

STATE OF WYOMING)
) ss
COUNTY OF _____)

IN THE DISTRICT COURT

JUDICIAL DISTRICT

Plaintiff: _____,)
(Print name of person filing))
)
vs.)
)
Defendant: _____)
(Spouse) (Print name)

Civil Action Case No. _____

AFFIDAVIT FOR DIVORCE WITHOUT APPEARANCE OF PARTIES
(With Minor Children)

(Only use if the parties have reached an agreement and both have signed the *Decree of Divorce* **or** if either party defaulted and all default paperwork has been presented to the court and an *Entry of Default* issued.)

STATE OF WYOMING)
) ss.
COUNTY OF _____)

_____, being first duly sworn, deposes and says:
(Print Name)

1. I am the Plaintiff Defendant in the case.
2. The Plaintiff Defendant lived in Wyoming for 60 days, **OR** the marriage took place in Wyoming and the Plaintiff Defendant lived in Wyoming from the time of marriage to the time of filing the *Complaint for Divorce*.
3. The Plaintiff Defendant and I were married to each other on the ____ day of _____, _____ in _____, _____.
(Month) (Year) (City) (State)
4. Plaintiff is currently a resident of _____ County, State of _____.
5. Defendant is currently a resident of _____ County, State of _____.
6. Plaintiff and Defendant are the parents, either natural or adoptive, of child(ren) who are either under 18 years of age, between the ages of 18 and 20 years and still in high school or a program equivalent to high school, or prevented from supporting him/herself due to a mental, emotional or physical impairment.

Child's Initials: _____ Year of Birth: _____
 Child's Initials: _____ Year of Birth: _____
 Child's Initials: _____ Year of Birth: _____
 Child's Initials: _____ Year of Birth: _____

7. To the best of the parties' knowledge,
 Neither party is pregnant, **OR**
 The Plaintiff Defendant is pregnant [If pregnant, consult an attorney. Your divorce may not be able to be final until after the baby is born.]; and
 The baby is due on or about _____ (date), (and, check one space below):
 The Plaintiff and Defendant are the biological parents of the child,
OR
 Plaintiff is not the biological parent of the child, **OR**
 Defendant is not the biological parent of the child.

8. Irreconcilable differences exist in the marriage.

9. The Plaintiff Defendant
 does not desire to have a name change; **OR**
 requests former name restored to: _____
 (list first, middle, and last name desired)

10. The *Decree of Divorce* equitably distributes the property and debt acquired during our marriage. In support of this assertion, I am submitting the following evidence:

A. Debts (For Party Designation use: "P" = Plaintiff, "D " = Defendant, "J" = Joint)

PRINT CLEARLY OR TYPE

Party Paying Debt	Creditor and Acct. # (Last 4 Digits Only)	Name(s) on Account	Date of Balance	Balance	Main Purchase(s) for Which Debt Was Incurred
				\$	
				\$	
				\$	
				\$	
				\$	
				\$	

Add additional sheets, if necessary. Clearly identify any attached documents.

Total Debt of Plaintiff: \$ _____

Total Debt of Defendant: \$ _____

B. Real Estate (For Party Designation use: "P" = Plaintiff, "D " = Defendant, "J" = Joint)

PRINT CLEARLY OR TYPE

Party Paying Debt	Property Type Owned and Address (residence, condo, rental, etc.)	Name(s) on Title	Fair Market Value	Basis of Fair Market Value (i.e., appraisal, estimate, purchase price,)	1 st Mortgage	2 nd Mortgage

Add additional sheets, if necessary. Clearly identify any attached documents.

Total Debt of Plaintiff: \$ _____

Total Debt of Defendant: \$ _____

C. Motor Vehicles (For Party Designation use: "P" = Plaintiff, "D " = Defendant, "J" = Joint)

PRINT CLEARLY OR TYPE

Party Keeping Vehicle	Year, Make, Model and VIN	Name(s) on Title	Name of Creditor	Fair Market Value	Amount of Debt

Add additional sheets, if necessary. Clearly identify any attached documents.

Total Debt of Plaintiff: \$ _____

Total Debt of Defendant: \$ _____

D. Cash on Hand, Bank, Checking, or Saving Accounts, CD's (For party designation use: "P" = Plaintiff, "D" =Defendant or "J" = Joint)

PRINT CLEARLY OR TYPE

Party Keeping Property	Type of Account	Name of Bank	Account No. (Last 4 Digits Only)	Date of Balance	Balance

Add additional sheets, if necessary. Clearly identify any attached documents.

Amount to Plaintiff: \$_____

Amount to Defendant: \$_____

E. Furniture and Household Goods ("Value" equals what you could sell it for in its current condition, such as at auction, not what you paid for it or cost of replacement.)

PRINT CLEARLY OR TYPE

Description of Items - Household furnishings and personal belongings (clothes, jewelry, etc.)	Value of Plaintiff's Possessions	Value of Defendant's Possessions
1.	1.	1.
2.	2.	2.
3.	3.	3.
4.	4.	4.
5.	5.	5.
6.	6.	6.
7.	7.	7.
8.	8.	8.
9.	9.	9.
10.	10.	10.
TOTAL:	\$	\$

Add additional sheets, if necessary. Clearly identify any attached documents.

F. Miscellaneous/Other Assets or Interests (not listed above) List all other assets, including life insurance, stocks, bonds, retirement benefits, income tax refunds owing, money owed to you, livestock, guns, etc. as distributed in the Decree.

PRINT CLEARLY OR TYPE (For party designation use: "P" = Plaintiff, "D" = Defendant or "J" = Joint)

Party Keeping Property	Description	Account, serial or other identifying number, if any - Last 4 Digits Only	Value

Add additional sheets, if necessary. Clearly identify any attached documents.

Amount to Plaintiff: \$ _____

Amount to Defendant: \$ _____

11. Please list why the distribution of property and debts listed above is “equitable.” The Wyoming Supreme Court has held that a just and **equitable distribution** does not necessarily mean “equal.”

12. Neither party shall be awarded spousal support/alimony; **OR**

Please tell why the Court should award the Plaintiff **OR** Defendant spousal support/alimony. Describe both the Plaintiff's Defendant's need and the Plaintiff's Defendant's ability to pay. (Use additional paper if necessary.)

Plaintiff's Defendant's need: _____

Plaintiff's Defendant's ability to pay: _____

13. The *Decree of Divorce* sets forth provisions for child custody, visitation, parental decision-making and child support that I believe is in our child(ren)’s best interest(s). In support of this statement, I provide the following evidence, under oath and to the best of my information and belief. Please address as many of the following factors as possible in your explanation of why the Decree serves the child(ren)’s best interests:

(i) The quality of the relationship each child has with each parent: _____

(ii) The ability of each parent to provide adequate care for each child throughout each period of responsibility, including arranging for each child's care by others as needed: _____

(iii) The relative competency and fitness of each parent: _____

(iv) Each parent's willingness to accept all responsibilities of parenting, including a willingness to accept care for each child at specified times and to relinquish care to the other parent at specified times: _____

(v) How the parents and each child can best maintain and strengthen a relationship with each other: _____

(vi) How the parents and each child interact and communicate with each other and how such interaction and communication may be improved: _____

(vii) The ability and willingness of each parent to allow the other to provide care without intrusion, respect the other parent's rights and responsibilities, including the right to privacy: _____

(viii) Geographic distance between the parents' residences: _____

(ix) The current physical and mental ability of each parent to care for each child: _____

(x) Any other factors you want the court to consider necessary and relevant: _____

(xi) The law requires the court to consider evidence of spousal abuse (domestic violence) or child abuse as being contrary to the best interest of the children. Please state whether or not there has been any domestic violence or abuse in the relationship and whether the Decree adequately makes arrangements for visitation that best protects the child(ren) and the abused party from further harm: _____

I REQUEST the court grant me a divorce.

OATH

I affirm that this Affidavit (including attached sheets, if relevant) contains a complete disclosure, to the best of my information and belief, of all items of property in which my spouse and I have any current interest or expect to receive in the future based upon the work or events that took place during the marriage, and all liabilities for which I am aware that either of us could be held personally responsible. I also affirm that the representations made herein concerning my income and expenses, and that of my spouse, are accurate to the best of my knowledge. I am aware that should the information provided herein prove to be fraudulent or contain material misstatements or omissions, whether inadvertent or intentional, or be found to be inaccurate, the court shall have continuing jurisdiction to enter such orders as it considers necessary in equity and law to determine the rights and duties with regard to that property right or obligation. I am also aware the court may punish as perjury any materially false statements knowingly made with intent to defraud or mislead.

Signature _____
Printed Name: _____
Address: _____
Phone Number: _____

Subscribed and sworn to before me by _____ on this
day of _____, 20____.

Witness my hand and official seal.

Notarial Officer / Court Clerk

My Commission Expires:

CERTIFICATE OF SERVICE

I certify that on _____ (date) the original of this document was filed with the Clerk of District Court; and, a true and accurate copy of this document was served on the other party by Hand Delivery OR Faxed to this number _____ OR by placing it in the United States mail, postage pre-paid, and addressed to the following:

(Insert Defendant/Defendant's Attorney's Name and Address)

TO: _____

Your signature

Print name