

**COLORADO RIVER INDIAN TRIBES LEGAL AID DEPARTMENT
APPLICATION FOR SERVICES**

Applicant Information (must be enrolled, or eligible to be enrolled with CRIT):

Name: _____ **DOB:** _____

Mailing Address: _____ **Day Phone:** _____
 _____ **Eve. Phone:** _____

Physical Address: _____ **Fax:** _____
 _____ **Cell Phone:** _____

E-Mail: _____ **Enrollment No.:** _____
SSN: XXX-XX-_____

Applicant is seeking assistance with: (please mark which box(es) applies)

- | | | | |
|--------------------------|----------------------------|--------------------------|-------------------------------------|
| <input type="checkbox"/> | Child Support (Defense) | <input type="checkbox"/> | Estate Planning (Writing a Will) |
| <input type="checkbox"/> | Child Support (Seeking) | <input type="checkbox"/> | Probate of an Estate |
| <input type="checkbox"/> | Child Custody (Defense) | <input type="checkbox"/> | Grievance |
| <input type="checkbox"/> | Child Custody (Seeking) | <input type="checkbox"/> | Small Claims |
| <input type="checkbox"/> | Guardianship of a Minor | <input type="checkbox"/> | Personal Injury |
| <input type="checkbox"/> | Conservatorship of Adult | <input type="checkbox"/> | Restraining Orders/Injunctions |
| <input type="checkbox"/> | Paternity (for Enrollment) | <input type="checkbox"/> | Dissolution of Marriage (no kids) |
| <input type="checkbox"/> | Child In Need of Care | <input type="checkbox"/> | Dissolution of Marriage (with kids) |
| <input type="checkbox"/> | Power of Attorney: | <input type="checkbox"/> | Property Dispute |
| <input type="checkbox"/> | Durable | <input type="checkbox"/> | Housing Dispute |
| <input type="checkbox"/> | Healthcare | <input type="checkbox"/> | Name Change |
| <input type="checkbox"/> | Parental | <input type="checkbox"/> | Other: _____ |

In order to determine whether there are conflicts, please provide as many details as possible:

Please list the full names and approximate ages of each person involved in your issue:

1	_____	Approximate Age: _____
2	_____	Approximate Age: _____
3	_____	Approximate Age: _____
4	_____	Approximate Age: _____
5	_____	Approximate Age: _____

Please describe any previous services you have received from Legal Aid:

For Office Use Only:	
Referral Required?	Yes No
Office File No.: _____	

DISSOLUTION OF MARRIAGE SERVICES SUPPLEMENTAL (2)

Shall this be a Stipulated Petition (where both spouses agree on the particulars like dividing property, child custody, child support, spousal maintenance, etc.) or is this going to be a drawn-out fight between spouses?

Stipulated Petition Drawn-Out Fight Between Spouses

Please complete the following information about your Spouse:

Name: _____ DOB: _____

Mailing Address: _____ Day Phone: _____
 _____ Eve. Phone: _____

Physical Address: _____ Fax: _____
 _____ Cell Phone: _____

E-Mail: _____ Enrollment No.: _____
 SSN: XXX-XX-

CHILD CUSTODY AND VISITATION SCHEDULE, & CHILD SUPPORT:

Did you and your spouse have, or adopt, or become guardians, to any children during the course of your marriage?

YES NO

Please complete the information on this table about all of the Minor Children:

Name:	DOB:	SSN:
	/ /	XXX-XX-

Have you and your spouse discussed what shall be done regarding child custody of minor children?

YES NO

In the next series of questions, please take into consideration the following information:

Joint Legal Custody means that two people (usually both parents) shall share decision-making authority for a child's health, education, and welfare. It means that both shall have an equal share in deciding things like which school the child attends, whether to consent to medical procedures or surgery, etc. It is *not the same thing* as Primary Physical Custody.

Primary Physical Custody means which parent that the minor child shall live with most of the time.

DISSOLUTION OF MARRIAGE SERVICES SUPPLEMENTAL (3)

Have you and your spouse agreed on how Child Custody and Visitation shall be handled regarding your minor children?

Yes, we both agree to custody and visitation under the terms below:

No, we have not agreed to specifics, and what I desire are the terms below:

I prefer that custody and visitation be left for the Court to decide.

Joint Legal Custody (decision-making authority) for the both of us.

Sole Legal Custody be granted to: _____

Primary Physical Custody to be granted to: _____

Any other specifics regarding Legal Custody and Physical Custody (i.e., one spouse to have primary physical custody of only one or some of the children, etc.):

Visitation to be arranged as follows:

Visitation with the non-custodial parent every weekend.

Visitation with the non-custodial parent every other weekend.

Weekend visits include extended weekend days (i.e. a holiday or school ped day).

Weekend visits do not include extended weekend days.

Weekend visits begin at _____ p.m. on Friday (or Thursday on a long-weekend).

Weekend visits end at _____ p.m. on Sunday (or Monday on a long-weekend).

Visitation with the non-custodial parent shall be unsupervised.

Visitation with the non-custodial parent shall be supervised.

Supervised by: _____

Any other comments that you would like to make us aware of regarding your desires for weekend visitations:

On the next page, there is a chart. The first two lines of the chart are examples to show you how you should complete the remainder of the chart. If there are other specific holidays or events (i.e., the child's birthday, your birthday, your spouse's birthday, etc.) that you want to include, please add them to the "Other" column in the chart. If you need more space, write on the opposite side of the page.

DISSOLUTION OF MARRIAGE SERVICES SUPPLEMENTAL (4)

Holiday:	Parent to have custody:	Odd-Years:	Even-Years:
<i>(i.e.) Mother's Day</i>	<i>Mother</i>	<i>X</i>	<i>X</i>
<i>(i.e.) Spring Break</i>	<i>Alternating</i>	<i>Mother</i>	<i>Father</i>
Mother's Day			
Father's Day			
Thanksgiving Break			
Spring Break			
Fall Break (if any)			
Christmas Eve			
Christmas Day			
New Years Eve			
New Years Day			
Other:			

Are you a Registered Sex Offender? YES NO Do you live with one? YES NO
 Is the other parent? YES NO Do they live with one? YES NO

Please describe any history of domestic violence between you and/or the other parent and/or the children, including dates, whether charges were filed, and outcome:

Regarding Child Support, please be aware that even if both parents make agreements about child support (i.e., there shall be no child support, or only \$X-amount shall be paid), that agreement may be invalidated later by a court if (1) the custodial parent seeks assistance (i.e. food stamps), and (2) the Arizona Department of Economic Security (DES) instructs the La Paz County Attorney's Child Support Enforcement Division to pursue child support from the non-custodial parent.

Have you and your spouse agreed on provisions for Child Support of your minor children?

- Yes, we both agree that Child Support shall be paid under the terms below:
- No, we have not agreed on specifics, and what I desire are the terms below:
- I prefer that Child Support be left for the Court to decide.
- We agree that we shall not address Child Support in our Divorce Decree.

DISSOLUTION OF MARRIAGE SERVICES SUPPLEMENTAL (5)

(Child Support cont'd):

FOR EACH CHILD IN COMMON, OR ADOPTIVE CHILD/ OR JOINT-GUARDIAN CHILD:

The Father shall pay the Mother \$ _____ every month on the _____ day of the month, starting the month following the Divorce Decree.

The Mother shall pay the Father \$ _____ every month on the _____ day of the month, starting the month following the Divorce Decree.

The Parent paying Child Support shall be allowed to claim the child/children on their tax return:

- in every year.
- in every odd-numbered year.
- in every even-numbered year.

Any other specifics regarding Child Support (i.e., only some of the children to be claimed on taxes, support to be paid for only some of the children, etc.):

SPOUSAL MAINTENANCE:

Have you and your spouse agreed on provisions for Spousal Maintenance/Alimony?

- Yes, we both agree that Maintenance shall be paid under the terms below:
- No, we have not agreed on specifics, and what I desire are the terms below:
- I prefer that Spousal Maintenance be left for the Court to decide.
- We agree that there shall be no Spousal Maintenance for either one of us.
- The Husband shall pay the Wife \$ _____ every month on the _____ day of the month.
- The Wife shall pay the Husband \$ _____ every month on the _____ day of the month.

Spousal Maintenance shall continue until the spouse receiving Maintenance:

- Begins co-habiting with another person in a spousal-type relationship.
- Remarries.
- Completes an education degree or training program.
- Maintains employment at the minimum wage at 40hrs/week for ____ weeks.

Alternatively, Spousal Maintenance shall continue from the Divorce Decree until:

- _____ months have passed from the time of the Divorce Decree.
- _____ years have passed from the time of the Divorce Decree.
- Other: _____

DISSOLUTION OF MARRIAGE SERVICES SUPPLEMENTAL (6)

PROPERTY DIVISION:

THE FAMILY HOME:

Do you and your spouse own a home? YES NO

Who's name is the home in? _____

What is the Address of the home? _____

If mortgaged, who holds the mortgage?
 (& Address/Phone): _____

If mortgaged, how much more is owed on the mortgage? \$ _____

What is the estimated value of the home? \$ _____

What do you want done with your home?

FAMILY VEHICLES:

Please complete the following chart and list each vehicle (including boats, ATV's, sea-doods, jetskis, motorcycles, etc.) that you and your spouse own (please be sure to carefully write-in the VIN number(s) so that we can clearly distinguish between the letter "I" and the number "1"):

Vehicle (year & make):	VIN:	Registered To:	Estimated Value:
			\$
			\$
			\$
			\$

What should be done about the division of your vehicles? Who should get what?

DISSOLUTION OF MARRIAGE SERVICES SUPPLEMENTAL (7)

LAND:

Land within a Reservation is generally Trust Land, which can only be held by a person who is enrolled with a federally recognized Indian tribe.

Is there any Trust Land that needs to be divided between the spouses?

YES NO

If yes, what type of Trust Land (i.e., an Allotment, an Assignment, other, etc.):

What should be done with this Trust Land described above?

Do you and your spouse have any interests in land that is not Trust Land?

YES NO

If yes, please describe this land, its location, and the type of title:

What should be done with this non-Trust Land described above?

OTHER PROPERTY:

Is there other property that should be divided by your Divorce Decree that you want included? For example, a DVD collection, a stamp or coin collection, paintings, sculptures, baskets, or other artwork, jewelry, television(s), etc. If so, please describe below and explain who you think should get what you are describing. If you run out of space, please write on the reverse side of the page.

DISSOLUTION OF MARRIAGE SERVICES SUPPLEMENTAL (8)

BANK ACCOUNT(S):

Do you own a bank account? YES NO

What type of bank account? (Checking/Savings/etc.) _____

Which Bank/Branch? _____

What is your current balance? \$ _____

Does your spouse own a bank account? YES NO

What type of bank account? (Checking/Savings/etc.) _____

Which Bank/Branch? _____

What is the current balance? \$ _____

Do you and your spouse own a joint bank account?

YES NO

What type of bank account? (Checking/Savings/etc.) _____

Which Bank/Branch? _____

What is the current balance? \$ _____

Please describe what you think should be done with your and your spouse's bank accounts:

INVESTMENTS/PENSIONS/STOCKS/BONDS/INSURANCE POLICIES:

Do you or your spouse own an investments, pensions, stocks, bonds, etc.?

YES NO

If yes, please describe below (including who owns what, and what the estimated value is):

Please describe what you think should be done with your and your spouse's investments, pensions, stocks, bonds, etc. (use reverse of page if necessary):

DISSOLUTION OF MARRIAGE SERVICES SUPPLEMENTAL (9)

DEBTS:

In the chart below, please list all of your and your spouse's debts, including the type of debt (i.e., credit card(s), personal loan(s), school loan(s), etc.), to whom the debt is owed, who's debt, and the estimated balance owed. Do not include mortgage if you have already provided the mortgage information listed above.

Debt Type/Description:	Owed To:	Owed By:	Balance:
<i>(i.e.) School Loan</i>	<i>U.S. Dept. of Education</i>	<i>Wife</i>	<i>\$10,000</i>
<i>(i.e.) Credit Card</i>	<i>Visa</i>	<i>Husband</i>	<i>\$2,500</i>
			\$
			\$
			\$
			\$
			\$
			\$
			\$
			\$
			\$

Please describe what you think should be done with your and your spouse's debts (i.e., each take on your own separate debts, husband owes wife \$X for his share of credit card, etc.):

BUSINESS INTERESTS:

Do you or your spouse own or have an interest in a business?

YES

NO

If yes, please describe below (including who owns what, and what the estimated value is):

Please describe what you think should be done with your and/or your spouse's business or business interests (use reverse of page if necessary):

DISSOLUTION OF MARRIAGE SERVICES SUPPLEMENTAL (10)

OTHER:

If there are any other items, topics, or issues not previously covered in the questionnaire, but which you feel are important and should be addressed in a Divorce Decree, please use the space below to describe what those are, why you think it is important, and how you think they should be addressed in a Divorce Decree:

GENERAL QUESTIONS:

What is the date that you got married? _____

What is your separation* date? _____

Where did you get married? _____

Do you or your spouse desire the restoration of a maiden name?

YES NO

If yes, please print the name clearly: _____

Please answer TRUE or FALSE to the following statement: *My marriage to my spouse is irretrievably broken with no hopes of reconciliation.*

TRUE FALSE

* Separation Date is the date on which both you and your spouse agree that your marriage ended any any income earned or awarded, or debts incurred, on or after that date are the sole property or debts of both you and your spouse. For example, if you agree that the separation date was January 1 of this year, and then you or your spouse took out a car loan or won the lottery after that date, then it would become your separate debt (car loan) or income (lottery winnings), that the other spouse cannot touch or be held responsible for.

On the next/last page is a list of documents that you need to provide us with in order to begin preparing the Dissolution of Marriage Petition.

DISSOLUTION OF MARRIAGE SERVICES SUPPLEMENTAL (11)

To draw up the necessary paperwork, the Legal Aid Department requires the following check-list of documents to include as attachments for the Petition:

- | | |
|--------------------------|---|
| <input type="checkbox"/> | Marriage License/Certificate. |
| <input type="checkbox"/> | Birth Certificates of both spouses. |
| <input type="checkbox"/> | Social Security Cards of both spouses. |
| <input type="checkbox"/> | Birth Certificates of each child listed. |
| <input type="checkbox"/> | Social Security Cards of each child listed. |
| <input type="checkbox"/> | Title of each land property listed. |
| <input type="checkbox"/> | Title of the Family Home listed. |
| <input type="checkbox"/> | Mortgage Contract of Family Home listed. |
| <input type="checkbox"/> | Title of each vehicle listed. |
| <input type="checkbox"/> | Bank Statements of each account listed. |
| <input type="checkbox"/> | Copies of any stocks/bonds/pensions/insurance policies, etc. |
| <input type="checkbox"/> | Copies of any invoices for debts listed. |
| <input type="checkbox"/> | Copies of any contracts or leases entered into by either or both spouses. |
| <input type="checkbox"/> | Copies of any property documents for business interests listed. |

By signing this form, you are requesting services by the Legal Aid Department and waiving privacy to any third-party for the purposes of that service; you promise to update the Legal Aid Department of any change of contact information during the period of representation. The Legal Aid Department does not charge C.R.I.T. community members for services, but any fees (i.e., court filing fees) are the responsibility of the applicant. Please note that the court filing fee for Dissolution Cases is \$115, or \$65 if the Dissolution is Stipulated, unless waived by the Tribal Court. You may complete a Fee Waiver Request Form, but the Legal Aid Department does not guarantee that the waiver shall be granted by the Tribal Court, and if the Tribal Court does not waive the filing fee, the applicant shall be responsible for providing a money order in the amount of \$115 (or \$65 if Stipulated) made payable to the Colorado River Indian Tribes Tribal Court. If Legal Aid cannot take you on as a client for conflicts, we may seek approval for a referral.

Applicant Signature: _____

Date: _____