.

All payments shall be made through the Support Payment Clearinghouse, PO Box 52107, Phoenix, Arizona 85072-7107 by income withholding order, until all required payments have been made under this Decree. Payments made shall be included in receiving spouse's taxable income and is tax deductible from the paying spouse's income as required by law. Spousal maintenance payments end if the receiving party is remarried or deceased.

**H. PROPERTY, DEBTS, AND TAX RETURNS:**

1.  **Petitioner** is ordered to pay all debts unknown to Respondent,  
**AND**  
 **Respondent** is ordered to pay all debts unknown to Petitioner,  
**AND**  
 **Each party** is ordered to pay his or her debts from the following date,  
\_\_\_\_\_.
2.  Other orders and relief relating to **property or debt** are contained in Exhibit A, which is attached and incorporated into this Decree.
3. **Each party** is assigned his or her **separate property** and Petitioner must pay his/her separate debt, and Respondent must pay his/her **separate debt**.
4.  **This Decree can be used as a transfer of title and can be recorded.** Parties shall sign all documents necessary to complete all transfer of title ordered in this Decree, such as motor vehicles, houses, and bank accounts. The parties shall transfer all real and personal property as described in Exhibit A to the other party on or before \_\_\_\_\_ by 5:00 p.m.

If the party required to transfer the property has not transferred the property to the party entitled to receive the property on or before the date and time listed above, the party entitled to receive the property is entitled upon application to a Writ of Assistance or Writ of Execution to be issued by the Clerk of the Court commanding the sheriff to put him or her in possession of the property.

5. [ ] For **previous calendar years**, pursuant to IRS rules and regulations, the parties will file:

[ ] **joint federal and state income tax returns** and hold the other harmless from half of all additional income taxes and other costs, if any, and each will share equally in any refunds,

**OR**

[ ] **separate federal and state income tax returns.**

**AND**

[ ] This **calendar year** and continuing thereafter, each party will file **separate federal and state income tax returns.**

**I. OTHER ORDERS.** (List any other orders.)

\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

**J. FINAL APPEALABLE ORDER.** Pursuant to Arizona Rules of Family Law Procedure, Rule 81, this final judgment/decree is settled, approved, and signed by the Court and shall be entered by the clerk.

**DONE IN OPEN COURT:** \_\_\_\_\_.

\_\_\_\_\_  
**JUDGE OR COURT COMMISSIONER**

If this Decree was issued as a “Default,” *and* the papers to begin this case were served by any means *other than* by publication, a copy of this Decree shall be mailed or delivered to the responding party within 24 hours of the Court hearing as follows:

Name: \_\_\_\_\_

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

City, State, Zip Code: \_\_\_\_\_

By: \_\_\_\_\_

Date: \_\_\_\_\_

**EXHIBIT A: PROPERTY AND DEBTS** (See Instructions on Page 6.)

**1. DIVISION OF COMMUNITY PROPERTY** (property acquired during the marriage)

Award each party the **personal property** in his/her possession.

**Community property** is awarded to each party as follows:

**2. LIST OF COMMUNITY PROPERTY** (Be very specific in your description of the property.)

	<b>AWARD TO</b>	
<b>Household Furniture and Appliances</b>	<b>Petitioner</b>	<b>Respondent</b>
_____	[ ]	[ ]
_____	[ ]	[ ]
_____	[ ]	[ ]
_____	[ ]	[ ]
_____	[ ]	[ ]
_____	[ ]	[ ]
_____	[ ]	[ ]
_____	[ ]	[ ]
<b>Video: TV / DVD / DVR / VCR, etc.</b>		
_____	[ ]	[ ]
_____	[ ]	[ ]
_____	[ ]	[ ]
_____	[ ]	[ ]
<b>Audio: Stereo/ Radio (Household or Portable)</b>		
_____	[ ]	[ ]
_____	[ ]	[ ]
_____	[ ]	[ ]
_____	[ ]	[ ]
<b>Computers and Related Equipment</b>		
_____	[ ]	[ ]
_____	[ ]	[ ]
_____	[ ]	[ ]
_____	[ ]	[ ]

**LIST OF COMMUNITY PROPERTY – continued**

(Be specific)

**Motor Vehicles**

**AWARD TO**  
**Petitioner                  Respondent**

1. Model: \_\_\_\_\_  
 Make: \_\_\_\_\_  
 Year: \_\_\_\_\_  
 Last 4 digits of VIN # \_\_\_\_\_

[ ]                                  [ ]

2. Model: \_\_\_\_\_  
 Make: \_\_\_\_\_  
 Year: \_\_\_\_\_  
 Last 4 digits of VIN # \_\_\_\_\_

[ ]                                  [ ]

3. Model: \_\_\_\_\_  
 Make: \_\_\_\_\_  
 Year: \_\_\_\_\_  
 Last 4 digits of VIN # \_\_\_\_\_

[ ]                                  [ ]

**Cash, bonds of**                  \$ \_\_\_\_\_

[ ]                                  [ ]

**Other:** (specify) \_\_\_\_\_  
 \_\_\_\_\_  
 \_\_\_\_\_  
 \_\_\_\_\_  
 \_\_\_\_\_

[ ]                                  [ ]

[ ]                                  [ ]

[ ]                                  [ ]

[ ]                                  [ ]

[ ]                                  [ ]

[ ] Continues on attached page(s).

**3. DIVISION OF RETIREMENT, PENSION, DEFERRED COMPENSATION**

**WARNING.** You should see a lawyer about your retirement, pension, deferred compensation, 401k plans and/or benefits. If you do not see a lawyer regarding these assets, you risk losing any interest you have in these plans and/or benefits. There are certain documents the plan administrator must have. Only a lawyer can help you prepare these documents.

[ ] **Neither party has** a retirement, pension, deferred compensation, 401K Plan and/or benefits.

**OR**

[ ] **Award each party his/her interest** in any and all retirement benefits, pension plans, or other deferred compensation described as:

**OR**

**Each party WAIVES AND GIVES UP** his/her interest in any and all retirement benefits, pension plans, or other deferred compensation of the other party:

**4. DIVISION OF REAL PROPERTY** (Land and Buildings) Section A is for one piece of property. Section B is for another, separate property.

**A. Real property located at (address):** \_\_\_\_\_

***The legal description of this property, as quoted from the DEED to the property\* is:***

\_\_\_\_\_  
\_\_\_\_\_

\* If you do not provide a correct legal description, you may have to come back to court to amend the Decree to include the correct legal description.

The real property (“A”) described above is **awarded as the sole and separate property of:**  **Petitioner** or  **Respondent**

**OR**

**Shall be sold** and the proceeds divided as follows:

\_\_\_\_\_ % or \$ \_\_\_\_\_ to Petitioner.

\_\_\_\_\_ % or \$ \_\_\_\_\_ to Respondent.

**B. Real property located at (address):** \_\_\_\_\_

***The legal description of this property, as quoted from the DEED to the property\* is:***

\_\_\_\_\_  
\_\_\_\_\_

\* If you do not provide a correct legal description, you may have to come back to court to amend the Decree to include the correct legal description.

The real property (“B”) described above is **awarded as the sole and separate property of:**  **Petitioner** or  **Respondent**

**OR**

**Shall be sold** and the proceeds divided as follows:

\_\_\_\_\_ % or \$ \_\_\_\_\_ to Petitioner.

\_\_\_\_\_ % or \$ \_\_\_\_\_ to Respondent.

Continues on attached page.

**5. DIVISION OF COMMUNITY DEBT** (Debts incurred during the marriage) (You should see a lawyer about how to divide secured and unsecured debts.)

**Community debts shall be divided as follows:**

Creditor Name	Amount Owed	Amount to be paid by	
		Petitioner	Respondent
a. _____	\$ _____	\$ _____	\$ _____
b. _____	\$ _____	\$ _____	\$ _____
c. _____	\$ _____	\$ _____	\$ _____
d. _____	\$ _____	\$ _____	\$ _____
e. _____	\$ _____	\$ _____	\$ _____
f. _____	\$ _____	\$ _____	\$ _____
g. _____	\$ _____	\$ _____	\$ _____
h. _____	\$ _____	\$ _____	\$ _____

Continues on attached page.

6.  Any debts or obligations incurred by either party before the date of separation, that are not identified in the list above or attached, shall be paid by the party who incurred the debt or obligation and that party shall indemnify and hold the other party harmless from such debts.

**7. SEPARATE PROPERTY.** (Property acquired before the marriage, or by gift or bequest to one party.)

Property recognized as the separate property of the Petitioner or Respondent, is assigned below:

Description	Value	Petitioner	Respondent
_____	\$ _____	<input type="checkbox"/>	<input type="checkbox"/>
_____	\$ _____	<input type="checkbox"/>	<input type="checkbox"/>
_____	\$ _____	<input type="checkbox"/>	<input type="checkbox"/>
_____	\$ _____	<input type="checkbox"/>	<input type="checkbox"/>

Continued on attached page.



**8. SEPARATE DEBT:** (Debt acquired before the marriage.)

Debt recognized as the separate debt of the Petitioner or Respondent, is assigned below:

<b>Creditor Name</b>	<b>Debt Amount</b>	<b>To be Paid by</b>	
		<b>Petitioner</b>	<b>Respondent</b>
_____	\$ _____	[ ]	[ ]
_____	\$ _____	[ ]	[ ]
_____	\$ _____	[ ]	[ ]
_____	\$ _____	[ ]	[ ]
_____	\$ _____	[ ]	[ ]
_____	\$ _____	[ ]	[ ]
_____	\$ _____	[ ]	[ ]

[ ] Continues on attached page.