

STATE OF INDIANA )  
 )  
COUNTY OF ELKHART )

IN THE ELKHART SUPERIOR COURT 6

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

**IN RE THE LEGAL SEPERATION OF:**

\_\_\_\_\_  
Name of Filing Spouse

Select One:  Husband  Wife

And

\_\_\_\_\_  
Name of Responding Spouse

Select One:  Husband  Wife

**PETITION FOR LEGAL SEPERATION WITH CHILDREN**

The Filing Spouse, \_\_\_\_\_, now states:

1. My residential address is:
  
2. My spouse's residential address is:
  
3.  **Filing Spouse**  **Responding Spouse** has been a continuous resident of Elkhart County for the last three (3) months and the State of Indiana for the last six (6) months.
  
4. My spouse and I were married on \_\_\_\_\_ and separated on \_\_\_\_\_.  
The conditions in, or circumstances of the marriage of \_\_\_\_\_ and \_\_\_\_\_ are such that it is currently intolerable for the parties to live together as spouses; however, the marriage should be maintained.
  
5. There are \_\_\_\_\_ unemancipated minor children born of the marriage.

Name	Age	DOB

6. I  **am** /  **am not** a lifetime sex or violent offender and my spouse  **is** /  **is not** a lifetime sex or violent offender.

7. I  **am** /  **am not** a member of the military and my spouse  **is** /  **is not** a member of the military.

8. **Children**

a.  **Filing Spouse**  **Responding Spouse** is the fit and proper person to have custody of the minor child(ren).

b.  An order for parenting time should be issued.

An order for child support should be issued.

c.  There are no other open cases related to this/these child(ren).

**-OR-**

There are other open cases related to this/these child(ren). They are:

Location (County and State)	Cause/Case Number

9. **Debts**

There are NO debts to divide.

**-OR-**

I wish for the Court to divide the following debts:

- a. \_\_\_\_\_
- b. \_\_\_\_\_
- c. \_\_\_\_\_
- d. \_\_\_\_\_

10. **Assets and Property**

There are NO assets to divide.

**-OR-**

I wish for the Court to divide the following assets, including personal property:

- a. \_\_\_\_\_
- b. \_\_\_\_\_
- c. \_\_\_\_\_
- d. \_\_\_\_\_

11. I request that this Court:

Order issue the Agreed Decree of Legal Separation filed with this Petition for a period not to exceed one (1) year per I.C. 31-15-3-2.

**-OR-**

Set a hearing to issue a Decree of Legal Separation for a period not to exceed one (1) year per I.C. 31-15-3-9.

I understand that any orders in this case will only be effective for a period not to exceed one (1) year, per I.C. 31-15-3-9, from the date of order unless the case is converted to a dissolution.

**I affirm under the penalties for perjury that the foregoing representations and statements are true.**

\_\_\_\_\_  
Signature

\_\_\_\_\_  
Date

\_\_\_\_\_  
Printed Name

\_\_\_\_\_  
Email Address

**CERTIFICATE OF SERVICE**

I hereby certify that I sent a copy of this Petition to the other person's attorney, or to the other person if they are not represented by an attorney, via:

- Registered mail at this address: \_\_\_\_\_
- Certified mail at this address: \_\_\_\_\_
- Sheriff
- E-Service per Trial Rule 86 at this email address: \_\_\_\_\_
- Hand Delivery: \_\_\_\_\_
- Other: \_\_\_\_\_

\_\_\_\_\_  
Signature

\_\_\_\_\_  
Date