

IN THE DISTRICT COURT OF _____ COUNTY, KANSAS

In the Matter of the Marriage of

(Name of the person who filed the Petition)

Case No. _____

and

Division _____

(Name of the person who did not file the Petition)

Is Title to Real Estate Involved? Yes No

DECREE OF DIVORCE
(WITHOUT CHILDREN)

“Petitioner” means the person who filed the Petition.
“Respondent” means the person who did not file the Petition.
“Parties” means the Petitioner and Respondent.

Please review #7 of the Instructions for Divorce – Without Children prior to completing this Decree.

NOW THIS _____ day of _____, 20____, the above matter comes before the Court for final hearing.

Petitioner appears in person by counsel, _____ does not appear.

Respondent appears in person by counsel, _____ does not appear.

After considering the presentation of testimony and evidence, the court finds:

1. Petitioner was a resident in the State of Kansas for more than sixty days before the petition filing date.

2. This court has personal jurisdiction over Respondent because:

3. Petitioner and Respondent are now married.

4. This court has the power to grant a divorce to Petitioner and Respondent.

5. More than sixty days have passed since the petition filing date.

6. Respondent is is not now on active duty with the United States Military.
 Unknown. If Respondent is on active duty, the requirements of the Servicemembers Civil Relief Act (SCRA) have have not been met.

7. Petitioner and Respondent are incompatible and are divorced on that ground.

8. Petitioner and Respondent do not now have any children from their relationship who are nineteen (19) years of age or under.

Neither party is pregnant.

Or

_____ is pregnant at the time this Decree is filed.
(Name of Petitioner or Respondent)

Or

Unknown.

9. Petitioner Respondent is restored to the former name of

_____.

10. Petitioner and Respondent cannot marry another person until thirty (30) days after entry of this Divorce Decree, or until a mandate is issued by the Kansas Appellate Courts if an appeal is taken as set out in K.S.A. 60-2106(c). Any marriage entered before that time is voidable unless Petitioner and Respondent both waive appeal.

11. Court costs are assessed to: Petitioner Respondent Other: _____.

12. Petitioner and Respondent entered into an agreement contained in or attached to this Decree, which the court approves as voluntary, fair and equitable and which is incorporated into this Decree shall divide their property and debts as stated on the record and contained in this Decree.

13. Petitioner shall have as Petitioner's own separate property: all Petitioner's personal papers and clothing, any personal property in Petitioner's possession not set aside to Respondent, those items set aside to Petitioner in the attached agreement, and the following items in Respondent's possession:

14. Respondent shall have as Respondent's own separate property: all Respondent's personal papers and clothing, any personal property in Respondent's possession not set aside to Petitioner, those items set aside to Respondent in the attached agreement, and the following items in Petitioner's possession:

15. Each party is responsible for the debts in that party's name incurred since the date of separation, _____, 20__.

A. Petitioner is solely responsible for payment of the following debts and obligations, will defend Respondent from these claims and liabilities, and will reimburse Respondent for any and all expenses incurred either directly or indirectly, including a reasonable attorney's fee, if Petitioner fails to pay these debts:

B. Respondent is solely responsible for payment of the following debts and obligations, will defend Petitioner from these claims and liabilities, and will reimburse Petitioner for any and all expenses incurred either directly or indirectly, including a reasonable attorney's fee, if Respondent fails to pay these debts:

16. Petitioner and Respondent are each responsible for and will each hold the other harmless on any debts associated with any personal property assigned to that person.

17. Petitioner Respondent is granted all right title and interest to the real estate at:

Street Address _____

City _____ County _____ State _____ Zip Code _____

with a legal description of _____

Petitioner Respondent shall be responsible for payment of any mortgage loan, lien, or obligation for the above named real estate and shall hold the other harmless on that debt. This transfer does not change the rights of any creditor to collect the debt from either party.

18. Petitioner and Respondent shall execute any documents necessary to convey property. This decree transfers title to all property addressed in this decree when filed. (NOTE: Other steps may be necessary to complete the transfer of title of real estate, especially if the real estate is located outside this county.)

19. Any designation previously made by Petitioner or Respondent that names the other as a beneficiary of any individual or group life insurance or annuity policy, trust instrument, transfer-on-death account, or payable-on-death account, is terminated and may be renewed only by designation made after

entry of this decree. Petitioner and Respondent shall make any necessary changes to beneficiary designations by filing the changes according to the terms of the policy, trust or account.

20. Neither spouse Petitioner Respondent is granted spousal maintenance as follows:

All spousal maintenance payments shall be made to the Kansas Payment Center at PO Box 758599, Topeka, Kansas 66675-8599 and shall include the two letter County designation and case number in the memo portion of each support payment. Petitioner and Respondent shall provide the payment center any information requested. No court trustee fee will be charged.

21. *Income Withholding Provisions.* All spousal maintenance payments shall be subject to income withholding but only if (a) there is an arrearage in the payment of spousal maintenance in an amount equal to or greater than the amount of spousal maintenance payable for two months, (b) the obligee spouse or ex-spouse is not living with a child of the obligor for whom an order of support is also being enforced, and (c) there has been compliance with K.S.A. 23-3103(h).

22. Other Provisions:

IT IS SO ORDERED.

Judge of the District Court

Submitted by:

X _____

Signature of Petitioner

Name(Print): _____

Address 1: _____

Address 2: _____

City, State, Zip: _____

Telephone: _____

Email: _____

X _____

Signature of Respondent

Name(Print): _____

Address 1: _____

Address 2: _____

City, State, Zip: _____

Telephone: _____

Email: _____