

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

**DECREE OF LEGAL SEPERATION**

Based upon the evidence presented to the Court on \_\_\_\_\_, the Court now Finds and Orders as follows:

1.  **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 immediately preceding the filing of this Petition.
2. Parties 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.
3. There are NO children born of the marriage.
4. \_\_\_\_\_  is /  is not pregnant.

**Personal Property**

The party's personal property division shall be as follows:

5.  The parties have divided all items of personal property.

**-OR-**

**Filing Spouse** shall have temporary possession of the following items of personal property:

**Responding Spouse** shall have temporary possession of the following items of personal property:

**Vehicles**

The vehicle division shall be as follows:

6.  There are no vehicles to divide.

**-OR-**

**Filing Spouse** shall have temporary possession of the following vehicle(s):

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

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

**Responding Spouse** shall have temporary possession of the following vehicle(s):

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

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

Debts related to the vehicles have been allocated below.

**Debts**

The division of debts shall be as follows:

Parties have no joint outstanding debts for which they are responsible.

**-OR-**

The parties shall be temporarily jointly responsible for the following marital debts:

<b>Name of Creditor</b>	<b>Amount of Debt</b>
_____	\$ _____
_____	\$ _____
_____	\$ _____
_____	\$ _____

**Filing Spouse** shall be temporarily solely responsible for any debts in their individual name and the following debts:

<b>Name of Creditor</b>	<b>Amount of Debt</b>
_____	\$ _____
_____	\$ _____
_____	\$ _____
_____	\$ _____

**Responding Spouse** shall be temporarily solely responsible for any debts in their individual name and the following debts:

<b>Name of Creditor</b>	<b>Amount of Debt</b>
_____	\$ _____
_____	\$ _____
_____	\$ _____
_____	\$ _____

**Filing Spouse** shall be responsible for the following debts:

<b>Name of Creditor</b>	<b>Amount of Debt</b>
_____	\$ _____
_____	\$ _____
_____	\$ _____
_____	\$ _____

**Responding Spouse** shall be responsible for the following debts:

<b>Name of Creditor</b>	<b>Amount of Debt</b>
_____	\$ _____
_____	\$ _____
_____	\$ _____

\_\_\_\_\_ \$ \_\_\_\_\_

**Marital Residence**

7.  **Filing Spouse**  **Responding Spouse** shall have temporary use and possession of the marital residence.  
Debts related to the residence have been allocated above.

**Spousal Maintenance**

8.  NO spousal maintenance ordered.

**-OR-**

\_\_\_\_\_ shall pay temporary spousal maintenance to the other party in the amount of \$ \_\_\_\_\_ per \_\_\_\_\_ for a period of \_\_\_\_\_.

**Health Insurance**

The provisions for health insurance maintenance shall be as follows:

9.  Each Spouse is responsible for **THEIR OWN** health insurance.

**-OR-**

\_\_\_\_\_ shall maintain medical, dental, and optical insurance as available through employment, or Health Insurance Marketplace, or by government provided insurance for the other spouse.

10. Neither party shall transfer, sell or otherwise dispose of any marital asset, including any retirement account, except as otherwise agreed upon in writing by the parties or as ordered by this Court.

11. The parties mutually represent and acknowledge that the division of property and payment of debts is fair and equitable and each is satisfied with such division.

**I affirm under the penalties of perjury that the foregoing representations are true.**

**(Signatures must be made in front of a Notary.)**

\_\_\_\_\_  
Signature

\_\_\_\_\_  
Date

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

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

STATE OF INDIANA

COUNTY OF \_\_\_\_\_

Before me \_\_\_\_\_, a notary public \_\_\_\_\_ County, State of Indiana, personally appeared \_\_\_\_\_ and being duly sworn upon his/her oath, says that the facts alleged in the foregoing instrument are true.

Date \_\_\_\_\_

Notary Public \_\_\_\_\_

My Commission Expires \_\_\_\_\_

**I affirm under the penalties of perjury that the foregoing representations are true.**

\_\_\_\_\_  
Signature

\_\_\_\_\_  
Date

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

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

STATE OF INDIANA

COUNTY OF \_\_\_\_\_

Before me \_\_\_\_\_, a notary public \_\_\_\_\_ County, State of Indiana, personally appeared \_\_\_\_\_ and being duly sworn upon his/her oath, says that the facts alleged in the foregoing instrument are true.

Date \_\_\_\_\_

Notary Public \_\_\_\_\_

My Commission Expires \_\_\_\_\_

**Findings of the Court**

This document represents an agreement submitted by the parties for approval by the Court. The parties have agreed that the property distribution provisions of this agreement represent a just and reasonable division of the marital estate and debts.

Pursuant to I.C. 31-15-3-9, the Court GRANTS this Decree of Separation of the parties to the marriage for a period **not to exceed one year** from the date of this Order.

**The Legal Separation Order entered under this cause expires on \_\_\_\_\_.**

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

\_\_\_\_\_  
Judicial Officer  
Elkhart Superior Court

Distribution:

Filing Spouse \_\_\_\_\_

Address:

Responding Spouse \_\_\_\_\_

Address: