

IN DISTRICT COURT, _____ COUNTY, NORTH DAKOTA

_____ ,	}	
Plaintiff,	}	FINDINGS OF FACT,
	}	CONCLUSIONS OF LAW
vs.	}	AND ORDER FOR JUDGMENT
	}	
_____ ,	}	Civil No. _____
Defendant.	}	
	}	

The above-entitled proceeding came on duly for hearing before the above-named Court on the ____ day of _____, 20____, and was heard by the Honorable _____ District Judge, in the District Court, _____ County, North Dakota. The plaintiff did ___/did not ___ appear personally. The defendant did ___/did not ___ appear personally. A Settlement Agreement signed by both parties has been submitted to the Court.

After hearing all of the evidence adduced at said hearing and being fully advised in the premises, and being advised of the written Settlement Agreement of the parties and upon all the pleadings and proceedings, herein, the Court makes the following:

FINDINGS OF FACT

- 1. Plaintiff’s full name, address, year of birth, and last four digits of social security number are:

Full Name: _____
First Middle Last

Address: _____
Street Address Apt.

_____ City County State Zip

Year of Birth: _____

Last Four Digits of Social Security Number: _____

2. Defendant's full name, address, year of birth, and last four digits of social security number are:

Full Name: _____
First Middle Last

Address: _____
Street Address Apt.

_____ City County State Zip

Year of Birth: _____

Last Four Digits of Social Security Number: _____

3. Plaintiff and defendant were married on _____ in the City of _____, County of _____, State of _____.

4. Plaintiff lived in North Dakota for the entire six (6) months prior to commencement of this action or will have been a resident for six months prior to entry of judgment in this matter.

5. Plaintiff is a member of the armed forces: Yes _____ No _____.

6. Defendant is a member of the armed forces: Yes _____ No _____.

7. Irreconcilable differences have arisen between the parties making the continuation of the marriage impossible.

8. An Adult Abuse Protection Order or Restraining Order is in effect regarding plaintiff or defendant: Yes _____ No _____

If YES, the order protects plaintiff _____ defendant _____. The Order was filed in _____ County on the following date _____ and the court file number is _____.

9. There are no minor or dependent children born or expected to be born of this marriage.

10. Plaintiff has the following sources of monthly income:

Source/Describe	Amount
Employment	\$
Public Assistance	\$
Social Security Benefits	\$
Unemployment/Workers Compensation	\$
Interest/Dividend Income	\$
Other	\$

11. Defendant has the following sources of monthly income:

Source/Describe	Amount
Employment	\$
Public Assistance	\$
Social Security Benefits	\$
Unemployment/Workers Compensation	\$
Interest/Dividend Income	\$
Other	\$

12. Plaintiff needs spousal support from defendant: Yes ____ No ____.

If YES, this is because plaintiff is ____ years of age, has been married to defendant for ____ years, has a monthly income totaling \$_____, has monthly expenses totaling \$_____, and because:

13. Defendant needs spousal support from plaintiff: Yes ____ No ____.

If YES, this is because defendant is ____ years of age, has been married to plaintiff for ____ years, has a monthly income totaling \$_____, has monthly expenses totaling \$_____, and because:

14. Plaintiff and defendant have the following outstanding debts (another sheet of paper listing other debts is attached: Yes ____ No ____).

Debt Owed To	Purpose of Debt	Debt Incurred By	Balance Owed	Monthly Payment
			\$	\$
			\$	\$
			\$	\$
			\$	\$
			\$	\$
			\$	\$
			\$	\$
			\$	\$

15. Plaintiff and defendant own the following vehicles:

Type of Vehicle	Year/Make/Model	Name(s) on Title	Balance Owed	Monthly Payment
			\$	\$
			\$	\$
			\$	\$
			\$	\$
			\$	\$
			\$	\$

16. Plaintiff and defendant jointly own marital property, including household goods, furniture, and furnishings, all of which property has been divided to the parties' satisfaction.

17. Plaintiff and defendant **jointly** own real property: Yes ____ No ____.

If YES, the street address of this property is _____
 _____,
 in the City of _____, County of _____, State of _____,
 and it is legally described as: _____

This real property was purchased on _____ for \$_____
 There is a mortgage or loan against the property in the amount of \$_____
 The market value of this property is \$_____.

18. Plaintiff owns real property **solely** in his or her own name: Yes ____ No ____.

If YES, the street address of this property is _____

in the City of _____, County of _____, State of _____,
and it is legally described as: _____
_____.

This real property was purchased on _____ for \$_____.
There is a mortgage or loan against the property in the amount of \$_____.
The market value of this property is \$_____.

19. Defendant owns real property **solely** in his or her own name: Yes ____ No ____.

If YES, the street address of this property is _____

in the City of _____, County of _____, State of _____,
and it is legally described as: _____
_____.

This real property was purchased on _____ for \$_____.
There is a mortgage or loan against the property in the amount of \$_____.
The market value of this property is \$_____.

20. Plaintiff or plaintiff's past or present employer or union or other group pays or has paid money into a pension, profit-sharing plan, IRA or other retirement plan for plaintiff:
Yes ____ No ____.

If YES, describe the plan (**see instructions**): _____

_____.

21. Defendant or defendant's past or present employer or union or other group pays or has paid money into a pension, profit-sharing plan, IRA or other retirement plan for plaintiff:
Yes ____ No ____.

If YES, describe the plan (**see instructions**): _____

_____.

22. List all of your financial or other assets not otherwise mentioned in detail and identify which party will be awarded the asset.

Asset	Location	Account or Policy (last 4 digits)	Value	Plaintiff or Defendant
			\$	
			\$	
			\$	
			\$	
			\$	
			\$	
			\$	

23. Plaintiff wants to change his or her name: Yes ____ No ____.

If YES, the new name is _____
and plaintiff has no intent to defraud or mislead anyone by changing his/her name.

24. Defendant wants to change his or her name: Yes ____ No ____.

If YES, the new name is _____
and defendant has no intent to defraud or mislead anyone by changing his/her name.

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FROM THE ABOVE AND FOREGOING, the Court now makes and enters the following:

CONCLUSIONS OF LAW

1. **Divorce and Court Approval.** The plaintiff is awarded an absolute Decree of Divorce from the defendant on the grounds of irreconcilable differences, all in accordance with the provisions of the North Dakota Century Code.

 2. ____ a. Defendant shall pay to plaintiff the amount of \$_____ per month as and for spousal support for a period of _____.

 - ____ b. Plaintiff shall pay to defendant the amount of \$_____ per month as and for spousal support for a period of _____.

 - ____ c. Neither plaintiff nor defendant will be awarded permanent or rehabilitative spousal support and the court shall be divested from any jurisdiction to make any awards of spousal support in the future.

 - ____ d. The issue of spousal support shall be reserved.
-
3. The vehicles shall be awarded to plaintiff and defendant as follows, and the party receiving each vehicle shall pay for all loans and insurance associated with the vehicle:

Year/Make/Model	Awarded to:

4. Plaintiff's and defendant's household goods, furniture, and furnishings have already been divided to the parties' satisfaction.

5. a. Each party shall be solely responsible his or her separately incurred debts and may not ask the other party to help pay those debts.

Plaintiff's and defendant's marital debts shall be paid as follows, and each party shall hold the other harmless from any responsibility for the debts each is ordered to pay:

Debt Owed to:	To be paid by:

6. Plaintiff ____ defendant ____ shall be awarded sole title and interest in the **homestead** located at _____
in the City of _____, County of _____, State of _____,
legally described as: _____
_____, and subject to a
mortgage or loan against the property in the amount of \$_____.
____ Does Not Apply.

7. Plaintiff ____ defendant ____ shall be awarded sole title and interest in the **real property** located at _____
in the City of _____, County of _____, State of _____,
legally described as: _____
_____, and subject to a
mortgage or loan against the property in the amount of \$_____.
____ Does Not Apply.

8. Plaintiff's pension, profit sharing, retirement plan, or IRA shall be awarded as follows:

_____ Does Not Apply.

9. Defendant's pension, profit sharing, retirement plan, or IRA shall be awarded as follows:

_____ Does Not Apply.

10. The parties shall be awarded all right, title, interest and equity in and to the following assets, financial or other asset, as follows:

Asset	Location	Account or Policy (last 4 digits)	Value	Awarded to:
			\$	
			\$	
			\$	
			\$	
			\$	
			\$	
			\$	

11. Plaintiff's name shall be changed to: _____.

_____ Does Not Apply.

12. Defendant's name shall be changed to: _____.

_____ Does Not Apply.

13. **Execution of Required Documents.** Each party shall, within ten (10) days from and after the date of Entry of Judgment, or upon presentation, whichever occurs first, execute any document, transfer papers, titles or other documents required to effect the terms and provisions of the Judgment and Decree. In the event that a party fails to sign transfer papers, as required, the Judgment shall operate to transfer title to property, as awarded.
14. **Waiver of Counsel.** The parties acknowledged that each has the right to be represented by a lawyer of his/her choice. The parties expressly waived that right and freely and voluntarily entered into the settlement agreement which became a basis for the order for judgment and judgment.

ORDER FOR JUDGMENT

LET JUDGMENT BE ENTERED ACCORDINGLY.

Dated on _____, 20_____

BY THE COURT:

Judge/Judicial Referee of the District Court

Civil No. _____