

Decree for a Dissolution of Marriage

In the Iowa District Court for _____ County
County where the case is filed

<p>Upon the Petition of</p> <hr/> <p>Petitioner <i>Full name: first, middle, last</i></p> <p>and concerning</p> <hr/> <p>Respondent <i>Full name: first, middle, last</i></p>	<p>Equity case no. _____</p> <p style="text-align: center;">Decree for a Dissolution of Marriage</p>
--	---

1. Appearances and Manner of Resolution

On the ____ day of _____, 20____, this matter was before the court for final action on the Petition for Dissolution of Marriage.

A. Petitioner *Check all that apply*

- (1) Appeared personally
- (2) Appeared by attorney _____.
- (3) Did not appear
- (4) Is found to be in default after proper notice

B. Respondent *Check all that apply*

- (1) Appeared personally
- (2) Appeared by attorney _____.
- (3) Did not appear
- (4) Is found to be in default after proper notice

C. The case was resolved by *Check one*

- (1) Default, or
- (2) Agreement, or
- (3) Contested hearing

2. Findings of Fact

A. Petitioner's personal information

<i>Petitioner's name</i>	<i>Birth year</i>		
<i>Petitioner's present street address</i>	<i>City</i>	<i>State</i>	<i>ZIP code</i>
<i>County</i>	<i>(_____) Phone number</i>	<i>Email address</i>	

B. Respondent's personal information

_____		_____	
<i>Respondent's name</i>		<i>Birth year</i>	
_____		_____	_____
<i>Respondent's present street address</i>		<i>City</i>	<i>State ZIP code</i>
_____		(_____) _____	_____
<i>County</i>	<i>Phone number</i>	<i>Email address</i>	

C. Date and location of the marriage

_____	_____	_____	_____	_____
<i>Month</i>	<i>Day</i>	<i>Year</i>	<i>City</i>	<i>State</i>

- D. Respondent has been properly served with notice.
- E. Respondent is not in the military service, prison, or jail.
- F. There are no children under age 18 who are children of both Petitioner and Respondent.
There are no children under age 18 who were adopted or born during this marriage.
There are no children age 18 years or older who still need support.
Neither Petitioner nor Respondent is pregnant.
- G. Petitioner is not living in Iowa just to get a divorce.
- H. Petitioner has lived in Iowa for the last _____ years and _____ months
in _____ county.
- I. The marriage has broken down and cannot be saved. There are no other divorce cases concerning this marriage going on anywhere. The Petition was filed in good faith for the purpose of ending the marriage.
- J. Counseling will not save the marriage *Check one*
 - (1) Neither party requested to participate in conciliation efforts.
 - (2) The parties waived conciliation.
 - (3) A report is on file with the court stating that conciliation efforts were unsuccessful.
- K. Waiting period before decree *Check one*
 - (1) More than 90 days have passed since Respondent accepted service or was served with an Original Notice.
 - (2) The court waives the statutory waiting period before Decree based on a finding that protection of the parties' substantive rights or interests requires immediate action.
- L. Protective or no contact order *Check one*
 - (1) There is neither a "protective order" nor a "no contact order" currently between the parties.
 - (2) There is a "protective order" or a "no contact order" currently between the parties.

M. Financial affidavits *Check each that applies*

- (1) Petitioner filed an affidavit of net worth.
- (2) Respondent filed an affidavit of net worth.
- (3) The parties waive filing of financial affidavits and the court approves the waiver.

N. Settlement Agreement or Separate Findings *Check all that apply*

- (1) The parties entered into a Settlement Agreement settling all of the issues involved in the dissolution of marriage. The court finds that the Agreement:
 - a. Was executed voluntarily by both parties.
 - b. Is fair and equitable to both parties.
 - c. Is approved by the court and incorporated into this Decree.
- (2) The court makes separate findings because a party is in default.
- (3) The court makes separate findings because this matter is contested. The identity and value of the parties' property accumulated during their marriage is set out in Attachment "A" attached to this Decree. The attachment is made part of the Decree by this reference.

O. Other Information

3. Conclusions of Law

- A. The court has jurisdiction of the subject matter and the parties. The marriage has broken down and marriage counseling will not save it. The marriage should be ended.
- B. When parties accumulate marital property it must be divided if they get a divorce. There is no set percentage for a proper division. The goal is to divide the property fairly. The specifics of the division are set out in:
 - (1) The marital Settlement Agreement filed separately in this case; or,
 - (2) Attachment A attached to this Decree.
- C. The standard for awarding attorney fees is one party's ability to pay balanced against the other party's need.
- D. Spousal support and alimony are the same thing. One spouse may be ordered to pay support to the other as reimbursement for sacrifices made during the marriage, to help the other spouse become self-supporting, or simply to provide financial assistance. When deciding whether to award spousal support, the court considers characteristics of the marriage, including the length of the marriage, the financial status of the parties, and the entire property division.

E. Other

4. Judgment and Decree

A. The marriage of Petitioner and Respondent is dissolved (ended).

B. Property *Check each that applies*

- (1) The parties have filed a Settlement Agreement regarding division of property, which the court approves and makes a part of this Decree. The parties must carry out its terms.
- (2) The non-defaulting party has filed a Request for Relief, which the court approves and makes a part of this Decree. The parties must carry out its terms.
- (3) The property of the parties is awarded as set out in Attachment "A."

C. Each party is ordered to immediately execute all documents of title or writings needed to put the property award into effect. Each party is ordered to immediately deliver all property as required by this Decree. Each party is ordered to hold the other harmless from the payment of any debt not consistent with the terms of this Decree.

D. Transfers of property *Check one*

- (1) The parties do not own any real estate.
- (2) The parties will execute a quitclaim deed and deliver the deed to the county recorder of the county in which each parcel of real estate is located. The party receiving the property is responsible for the costs of recording this deed.
- (3) A change of title is ordered and will be delivered to the county recorder of the county in which each parcel of real estate is located. The party receiving the property is responsible for the costs of recording the change of title.
- (4) Other

E. The court fees in this case are \$ _____ and

Check one

- (1) Petitioner will pay all court fees.
- (2) Respondent will pay all court fees.
- (3) Petitioner and Respondent shall each pay one-half of the court fees.
- (4) Petitioner will pay _____ % and Respondent will pay _____% of the total court fees.

F. Attorney's fees

(1) Petitioner's attorney's fees *Check one*

- a. Not applicable.
- b. Petitioner will pay Petitioner's attorney's fees.

c. Respondent will pay \$ _____ for Petitioner's attorney's fees.

(2) Respondent's attorney's fees *Check one*

a. Not applicable.

b. Respondent will pay Respondent's attorney's fees.

c. Petitioner will pay \$ _____ for Respondent's attorney's fees.

G. Spousal support (alimony) *Check one*

(1) Neither Petitioner nor Respondent will pay spousal support (alimony) to the other.

(2) Petitioner will pay spousal support (alimony) as set forth in the Settlement Agreement.

(3) Respondent will pay spousal support (alimony) as set forth in the Settlement Agreement.

(4) Petitioner will pay spousal support (alimony) to Respondent as follows:

(5) Respondent will pay spousal support (alimony) to Petitioner as follows:

H. Name change

(1) Petitioner's name

a. Is not changed.

b. Is changed to: _____

(2) Respondent's name

a. Is not changed.

b. Is changed to: _____

I. Other

Dated this ____ day of _____, 20____.
Month

Judge

_____ Judicial District of Iowa

Attachment A

Assets

Description	Gross Value	Awarded to:	
		Petitioner	Respondent
1. _____	\$ _____	\$ _____	\$ _____
2. _____	\$ _____	\$ _____	\$ _____
3. _____	\$ _____	\$ _____	\$ _____
4. _____	\$ _____	\$ _____	\$ _____
5. _____	\$ _____	\$ _____	\$ _____
6. _____	\$ _____	\$ _____	\$ _____
7. _____	\$ _____	\$ _____	\$ _____
8. _____	\$ _____	\$ _____	\$ _____
Total Assets	\$ _____	\$ _____	\$ _____

Debts

1. _____	\$ _____	\$ _____	\$ _____
2. _____	\$ _____	\$ _____	\$ _____
3. _____	\$ _____	\$ _____	\$ _____
4. _____	\$ _____	\$ _____	\$ _____
5. _____	\$ _____	\$ _____	\$ _____
6. _____	\$ _____	\$ _____	\$ _____
7. _____	\$ _____	\$ _____	\$ _____
8. _____	\$ _____	\$ _____	\$ _____
Total Debts	\$ _____	\$ _____	\$ _____

Net Total (Assets Minus Debts): \$ _____

Net award to Petitioner and Respondent: \$ _____ \$ _____

Difference between the two awards: \$ _____