### FORM IX-27A - JOINT DIVORCE PETITION

### THE STEPS – JOINT PETITION – SUMMARY DIVORCE PROCEDURE

- 1. Read all the instructions before completing forms to ensure that you qualify to file a divorce by joint petition in the Wind River Tribal Court. A marriage may be dissolved by the summary divorce procedure only when the following conditions exist at the time divorce is filed under S&A LOC § 9-5-14:
  - A. Either party must have resided on the Wind River Indian Reservation for at least sixty (60) days prior to filing;
  - B. Irreconcilable differences must have caused permanent breakdown of the marriage and therefore the marriage should be dissolved;
  - C. There are **no** children of the parties born before or during the marriage or adopted by the parties during the marriage, and to the parties' knowledge there is no pregnancy;
  - D. At the time this petition is filed, it must be less than five (5) years in duration since the marriage began;
  - E. Neither party has gained, after the date of the marriage, any interest in real property [land and things permanently attached to land, i.e., acres of land, houses, and barns.].
  - F. There is less than \$3,000 in unpaid debts incurred either alone or together [excluding the any amounts owed towards an automobile]. Ex. A personal loan from a bank;
  - G. The value of all the property held <u>together</u> [excluding all encumbrances and automobiles] must be less than \$10,000. Ex. A checking account under both names;
  - H. The value of any property held by either party <u>alone</u> [excluding all encumbrances and automobiles] must be less than \$10,000. Ex. A checking account under one name.; and
  - I. The parties must agree to waive their right to spousal support, right to appeal, right to request findings of fact and conclusions of law, and right to move for a new trial.
- 2. If you and your spouse meet all the requirements above and complete this form and Form IX-27B ("Property Agreement"), the court may then carry on with a Summary Divorce Procedure. If you do not, you **must** file a *Petition for Divorce* either with or without minor children, naming one of you as Petitioner and one of you as Respondent.
- 3. When six (6) months have passed from the date of this joint petition, either party may submit Form IX-28 ("*Request for Final Judgment under Joint Petition for Divorce*"). At that point, the court will restore you to legally single status.
- 4. At any time prior to filing of Form IX-28, either party may revoke this joint petition and terminate the dissolution proceeding by submitting Form IX-27C ("Notice of Revocation") with the Court Clerk and either personally serving it to the other party or sending it via First Class mail to their last known address. If so desired, the party revoking this petition may file a *Petition for Divorce* with the Court Clerk at that time.

### WIND RIVER TRIBAL COURT

Shoshone and Arapaho Tribes Wind River Indian Reservation P.O. Box 608 Fort Washakie, Wyoming 82514

		307-332-6702	
IN THE	MATTER OF:	)	
HUSBA	AND (print name)	, ) ) ) CASE NO.:	
&		) ) )	
WIFE	(print name)		
	JOINT 1	PETITION FOR DIVORCE	
(	COMES NOW, Husband		(print your name)
and Wif	è	(print your name) file	e this joint petition
having 1	met each and every condition s	et forth in S&A LOC § 9-5-14, and re	spectfully petition
this Cou	ort as follows:		
I. <u>Hush</u>	pand's Information		
a) ]	Name:		
ŕ	First		Last
b) l	Date of Birth:	Phone Number	
a) 1	Mailing Addraga		
c) 1	Maning Address:		
d) l	Physical Address:		
e) ]	Resided on the Wind River Re	servation for at least sixty days (60) j	prior to the time of
1	filing:		
	YES	NO	

# II. Wife's Information a) Name: \_\_\_\_\_ Middle Last b) Date of Birth: \_\_\_\_\_ c) Phone Number: \_\_\_\_\_ d) Mailing Address: e) Physical Address: \_\_\_\_\_ f) Resided on the Wind River Reservation for at least sixty days (60) prior to the time of filing: NO YES III. <u>Information concerning the marriage:</u> a) Date of Marriage: \_\_\_\_\_ b) Place of Marriage: \_\_\_\_\_\_(City/County/State) c) At the time this petition is filed, has it been more than five (5) years in duration since the marriage began: YES NO **IV. Grounds for Divorce:**

The Petitioner wants a divorce because of irreconcilable differences, which have caused a permanent breakdown of the marriage.

### V. Children:

The Husband and Wife do not have any children, either natural or adoptive, who are under 18 years of age and to the best of the parties' knowledge there is no current pregnancy.

NOTE: IF YOU AND YOUR SPOUSE HAVE A CHILD OR IF THE WIFE IS PREGNANT, STOP FILLING OUT THIS PETITION. YOU SHOULD BE USING THE PACKET AND FORMS FOR A DIVORCE WITH CHILDREN.

## VI. Property and Debt:

a) Has either party acquired any inter	est in real property [land and things permanently attached to						
land, i.e., acres of land, houses, and barns.]	after the marriage began?						
YES	NO						
	3,000 in unpaid debts incurred either alone or together						
[excluding the any amounts owed toward	s an automobile]? Ex. A personal loan from a bank.						
YES	NO						
c) Is the value of all the property held	I <u>together</u> [excluding all encumbrances and automobiles] more						
than \$10,000? Ex. A checking acc							
YES	NO						
d) Is the value of any property held h	y either party <b>alone</b> [excluding all encumbrances and						
	. A checking account under one name.						
YES	NO						
1123							
THIS PETITION. YOU ARE NOT ELIGIB	E YES TO ANY OF THE ABOVE QUESTIONS, STOP FILLING OUT LE TO FILE A JOINT PETITION AND WILL HAVE TO FILE A TE PETITION FOR DIVORCE.						
e) Have the parties created an agree	ment for the division of property, assumption of						
liabilities and executed any documents, titles or certificates necessary? Please							
attach Form IX-27B ("Property A	•						
YES	NO						
VII. Alimony/spousal support:							
Do the parties agree to waive any right to spousal support?							
L YES	NO						
VIII. Final Judgment:							
Do the parties agree to waive any	right to appeal, right to request finding of fact						
and conclusions of law or the right to mov	re for a new trial upon entry of final judgment						
of dissolution of marriage?							
YES	NO						

IX. Name Change	<u>e:</u>						
The Wife (	(check one):						
	Wants her previou	s name of		restored.			
	Does not want to have her previous name restored.						
WHEREFOR	<b>RE</b> the Parties ask the C	Court to enter a de	cree of Summary Divo	orce with the			
judgment final six	(6) months after the da	ate of the filing of	this Joint Petition For	Divorce upon			
application of eith	er party. Upon this time	e period passing,	one party should subm	nit Form IX-28			
("Request For Final	al Judgment on Joint Po	etition For Divorc	ce'').				
We,			(husband's printe	d name) &			
		_ (wife's printed nar	me), upon oath, verify v	we have read this			
Joint Petition for I	Divorce and that the sta	tements are true,	accurate and complete	to the best of			
our knowledge and	d belief.						
<b>DATED</b> this	day of		, 20				
			W. 1. 1(1)				
			Husband (signature)				
			Wife (signature)				
(Stop)				(For the Clerk)			
(Stop)				(1 of the elerk)			
Cubsoribad and sy	your to before this	dov.of		20			
Subscribed and sw	orn to before this	day of		, 20			
(Seal)							
(6.2.11)							
		Court Clerk	or Notary Public				
My commission E	xpires:						