

**INSTRUCTIONS FOR FILING FOR TERMINATION OF MARRIAGE BY DISSOLUTION
WITH NO MINOR CHILDREN**

You must print clearly or type the information that you fill out for each case. If the forms are not completely filled out, the Court will not accept the forms for filing. If you do not know an answer, you must state “unknown”. Once the clerk has given your case a case number, you will use that case number in all documents that are filed in this case.

The filing fees for court costs for a Dissolution of Marriage are \$ 350. The above filing fees are deposits for court costs. Court costs in your case may be more or less than the deposit. The Court will decide who pays the court costs at the end of the case.

If you do not have funds to pay the filing fee, you must complete the “Poverty Affidavit” and Motion to file without payment of court costs, **Court Form 1**, which must be signed in front of a notary and then notarized by the notary public, and the Court will then determine whether you qualify to have the filing fee waived. It is possible that you will still have to pay the court costs, in whole or part, at the end of the hearing.

Petition for Dissolution

If you are filing a Petition for Dissolution of Marriage, you must have completed the following:

1. The Petition for Dissolution of Marriage, signed by both parties.
2. The Classification form **Court form 2**
3. The Affidavit of Income and Expenses, which must be signed in front of a notary and then notarized by the notary public. **Court form 4**
4. The Affidavit of Property, which must signed in front of a notary and then notarized by the notary public. **Court Form 8**
5. A completed Separation Agreement.

You must provide the Clerk of Court with the original and three copies of all the above when you file the Petition.

IN THE COMMON PLEAS COURT OF SENECA COUNTY
DOMESTIC RELATIONS DIVISION

Case No. _____

DOB: _____
Petitioner

and

Judge _____

DOB: _____
Petitioner

**PETITION FOR DISSOLUTION
OF MARRIAGE**

This day the undersigned parties, state as follows:

1. Both parties _____ has been a resident of the State of
List name of party who has been a resident
Ohio for six months and of Seneca County for 90 days immediately before filing this Petition.

2. The parties were married at _____
(city and state) on _____ (date) and no children have
been born as a result of this marriage **or** there are no remaining minor children (cross out one).

3. The parties have agreed to all matters and have signed the attached Separation
Agreement, and the Separation agreement is incorporated into this Petition as if fully set forth
herein. Each party is satisfied with the terms of the Separation Agreement.

4. The parties are each over eighteen years of age, competent, of sound mind and not
under any mental impairment. Each party states that they each have received a copy of this
Petition and voluntarily enter their appearance in this court. Each party waives service of
summons in accordance with Ohio Rules of Civil Procedure.

5. Each party waives their right to be represented by counsel in this matter and advises
the Court that they will be proceeding in this Dissolution of Marriage action without counsel.

6. Each party is seeking a Dissolution of their Marriage.

7. Wife states she is not pregnant.

Wherefore, the parties request the Court issue a Decree of Dissolution of Marriage
incorporating the attached Separation Agreement.

Petitioner, Wife

Petitioner, Husband

(name)
Separation Agreement – No children, marital debt

(name)

Separation Agreement

This agreement is made between _____, and _____, who state as follows:

The parties were married on _____ and no children have been born of this marriage and none is expected **OR** there are no remaining minor children.

As a result of the disputes and irreconcilable differences that presently exist, the parties intend to live separate and apart. In view of their intention to live separate and apart, the parties desire to settle their respective rights and obligations. The agreement of the parties is as follows:

1. The parties shall live separate and apart for the rest of their lives.

2. The parties have already divided their personal property to their mutual satisfaction. From this day forward, each of them shall own and enjoy, independently of any claim or right of the other, all items of real and personal property of every kind, whether now or hereafter owned, with full power to dispose of effectually as if he or she were unmarried. The parties have waived an appraisal of the property each party has received, and each party is satisfied that the agreed division of property is equitable and fair **OR** _____ shall be awarded the following property _____ and shall hold the other party harmless as to the debt.

3. Neither party shall be responsible in any manner whatsoever for the support and maintenance of the other. This provision is intended and shall operate as a waiver of the right to spousal support that either spouse may have against the other. Each of the parties are able to support themselves without any contribution from the other. This is nonmodifiable. **OR** _____ shall pay spousal support to _____ in the amount of \$ _____ per _____ for _____ (period of time).

4. Each party mutually releases the other from any and all claims and demands, except as otherwise provided. There are no joint debts **OR** The following are joint debts that are owing; Husband agrees to pay the following debts, and shall hold Wife harmless as to these debts: _____

Wife agrees to pay the following debts and shall hold Husband harmless as to these debts: _____

Neither party shall from this day forward, affect the credit of the other.

5. There are no joint bank accounts. Each party shall receive, free and clear of any claim of the other all bank accounts in their individual name **OR** _____ shall be awarded the _____ bank account and _____ shall be awarded the _____ bank account.

6. Each party waives and relinquishes any and all right that each may now or hereafter have to share as spouse in the other party's estate, or to act as the legal representative thereof. It is the intention of the parties that this provision shall serve as a mutual waiver of the right of election to take against each other's last will and testament under the present or future laws of the State of Ohio or any other jurisdiction.

