

STATE OF NORTH DAKOTA

IN DISTRICT COURT

COUNTY OF _____

_____ JUDICIAL DISTRICT

(Plaintiff)

PLAINTIFF,

Vs _____

(Defendant)

DEFENDANT.)

Case No. _____

AFFIDAVIT OF PROOF FOR
DEFAULT DIVORCE JUDGMENT
(With Children)

I, _____ (Plaintiff name), the

undersigned, state as follows:

1. I am the Plaintiff in the above-captioned civil case, which is an action for divorce.

2. To the best of my knowledge, no decree, judgment or order of divorce, separation or annulment has been granted to either party against the other in a Court of North Dakota or a Court of any other state, territory or country, and that there is no other action pending for divorce by either party against the other in any Court.

3. I am currently married to _____ (Defendant's name).

4. The Defendant and I were married to each other on _____ in _____ (city, state) and have since that date remained spouses.

5. The Defendant and I have _____ minor child(ren) together.

6. I live at _____
_____ (address), I am a resident of

the State of North Dakota, and have been a resident for six (6) months preceding this action.

7. I was born in _____ (year) and am _____ years old.

8. My Social Security Number is XXX-XX-_____ (last 4 digits only).

9. My current employer is _____
and the address is _____

10. The last known address of the Defendant is _____
_____.

11. The Defendant was born in _____ (year) and is _____ years old.

12. The Defendant's Social Security Number is XXX-XX-_____ (last 4 digits only).

13. The Defendant's current employer is _____
and the address is _____

14. Our minor child(ren) are as follows:

a. Minor Child's Initials: _____ Year of Birth: _____

Last 4 Digits of Social Security Number: XXX-XX-_____

(Choose one.)

The child has lived in _____ (state) for the last 6 months.

The child is less than 6 months old and has lived in _____ (state)
since birth.

b. Minor Child's Initials: _____ Year of Birth: _____

Last 4 Digits of Social Security Number: XXX-XX-_____

(Choose one.)

The child has lived in _____ (state) for the last 6 months.

The child is less than 6 months old and has lived in _____ (state) since birth.

c. Minor Child's Initials: _____ Year of Birth: _____

Last 4 Digits of Social Security Number: XXX-XX-_____

(Choose one.)

The child has lived in _____ (state) for the last 6 months.

The child is less than 6 months old and has lived in _____ (state) since birth.

15. I am the (choose one) mother / father of the minor child(ren).

16. The Defendant is the (choose one) mother / father of the minor child(ren).

17. (Choose one.)

No further children are expected to be born of this marriage.

(Choose one.) I am pregnant / The defendant is pregnant. However, the child is not at issue in this divorce because (choose one) I am not / The defendant is not the father.

18. I have the following sources of monthly income:

Employment:	\$
Public Assistance:	\$
Social Security Benefits:	\$
Unemployment/Workers Compensation:	\$
Interest/Dividend Income:	\$
Other (describe):	\$

19. The Defendant has the following sources of monthly income:

Employment:	\$
Public Assistance:	\$
Social Security Benefits:	\$
Unemployment/Workers Compensation:	\$
Interest/Dividend Income:	\$
Other (<i>describe</i>):	\$

20. (*Choose one.*)

I request that neither party be awarded, nor ordered to pay spousal support and that this issue not be reserved.

I request that the Defendant be ordered to pay me spousal support because I am _____ years old, have been married to the Defendant for _____ years, have a monthly income totaling \$_____, and because: _____

_____.

21. I request that (*choose one*):

Residential responsibility and decision-making responsibility of the child(ren) be shared equally between me and the Defendant.

I have primary residential responsibility and decision-making responsibility of the child(ren), subject to parenting time by the Defendant.

The Defendant have primary residential responsibility and decision-making responsibility of the child(ren), subject to parenting time by me.

22. (Choose one.)

There is a child support order in effect. I do not request any changes to the child support order. The case number is _____. The Court that issued the child support order is _____.

There is no child support order in effect. I request the court order the Defendant to pay child support.

23. I request that all of our property and debt be divided as listed on the attached Confidential Division of Property & Debts & Values. I believe the distribution of property and debt is fair and equitable.

24. (Choose one.)

I am not requesting to restore my name.

I request to restore my name to _____.

25. Irreconcilable differences exist between the Defendant and I, and these differences have made it impossible for us to continue our marriage.

26. I have submitted to the Court proposed Findings of Fact, Conclusions of Law and Order for Default Judgment, which I believe contain an equitable division between the Defendant and I of our marital estate, as well as serving the best interests of our child(ren).

(Paragraph 27 and signature on next page.)

27. I declare, under penalty of perjury under the law of North Dakota, that everything I stated in this Affidavit of Proof for Default Divorce Judgment (With Children) is true and correct.

Signed on _____ (Date) in _____ (County),
_____ (State), _____ (Country).

Signature

Printed Name

Address

City, State, Zip Code

Telephone Number: _____

Email Address: _____