

STATE OF INDIANA            )  
  )  
COUNTY OF ELKHART        )

IN THE ELKHART SUPERIOR COURT

CASE NO: \_\_\_\_\_

**IN RE THE ANNULMENT OF:**

\_\_\_\_\_  
Name of Filing Spouse  
Select One:  Husband  Wife

And

\_\_\_\_\_  
Name of Responding Spouse  
Select One:  Husband  Wife

**FINAL JUDGMENT OF ANNULMENT**

The Court having reviewed the Verified Petition for Annulment of Marriage and having held a final hearing in this matter, now finds the following:

1. Parties were married on \_\_\_\_\_ in a ceremony performed in \_\_\_\_\_.
2. \_\_\_\_\_ has been a continuous resident of Elkhart County for the last three (3) months and has been a continuous resident of the State of Indiana for the last six (6) months prior to the filing of the Verified Petition for Dissolution of Marriage.
3. \_\_\_\_\_ has been a continuous resident of Elkhart County for the last three (3) months and has been a continuous resident of the State of Indiana for the last six (6) months prior to the filing of the Verified Petition for Dissolution of Marriage.
4. \_\_\_\_\_ is not pregnant.
5. \_\_\_\_\_  is /  is not a member of the military.
6. \_\_\_\_\_  is /  is not a member of the military.
7. There are no children of the marriage.

**8. Joint Debt**

The division of jointly held debts shall be as follows:

- Parties have no outstanding debts for which they are responsible.
- \_\_\_\_\_ shall be solely responsible for the following debts and shall hold \_\_\_\_\_ harmless from liability, expense, attorney’s fees, and loss which may be incurred by \_\_\_\_\_ arising out of \_\_\_\_\_’s failure to pay such debts.

Name of Creditor	Amount of Debt
_____	\$ _____
_____	\$ _____
_____	\$ _____
_____	\$ _____

- \_\_\_\_\_ shall be solely responsible for the following debts and shall hold \_\_\_\_\_ harmless from liability, expense, attorney’s fees, and loss which may be incurred by \_\_\_\_\_ arising out of \_\_\_\_\_’s failure to pay such debts.

Name of Creditor	Amount of Debt
_____	\$ _____
_____	\$ _____
_____	\$ _____
_____	\$ _____

**9. Individual Debt**

The individual debt division shall be as follows:

*Debts held in \_\_\_\_\_’s name only:*

- \_\_\_\_\_ shall be solely responsible for all debts held in his/her individual name, and all debts incurred by him/her in his/her name since the date of final separation. \_\_\_\_\_ agrees to hold \_\_\_\_\_ harmless from liability, expense, attorney’s fees, and loss which may be incurred by \_\_\_\_\_, arising out of \_\_\_\_\_’s

failure to pay such debts.

Other:

*Debts held in \_\_\_\_\_'s name only:*

\_\_\_\_\_ shall be solely responsible for all debts held in his/her individual name, and all debts incurred by him/her in his/her name since the date of final separation. \_\_\_\_\_ agrees to hold \_\_\_\_\_ harmless from liability, expense, attorney's fees, and loss which may be incurred by \_\_\_\_\_, arising out of \_\_\_\_\_'s failure to pay such debts.

Other:

#### 10. **Vehicles**

The vehicle division shall be as follows:

There are no vehicles to divide.

\_\_\_\_\_ shall have possession of the following vehicle(s), and \_\_\_\_\_ shall execute all documents necessary to transfer title of said vehicles within a reasonable time following the date of this Order:

\_\_\_\_\_  
*(Vehicle #1, Make, Model, and Year)*

\_\_\_\_\_  
*(Vehicle #1, Make, Model, and Year)*

\_\_\_\_\_ shall have possession of the following vehicle(s), and \_\_\_\_\_ shall execute all documents necessary to transfer title of said vehicles within a reasonable time following the date of this Order:

\_\_\_\_\_

*(Vehicle #1, Make, Model, and Year)*

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*(Vehicle #1, Make, Model, and Year)*

All outstanding debts related to the above listed vehicles has been allocated above.

### 11. **Personal Property**

The parties personal property division shall be as follows:

The parties have divided all items of personal property.

\_\_\_\_\_ shall have sole possession of the following items of personal property:

\_\_\_\_\_ shall have sole possession of the following items of personal property:

### 12. **Marital Residence**

The parties are owners of real estate located at

\_\_\_\_\_

and:

\_\_\_\_\_ shall retain/take possession and shall become the sole owner of said real estate.

\_\_\_\_\_ shall vacate marital residence by \_\_\_\_\_.

\_\_\_\_\_ shall be responsible for all payments related to property, taxes, and homeowner's insurance and shall receive the deductions for mortgage interest and taxes.

\_\_\_\_\_ shall transfer, by Quitclaim Deed, ownership in said real estate to the party retaining possession of the marital residence by \_\_\_\_\_.

\_\_\_\_\_ will refinance the mortgage debt related to the marital residence and make good faith effort to obtain a release of the other party on said debt on the earliest possible date. Upon release of the other party from mortgage debt, the other party shall transfer, by Quitclaim deed, his/her interest in said real estate. The party assuming responsibility for mortgage agrees to hold the other party harmless from all liability, expense, attorney fees, loss, or damages which may be a result of failure to make payments on said mortgage debt.

Other:

The parties are jointly responsible on a lease for a residence located at

\_\_\_\_\_,  
and

\_\_\_\_\_ shall retain possession of the leased premises, be responsible for the remaining rental payment and fees due under said lease, and agrees to hold the other party harmless for all liability, expense, attorney fees, loss, or damage which may be a result of the failure to make required payments under said lease.

\_\_\_\_\_ shall vacate the leased residence by \_\_\_\_\_.

Other:

**13. Change of Names**

\_\_\_\_\_ would like the following former name restored and is not a lifetime sex or violent offender or has complied with I.C. 31-15-2-19; \_\_\_\_\_ shall hereinafter be known as:

\_\_\_\_\_

\_\_\_\_\_ would like the following former name restored and is not a lifetime sex or violent offender or has complied with I.C. 31-15-2-19; \_\_\_\_\_ shall hereinafter be known as:

\_\_\_\_\_

**14. The marriage should be declared null and void due to:**

The purported marriage is invalid because unknown to one spouse the other spouse was underage at the time of marriage

The purported marriage is invalid because unknown to one spouse the other spouse was legally married to a third party at the time of the referenced ceremony

The purported marriage is invalid because one spouse was coerced (under duress) or convinced to marry by fraud (explain)

The purported marriage is invalid because one spouse was mentally incompetent at the time of the marriage (explain)

- The purported marriage is invalid because the spouses are more closely related than second cousins
- The purported marriage is invalid because (explain)

**15. Findings of the Court**

The Court, having held a hearing during which both parties appeared and presented evidence, now finds that the property distribution provisions of this order:

- constitute a presumptive equal division of marital property and is therefore just and reasonable.
- do not constitute the presumptive equal division of marital property, however are, for the reasons set forth below, just and reasonable:

IT IS THEREFORE ORDERED by the court that the parties' marriage is hereby declared null and void.

**SO ORDERED** \_\_\_\_\_

\_\_\_\_\_  
Elkhart Superior Court 6

Distribution

Address:

Address: