Instructions for Divorce – Without Children

Only Pro-Se forms from our website or Kansas Judicial Council will be accepted-
www.dc18.org or http://www.kansasjudicialcouncil.org/

Read Directions Completely – Please Type or Print Neatly
COURT STAFF CANNOT PROVIDE ASSISTANCE OR ADVICE IN COMPLETING FORMS

Only single-sided documents are accepted. DO NOT print double sided

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Entry of Appearance & Waiver of Service (1 page);
Summons (1 page);
Affidavit of Petitioner (1 page)
Decree of Divorce (5 pages); and
Certificate of Divorce or Annulment (1 page)

Caution: Use of forms without the assistance of a lawyer could harm your legal rights. You may want to have a lawyer review your completed forms before you file them with the court. These are basic forms and may not cover every situation.

1. Petitioner: Complete the Civil Information Sheet (Person Filing Petition will always be designated the Petitioner; Respondent is person who has been filed against and will always be designated the Respondent). **All self-represented parties must include an email address.**

Items 2 through 5: No line can be blank. If it states "_____Husband ____Wife" you must check whatever is applicable.

2. Petitioner: Complete the Petition except for the case and court numbers.. **Sign the Petition in front of a Notary**.

3. Petitioner: Complete the Temporary Order and bring for Judge's signature.

4. Petitioner: Complete Rule 401 Affidavit for Ex Parte Temporary Order. **Sign in front of a Notary**.

5. Petitioner: Complete the Domestic Relations Affidavit—this can be filled out by both parties together for filing or separately. **Sign in front of a Notary**.

6. Petitioner: Prepare the Notice of Intent to Appear with your case caption at the top.

7. Petitioner: Prepare the Entry of Appearance and Waiver of Summons with your case caption at the top.

There will be a judge available to review and approve your paperwork, including Temporary Orders, Monday through Friday from 9:00 a.m. to noon and from 1:30 p.m. to 4:00 p.m.

Your paperwork must be completely and correctly filled out.

Volunteer attorneys are available to assist you, free of charge, on Monday mornings, 9:00 a.m. to noon; and on Wednesday afternoons, 1:00 p.m. to 4:00 p.m.

Incomplete or incorrect paperwork will be rejected by the court.

8. File the original of Items 2 through 7 with the Clerk of the District Court (4th floor of the Sedgwick County Courthouse). Copies can be made on the 4th floor for a fee.

The filing fee is $197.00. It can be paid by money order, cashier's check, cash, credit card, or personal check.

9. Obtain case and court numbers from the Clerk of the District Court when you file.

10. **You are required to serve the other party with copies of all documents and give them notice of the divorce action.** Service can be accomplished by: waiver, sheriff's service, special process server, certified mail-return receipt or by publication.

a) **By Waiver**: Respondent completes the Entry of Appearance and Waiver of Service and **signs it in front of a Notary or Deputy Clerk**. If the Respondent is given a copy of the Petition before it is filed he/she may complete and sign **(notarized)** the Entry of Appearance and Waiver of Service and it may be filed at the same time as the Petition; **or**

b) **By Sheriff's Service**: Complete a Summons provided with this packet. File it along with a $15.00 money order, cashier's check or cash payable to (*Name of County where service will take place*)_ County Sheriff's Office. The Clerk will issue the paperwork to the Sheriff's Office; **or**

c) **By Special Process Server**: Petitioner should look in the yellow pages of the phone book under "Process Servers;" **or**

d) **By Mail**: Complete a Summons provided with this packet and mail it along with a copy of Items 2 through 9 to Respondent. Mail the paperwork by certified mail– return receipt requested. The form: Affidavit of Service By Certified Mail and the Postal Form: Return of Service for Certified Mail, **must** be filed with the Clerk of the District Court after service by certified mail (green card) is returned to you. **Respondent must sign for documents.** You can mail the documents with "restricted delivery" to make sure Respondent is the one who signs; **or**

e) **By Publication**: **I**f you are not able to provide notice to the other party by: 1. having the sheriff deliver a copy of the papers, 2. getting the other person to sign a Voluntary Entry of Appearance, 3. hiring a special process server, or 4. sending notice by certified mail, you may be able to provide notice of the divorce by publishing the notice in a local newspaper. In order to obtain "publication service," you **must** request permission to do so by filing the "Affidavit for Service by Publication," and obtaining an order from the assigned judge allowing you to publish notice. After you obtain the signed "Order Allowing Service by Publication", you must then publish notice following the process set out in K.S.A. 60-307. You must obtain "proof of publication" from the newspaper and file the proof with the court. Court personnel cannot help you with this process.

SECOND PHASE—NO SOONER THAN 60 DAYS AFTER THE FILING OF THE INITIAL PETITION

11. **NO SOONER** than sixty (60) days **after** the filing of the Petition, the Decree of Divorce **must be filled out completely** and signed by the parties. NOTE: The parties do not have to sign the Decree in front of a Notary, and they may sign the Decree individually or together, and they may sign it either before or after Petitioner has brought the Decree to the courthouse.

12. **Proof of service,** by one of the methods listed in paragraph 10, must be filed at the time the final paperwork is presented to the Clerk.

13. Petitioner: Complete a Certificate of Divorce as it must be filed with the Clerk of the District Court at the time you file your Decree.

14. Petitioner: Complete the Affidavit of Petitioner and **sign it in front of a notary**. This Affidavit must be presented with the completed Decree of Divorce.

15. Decree of Divorce can be brought to the 4th Floor for approval Monday through Friday from 8:00 a.m. to 4:00 p.m. The Judge will be available during the hours of 9:00 am to 12:00 pm and from 1:30 pm to 4:00 pm.

16. After getting approval, you will proceed to the 4th Floor, Family Law Clerks Office to file your paperwork.

17. File the proof of service, original Decree, Affidavit, and the Certificate of Divorce with the Clerk of the District Court. After the judge has signed your Decree, make two copies of the Decree—one for yourself and you must mail one copy to the Respondent. If there is Title to Real Estate involved, you must file two extra copies with the Clerk of the District Court.

Additional District Court Clerk Fees That May Apply:

.25 Copies per page

1.00 Certified Copy of Paperwork

12.50 Garnishments

62.00 Motion Filing Fee

ATTENTION: If Divorce is not completed within 120 days, your case may be dismissed after proper notice from the Courts at the address provided by Petitioner at the time of filing.

For Office Use Only

CIVIL COVER SHEET

The civil cover sheet neither replaces nor supplements the filing and service of pleadings or other papers as required by law. This form is required for use by the Clerk of the District Court for the purposes of initiating the civil docket sheet. This information will not be available to the public and this document will be stored in a separate location from the case file and then destroyed within a reasonable time. A new case **will not be accepted** without a cover sheet attached. (THIS FORM MUST BE TYPED OR PRINTED LEGIBLY). This form can be found at www.kscourts.org.

NATURE OF SUIT (Mark only one - If the case involves more than one of the following categories, indicate the category having the highest dollar value.)

CIVIL If a CH. 61: $ _____ (Judgment Demand Amount)

TORT
- ❒ Asbestos Product Liability
- ❒ Automobile Tort
- ❒ Intentional Tort
- ❒ Legal Malpractice
- ❒ Medical Malpractice
- ❒ Other Professional Malpractice
- ❒ Premises Liability
- ❒ Slander/Libel/Defamation
- ❒ Tobacco Product Liability
- ❒ Toxic/Other Product Liability
- ❒ Other Tort

CONTRACT
- ❒ Buyer Plaintiff
- ❒ Employment Dispute - Discrimination
- ❒ Employment Dispute - Other
- ❒ Fraud
- ❒ Landlord/Tenant - Forcible Detainer
- ❒ Landlord/Tenant Dispute - Other
- ❒ Seller Plaintiff (debt collection)
- ❒ Other Contract

CIVIL APPEALS
- ❒ Administrative Agency
- ❒ Other Civil Appeal
- ❒ Tax Appeal

REAL PROPERTY
- ❒ Eminent Domain
- ❒ Mortgage Foreclosure
- ❒ Other Real Property
- ❒ Tax Foreclosure

MISCELLANEOUS
- ❒ 60-1507
- ❒ Habeas Corpus
- ❒ Other Writs
- ❒ Name Change
- ❒ Post Judgment Elevation LM to CV
- ❒ Transfer Pre-Judgment LM to CV

❒ **STATE TAX WARRANT**

❒ **OTHER CIVIL**

❒ **SMALL CLAIMS**

DOMESTIC

❒ **MARRIAGE DISSOLUTION/DIVORCE** ❒ **PROTECTION FROM ABUSE** ❒ **PROTECTION FROM STALKING** ❒ **UIFSA**

❒ **OTHER DOMESTIC RELATIONS** ❒ **NON-DIVORCE SUPPORT, CUSTODY OR VISITATION** ❒ **PATERNITY**

❒ **DOMESTIC FOREIGN JUDGMENT (OUT OF COUNTY)**

PROBATE/ESTATE

GUARDIAN/CONSERVATOR
- ❒ Conservatorship/Trusteeship
- ❒ Guardianship - Adult
- ❒ Guardianship - Minor
- ❒ Guardian/Conservator - Adult
- ❒ Guardian/Conservator – Minor

PROBATE RECORDS
- ❒ Probate Record – Other County
- ❒ Probate Record – Other State

❒ **DETERMINATION OF DESCENT**

❒ **SEXUALLY VIOLENT PREDATOR**

❒ **DECEDENT ESTATE**

❒ **REFUSAL TO GRANT LETTERS**

❒ **FILING WILL AND AFFIDAVIT**

❒ **OTHER PROBATE/ESTATE**

❒ **ADOPTION**

❒ **FOREIGN ADOPTION**

❒ **CARE AND TREATMENT**

❒ **TERMINATION OF JOINT TENANCY**

❒ **TERMINATION OF LIFE ESTATE**

JURY DEMAND ❒ YES (Check yes only if jury demand is included in petition or as a separate pleading)
❒ NO

SUMMONS ATTACHED: ❒ YES ❒ NO

SHERIFF'S PROCESS FEE ATTACHED ❒ YES ❒ NO

SERVICE BY: ❒ PROCESS SERVER/ATTORNEY
❒ SHERIFF IN STATE _____ (County)
❒ SHERIFF OUT OF STATE _____ (State)

PLAINTIFF/SUBJECT INFORMATION
(ATTACH ADDITIONAL SHEET, IF NECESSARY)

NAME: _____

ADDRESS: _____

_____

PHONE: _____ **SEX:** _____

CELL PHONE: _____

E-MAIL: _____

SSN: _____ **DOB:** _____

DL OR STATE ID NO: _____
State and Number

ALIAS NAMES USED: _____

_____

ATTORNEYS
(Firm Name, Address, Telephone Number and Supreme Court ID Number)

_____

_____

_____

_____

_____

DEFENDANT/OTHER PARTY INFORMATION
(ATTACH ADDITIONAL SHEET, IF NECESSARY)

NAME: _____

ADDRESS: _____

_____

PHONE: _____ **SEX:** _____

CELL PHONE: _____

E-MAIL: _____

SSN: _____ **DOB:** _____

DL OR STATE ID NO: _____
State and Number

ALIAS NAMES USED: _____

_____

ATTORNEYS
(Firm Name, Address, Telephone Number and Supreme Court ID Number)

_____

_____

_____

_____

_____

FOR DOMESTIC CASES - NAME, DATE OF BIRTH AND SOCIAL SECURITY NUMBER OF EACH DEPENDENT CHILD:

(Name)	(Date of Birth)	(Social Security Number)

The requirement that Social Security numbers be included on domestic cases is mandatory, and authorized by the Supreme Court and federal law. On non-domestic cases, the Social Security number is not mandatory. The number is used for purposes of identification and may be disclosed as permitted by law. This form is not considered to be a public record.

IN THE 18TH JUDICIAL DISTRICT,
DISTRICT COURT SEDGWICK COUNTY, KANSAS
FAMILY LAW DEPARTMENT

IN THE MATTER OF THE MARRIAGE OF	
_____	
and	**Case No.** _____
_____	

Pursuant to K.S.A. Chapter 23

PETITION FOR DIVORCE
(Without minor child(ren) of this marriage)

1. Petitioner is now and has been a resident in the State of Kansas for more than sixty (60) days before this Petition is filed and is currently a resident of Sedgwick County, Kansas.

2. Respondent is now living at:

Street address: _____

City, state, zip: _____

Telephone: _____

3. Petitioner and Respondent were married on the following date: _____,_____(marriage date and year) in the following city and state:_____,and have been married since that date.

4. Petitioner and Respondent should be divorced because they are incompatible, and they are no longer able to live together.

5. That venue in Sedgwick County, Kansas, is proper, and this Court has jurisdiction over both parties hereto and the subject matter herein.

6. Petitioner and Respondent do not now have any children born of the marriage who are under the age of eighteen (18) years, and Wife is not pregnant at the time this Petition is filed.

7. That Petitioner and Respondent have obtained property and debt during their marriage which should be distributed between the Petitioner and Respondent as they may agree, or if they are not able to agree, in such a manner as the Court may decide.

WHEREFORE, Petitioner prays that upon final hearing Petitioner be granted a divorce; that the property and debt of the parties be distributed between them; that

jurisdiction over spousal maintenance be reserved; and, that the Court issue such other orders as are appropriate.

_____
Petitioner Pro Se (signature)

Street Address:_____

City, State, Zip:_____

Telephone:_____

Email:_____

VERIFICATION

STATE OF KANSAS
(COUNTY OF SEDGWICK) ss.

I swear or affirm, under penalty of perjury, that I am the Petitioner in this case, and that the statements made in this Petition are true.

Executed this_____day of_____, 2_____.

_____ Petitioner, Pro Se

SUBSCRIBED AND SWORN to before me, a Notary Public, this_____day of

_____, 2_____.

_____
Notary Public
My appointment expires:_____

IN THE 18TH JUDICIAL DISTRICT,
DISTRICT COURT SEDGWICK COUNTY, KANSAS
FAMILY LAW DEPARTMENT

IN THE MATTER OF THE MARRIAGE OF	
_____	
and	**Case No.** _____
_____	

RULE 401 AFFIDAVIT FOR EX PARTE TEMPORARY ORDER (without children)

_____, of lawful age, states under oath:

1. ____That I have moved out of the marital residence
   ____That the Respondent has moved out of the marital residence
   ____That neither party has moved out of the marital residence

2. ____That I have alternative housing available
   ____That the Respondent has alternative housing available
   ____That neither party has alternative housing available
   ____That both parties have alternative housing available

3. ____That I do not have financial resources to obtain alternative housing
   ____That the Respondent does not have financial resources to obtain alternative housing.
   ____That both parties have financial resources to obtain alternative housing

4. ____That I have the following health conditions:_____
   ____That the Respondent has the following health conditions:_____
   ____That neither party has health conditions

5. That I am:
   ____employed full time
   ____employed part-time
   ____a stay at home parent
   ____unemployed

   That my spouse is:
   ____employed full time
   ____employed part-time
   ____a stay at home parent
   ____unemployed

_____
Petitioner

STATE OF KANSAS, SEDGWICK COUNTY

BE IT REMEMBERED that on this____day of_____, 20__, before me a Notary Public, in and for said County and State, personally appeared, who is personally known to me to be the same person who executed the foregoing instrument, and duly acknowledged the execution of the same.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed my official seal on the day and year last above written.

_____
NOTARY PUBLIC
My appointment expires: _____

IN THE 18TH JUDICIAL DISTRICT,
DISTRICT COURT SEDGWICK COUNTY, KANSAS
FAMILY LAW DEPARTMENT

IN THE MATTER OF THE MARRIAGE OF _____ **and** _____	**Case No.** _____

Pursuant to K.S.A. Chapter 23

TEMPORARY ORDER
(Without minor child(ren) of this marriage)

NOW on this_____day of_____, 20____, comes the Petitioner, _____, (who is hereinafter designated as "___**Husband** ___**Wife**" or "Petitioner") and hereby requests that the Court issue proper temporary orders so that Petitioner and Respondent,_____, (who is hereinafter designated as "_____**Husband** _____**Wife**" or "Respondent"), may temporarily live separate and apart from each other and make orderly provisions for the period of time until dismissal of this action, further order of this Court, or trial of this case. After reviewing the Court file and hearing statements of counsel, the Court ORDERS, ADJUDGES and DECREES:

I. SPOUSAL MAINTENANCE

A. _____ Not Applicable

B. _____ Husband _____Wife is ordered to pay$_____per month as and for spousal maintenance of _____**Husband** _____**Wife** beginning_____. Said obligation shall terminate upon the death of either Husband or Wife. Said support shall be paid through the Kansas Payment Center at the address listed in Article IV.

II. ADDRESS FOR PAYMENTS AND ROLE OF COURT TRUSTEE

If spousal maintenance is awarded above, the address for support payments is as follows:

Kansas Payment Center
Box 758599
Topeka, KS 66675 8599

The case number shown on the first page of this order shall be placed on all checks or money orders and said checks or money orders shall be made payable to the Kansas Payment Center and include the county designation (SG).

The Kansas Payment Center shall forward said payments to receiving party at _____(city, state, zip) and it shall be the responsibility of the receiving party to inform the Clerk of any change in address.

No Court Trustee commission shall be credited for payments under the temporary order.

COLLECTION OF UNPAID SUPPORT

Should the payor fail to be current with the support obligations as set out herein so that there is an arrearage in an amount equal to or greater than the amount of support payable for two months, an income withholding order shall be issued by the Court upon proper application. The income withholding order shall require any payor of income to the party in arrears to withhold income from each pay period in the necessary and lawful amounts to pay the current support obligation and to reduce the accrued arrearage.

The above orders for support may be enforced by garnishment unless the paying party requests a hearing to contest the issuance of an Order of Garnishment within seven (7) days after the service of the within order of support upon the paying party.

III. RESIDENCE

A._____ Not Applicable because parties are already separated.

B._____**Husband** _____**Wife** shall have the temporary possession of the residence located at_____ _____ (city, state, zip) and the other party shall have vacated the said residence within forty-eight (48) hours after the service of this Order.

The _____**Husband** _____**Wife**,_____(name of person leaving dwelling), is granted the right to remove from the dwelling personal effects necessary for personal hygiene and personal clothing for the leaving party in the primary residence.

The leaving party is hereby given notice that their return to said residence without the permission or upon the invitation of possessing party could be considered a Criminal Trespass under K.S.A. 21 3721 and appropriate municipal ordinance, for which he or she could be prosecuted.

If the leaving party has not voluntarily vacated this dwelling after forty-eight (48) hours of being served with the Temporary Orders, then any duly authorized law enforcement officer of the State of Kansas is requested to use reasonable and necessary means to evict the leaving party from this dwelling.

IV. PERSONAL PROPERTY

A. Husband shall remain in temporary possession of the following items of property:

All Personal Property now in his possession

Vehicle (describe):

The following items of personal property in the residence:

B. Wife shall remain in temporary possession of the following items of property:

All Personal Property now in her possession

Vehicle (describe):

The following items of personal property in the residence:

C. All duly authorized law enforcement officers of the State of Kansas are requested to use reasonable and necessary means to prevent _____**Husband** _____**Wife** from interfering with the leaving party's removal of his/her personal clothing and such personal effects as set forth herein.

V. DEBTS

A. ☐ The parties have no joint debts.

B. Husband shall be temporarily responsible for the periodic payment of the following joint debts:

(Description of loan)	(Bank/Lender)	(Approx. Amount)
Vehicle loan:		

C. Wife shall be temporarily responsible for the periodic payment of the following joint debts:

(Description of loan)	(Bank/Lender)	(Approx. Amount)
Vehicle loan:		

D. Each party shall be responsible for their individual debts and obligations incurred after the date the Petition herein is filed.

VI. RESTRAINT

The parties are jointly restrained and enjoined from molesting or interfering with the privacy or rights of each other in any manner. Furthermore, they are restrained from disposing, encumbering or changing the nature of any property of the parties or of each of them without prior Court approval other than for reasonable living expenses or attorney fees.

In addition, the parties are restrained and enjoined from canceling any utility services and/or deposits or canceling or modifying (including changing beneficiaries) of any existing pension benefits, medical, health, automobile, homeowner's or renter's, life, or disability insurance coverage's involving any family members or their property.

VII. RECONCILIATION

In event of a reconciliation of the parties before trial, the filing party shall promptly notify his or her attorney, or if petitioner does not have an attorney, shall promptly prepare and present to this Court a Journal Entry of Dismissal.

VIII. ENFORCEMENT

Nothing in this Temporary Order shall be construed as a final decision concerning the property or rights of either party. The ultimate decision relating to all such matters will be made at the time of trial. This Temporary Order shall remain in effect until the trial of this case unless modified by the Court upon the motion of either party.

DISOBEDIENCE OF THIS ORDER OF THE COURT IS PUNISHABLE AS INDIRECT CONTEMPT OF COURT AND MAY BE PUNISHED BY CONFINEMENT IN JAIL.

Any duly authorized law enforcement officer of the State of Kansas is directed to use reasonable and necessary means to enforce the provisions of this Temporary Order.

IX. HEARING

Respondent may appear before this Court at 9:30am on Monday mornings, on the 4th floor of the Sedgwick County Courthouse, 525 North Main, Wichita, Kansas, for the purpose of modifying any of the orders contained herein.

If **Respondent** intends to appear, the other parties' attorney, or if not represented, the other party, must be notified by **Respondent** by completing and filing a **Notice of Intent to Appear** and a verified **Domestic Relations Affidavit** with the Clerk of the Court and by serving a copy of those forms to the other parties' attorney, or if not represented, to the other party, not later than seven (7) business days before the time specified for the court hearing.

_____

JUDGE OF THE DISTRICT COURT
FAMILY LAW DEPARTMENT

APPROVED:

_____

Petitioner, Pro Se

IN THE 18TH JUDICIAL DISTRICT,
DISTRICT COURT SEDGWICK COUNTY, KANSAS
FAMILY LAW DEPARTMENT

IN THE MATTER OF THE MARRIAGE OF _____ **and** _____	**Case No.** _____

Pursuant to K.S.A. Chapter 23

NOTICE OF INTENT TO APPEAR

This is to notify you that I intend to appear to seek modification of the Temporary Order at 9:30 am Monday on the__day of_____ _____, 20___, at the fourth floor of the Sedgwick County Courthouse, 525 North Main, Wichita, Kansas, for the following reason(s): (Check all that apply, much check at least one) pursuant to K.S.A. 10-207(b).

____SPOUSAL SUPPORT ___ PROPERTY DIVISION

____OTHER, PLEASE LIST _____

_____
Husband/Wife (Respondent)

_____
Address

_____
Telephone

_____
Email

FILE ORIGINAL WITH CLERK OF THE DISTRICT COURT, 4TH FLOOR, SEDGWICK COUNTY COURTHOUSE, AND MAIL A COPY TO:

_____
(NAME OF ATTORNEY FOR PETITIONER OR PETITIONER PRO SE)

_____
(ADDRESS)

CERTIFICATE OF SERVICE

I hereby certify that on the _____ day of_____, 20___, I mailed a copy of the above Notice of Intent to Appear to the Attorney or Petitioner Pro Se named above at the address given above by Certified Mail—Return Receipt Requested.

_____
Respondent (Signature)

IN THE MATTER OF THE MARRIAGE OF

_____ **Petitioner**

and

_____ **Respondent**

Case No. _____

Pursuant to K.S.A. Chapter 23

<u>To be used in a DIVORCE WITHOUT CHILDREN:</u>

DOMESTIC RELATIONS AFFIDAVIT OF _____ (name)

1. Petitioner's Residence _____

   Petitioner's _____ XXX-XX-_ _ _ _ _____
   Birth Month/Year Social Security Number Telephone

2. Respondent's Residence _____

   Respondent's _____ XXX-XX-_ _ _ _ _____
   Birth Month/Year Social Security Number Telephone

3. Date of Marriage: _____

4. Number of Marriages: _____ _____
   Mother Father

5. Petitioner is employed by _____

   _____

   Respondent is employed by _____

   _____

(Include name and address of employers)

Monthly income as follows:

A. Wage Earner	Petitioner	Respondent
1. Gross Income	$_____	$_____
2. Other Income	$_____	$_____
3. Subtotal Gross Income	$_____	$_____
4. Federal Withholding (Claiming_____exemptions)	$_____	$_____
5. Federal Income Tax	$_____	$_____
6. OASDHI	$_____	$_____
7. Kansas Withholding	$_____	$_____
8. Subtotal Deductions	$_____	$_____
9. Net Income	$_____	$_____

B. Self-Employed

		Petitioner	Respondent
1.	Gross Income from self-employment	$_____	$_____
2.	Other Income	$_____	$_____
3.	Subtotal Gross Income	$_____	$_____
4.	Reasonable Business Expenses (Itemize on attached exhibit)	$_____	$_____
5.	Self-Employment Tax	$_____	$_____
6.	Estimated Tax Payments (Claim_____exemptions)	$_____	$_____
7.	Federal Income Tax	$_____	$_____
8.	Kansas Withholding	$_____	$_____
9.	Subtotal Deductions	$_____	$_____
10.	Net Income	$_____	$_____
11.	(Line B.3. minus Line B.9.)		

Pay period: _____ _____

Petitioner Respondent

6. The liquid assets of the parties are:

	Item	Amount	Joint or Individual (Specify)
A.	Checking Accounts (Do not list account numbers):		
	_____	$_____	_____
	_____	$_____	_____
B.	Savings Accounts (Do not list account numbers):		
	_____	$_____	_____
	_____	$_____	_____
C.	Cash		
	Petitioner	$_____	_____
	Respondent	$_____	_____
D.	Other		
	_____	$_____	_____
	_____	$_____	_____

7. The monthly expenses of each party are: (Please indicate with an asterisk all figures which are estimates rather than actual figures taken from records.)

A.

Item	Petitioner (Actual or Estimated)	Respondent (Actual or Estimated)
1. Rent (if applicable)	$_____	$_____
2. Food	$_____	$_____
3. Utilities/services		
Trash Service	$_____	$_____
Newspaper	$_____	$_____
Telephone	$_____	$_____
Mobile Phone	$_____	$_____
Cable	$_____	$_____
Gas	$_____	$_____
Water	$_____	$_____

	Lights	$_____	$_____
	Other	$_____	$_____
4.	Insurance		
	Life	$_____	$_____
	Health	$_____	$_____
	Car	$_____	$_____
	House/Rental	$_____	$_____
	Other	$_____	$_____
5.	Medical and dental	$_____	$_____
6.	Prescriptions drugs	$_____	$_____
7.	Clothing	$_____	$_____
8.	School expenses	$_____	$_____
9.	Hair cuts and beauty	$_____	$_____
10.	Car repair	$_____	$_____
11.	Gas and oil	$_____	$_____
12.	Personal property tax	$_____	$_____
13.	Miscellaneous (Specify)		
	_____	$_____	$_____
	_____	$_____	$_____
	_____	$_____	$_____
14.	Debt Payments (Specify)		
	_____	$_____	$_____
	_____	$_____	$_____
	_____	$_____	$_____
	_____	$_____	$_____
	TOTAL	$_____	$_____

*Show house payments, mortgage payments, etc., in Section 10.B.

B. Monthly payments to banks, loan companies or on credit accounts: (Indicate actual or estimated monetary amount in each column; use asterisk for secured.) DO NOT LIST ANY PAYMENTS INCLUDED IN PART 10.A ABOVE.

Creditor	When Incurred	Amount of Payment	Date of Last Payment	Balance	Responsibility Petitioner	Respondent
_____	_____	_____		$_____	$_____	$_____
_____	_____	_____		$_____	$_____	$_____
_____	_____	_____		$_____	$_____	$_____
_____	_____	_____		$_____	$_____	$_____
_____	_____	_____		$_____	$_____	$_____
_____	_____	_____		$_____	$_____	$_____
			Subtotal of Payments		$_____	$_____
			Total		$_____	$_____

a. Total Living Expenses

Source	Petitioner (Actual or Estimated)	Respondent (Actual or Estimated)
1. Total funds available (from No. 5)	$_____	$_____

2. Total needed (from No. 8.A and B)	$_____	$_____
3. Net Balance	$_____	$_____

b. Payments or contributions received, or paid, for support of others. Specify source and amount.

Source	Petitioner	Respondent
_____(+/-)	$_____	$_____
_____(+/-)	$_____	$_____
_____(+/-)	$_____	$_____

FURNISH THE FOLLOWING INFORMATION IF APPLICABLE.

8. All other personal property including retirement benefits (including but not limited to qualified plans such as profit-sharing, pension, IRA, 401(k), or other savings-type employee benefits, nonqualified plans, and deferred income plans), and ownership thereof (joint or individual), including policies of insurance, identified as to nature or description, ownership (joint or individual), and actual or estimated value.

	Amount	Joint or Individual (Specify)
_____	$_____	_____
_____	$_____	_____
_____	$_____	_____
_____	$_____	_____

THE FOLLOWING NEED NOT BE FURNISHED IN POST JUDGMENT PROCEDURES.

9. List real property identified as to description, ownership (joint or individual) and actual or estimated value.

Property Description	Ownership	Actual/Estimated Value

10. Identify the property, if any, acquired by each of the parties prior to marriage or acquired during marriage by a will or inheritance.

Property Description	Ownership	Source of Ownership	Actual/ Estimated Value

11. List debt obligations, including maintenance, not listed in Section 10.A or 10.B above, identified as to name or names of obligor or obligors and obligees, balance due and rate at which payable; and, if secured, identify the encumbered property.

Debt Obligation	Obligor	Obligee	Balance Due	Payment Rate	Encumbered Property

12. List health insurance coverage and the right, pursuant to ERISA §§ 601-608, 29 U.S.C. §§ 1161-1168 (1986), to continued coverage by the spouse who is not a member of the covered employee group.

Health Insurance	COBRA Continuation Yes	No	Unknown

SIGNATURE OF PERSON SUBMITTING THIS DRA (Under Oath)

AFFIANT

/s/ _____

VERIFICATION

State of_____, County of_____,

I swear or affirm under penalty of perjury that this affidavit and attached schedules are true and complete.

/s/ _____

Subscribed and sworn this_____day of_____, 20_____.

/s/ _____
Notary Public
My Appointment Expires:

IN THE 18TH JUDICIAL DISTRICT,
DISTRICT COURT SEDGWICK COUNTY, KANSAS
FAMILY LAW DEPARTMENT

IN THE MATTER OF THE MARRIAGE OF	
_____	**Case No.** _____
and	
_____	

Pursuant to K.S.A. Chapter 23

ENTRY OF APPEARANCE AND WAIVER OF SERVICE

COMES NOW the Respondent and voluntarily enters an appearance in this action. Respondent states that service of summons is waived and that Respondent acknowledges receipt of the Petition filed in this case, together with a copy of the proposed Decree of Divorce. Respondent agrees that this divorce action may be heard by the Court without any further notification to Respondent.

_____
Respondent's signature
(Must be signed in presence of notary)

(Please print): Street Address:_____
City, State, ZIP:_____
Telephone number:_____

ACKNOWLEDGEMENT

STATE OF KANSAS)
COUNTY OF SEDGWICK) ss.

BE IT REMEMBERED that on this_____day of_____, 20_____, before me, a Notary Public, in and for said county and state, personally appeared the Respondent in this action, known by me to be the identical person who executed the foregoing instrument and acknowledged to me that he/she executed same as a voluntary act and deed for the uses and purposes therein set forth.

IN WITNESS WHEREOF, I have set my hand and affixed my seal, the day and year last written.

_____
Notary Public My appointment expires:_____

IN THE EIGHTEENTH JUDICIAL DISTRICT
DISTRICT COURT, SEDGWICK COUNTY, KANSAS
FAMILY LAW DEPARTMENT

_____

_____
Plaintiff (s)

VS.

_____

_____
Defendant (s)

_____**CASE NO.**

SUMMONS

To the above-named Defendant:

You are hereby summoned and required to serve upon _____, plaintiff's attorney, whose address is _____, a pleading to the petition which is herewith served upon you, within 20 days after service of this summons upon you, exclusive of the day of service. If you fail to do so, judgment by default will be taken against you for the relief demanded in the petition. Your pleading must also be filed with the court. As provided in subsection (a) of K.S.A. 60-213, and amendments thereto, your answer must state as a counterclaim any related claim which you may have against the plaintiff, or you will thereafter be barred from making such claim in any other action.

REASONABLE ACCOMMODATIONS WILL BE PROVIDED IN ACCORDANCE WITH THE AMERICANS WITH DISABILITIES ACT.

Clerk of the District Court of Sedgwick County, Kansas

SEAL

Dated _____ By _____, Deputy

RETURN ON SERVICE OF SUMMONS

I hereby certify that I have served the within summons:

[1] **Personal Service.** By delivering on the day of ____, _____, a copy of the summons and a copy of the petition to each of the within-named defendants _____

_____

[2] **Residence Service.** By leaving on the _____ day of _____, _____, for each of the within-named defendants _____

_____

a copy of the summons and a copy of the petition at the respective dwelling place or usual place of abode of such defendants with some person of suitable age and discretion residing therein.

[3] **Agent Service.** By delivering on the __ day of ____, _____, a copy of the summons and a copy of the petition to each of the following agents authorized by appointment or by law to receive service of process _____

_____

_____

[4] **Residence Service and Mailing.** By leaving a copy of the summons and a copy of the petition at the dwelling house or usual place of abode and mailing by first-class mail to each of the following defendants a notice that such copy has been so left _____

_____

[5] **Certified Mail Service.** I hereby certify that I have served the within summons: (1) By mailing on the _____ day of _____, _____, a copy of the sum- mons and a copy of the petition in the above action as certified mail return receipt requested to each of the within-named defendants; (2) the name and address on the envelope containing the process mailed as certified mail return receipt requested were as follows:

_____

By _____

[6] **Certified Mail Service Refused.** I hereby certify that on the _____ day of _____, _____, I mailed a copy of the summons and petition in the above action by first-class mail, postage prepaid, addressed to _____ at _____

By _____

[7] **No Service.** The following defendants were not found in this county:

_____

Dated: _____, 20_____.

_____ Sheriff

By: _____ Deputy

IN THE 18TH JUDICIAL DISTRICT,
DISTRICT COURT SEDGWICK COUNTY, KANSAS
FAMILY LAW DEPARTMENT

IN THE MATTER OF THE MARRIAGE OF _____ **and** _____	**Case No.** _____

Pursuant to K.S.A. Chapter 23

AFFIDAVIT OF PETITIONER
(Without minor children of this marriage)

STATE OF KANSAS)
) ss:
SEDGWICK COUNTY)

I,_____, of lawful age, being first duly sworn on oath state:

1. That I am the Petitioner in the foregoing matter;
2. That I have read the Petition and it is true and correct to the best of my belief and knowledge;
3. That the division of property and debt is fair just and equitable, and that in arriving at this decision I have taken into consideration the value of all assets, length of marriage, and source of property and debt;
4. That I am hereby requesting the Court approve the Property division provided therein;
5. That I hereby request the Court accept my testimony through this affidavit;
6. Further that I herein waive my right to a record.

FURTHER AFFIANT SAITH NAUGHT.

_____
Petitioner

SUBSCRIBED AND SWORN to before me this_____day of_____, 20____.

_____
Notary Public
My appointment expires: _____

IN THE 18TH JUDICIAL DISTRICT,
DISTRICT COURT SEDGWICK COUNTY, KANSAS
FAMILY LAW DEPARTMENT

IN THE MATTER OF THE MARRIAGE OF	
_____	**Case No.** _____
and	
_____	

Pursuant to K.S.A. Chapter 23

TITLE TO REAL ESTATE
Involved ___Yes ___No

JOURNAL ENTRY OFJUDGMENT
AND DECREE OF DIVORCE
(Without minor child(ren) of this marriage)

NOW, on this_____day of_____, 20__, the above matter comes before the Court for final hearing. Petitioner appears in person, pro se. Respondent **(does not appear) (appears in person) (appears through counsel),** and does not contest these proceedings. Both parties consent to the waiving of a record. There are no other appearances.

WHEREUPON, after reviewing matters of record, and considering all of the pleadings, and otherwise being duly advised, the Court finds, orders and decrees:

1. The Petition in this case was filed on_____(date).
2. More than sixty (60) days have passed since the filing of the Petition in this case.
3. Petitioner has been a bona fide resident of the State of Kansas for more than sixty (60) days preceding the filing of the Petition in this case
4. That the Respondent has received a copy of the Petition in this case by:

(CHECK ONLY ONE)

___**a**) Written entry of appearance and waiver of summons;

___**b**) was served with summons by the Sedgwick County Sheriff;

___**c**) was served by special process server;

___**d**) was served with summons by certified-mail return receipt requested; or

___**e**) was served by publication.

5. Service of process upon Respondent has been duly accomplished, and is valid, binding and legal in all respects, and is hereby approved by the Court.

6. This Court has jurisdiction over the parties to and the subject matter of this divorce matter. More specifically, this Court has jurisdiction over the minor child(ren) of the parties, and said child(ren) are not a subject of litigation in any other jurisdiction.

7. Venue in Sedgwick County, Kansas is proper.

8. Petitioner and Respondent were married on (date)_____, and have been married since that date.

9. Petitioner and Respondent are incompatible, and they are hereby divorced on that ground.

10. Petitioner and Respondent do not now have any children born of this marriage who are under the age of eighteen (18) years, and the wife was not pregnant at the time the Petition was filed in this case, nor is she pregnant at this time.

11. SPOUSAL MAINTENANCE

A._____ **Husband** _____ **Wife** is ordered to pay $_____per month as and for spousal maintenance of _____**Husband** _____**Wife** beginning_____(date) for the period of___years and concluding on_____(date). Said obligation shall terminate upon the death of either Husband or Wife or remarriage of the receiving party. Said support shall be paid through the Kansas Payment Center at the address set out below in Section 16.

B._____ **Not Applicable.**

12. ADDRESS FOR PAYMENTS AND ROLE OF COURT TRUSTEE

(CHECK ALL THAT APPLY)

A._____**Not Applicable to Spousal Support**

B._____**The address for support obligation payments is as follows:**

Kansas Payment Center
Box 758599
Topeka, KS 66675-8599

The case number shown on the first page of this order shall be placed on all checks or money orders and said checks or money orders shall be made payable to the Kansas Payment Center and include the county designation (SG).

The Kansas Payment Center shall forward said payments to _____**Husband** _____**Wife** at_____(city, state, zip) and it shall be the responsibility of the receiving party to inform the Clerk of any change in address.

COLLECTION OF UNPAID SUPPORT

Should the payor fail to be current with the support obligations as set out herein so that there is an arrearage in an amount equal to or greater than the amount of support payable for two months, an income withholding order shall be issued by the Court upon proper application. The income withholding order shall require any payor of income to the party in arrears to withhold income from each pay period in the necessary and lawful amounts to pay the current support obligation and to reduce the accrued arrearage.

The above orders for support may be enforced by garnishment unless the paying party requests a hearing to contest the issuance of an Order of Garnishment within seven (7) days after the service of the within order of support upon the paying party.

13. RESIDENCE

Upon the filing of this Decree with the Clerk of the District Court, all Right Title And Interest to the Property described below will transfer to ____ **Husband** ____ **Wife:**

_____(city, state, zip),

with a legal description of _____

_____

_____ with the value of the residence being $_____.

For all out-of-county real estate, the parties are ordered to file Lis Pendance Notice in every county real estate is located.

This transfer of real property does not provide the non-possessing party of relief from any debt, as the lender or lien holder is not a party to this proceeding.

14. **PERSONAL PROPERTY**

A. Husband shall have permanent possession of the following items of property:

All Personal Property now in his possession

Vehicle (describe):

The following items of personal property in the residence:

B. Wife shall have permanent possession of the following items of property:

All Personal Property now in his possession

Vehicle (describe):

The following items of personal property in the residence:

Both parties will be awarded their own retirement benefits from any current or past employer, free and clear of any claim of the other.

19. DEBTS

☐ The parties have no joint debts.

☐ The parties shall be responsible for the respective debts listed below.

Husband shall be permanently responsible for the periodic payment of the following joint debts:

(Description of loan)	(Bank/Lender)	(Approx. Amount)
Vehicle loan:		

Wife shall be permanently responsible for the periodic payment of the following joint debts:

(Description of loan)	(Bank/Lender)	(Approx. Amount)
Vehicle loan:		

Each party shall hold the other harmless from any and all debts incurred on any property assigned to that party.

Both parties mutually agree that they shall execute such releases, bills of sale, deed or other instruments of transfer as may be necessary to comply with this Journal Entry of Judgment and Decree of Divorce. In the event of failure to do so within ten (10) days from the filing of this decree, then this decree shall operate as such a transfer. **The division of assets and liabilities, as described herein is fair, just and equitable.**

20. (Optional) The wife's last name is restored to:_____.

21. The parties are prohibited from contracting marriage, within or outside the State of Kansas, with any third person until thirty (30) days from the date of the filing of this Journal Entry of Judgment and Decree of Divorce with the Clerk of the District Court, unless an appeal is taken, and then until receipt of the Mandate from the Appellate Courts of the State of Kansas in accordance with K.S.A. 60-2106(c). Any marriage contracted before the expiration of that period shall be voidable unless both parties waive appeal.

IT IS SO ORDERED.

_____
JUDGE OF THE DISTRICT COURT
FAMILY LAW DEPARTMENT

Approved by:

_____	_____
Petitioner Pro Se	Respondent Pro Se
_____	_____
Street Address	Street Address
_____	_____
City, State, ZIP	City, State, ZIP
_____	_____
Telephone Number	Telephone Number
_____	_____
Email	Email

CERTIFICATE OF DIVORCE OR ANNULMENT

CASE NUMBER

State File Number

1. HUSBAND'S NAME (First, Middle, Last)	2. DATE OF BIRTH (Month, Day, Year)
3. RESIDENCE-STATE	4. COUNTY
5. WIFE'S NAME (First, Middle, Last)	6. WIFE'S LAST NAME PRIOR TO FIRST MARRIAGE
7. DATE OF BIRTH (Month, Day, Year) / 8. RESIDENCE-STATE	9. COUNTY
10. PLACE OF THIS MARRIAGE - STATE OR FOREIGN COUNTRY / 11. COUNTY / 12. DATE OF THIS MARRIAGE (Month, Day, Year)	13. NUMBER OF CHILDREN UNDER 18 IN THIS HOUSEHOLD AS OF DATE IN ITEM 17
14. PETITIONER ☐ Husband ☐ Wife ☐ Both ☐ Other (Specify) _____	15. NAME OF PETITIONER'S ATTORNEY (Type)
16. ATTORNEY'S ADDRESS (Street and Number or Rural Route, City or Town, State, Zip Code)	
17. DATE DECREE FILED (Month, Day, Year) / 18. TYPE OF DECREE-(Specify) ☐ Divorce ☐ Annulment	19. COUNTY OF DECREE / 20. DATE FILED BY STATE REGISTRAR (Month, Day, Year)

THE INFORMATION BELOW WILL NOT APPEAR ON CERTIFIED COPIES OF THE RECORD.

K.S.A. 65-24228, REQUIRES THE DIVORCE REPORT TO INCLUDE THE SOCIAL SECURITY NUMBER OF BOTH PARTIES TO MAKE SUCH INFORMATION AVAILABLE TO THE SECRETARY OF SOCIAL AND REHABILITATION SERVICES FOR THE PURPOSE OF ESTABLISHING, MODIFYING, OR ENFORCING A SUPPORT OBLIGATION.

21. HUSBAND'S SOCIAL SECURITY NUMBER	22. WIFE'S SOCIAL SECURITY NUMBER:

23. NUMBER OF THIS MARRIAGE (First, Second, etc. *(Specify below)*	24. IF PREVIOUSLY MARRIED, LAST MARRIAGE ENDED	
	By Death, Divorce, or Annulment *(Specify below)*	Date *(Month, Day, Year)*
23a. HUSBAND	24a. HUSBAND	24b. HUSBAND
23b. WIFE	24c. WIFE	24d. WIFE

25. HISPANIC ORIGIN (Check the box or boxes that best describes whether you are Spanish, Hispanic, or Latino. Check the "no" box if you are not Spanish, Hispanic or Latino.)

25a. HUSBAND	25b. WIFE
☐ No, not Spanish/ Hispanic/Latino	☐ No, not Spanish/ Hispanic/Latino
☐ Yes, Mexican/Mexican American/Chicano	☐ Yes, Mexican/Mexican American/Chicano
☐ Yes, Puerto Rican	☐ Yes, Puerto Rican
☐ Yes, Cuban	☐ Yes, Cuban
☐ Yes, Central American	☐ Yes, Central American
☐ Yes, South American	☐ Yes, South American
☐ Yes, other Spanish/ Hispanic/Latino *(Specify)* _____	☐ Yes, other Spanish/ Hispanic/Latino *(Specify)* _____
☐ Unknown	☐ Unknown

26. RACE (Check one or more boxes to indicate what race(s) you consider yourself to be.)

26a. HUSBAND		26b. WIFE	
☐ White	☐ Korean	☐ White	☐ Korean
☐ Black or African American	☐ Vietnamese	☐ Black or African American	☐ Vietnamese
☐ American Indian or Alaska Native (Name of the enrolled or principal tribes) _____ _____	☐ Other Asian (Specify) _____ _____	☐ American Indian or Alaska Native (Name of the enrolled) or principal tribes) _____ _____	☐ Other Asian (Specify) _____ _____
	☐ Native Hawaiian		☐ Native Hawaiian
☐ Asian Indian	☐ Guamanian or Chamorro	☐ Asian Indian	☐ Guamanian or Chamorro
☐ Chinese	☐ Samoan	☐ Chinese	☐ Samoan
☐ Filipino	☐ Other Pacific Islander *(Specify)* _____	☐ Filipino	☐ Other Pacific Islander *(Specify)* _____
☐ Japanese		☐ Japanese	
☐ Other *(Specify)* _____ _____	☐ Unknown	☐ Other *(Specify)* _____ _____	☐ Unknown

27. EDUCATION (Check the box that best describes the highest degree or level of school completed.)

27a. HUSBAND'S EDUCATION ☐ Unknown	☐ 8th grade or less	☐ 9th - 12th grade; no diploma	☐ High school graduate or GED
	☐ Some College credit, but no degree	☐ Associate degree (e.g., AA, AS)	☐ Bachelor's degree (e.g., BA, AB, BS)
	☐ Master's degree (e.g., MA, MS, MEng, MEd, MSW, MBA)	☐ Doctorate (e.g., PhD. EdD) or Professional degree (e.g., MD, DDS, DVM, LLB, JD)	
27b. WIFE'S EDUCATION ☐ Unknown	☐ 8th grade or less	☐ 9th - 12th grade; no diploma	☐ High school graduate or GED
	☐ Some College credit, but no degree	☐ Associate degree (e.g., AA, AS)	☐ Bachelor's degree (e.g., BA, AB, BS)
	☐ Master's degree (e.g., MA, MS, MEng, MEd, MSW, MBA)	☐ Doctorate (e.g., PhD. EdD) or Professional degree (e.g., MD, DDS, DVM, LLB, JD)	