

BEFORE YOU BEGIN – REVIEW FORM 3 & FORM 4

Before you begin the steps for the *Divorce With An Agreement – No Children* forms packet, review the “Settlement Agreement” (Form 3) and “Exhibit A: Confidential Division of Property and Debts and Values” (Form 4).

Form 3 and Form 4 make up the FULL WRITTEN AGREEMENT for this divorce packet.

If you believe that you and your spouse can reach an agreement on **EVERY** paragraph of Form 3 and Form 4, follow the instructions for the packet to complete all of the required forms and file with the Clerk of Court.

If you **do not believe** that you and your spouse can reach an agreement on **EVERY** paragraph of **Form 3 and Form 4**, you **CANNOT** use this packet of forms. To see the other divorce resources available through the ND Legal Self Help Center, go to www.ndcourts.gov/legal-self-help/divorce. Review the Summary Divorce packet of forms and the Contested Divorce Informational Guide.

This packet of forms is designed for use in divorces with uncomplicated circumstances and DOES NOT apply to every possible situation or circumstance. If you discover that this packet of forms does not fit the divorce agreement between you and your spouse, you will need to create all of your own divorce documents or retain an attorney to do so.

The *Divorce With An Agreement – No Children* forms packet may be used by spouses who agree in writing on EVERY issue in the divorce.

EACH of the following forms MUST be completed and signed as indicated BEFORE filing with the Clerk of Court.

- Form 1. Summons** (signed by Plaintiff and a clerk of court)
- Form 2. Complaint** (signed by Plaintiff)
- Form 3. Settlement Agreement** (signed by Plaintiff & Defendant in presence of notary public)
- Form 4. Exhibit A: Confidential Division of Property and Debt and Values** (signed by Plaintiff & Defendant in presence of notary public)
- Form 5. Admission of Service** (signed by Defendant)
- Form 6. Affidavit of Proof for Stipulated Judgment** (signed by Plaintiff in presence of notary public)
- Form 7. Findings of Fact, Conclusions of Law and Order for Judgment (Proposed)** (completed, not signed)
- Form 8. Judgment (Proposed)** (completed, not signed)
- Form 9. Confidential Information Form** (signed by Plaintiff & Defendant)

Do not include this cover sheet when you serve or file the completed form.

IN DISTRICT COURT, _____ COUNTY, NORTH DAKOTA

_____ ,	}	
Plaintiff,	}	
	}	
vs.	}	COMPLAINT
	}	
	}	Civil No. _____
_____ ,	}	
Defendant.	}	

- The plaintiff has been a resident of the State of North Dakota for at least the last six months.
- No separate proceeding for dissolution of marriage or legal separation has been started or is pending in the State of North Dakota or elsewhere.
- Plaintiff's identifying information is as follows:

Full Name: _____
 First Middle Last

Address: _____
 Street Address Apt.

City County State Zip

Year of Birth: _____ Last Four Digits of Social Security Number: _____

- Defendant's identifying information is as follows:

Full Name: _____
 First Middle Last

Address: _____
 Street Address Apt.

City County State Zip

Year of Birth: _____ Last Four Digits of Social Security Number: _____

5. The plaintiff and defendant were married on _____ (date) at _____ (city), _____ (state), and ever since have been and now are spouses.

6. That the parties have no minor children nor are expecting any children to be born of the marriage.

7. The parties are owners of property, which should be divided by the Court and an equitable portion thereof, awarded to each party.

8. The parties have accumulated a certain amount of debt throughout the marriage, which should be divided, and an equitable portion thereof assessed to each party.

9. For some time prior to the commencement of this action, irreconcilable differences have arisen between the plaintiff and defendant. That this has destroyed the legitimate objects of the marriage and made it impossible for the plaintiff and defendant to live together as spouses.

WHEREFORE, plaintiff prays for Judgment as follows:

10. The bonds of matrimony presently existing between the plaintiff and defendant be wholly dissolved and that the parties be granted an absolute decree of divorce from each other.

11. For an equitable division of the property.

12. For an equitable distribution of the accumulated debts of the parties.

13. For such other and further relief as may be equitable and just.

Dated this _____ day of _____, 20____.

(Signature of Plaintiff)

(Plaintiff's Printed Name)

(Address)

(City, State, Zip Code)

(Telephone Number)