

PETITIONER/PLAINTIFF: RESPONDENT/DEFENDANT: OTHER PARENT/PARTY:	CASE NUMBER:
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SUPERIOR COURT OF CALIFORNIA, COUNTY OF EL DORADO
Marital Settlement Agreement

1. INTRODUCTORY PROVISIONS:

- a. Identification of the Parties: This agreement is made between:
 i. Petitioner: _____ and
 ii. Respondent: _____.
- b. Duration of the Marriage:
 i. Date of Marriage: _____.
 ii. Date of Separation: _____.
- c. Irreconcilable Differences: Irreconcilable differences have led to the irreparable breakdown of the marriage, and there is no possibility of reconciliation.

2. CHILDREN OF THE MARRIAGE:

- a. ☐ There are no minor children of the marriage.
- b. ☐ There is/are _____ minor child(ren) of the marriage. The minor children are as follows:

Name:	Date of Birth:

3. CHILD CUSTODY:

- a. This court has jurisdiction to make child custody orders in the case under the Uniform Child Custody Jurisdiction and Enforcement Act (Family Code Section 3400-3465). The responding party was given notice and an opportunity to be heard, as provided by the laws of the state of California. The country of habitual residence of the child or children in this case is the:
 i. ☐ United States
 ii. ☐ Other: _____.
- b. Custody shall be ordered as follows:
 i. Legal Custody ☐ Joint ☐ Sole Legal Custody to: _____
 ii. Physical Custody ☐ Joint ☐ Sole Physical Custody to: _____
- c. ☐ Visitation shall be ordered as follows: _____ (name), shall have visitation as follows:
 i. ☐ No Visitation
 ii. ☐ Reasonable Visitation
 iii. ☐ According to the following schedule:
 1. ☐ See the attached document consisting of _____ pages.
 2. ☐ Days and times as follows:

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- d. ☐ Other: _____
- e. ☐ The parties intend these orders to be "Final Orders" requiring a showing of a significant change of circumstances for modification per *Montenegro v. Diaz* (2001) 26 Cal. 4th 249.
- f. If either party violates this order, they may be subject to civil or criminal penalties, or both.

4. CHILD SUPPORT:

- a. ☐ Jurisdiction is reserved. No support is ordered at this time.
- b. ☐ The court orders child support as contained in FL-342, attached.
- c. ☐ The Local Child Support Agency has signed the attached one-page approval form.

5. SPOUSAL SUPPORT:

- a. ☐ The Court reserves jurisdiction to award spousal support as to:
- i. ☐ Petitioner
 - ii. ☐ Respondent
- b. ☐ The Court terminates jurisdiction to award spousal support to:
- i. ☐ Petitioner
 - ii. ☐ Respondent
 - iii. ☐ See attached waiver of rights form, incorporated herein by this reference.
- c. ☐ The Court orders spousal support as attached on:
- i. ☐ FL-343
 - ii. ☐ The attached _____ page document.

6. SEPARATE PROPERTY:

- a. ☐ The court finds there are no separate property assets.
- b. ☐ The court orders the division of separate property assets as follows:
- i. Petitioner shall receive: _____
 - ii. Respondent shall receive: _____
- c. ☐ The court finds there are no separate property debts.
- d. ☐ The court orders the division of separate debts as follows:
- i. Petitioner shall be responsible for: _____
 - ii. Respondent shall be responsible for: _____
- e. ☐ Other: See FL-345 attached.

7. COMMUNITY PROPERTY:

- a. ☐ The court finds there are no community property assets.
- b. ☐ The court orders the division of community property assets as follows:

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- i. Petitioner shall receive: _____

- ii. Respondent shall receive: _____

- c. ☐ The court finds there are no community property debts.
- d. ☐ The court orders the division of community debts as follows:
 - i. Petitioner shall be responsible for: _____

 - ii. Respondent shall be responsible for: _____

- e. ☐ Other: See FL-345 attached.

8. SIGNATURES:

The foregoing is agreed to by:

Date: _____ Petitioner: _____
(Signature of Petitioner)

Date: _____ Respondent: _____
(Signature of Respondent)