

MONTANA \_\_\_\_\_ JUDICIAL DISTRICT COURT, \_\_\_\_\_ COUNTY

In re the Marriage of:

Case No: \_\_\_\_\_

Petitioner  Co-Petitioner

and

Respondent  Co-Petitioner

**Complete  
your case  
caption as  
it looks on  
your other  
forms**

**Findings of Fact and  
Conclusions of Law and  
Final Dissolution Decree**

**No Minor Children**

The Court enters the following:

**FINDINGS OF FACT AND CONCLUSIONS OF LAW**

1. Procedural History. **Tell the court when you filed your Petition**

On the \_\_\_\_ day of \_\_\_\_\_ 20\_\_\_\_, the Petition for Dissolution was filed by  Petitioner  Co-Petitioners jointly.

2. Nature of the Case. *Choose One.*

The Parties filed a joint Petition

**OR**

On the \_\_\_\_ day of \_\_\_\_\_ 20\_\_\_\_, Respondent was served with the Petition and Summons.

**Tell the court if you filed jointly with the other party OR if they were served and filed a response**

**AND**

**MP 713 Dissolution Decree**

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Page 1 of 6

Respondent filed an answer or otherwise participated in this case.

**OR**

Respondent did not file an answer or otherwise participate in this case.  
Default was entered on the \_\_\_\_ day of \_\_\_\_\_, 20\_\_\_\_.

3. Property Distribution. *Choose One.*

Petitioner filed and served Respondent with the Petition and the Property Distribution.

**Select this option if you are the Petitioner and served the other party and they did not file a response**

**OR**

Petitioner/Co-Petitioner 1  Respondent/Co-Petitioner 2 has filed a Property Distribution and sent a copy to the other party.

**Select this option if both parties have submitted Property Distributions and the court will have to help decide on this topic**

**OR**

The parties have agreed upon a Property Distribution and submitted it to the Court for final approval.

**Select this option if you are Co-Petitioners or if you and the other party have filed an agreed MP-500 Property Distribution with the court**

**OR**

Other: \_\_\_\_\_.

4. Hearing. *Choose One.*

On the \_\_\_\_ day of \_\_\_\_\_, 20\_\_\_\_ the Court held a:

Default hearing.

**OR**

Uncontested hearing. The parties agreed to all issues in this case.

**OR**

Contested hearing.

**OR**

Not applicable. The parties filed joint or individual Affidavits for Entry of a Decree of Dissolution of Marriage without a Hearing.

**This option is available if you and the other party filed jointly and chose to waive your hearing**

**Tell the court what kind of hearing is going to be held based on whether:**

**1 – The respondent did not answer**

**2 – You and the other party agree on everything**

**3 – You and the other party disagree**

5. Jurisdiction over the Parties.

90 days before this case was filed either husband or wife was domiciled or was stationed in Montana.

6. Venue.

Venue is proper in this county.

7. Marriage. *Choose One.*

The parties were married on (date) \_\_\_\_\_. The marriage license was filed in \_\_\_\_\_ County, State of \_\_\_\_\_.

**OR**

The parties were married at common law as of (date) \_\_\_\_\_. The parties assumed a marital relationship by mutual consent and agreement. The parties confirmed their marriage by living together and by public knowledge.

**OR**

The parties filed a declaration of marriage on (date) \_\_\_\_\_ in \_\_\_\_\_ County, State of \_\_\_\_\_.

8. Irretrievable Breakdown. The marriage of the parties is irretrievably broken in that: *Choose One.*

The parties lived separate and apart for more than 180 days before this case was filed.

**OR**

There is serious marital discord that adversely affects the attitude of one or both of the parties toward the marriage and there is no reasonable prospect of reconciliation.

9. There were no children born of the marriage or there are no minor children at this time. Neither party is pregnant with a child of the marriage.

10. Declaration of Disclosure.

The parties are in compliance with the financial disclosure requirements §§ 40-4-252 through 254, M.C.A.

**OR**

(In the event of default), Petitioner has provided financial disclosure and waives any further disclosure from Respondent.

**Tell the court how and when you were married – this will match what you put in your Petition**

**Tell the court which option best describes your situation**

**Indicate how MP510 was served by you and the other party**

**OR**

The parties have made preliminary disclosure and ask that the preliminary disclosure serve as the final disclosure.

11. Spousal Maintenance. *Choose One.*

Spousal maintenance was not requested by either party.

**OR**

Spousal maintenance is necessary because the requesting party lacks sufficient property to provide his/her reasonable needs; and is unable to be self-supporting through appropriate employment or is the custodian of a child whose condition or circumstances make it appropriate that the custodian not be required to seek employment outside the home.

**OR**

Spousal maintenance is denied because: \_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

12. Previous Names. *Choose One.*

Petitioner/Co-Petitioner 1  Respondent/Co-Petitioner 2 request restoration of a previous name. (Check this box if either party is requesting to go back to a former name.)

**OR**

Neither party requests restoration of a previous name at this time.

**Tell the Court if you want to go back to the name you used before getting married**

13. Additional Findings.

The Court makes additional findings of fact as follows: \_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

Additional Findings of Fact and Conclusions of Law attached hereto.

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

**DECREE OF DISSOLUTION OF MARRIAGE**

1. The Court has jurisdiction over the parties and this cause of action.
2. The Court dissolves the marriage between the parties.
3. If applicable, the Court dissolves the Temporary Economic Restraining Order issued in this matter under M.C.A. § 40-4-121(3).
4. The following property distribution is a fair and equitable apportionment between the parties of the marital property, assets, and liabilities and is not unconscionable.

*Choose One.*

**Tell the court which Property Distribution will be used**

- The Agreed Proposed Property Distribution  as modified
- Petitioner's Proposed Property Distribution  as modified
- Respondent's Proposed Property Distribution  as modified
- The Court's Property Distribution

5. The Court has signed and adopts and incorporates by reference the approved Property Distribution. The Court orders the parties to follow the Property Distribution.
6. Each party is ordered to take any action necessary to carry out the terms and conditions of this Decree including the signing and transfer of titles, deeds, or other documents within \_\_\_\_\_ number of days from the date of this Decree or as more specifically provided in the Property Distribution.

**Indicate the length of time allowed to transfer assets, titles, if not specified in the MP500 Property Distribution**

7. Petitioner's/Co-Petitioner 1's name will  remain  be restored to:

\_\_\_\_\_  
 First                      Middle                      Last

8. Respondent's/Co-Petitioner 2's name will  remain  be restored to:

\_\_\_\_\_  
 First                      Middle                      Last

**Tell the Court if you want to go back to the name you used before getting married – fill in your first, middle, and last name**

9. Spousal Maintenance. *Choose One.*

No spousal maintenance is awarded in this case.

**OR**

**MP 713 Dissolution Decree**

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Petitioner/Co-Petitioner 1  Respondent/Co-Petitioner 2 shall pay \$\_\_\_\_\_ per month commencing on the \_\_\_ day of \_\_\_\_\_, 20\_\_ until *(date of last payment)* \_\_\_\_\_ in spousal support. The payment must be made on the \_\_\_ of each month directly to  Petitioner/Co-Petitioner 1  Respondent/Co-Petitioner 2.

10. Other Provisions:

\_\_\_\_\_  
**Insert any "Other Provisions" that you may have included in  
your Petition or Property Distribution**  
\_\_\_\_\_  
\_\_\_\_\_

DATED this \_\_\_ day of \_\_\_\_\_ 20\_\_.

\_\_\_\_\_  
 DISTRICT COURT JUDGE /  STANDING MASTER