

HON. \_\_\_\_\_  
District Judge - Dept. No. \_\_\_\_  
Fourth Judicial District  
Missoula County Courthouse  
200 West Broadway  
Missoula, MT 59802  
406-258-4780  
406-258-4899 (fax)

FORM # 4

**MONTANA FOURTH JUDICIAL DISTRICT COURT  
MISSOULA COUNTY**

In re the Marriage of:  _____, Petitioner,  and  _____, Petitioner.	Cause No.: _____ Department No. _____  <b>FINDINGS OF FACT, CONCLUSIONS OF LAW AND FINAL DECREE OF DISSOLUTION</b>
---	---

The Joint Petition for Dissolution, filed herein on the \_\_\_\_ day of \_\_\_\_\_, 20\_\_\_\_,  
came for hearing this \_\_\_\_ day of \_\_\_\_\_, 20\_\_\_\_. The Petitioners appeared pro se.

After considering all evidence and pleadings, the Court finds:

**FINDINGS OF FACT**

1. The Petitioners, \_\_\_\_\_ (“Wife”) and \_\_\_\_\_ (“Husband”) have both signed a Joint Petition for Dissolution.
2. Choose One:  
 The parties were married on (*date*):\_\_\_\_\_. The marriage was registered in the County of \_\_\_\_\_, State of \_\_\_\_\_.  
 The parties were married at common law. The parties assumed a marital relationship by mutual consent and agreement and confirmed their marriage by cohabitation and public repute.
3. Choose One:

- The parties separated on *(date)*: \_\_\_\_\_.
- The parties are not yet separated.

4. Choose One:

- The marriage is irretrievably broken in that there is serious marital discord which adversely affects the attitude of one of the parties towards the marriage, and there is no reasonable prospect of reconciliation.
- The marriage is irretrievably broken in that the parties have lived separate and apart for a period of more than one hundred eighty (180) days preceding the commencement of these proceedings, and there is no reasonable prospect of reconciliation.

5. The conciliation provisions of the Montana Conciliation law, M.C.A. §§ 40-3-101, et. seq., and § 40-4-107 do not apply.

6. At least one of the Petitioners has been domiciled within the state of Montana for at least ninety (90) days prior to the filing of this action.

7. Choose One:

- There were no children born of the marriage.
- There were children born of the marriage, but this Court has no jurisdiction over them because \_\_\_\_\_.

8. The wife  is  is not pregnant with a child of this marriage.

9. The Petitioners have waived the exchange of preliminary declarations of disclosure.

10. The Petitioners have complied with the final disclosure requirements of M.C.A. §§ 40-4-253 and 40-4-254.

11. Choose One:

- The parties do not own any real property.
- or**
- The  Wife  Husband  both parties is/are the owner(s) of record of real property located at \_\_\_\_\_.

The legal description of the property is: \_\_\_\_\_.

12. Choose One:

- The parties do not own any vehicles.
- The parties own \_\_\_\_\_ vehicle(s).

13. The parties have accumulated household furnishings and other personal property during the course of their marriage. The personal property of the parties  has not  has already been divided.

14. Choose One:  
 There are no debts of the marriage.  
 The parties have accumulated debts during the course of their marriage.

15. Choose One:  
 The wife would like to be restored to her former name of \_\_\_\_\_.  
 The wife does not want to be restored to her former name.  
 The wife did not change her name.

16. Other Provisions: \_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_.

17. All of the other allegations of the Petitioners' complaint not inconsistent herewith are true, and the relief requested should be granted.

FROM the above Findings of Fact, the Court makes the following:

**CONCLUSIONS OF LAW**

1. The Court has jurisdiction over this cause.
2. The marriage of the parties is irretrievably broken.
3. Based on the duration of the marriage and on the parties' age, health, education, skills, and financial circumstances, the Petitioners' proposed division of property and debts is equitable.
4. If requested, the wife should be restored to her former name.
5. Other Provisions: \_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_.

FROM the above Findings of Fact and Conclusions of Law, the Court orders the following:

**DECREE OF DISSOLUTION OF MARRIAGE**

1. The marriage of the parties is hereby dissolved.
2. Choose One:  
 The parties do not own any real property.

The  Wife  Husband is hereby granted all right, title, and interest in the real property located at \_\_\_\_\_, with legal description of \_\_\_\_\_.

The  Wife  Husband shall transfer his/her interest in this real property to the  Wife  Husband.

**or**

Describe the proposed distribution of the real property: \_\_\_\_\_

\_\_\_\_\_  
\_\_\_\_\_

If needed, attach additional sheets as Exhibit \_\_\_\_\_.

3. Choose One:

The parties do not own any vehicles.

**or**

The parties' vehicle(s) shall be distributed as follows (*Please include the year, make, and model for each vehicle listed.*):

a. The Wife is awarded all right, title and interest in following vehicle(s):

Vehicle: \_\_\_\_\_ VIN#: \_\_\_\_\_

Vehicle: \_\_\_\_\_ VIN#: \_\_\_\_\_

Vehicle: \_\_\_\_\_ VIN#: \_\_\_\_\_

b. The Husband is awarded all right, title, and interest in the following vehicle(s):

Vehicle: \_\_\_\_\_ VIN#: \_\_\_\_\_

Vehicle: \_\_\_\_\_ VIN#: \_\_\_\_\_

Vehicle: \_\_\_\_\_ VIN#: \_\_\_\_\_

c. The parties shall transfer all right and title in said vehicle(s) to the appropriate party. If either party fails to transfer such right and title in the vehicle(s) within twenty (20) days from the date of this Decree, the registrar of Motor Vehicles of the State of Montana is hereby ordered to issue sole title to the party awarded said vehicle(s) upon receipt of a certified copy of this Decree.

If needed, attach additional sheets as Exhibit \_\_\_\_\_.

4. Choose One:

Each party is hereby granted the exclusive right and title to the personal property currently in his or her possession.

**or**

Each party is hereby granted the exclusive right and title to the following personal property:

To Wife:

\_\_\_\_\_  
\_\_\_\_\_



