

**4A-302. Petition for dissolution of marriage (*with children*).**

STATE OF NEW MEXICO  
COUNTY OF \_\_\_\_\_  
\_\_\_\_\_ JUDICIAL DISTRICT

\_\_\_\_\_, Petitioner

v.

No. \_\_\_\_\_

\_\_\_\_\_, Respondent

**PETITION FOR DISSOLUTION OF MARRIAGE<sup>1</sup>**  
*(with children)*

I, \_\_\_\_\_ (*person listed as petitioner above*), am the petitioner  
in this case and I am married to \_\_\_\_\_ (*person listed as respondent above*).

We are married and wish to get a divorce. We ask the court for a Final Decree of Dissolution of  
Marriage ("final decree") granting us the divorce.

*(Use applicable alternatives and complete.)*

1. [One of us has] [Both of us have] been living in New Mexico for at least the past six (6)  
months. Husband lives in \_\_\_\_\_ County. Wife lives in \_\_\_\_\_  
County. Venue is proper because one of us lives in the county listed in the case caption  
above.
2. We were married on \_\_\_\_\_ (*date*). We are now incompatible.
3. We have thought carefully about our property, debts and our duties to each other.

4. We understand that we are making very important decisions that affect our rights and obligations. Both of us have completed and signed a Verified Marital Settlement Agreement ("agreement") and ask the judge to accept our agreement. We understand that once the judge signs the Final Decree of Dissolution of Marriage, we will be ordered to do the things in the agreement.
5. We each have gotten the help we thought was needed in order to sign this document.
6. We each have copies of all documents filed with the court. No one needs to serve any of the documents on us. We agree that this court has power to make orders about us in this case.
7. The agreement is a fair and complete division of our assets and debts.
8. We have or are expecting \_\_\_\_\_ (*total number*) minor [child] [children] from this marriage. We are filing the Parenting Plan and Child Support Obligation ("parenting plan") at the same time as we file this petition. The parenting plan is fair and complete.
9. Our children<sup>2</sup> are: (*You must include the name and the date of birth for each minor child. You must also provide each address of each child for the last five (5) years. Use a separate sheet if necessary.*)

Name: \_\_\_\_\_

(*Last name, first, and middle*)

Date of birth: \_\_\_\_\_

Present address:

\_\_\_\_\_ (*street*)

\_\_\_\_\_ (city)

\_\_\_\_\_ (state and zip code)

Next previous address:

\_\_\_\_\_ (street)

\_\_\_\_\_ (city)

\_\_\_\_\_ (state and zip code)

Next previous address:

\_\_\_\_\_ (street)

\_\_\_\_\_ (city)

\_\_\_\_\_ (state and zip code)

Name: \_\_\_\_\_

*(Last name, first, and middle)*

Date of birth: \_\_\_\_\_

Present address:

\_\_\_\_\_ (street)

\_\_\_\_\_ (city)

\_\_\_\_\_ (state and zip code)

Next previous address *(if applicable)*:

\_\_\_\_\_ (street)

\_\_\_\_\_ (city)

\_\_\_\_\_ (state and zip code)

Next previous address (if applicable):

\_\_\_\_\_ (street)

\_\_\_\_\_ (city)

\_\_\_\_\_ (state and zip code)

10. Our [child has] [children have] lived in New Mexico since birth or for at least the past six (6) months.

*(complete if applicable)*

11. The following divorce, separation, order of protection, child support, paternity, abuse or neglect, domestic violence, termination of parental rights and adoption cases have been previously filed by me, the respondent or the state *(list all cases)*:

**Type of case:** \_\_\_\_\_

**Year filed (if known):** \_\_\_\_\_

**Case number (if known):** \_\_\_\_\_

**Where filed:** \_\_\_\_\_ (city)

\_\_\_\_\_ (state)

\_\_\_\_\_ (court)

**Type of case:** \_\_\_\_\_

**Year filed (if known):** \_\_\_\_\_

**Case number (if known):** \_\_\_\_\_

**Where filed:** \_\_\_\_\_ (city)

\_\_\_\_\_ (state)

\_\_\_\_\_ (court)

12. Does anyone else other than you as parents of your [child] [children] have or say they have:  
Custody of your [child] [children]?

Yes  No

Visitation rights with your [child] [children]?

Yes  No

If you answered both questions "No", go to next section.

If you answered "Yes" to either question, complete the following information:

\_\_\_\_\_ (Name of person)

\_\_\_\_\_ (Address)

\_\_\_\_\_ (Name of person)

\_\_\_\_\_ (Address)

13. We understand that once the judge signs the final decree, we will be ordered to do the things we agreed to do in the parenting plan.

When I sign here, I am telling the judge that I have read this document and agree with everything in it. I state upon my oath or affirmation that this document and the statements in it are true and correct to the best of my information and belief.

\_\_\_\_\_  
Petitioner's signature

Address: \_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

Telephone: \_\_\_\_\_

\_\_\_\_\_  
Respondent's signature

Address: \_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

Telephone: \_\_\_\_\_

STATE OF NEW MEXICO            )  
  ) ss.  
COUNTY OF \_\_\_\_\_        )

Acknowledged, subscribed and sworn to before me this \_\_\_\_\_ day of \_\_\_\_\_, \_\_\_\_\_  
by \_\_\_\_\_, the petitioner.

My commission expires:

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

STATE OF NEW MEXICO            )

