

IN THE CIRCUIT COURT OF GREENE COUNTY, MISSOURI  
FAMILY COURT DIVISION

IN RE THE MARRIAGE OF:	)	
_____ and	)	
_____	)	
	)	
_____,	)	
SSN: _____	)	
Petitioner,	)	
	)	
vs.	)	Case No. _____
	)	
_____,	)	
SSN: _____	)	
Respondent.	)	

AFFIDAVIT IN SUPPORT OF  
JUDGMENT AND DECREE FOR DISSOLUTION OF MARRIAGE  
**Form #2** (with children)

The undersigned, having first been sworn upon his/her oath, hereby affirms pursuant to local rule 68.6 that the following testimony is true:

1. Either Petitioner or Respondent was a resident of the state of Missouri for at least 90 days immediately preceding the filing of the petition herein or is in the military and has been stationed in Missouri for at least 90 days immediately preceding the filing of the petition herein.
  
2. Respondent currently resides in Missouri, has resided with Petitioner in the state of Missouri during the course of the marriage, or has subjected (himself/herself) to the jurisdiction of this court by the following acts: \_\_\_\_\_
  
3. More than 30 days have elapsed since the filing of the Petition for Dissolution of Marriage.
  
4. More than 30 days have elapsed since Respondent was duly served with process or voluntarily entered an appearance in the case.
  
5. The parties have entered into a written settlement or separation agreement regarding an appropriate parenting plan for the minor children.
  
6. Petitioner currently resides at \_\_\_\_\_, in \_\_\_\_\_ County, \_\_\_\_\_, and has resided in the state of Missouri for a total of \_\_\_\_\_ (months/years) and in Petitioner's current county of residence for a total of \_\_\_\_\_ (months/years).

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7. Respondent currently resides at \_\_\_\_\_, in \_\_\_\_\_ County, \_\_\_\_\_, and has resided in the state of Missouri for a total of \_\_\_\_\_ (months/years) and in Respondent's current county of residence for a total of \_\_\_\_\_ (months/years).
8. Respondent is not a member of the armed forces of the United States or any of its allies on active duty or hereby agrees to waive any rights (he/she) may be entitled to under the Soldiers and Sailors Civil Relief Act.
9. Both parties are over the age of 18.
10. Petitioner's social security number is \_\_\_\_\_ and Petitioner is employed at \_\_\_\_\_ located at \_\_\_\_\_.
11. Respondent's social security number is \_\_\_\_\_ and Respondent is employed at \_\_\_\_\_ located at \_\_\_\_\_.
12. The date on which the parties were married was \_\_\_\_\_ and the marriage was registered in \_\_\_\_\_ County, \_\_\_\_\_.
13. The parties separated on or about \_\_\_\_\_.
14. Children:

There (are/is) \_\_\_\_\_ minor, unemancipated child(ren) who were born or adopted during the time of the marriage, to wit:

Name of Child	Date of Birth	Social Security No.

There is no other litigation pending in this or any other state concerning the care and custody of the minor, unemancipated child(ren) and there are no persons other than myself and my spouse who have custody of the minor child(ren) or claim to have any custody or visitation rights regarding the minor child(ren) except: \_\_\_\_\_.

The minor, unemancipated child(ren) have been residents of the State of Missouri for at least the six month period immediately prior to the filing of this action and either continue to reside in the State of Missouri or have been residing outside of the State of Missouri for less than six months.

a. Custody:

It is in the best interest of the minor child(ren) that custody be awarded as follows:

\_\_\_ That the parties be awarded joint legal custody and joint physical custody of the minor child(ren) and that the address of the (Petitioner/Respondent) be designated as the address of the child(ren) for residential and educational purposes in accordance with the terms of the Parenting Plan attached hereto.

\_\_\_ That the parties be awarded joint legal custody of the minor child(ren) and that (Petitioner/Respondent) be awarded sole physical custody in accordance with the terms of the Parenting Plan attached hereto.

\_\_\_ That (Petitioner/Respondent) be awarded sole legal and sole physical custody of the minor child(ren) in accordance with the terms of the Parenting Plan attached hereto.

b. Child Support:

Child support has been calculated according to Form 14 and an agreed-upon Parenting Plan and Form 14 calculation are attached hereto as exhibits \_\_\_ and \_\_\_\_.

Check one of the following:

\_\_\_ The presumed amount of child support based on the Form 14 calculation is not rebutted as unjust or inappropriate and that presumed amount of child support is set forth in the proposed Judgment.

\_\_\_ The presumed amount of child support based on the Form 14 calculation is rebutted as unjust or inappropriate and the Court should depart (upward/downward) from the Form 14 presumed amount to that amount set forth in the proposed Judgment for the following reason(s): \_\_\_\_\_.

15. Both parents have completed a court-approved parent education program and have filed their certificates of completion with the Court.
16. The required statutory language concerning a contemplated relocation of the residence of the child(ren) is included in the proposed judgment.
17. Wife is not pregnant.
18. At least one of the parties hereto is represented by legal counsel.
19. Wife's former name was \_\_\_\_\_ and she (does/does not) want that former name restored to her without objection.
20. There is no reasonable likelihood that the marriage of the parties can be preserved and, therefore, the marriage is irretrievably broken.

21. Spousal Maintenance: (check one of the following)

\_\_\_ Both parties are able-bodied and able to support themselves through appropriate employment without assistance from their spouse; or

\_\_\_ (Petitioner/Respondent) is in need of maintenance from their spouse in the amount of \$\_\_\_\_\_ per month in order to meet their reasonable needs and any such award of maintenance shall be (modifiable/non-modifiable).

\_\_\_ I acknowledge that if I do not seek maintenance from my spouse at this time I will be forever barred from seeking such an award of maintenance arising out of this marriage in the future from this or any other court.

22. Property & Debt:

Check one of the following:

\_\_\_ There is no marital or non-marital property for the court to divide; OR

\_\_\_ My spouse and I have entered into a written separation or settlement agreement which divides all of our marital and non-marital property, sets aside to the appropriate party his or her own separate property, makes arrangements for the payment of all marital debt and is signed by both of us. The agreement, attached hereto as Exhibit \_\_\_\_, is fair and reasonable or is not unconscionable.

\_\_\_ The division of property and debt as proposed by the Petitioner in the attached proposed Judgment divides all marital property and debt in a manner that is not unconscionable and sets aside to each party their own separate, non-marital property.

Dated this \_\_\_\_\_ day of \_\_\_\_\_, 20\_\_.

\_\_\_\_\_  
Petitioner

STATE OF MISSOURI             )  
   ) ss.  
COUNTY OF GREENE         )

Subscribed and sworn before me this \_\_\_\_ day of January, 2014

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

My commission expires:

\_\_\_\_\_  
Attorney for Petitioner (if any)

\_\_\_\_\_  
Respondent

STATE OF MISSOURI            )  
  ) ss.  
COUNTY OF GREENE         )

Subscribed and sworn before me this \_\_\_\_ day of January, 2014

Notary Public

My commission expires:

\_\_\_\_\_  
Attorney for Respondent (if any)

\_\_\_\_\_/\_\_\_\_\_  
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