

STATE OF WYOMING) IN THE DISTRICT COURT
) ss
COUNTY OF _____) _____ JUDICIAL DISTRICT

Plaintiff: _____,) Case Number _____
Person listed as Plaintiff on the Complaint)
)
vs.)
)
Defendant: _____)
Person listed as Defendant on the Complaint)

DECREE OF DIVORCE

NOTE: The judge will not sign your decree unless all relevant boxes are checked and all relevant information is included.

1. This matter came before the Court by (select only one):
 - ☐ Default. (Entry of Default has been issued.)
 - ☐ Agreement of the parties. (If the parties are in agreement, both parties must sign this Decree. It is also recommended that both parties write their initials at the bottom of each page.)
 - ☐ Trial.
2. Jurisdiction: (choose at least one of the following)
 - a. ☐ The Plaintiff currently lives in this county, and the Plaintiff has lived in Wyoming for at least 60 days immediately prior to (leading up to) the day this Complaint is filed.
 - b. ☐ The Defendant currently lives in this county, and the Defendant has lived in Wyoming for at least 60 days immediately prior to (leading up to) the day this Complaint is filed.

- c. ☐ The marriage took place in Wyoming, and the Plaintiff lives in this county, and the Plaintiff has lived in Wyoming since the marriage took place.
- d. ☐ The marriage took place in Wyoming, and the Defendant lives in this county, and the Defendant has lived in Wyoming since the marriage took place.
3. Service on Defendant was completed. (Select one):
- ☐ The Defendant was served by personal service (for example, by the sheriff) on _____, 20____.
- ☐ The Defendant accepted service, and an Acknowledgement and Acceptance of Service has been filed.
- ☐ The Defendant was served by publication, and a copy of the Affidavit of Publication has been filed.
- ☐ The Defendant was served by Registered Mail or Certified Mail, as issued by the Clerk of District Court pursuant to Rule 4(r)(2), W.R.C.P. The return receipt was filed, and the Clerk entered a certificate of service.
4. At least twenty days have passed since the Complaint for Divorce was filed.
5. Response by Defendant: (Select only one)
- ☐ The Defendant filed an Answer.
- ☐ The Defendant filed an Answer and Counterclaim.
- ☐ The Defendant did not file a response but both parties have signed and agreed to the entry of this Decree of Divorce.
- ☐ The Defendant did not file a response and default was entered.
6. The parties were married to each other:
- Date of marriage: _____
- Location of Marriage:
- City _____
- County _____
- State _____
7. The parties have irreconcilable differences that are grounds for divorce.
8. The parties have no natural or adoptive minor children.

9. To the best of the parties' knowledge:

- ☐ Neither party is pregnant.
- ☐ The Plaintiff is pregnant.
- ☐ The Defendant is pregnant.

NOTE: If either party is pregnant, you may choose to consult an attorney. Your divorce may not be able to be final until after the baby is born.

10. If either party is pregnant, complete **section a** below and select either i, ii, or iii.

- a. ☐ The baby is due on _____, 20____.
 - i. ☐ The Plaintiff and Defendant are the biological parents of the child.
 - ii. ☐ The Plaintiff is not the biological parent of the child.
 - iii. ☐ The Defendant is not the biological parent of the child.

11. Property Division: (Select only one)

- ☐ The parties obtained property and debts during the marriage, and the division set forth below is just and equitable.
- ☐ The parties did not obtain any property or debts during the marriage.

12. Spousal Support (Alimony): (Select only one)

- ☐ Neither party is awarded spousal support.
- ☐ The Plaintiff shall pay to the Defendant reasonable spousal support.
- ☐ The Defendant shall pay to the Plaintiff reasonable spousal support.

13. Names of the Parties.

- ☐ Plaintiff wishes to have their previous name restored to (write full name):

- ☐ Plaintiff wishes to keep their current name.

- ☐ Defendant wishes to have their previous name restored to (write full name):

- ☐ Defendant wishes to keep their current name.

IT IS THEREFORE ORDERED:

1. That the bonds of matrimony now existing between Plaintiff and Defendant be and are hereby dissolved, and the parties are granted an absolute divorce from each other.

2. DIVISION OF PROPERTY:

The parties' property shall be equitably divided as follows:

Plaintiff's Property:

- a. The Plaintiff shall have as his/her sole and separate property, free and clear of any and all claims by the Defendant, but subject to any debt owing on the property, the following:

(Select ALL that Apply)

- ☐ All personal property held in his or name or in his or her possession, except as otherwise specifically set forth in this Decree.
- ☐ All bank accounts, investment accounts, and retirement accounts held in his or her sole name, if any, except as otherwise specifically set forth in this Decree.
- ☐ The following motor vehicle(s) (list year, make, model and VIN):

- ☐ Plaintiff has a retirement account.

OR

- ☐ Plaintiff does not have a retirement account.

NOTE: A qualified domestic relations order (QDRO) or similar order may be required in order for retirement accounts to be divided. It is highly recommended that you get an attorney to draft such an order. This Court retains jurisdiction to enter, correct, or modify such orders in order to effectuate the terms of this Decree.

Specify the following for retirement account:

- i. Account Number and Plan Administrator: _____

- ii. ☐ Shall not be divided with Defendant.

- iii. ☐ Shall be divided as follows:

1. ☐ 50% of the amount accumulated from (date) _____ to _____ (date) to each party.

2. ☐ \$ _____ to Defendant.

3. ☐ Other described as follows: _____

- ☐ For more than one account, attach additional sheets of paper with the above information. To divide certain qualified retirement accounts, you may need a QRDO (see above).

Defendant's Property:

- a. The Defendant shall have as his or her sole and separate property, free and clear of any and all claims thereto by the Plaintiff, but subject to any indebtedness thereon, the following:

☐ All personal property held in his or name or in his or her possession, except as otherwise specifically set forth in this Decree.

☐ All bank accounts, investment accounts, and retirement accounts held in his or her sole name, if any, except as otherwise specifically set forth in this Decree.

☐ The following motor vehicle(s) (list year, make, model and VIN):

☐ Defendant has a retirement account.

OR

☐ Defendant does not have a retirement account.

NOTE: A qualified domestic relations order (QDRO) or similar order may be required in order for retirement accounts to be divided. It is highly recommended that you get an attorney to draft such an order. This Court retains jurisdiction to enter, correct, or modify such orders in order to effectuate the terms of this Decree.

Specify the following for each account:

i. Account Number and Plan Administrator: _____

ii. ☐ Shall not be divided with Plaintiff.

iii. ☐ Shall be divided as follows:

1. ☐ 50% of the amount accumulated from (date) _____ to _____(date) to each party.
2. ☐ \$_____ to Plaintiff.
3. ☐ Other described as follows: _____

☐ For more than one account, attach additional sheets of paper with the above information. To divide certain qualified retirement accounts, you may need a QRDO (see above).

Other Property:

(Select One Option. If you select Option b, also complete the chart that follows it.)

- a. ☐ The parties have no other property which requires division.
- b. ☐ The parties have the following property, which shall be awarded as follows:

List all possessions valued at \$100.00 or more. For any bank accounts, identify by using the last four digits of the account number.

DESCRIPTION OF PROPERTY	AWARDED TO	
	☐ Plaintiff	☐ Defendant
	☐ Plaintiff	☐ Defendant
	☐ Plaintiff	☐ Defendant
	☐ Plaintiff	☐ Defendant
	☐ Plaintiff	☐ Defendant
	☐ Plaintiff	☐ Defendant
	☐ Plaintiff	☐ Defendant
	☐ Plaintiff	☐ Defendant
	☐ Plaintiff	☐ Defendant
	☐ Plaintiff	☐ Defendant
	☐ Plaintiff	☐ Defendant
	☐ Plaintiff	☐ Defendant
	☐ Plaintiff	☐ Defendant
	☐ Plaintiff	☐ Defendant

☐ Additional sheets of paper are attached if needed

Real Property:

(Mark a or b. If you mark b, complete Option 1, 2, or 3 below.)

- a. ☐ The parties do not own any real property (buildings or land).
b. ☐ The real property shall be divided as follows:

☐ **Option 1:**

- ☐ Plaintiff
☐ Defendant

Shall occupy the real property until sold. The property shall be listed with a real estate agency for sale no later than _____(date). Upon the sale, the net equity or loss from the sale shall be divided as follows:

_____ % to Plaintiff
_____ % to Defendant

Until the property is sold, the mortgage (including taxes and insurance) shall be paid by:

- ☐ Plaintiff
☐ Defendant

The utilities shall be paid by:

- ☐ Plaintiff
☐ Defendant
☐ Other: _____

Description of Property: (address) _____

☐ **Option 2:**

- ☐ Plaintiff
☐ Defendant

Shall own the real property. The party receiving the real property shall pay to the other the sum of \$_____ for his/her share of equity in the property. If applicable, the party receiving the property shall use his/her best efforts to refinance the debt or modify the loan on the property and remove the other party's name from any liability for the debt no later than _____ (Date).

Once the payment has been made and the other party's name has been removed from the debt, if applicable, then the other party shall convey by appropriate deed his/her interest in the property.

- ☐ If a joint debt encumbering the real property is not refinanced or modified by _____ (Date), the property shall be listed with a real estate agent and sold for no less than the appraised value

Description of Property: (address) _____

- ☐ **Option 3:** Other: _____

Description of Property: (address) _____

3. DIVISION OF DEBTS:

NOTICE: This decree does not necessarily affect the ability of a creditor to proceed against a party or a party's property, even though the party is not responsible under the terms of the decree for an account, any debt associated with an account or any debt.

Each party shall pay the debts they have accumulated since the parties' separation. The parties shall pay the following debts acquired prior to the separation:

Type of Debt	Name of Creditor and Last 4 Digits of Account No.	Amount owed	Will Be Paid By	
			☐ Plaintiff	☐ Defendant
			☐ Plaintiff	☐ Defendant
			☐ Plaintiff	☐ Defendant
			☐ Plaintiff	☐ Defendant
			☐ Plaintiff	☐ Defendant
			☐ Plaintiff	☐ Defendant
			☐ Plaintiff	☐ Defendant
			☐ Plaintiff	☐ Defendant
			☐ Plaintiff	☐ Defendant

☐ Additional sheets of paper are attached if needed

☐ Other – If the debt will be paid by both parties other than 50/50, please list how much each party will pay for each debt on a separate sheet of paper and attach it.

4. DEBTS OR LIABILITIES DISCOVERED AFTER THE DECREE IS ENTERED:

If any debts or liabilities not listed above exist or become known after entry of this Decree, the person in possession of the merchandise purchased, or the person who received the services, shall be responsible for the debt.

5. TITLE TRANSFER:

Parties shall sign all documents necessary to complete all transfers of title ordered in this Decree, such as motor vehicles and bank accounts. Otherwise, this Decree can be used as a transfer of title and can be recorded.

6. SPOUSAL SUPPORT/ALIMONY:

☐ The Court finds as follows:

- ☐ The Defendant has a need for spousal support/alimony, and the Plaintiff has the ability to pay.
- ☐ The Plaintiff has a need for spousal support/alimony, and the Defendant has the ability to pay.
- ☐ No party is to receive alimony.

Therefore the:

- ☐ Plaintiff
☐ Defendant

is ordered to pay the other party the sum of \$_____ per month spousal support/alimony BEGINNING THE FIRST DAY OF THE MONTH of _____, 20 ____, and continuing to be paid on the same day each month until the receiving party is:

- a. ☐ Remarried
b. ☐ Deceased
c. ☐ Other: _____

If no terminating event is specified above, spousal support/alimony payments shall end if the receiving party is remarried or deceased. Payments made shall be included in receiving spouse's taxable income and are tax deductible from the paying spouse's income as required by law.

7. FILING INCOME TAX: [If Decree entered between January 1st and April 15th]
(Select One Option)

For previous calendar years, pursuant to IRS rules and regulations, the parties will file:

- a. ☐ Joint federal and state income tax returns and hold the other harmless (meaning other party won't be responsible) from half of all additional income taxes, if any, and other costs, and each will share equally in any refunds.
b. ☐ Separate federal and state income tax returns.
c. ☐ Other, explain: _____

For this calendar year and continuing thereafter, each party will file separate federal and state income tax returns.

8. RESTORATION OF NAME:

☐ Plaintiff's Former name is restored to: _____
(List the first, middle and last name desired)

☐ Defendant's Former name is restored to: _____
(List the first, middle and last name desired)

- ☐ Plaintiff does not desire a name change.
☐ Defendant does not desire a name change.

9. DEFAULT:

In the event that either party hereto shall fail to perform, in whole or in part, any obligation or duty imposed by the terms of this Decree, such defaulting party shall be responsible for the payment of all reasonable attorney fees, costs, and expenses incurred by the other party as a result of such failure or default.

10. EXECUTION OF INSTRUMENTS:

Each party is ordered to take all steps necessary to carry out the terms of the Decree, including but not limited to the execution of documents.

11. LIMITED REPRESENTATION:

Following Rule 1.2(c) of the Wyoming Rules of Professional Conduct, any attorney who has entered a limited appearance for the purpose of obtaining a divorce decree is now discharged.

DATED this _____ day of _____, 20____.

DISTRICT COURT JUDGE

[Intentionally Left Blank]

CHECK ONLY ONE BOX, AND SIGN WHERE INDICATED IN THAT SECTION ONLY:

☐ **If the parties have agreed (both parties sign and have signatures notarized):**

I certify that I have read the foregoing Decree of Divorce and that I understand and agree to the terms and agree to the entry of this Decree.

Plaintiff's signature

STATE OF WYOMING)
) ss
COUNTY OF _____)

SUBSCRIBED AND SWORN to before me this _____ day of _____, 20____.
Witness my hand and official seal.

NOTARIAL OFFICER/CLERK

My commission expires: _____

[Intentionally Left Blank]

I certify that I have read the foregoing Decree of Divorce and that I understand and agree to the terms and agree to the entry of this Decree.

Defendant's signature

STATE OF WYOMING)
) ss
COUNTY OF _____)

SUBSCRIBED AND SWORN to before me this _____ day of _____, 20____.
Witness my hand and official seal.

NOTARIAL OFFICER/CLERK

My commission expires: _____

☐ **If default has been entered and the Defendant did not respond:**

The above is true and accurate and I want the court to approve:

Plaintiff's signature

☐ **If a court hearing was held:**

APPROVED AS TO FORM: (This means you think everything above looks accurate.)

Plaintiff's signature

Defendant's signature

Copies to:

Plaintiff/Petitioner's or Attorney's Name and Address:

Defendant/Respondent's or Attorney's Name and Address:

