

IN THE CIRCUIT COURT OF \_\_\_\_\_, MISSOURI  
(County where court is located. City of Saint Louis is considered a county.)

In re the Marriage of:

(First Name) \_\_\_\_\_ (Middle Name) \_\_\_\_\_ (Last Name) \_\_\_\_\_ (Jr./Sr./III)  
**Petitioner.** (Enter your full legal name above)

-and-

(First Name) \_\_\_\_\_ (Middle Name) \_\_\_\_\_ (Last Name) \_\_\_\_\_ (Jr./Sr./III)  
**Respondent.** (Enter your spouse's full legal name above)

Case  
Number \_\_\_\_\_  
(Assigned when case is filed)

Division  
Number \_\_\_\_\_  
(Assigned when case is filed)

**Statement of Property and Debt and Proposed Separation Agreement  
(For use in Dissolution of Marriage Cases)**

This form shall be filled out by the Petitioner who filed the *Petition for Dissolution of Marriage*.

**What does this form cover?**

There are two parts to this document. Part One is your division of property and debt. You must list all of your marital and nonmarital property and marital debt on one of the four tables. Part Two pertains to spousal support or "maintenance." This document does not have anything to do with child support or custody. Issues addressing child support and custody are contained in a parenting plan.

**What is a Separation Agreement?**

It is an agreement in which you and your spouse agree to a distribution of property and debt and to provisions concerning maintenance and attorney's fees. If both you and your spouse sign this document, it is called a "Separation Agreement." It does not include provisions for child custody and child support.

Even if both you and your spouse have signed the agreement, the court is not bound by it. If the court finds that your agreement is "unconscionable" or does not divide all property and marital debt, it will not be approved by the court. The court can divide the property in any manner it considers fair, and it may or may not order maintenance to be paid.

**How do I complete Part One of this Form?**

You must list all of your marital and nonmarital property and marital debt on one of the four tables.

Use a separate row for each item of property or debt. Make sure you enter "Not Applicable" or "N/A" in each box under "Item of Property" or "Item of Debt" that you do not fill. This is very important because someone could alter this document after you have signed it. Keep a copy of this document after you have signed it.

## Part One - Division of Property and Debt

If you answer "Yes" to any of the following questions, you must list each item of property in either Table 1 or Table 2 on the following pages.

### Property Owned by Petitioner (either alone or with anyone else) (Check "Yes" or "No" for each of the following questions)

- Does Petitioner own a house, condominium or other real estate?  Yes  No  
You should attach a copy of the deed for each item of real estate to this form.
- Does Petitioner own a car, truck or motorcycle?  Yes  No
- Does Petitioner own a mobile home, trailer, boat or airplane?  Yes  No
- Does Petitioner have any bank accounts?  Yes  No
- Does Petitioner have any right to receive any pension or retirement benefits other than Social Security?  Yes  No
- Does Petitioner have an IRA or 401(k) or other retirement account?  Yes  No
- Does Petitioner have any furniture, appliances or other household goods worth more than \$100?  Yes  No
- Does Petitioner have any jewelry, clothing or other personal items worth more than \$100?  Yes  No
- Does Petitioner own a business?  Yes  No
- Does Petitioner own any stocks or bond?  Yes  No
- Does Petitioner have any life insurance that could be cashed in?  Yes  No
- Does anyone owe Petitioner any money?  Yes  No
- Does Petitioner have any lawsuits against anyone?  Yes  No
- Does Petitioner have any farm equipment, animals or crops?  Yes  No
- Does Petitioner have any interest in any trusts?  Yes  No
- Does Petitioner have any other asset or property?  Yes  No

### Property Owned by Respondent (either alone or with anyone else) (Check "Yes" or "No" for each of the following questions)

- Does Respondent own a house, condominium or other real estate?  Yes  No  
You should attach a copy of the deed for each item of real estate to this form.
- Does Respondent own a car, truck or motorcycle?  Yes  No
- Does Respondent own a mobile home, trailer, boat or airplane?  Yes  No
- Does Respondent have any bank accounts?  Yes  No
- Does Respondent have any right to receive any pension or retirement benefits other than Social Security?  Yes  No
- Does Respondent have an IRA or 401(k) or other retirement account?  Yes  No
- Does Respondent have any furniture, appliances or other household goods worth more than \$100?  Yes  No
- Does Respondent have any jewelry, clothing or other personal items worth more than \$100?  Yes  No
- Does Respondent own a business?  Yes  No
- Does Respondent own any stocks or bond?  Yes  No
- Does Respondent have any life insurance that could be cashed in?  Yes  No
- Does anyone owe Respondent any money?  Yes  No
- Does Respondent have any lawsuits against anyone?  Yes  No
- Does Respondent have any farm equipment, animals or crops?  Yes  No
- Does Respondent have any interest in any trusts?  Yes  No
- Does Respondent have any other asset or property?  Yes  No

# Sample Page - Do Not File

## How to Fill out Tables (Property to be Awarded to Petitioner or Respondent)

### Sample of Division of Property

The following table gives an example of how to fill out the Division of Property found in Tables 1 and 2 on Pages 3 and 4.

Item of Property	Present Fair Market Value <small>(Do not deduct amount owed from this value)</small>	Is there an amount owed on this property?	Is this marital or nonmarital property?	Party with possession of this property?
Bank of America Checking	\$250.00	<input type="checkbox"/> Yes - List debt in Tables 3 or 4. <input checked="" type="checkbox"/> No	<input type="checkbox"/> Marital <input type="checkbox"/> Nonmarital <input checked="" type="checkbox"/> Both	<input checked="" type="checkbox"/> Petitioner <input type="checkbox"/> Respondent <input type="checkbox"/> Other
2012 Toyota Corolla	\$7,500.00	<input checked="" type="checkbox"/> Yes - List debt in Tables 3 or 4. <input type="checkbox"/> No	<input type="checkbox"/> Marital <input type="checkbox"/> Nonmarital <input checked="" type="checkbox"/> Both	<input checked="" type="checkbox"/> Petitioner <input type="checkbox"/> Respondent <input type="checkbox"/> Other
Household Goods (Appliances, Furniture)	\$1,000.00	<input type="checkbox"/> Yes - List debt in Tables 3 or 4. <input checked="" type="checkbox"/> No	<input type="checkbox"/> Marital <input checked="" type="checkbox"/> Nonmarital <input type="checkbox"/> Both	<input checked="" type="checkbox"/> Petitioner <input type="checkbox"/> Respondent <input type="checkbox"/> Other
Personal Property (Clothes, Shoes, Jewelry)	\$250.00	<input type="checkbox"/> Yes - List debt in Tables 3 or 4. <input checked="" type="checkbox"/> No	<input type="checkbox"/> Marital <input type="checkbox"/> Nonmarital <input checked="" type="checkbox"/> Both	<input checked="" type="checkbox"/> Petitioner <input type="checkbox"/> Respondent <input type="checkbox"/> Other
Home at 101 S. Street 63112 (legal description attached)	\$120,000.00	<input checked="" type="checkbox"/> Yes - List debt in Tables 3 or 4. <input type="checkbox"/> No	<input checked="" type="checkbox"/> Marital <input type="checkbox"/> Nonmarital <input type="checkbox"/> Both	<input checked="" type="checkbox"/> Petitioner <input type="checkbox"/> Respondent <input type="checkbox"/> Other

### Sample of Division of Debt

The following table gives an example of how to fill out the Division of Debt found in Tables 3 and 4 on Pages 6 and 7.

Item of Debt <small>(Who is the money owed to?)</small>	Current Balance	Monthly Payment	What is the security for this debt, if any? <small>(This property should be listed in Table 1 or Table 2)</small>	Marital or Separate Debt
Toyota Financial	\$6,000.00	\$200.00	Corolla	<input type="checkbox"/> Marital <input type="checkbox"/> Nonmarital <input checked="" type="checkbox"/> Both
Bank of America Mortgage	\$98,000.00	\$750.00	Home	<input checked="" type="checkbox"/> Marital <input type="checkbox"/> Nonmarital <input type="checkbox"/> Both
Target Card	\$250.00	\$25.00	None	<input checked="" type="checkbox"/> Marital <input type="checkbox"/> Nonmarital <input type="checkbox"/> Both
Student Loans	\$50,000.00	\$100.00	None	<input type="checkbox"/> Marital <input checked="" type="checkbox"/> Nonmarital <input type="checkbox"/> Both
BJC Medical Bill	\$300.00	\$30.00	None	<input checked="" type="checkbox"/> Marital <input type="checkbox"/> Nonmarital <input type="checkbox"/> Both

# Sample Page - Do Not File

**Table 1 - Property to be Awarded to Petitioner** (*Check one box in each column for property listed*)

The following property is to become the sole and separate property of **Petitioner**:

**Table 2 - Property to be Awarded to Respondent (Check one box in each column for property listed)**

The following property is to become the sole and separate property of **Respondent**.

Item of Property	Present Fair Market Value  (Do not deduct amount owed from this value)	Is there an amount owed on this property?	Is this marital or nonmarital property?	Party with possession of this property?
		<input type="checkbox"/> Yes - List debt in Tables 3 or 4. <input type="checkbox"/> No	<input type="checkbox"/> Marital <input type="checkbox"/> Nonmarital <input type="checkbox"/> Both	<input type="checkbox"/> Petitioner <input type="checkbox"/> Respondent <input type="checkbox"/> Other
		<input type="checkbox"/> Yes - List debt in Tables 3 or 4. <input type="checkbox"/> No	<input type="checkbox"/> Marital <input type="checkbox"/> Nonmarital <input type="checkbox"/> Both	<input type="checkbox"/> Petitioner <input type="checkbox"/> Respondent <input type="checkbox"/> Other
		<input type="checkbox"/> Yes - List debt in Tables 3 or 4. <input type="checkbox"/> No	<input type="checkbox"/> Marital <input type="checkbox"/> Nonmarital <input type="checkbox"/> Both	<input type="checkbox"/> Petitioner <input type="checkbox"/> Respondent <input type="checkbox"/> Other
		<input type="checkbox"/> Yes - List debt in Tables 3 or 4. <input type="checkbox"/> No	<input type="checkbox"/> Marital <input type="checkbox"/> Nonmarital <input type="checkbox"/> Both	<input type="checkbox"/> Petitioner <input type="checkbox"/> Respondent <input type="checkbox"/> Other
		<input type="checkbox"/> Yes - List debt in Tables 3 or 4. <input type="checkbox"/> No	<input type="checkbox"/> Marital <input type="checkbox"/> Nonmarital <input type="checkbox"/> Both	<input type="checkbox"/> Petitioner <input type="checkbox"/> Respondent <input type="checkbox"/> Other
		<input type="checkbox"/> Yes - List debt in Tables 3 or 4. <input type="checkbox"/> No	<input type="checkbox"/> Marital <input type="checkbox"/> Nonmarital <input type="checkbox"/> Both	<input type="checkbox"/> Petitioner <input type="checkbox"/> Respondent <input type="checkbox"/> Other
		<input type="checkbox"/> Yes - List debt in Tables 3 or 4. <input type="checkbox"/> No	<input type="checkbox"/> Marital <input type="checkbox"/> Nonmarital <input type="checkbox"/> Both	<input type="checkbox"/> Petitioner <input type="checkbox"/> Respondent <input type="checkbox"/> Other
		<input type="checkbox"/> Yes - List debt in Tables 3 or 4. <input type="checkbox"/> No	<input type="checkbox"/> Marital <input type="checkbox"/> Nonmarital <input type="checkbox"/> Both	<input type="checkbox"/> Petitioner <input type="checkbox"/> Respondent <input type="checkbox"/> Other
		<input type="checkbox"/> Yes - List debt in Tables 3 or 4. <input type="checkbox"/> No	<input type="checkbox"/> Marital <input type="checkbox"/> Nonmarital <input type="checkbox"/> Both	<input type="checkbox"/> Petitioner <input type="checkbox"/> Respondent <input type="checkbox"/> Other
		<input type="checkbox"/> Yes - List debt in Tables 3 or 4. <input type="checkbox"/> No	<input type="checkbox"/> Marital <input type="checkbox"/> Nonmarital <input type="checkbox"/> Both	<input type="checkbox"/> Petitioner <input type="checkbox"/> Respondent <input type="checkbox"/> Other
		<input type="checkbox"/> Yes - List debt in Tables 3 or 4. <input type="checkbox"/> No	<input type="checkbox"/> Marital <input type="checkbox"/> Nonmarital <input type="checkbox"/> Both	<input type="checkbox"/> Petitioner <input type="checkbox"/> Respondent <input type="checkbox"/> Other
		<input type="checkbox"/> Yes - List debt in Tables 3 or 4. <input type="checkbox"/> No	<input type="checkbox"/> Marital <input type="checkbox"/> Nonmarital <input type="checkbox"/> Both	<input type="checkbox"/> Petitioner <input type="checkbox"/> Respondent <input type="checkbox"/> Other
		<input type="checkbox"/> Yes - List debt in Tables 3 or 4. <input type="checkbox"/> No	<input type="checkbox"/> Marital <input type="checkbox"/> Nonmarital <input type="checkbox"/> Both	<input type="checkbox"/> Petitioner <input type="checkbox"/> Respondent <input type="checkbox"/> Other

If you answer "Yes" to any of the following questions, you must list each item of debt in either Table 3 or Table 4 on the following pages.

**Debts that Petitioner Owes (either alone or with anyone else) (Check "Yes" or "No" for each of the following questions)**

- |   |                              |                             |
|---|------------------------------|-----------------------------|
| Is Petitioner currently in a bankruptcy proceeding? (Chapter 7 or Chapter 13) | <input type="checkbox"/> Yes | <input type="checkbox"/> No |
| Does Petitioner owe a mortgage on a house or condominium or land?             | <input type="checkbox"/> Yes | <input type="checkbox"/> No |
| Does Petitioner owe money on a car?   | <input type="checkbox"/> Yes | <input type="checkbox"/> No |
| Does Petitioner owe money on any credit cards?                                | <input type="checkbox"/> Yes | <input type="checkbox"/> No |
| Does Petitioner owe any money to any family or friends?                       | <input type="checkbox"/> Yes | <input type="checkbox"/> No |
| Does Petitioner owe any medical or dental bills?                              | <input type="checkbox"/> Yes | <input type="checkbox"/> No |
| Does Petitioner owe any student loans?  | <input type="checkbox"/> Yes | <input type="checkbox"/> No |
| Does Petitioner owe any other debts?  | <input type="checkbox"/> Yes | <input type="checkbox"/> No |

**Debts that Respondent Owes (either alone or with anyone else) (Check "Yes" or "No" for each of the following questions)**

- |   |                              |                             |
|---|------------------------------|-----------------------------|
| Is Respondent currently in a bankruptcy proceeding? (Chapter 7 or Chapter 13) | <input type="checkbox"/> Yes | <input type="checkbox"/> No |
| Does Respondent owe a mortgage on a house or condominium or land?             | <input type="checkbox"/> Yes | <input type="checkbox"/> No |
| Does Respondent owe money on a car?   | <input type="checkbox"/> Yes | <input type="checkbox"/> No |
| Does Respondent owe money on any credit cards?                                | <input type="checkbox"/> Yes | <input type="checkbox"/> No |
| Does Respondent owe any money to any family or friends?                       | <input type="checkbox"/> Yes | <input type="checkbox"/> No |
| Does Respondent owe any medical or dental bills?                              | <input type="checkbox"/> Yes | <input type="checkbox"/> No |
| Does Respondent owe any student loans?  | <input type="checkbox"/> Yes | <input type="checkbox"/> No |
| Does Respondent owe any other debts?  | <input type="checkbox"/> Yes | <input type="checkbox"/> No |

**What debts should I list on this form?**

All debts owed by you and/or your spouse must be listed. You should list all loans from any individual, bank, credit card company, credit union, savings and loan association or other lending institution. Include all debts owed by either you or your spouse. Make sure to list all credit cards and any amounts owed pursuant to any bankruptcy or other repayment plans.

Debts that the Petitioner should pay are to be listed in Table 3 and debts that the Respondent should pay are to be listed in Table 4.

**What does "security" mean?**

The mortgage on a home is traditionally secured by the home. When you finance the purchase of an automobile, the company that loans you the money is listed on the title to the automobile. They too have a security interest in your car. Usually, a debt is secured by an item of property if the person to whom you owe the money can take the item of property if you fail to pay the debt. The schedules of debt ask you to list any security for that debt. You must also list the property that secures the debt under the property listings.

**How do you get the other party's name off of this debt?**

This agreement does not affect the rights of the person to whom you or your spouse owe the money. They can still collect the money from both you and/or your spouse.

**Table 3 - Debts to be Paid by Petitioner** (Check one box in the last column for each debt listed)

List all loans from any individual, bank, credit card company, credit union, savings and loan association or other lending institution that are to be paid by **Petitioner**. Petitioner is to indemnify and hold Respondent harmless for all debts listed on Table 3.

The creditor's rights to collect these debts from Respondent are **not** affected without the consent of the creditor. Petitioner is to refinance or obtain the release of any liability of Respondent on all debts listed in Table 3 as soon as reasonably practicable.

Item of Debt (Who is the money owed to?)	Current Balance	Monthly Payment	What is the security for this debt, if any? (This property should be listed in Table 1 or Table 2)	Marital or Separate Debt
				<input type="checkbox"/> Marital <input type="checkbox"/> Nonmarital <input type="checkbox"/> Both
				<input type="checkbox"/> Marital <input type="checkbox"/> Nonmarital <input type="checkbox"/> Both
				<input type="checkbox"/> Marital <input type="checkbox"/> Nonmarital <input type="checkbox"/> Both
				<input type="checkbox"/> Marital <input type="checkbox"/> Nonmarital <input type="checkbox"/> Both
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				<input type="checkbox"/> Marital <input type="checkbox"/> Nonmarital <input type="checkbox"/> Both
				<input type="checkbox"/> Marital <input type="checkbox"/> Nonmarital <input type="checkbox"/> Both

**Table 4 - Debts to be Paid by Respondent (Check one box in the last column for each debt listed)**

List all loans from any individual, bank, credit card company, credit union, savings and loan association or other lending institution that are to be paid by **Respondent**. Respondent is to indemnify and hold Petitioner harmless for all debts listed on Table 4.

The creditor's rights to collect these debts from Petitioner are **not** affected without the consent of the creditor. Respondent is to refinance or obtain the release of any liability of Petitioner on all debts listed in Table 4 as soon as reasonably practicable.

Item of Debt (Who is the money owed to?)	Current Balance	Monthly Payment	What is the security for this debt, if any? (This property should be listed in Table 1 or Table 2)	Marital or Separate Debt
				<input type="checkbox"/> Marital <input type="checkbox"/> Nonmarital <input type="checkbox"/> Both
				<input type="checkbox"/> Marital <input type="checkbox"/> Nonmarital <input type="checkbox"/> Both
				<input type="checkbox"/> Marital <input type="checkbox"/> Nonmarital <input type="checkbox"/> Both
				<input type="checkbox"/> Marital <input type="checkbox"/> Nonmarital <input type="checkbox"/> Both
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				<input type="checkbox"/> Marital <input type="checkbox"/> Nonmarital <input type="checkbox"/> Both
				<input type="checkbox"/> Marital <input type="checkbox"/> Nonmarital <input type="checkbox"/> Both
				<input type="checkbox"/> Marital <input type="checkbox"/> Nonmarital <input type="checkbox"/> Both

## Part Two - Maintenance and Other Provisions

### What is maintenance?

Maintenance is money paid on a regular schedule by one spouse to the other for support after the dissolution of marriage. It may be for a set period of time or it may be for an indefinite period of time. It usually terminates upon the death of either party or the remarriage of the party receiving maintenance unless the parties agree otherwise.

It may or may not be subject to future modification upon a showing of changed circumstances. Maintenance used to be referred to as "alimony."

### Maintenance to Petitioner (Check one of the three boxes)

- The court lacks jurisdiction to enter any orders with respect to maintenance of Petitioner.
- No maintenance is to be paid to Petitioner by Respondent. This agreement is not subject to modification.
- Respondent shall pay to Petitioner the sum of \_\_\_\_\_ per month as and for maintenance. Said maintenance  is  is not subject to modification. Said maintenance shall terminate upon the death of either party, the remarriage of Petitioner, or at such earlier time as set forth herein.  
(Check "is" or "is not" if you choose this option)

### Maintenance to Respondent (Check one of the three boxes)

- The court lacks jurisdiction to enter any orders with respect to maintenance of Respondent.
- No maintenance is to be paid to Respondent by Petitioner. This agreement is not subject to modification.
- Petitioner shall pay to Respondent the sum of \_\_\_\_\_ per month as and for maintenance. Said maintenance  is  is not subject to modification. Said maintenance shall terminate upon the death of either party, the remarriage of Respondent, or at such earlier time as set forth herein.  
(Check "is" or "is not" if you choose this option)

### Income Withholding for Maintenance (If maintenance is to be paid by either party) (Check one of the two boxes)

- Income withholding shall be prepared by the person receiving maintenance and issued by the circuit clerk upon the effective date of this order.
- Income withholding shall not issue for the following reason(s):  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

### Additional Provisions

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## Proof of Service on Other Parties

You **must** send (serve) a copy of this document to each of the other parties, or their attorney(s). To obtain service, you may deliver the document by hand; send it by First Class U.S. mail, e-mail or facsimile (fax); or leave it at the office of the party's attorney to be served with a clerk, receptionist or an attorney associated with the attorney to be served.

I certify, under oath that on \_\_\_\_\_ (date) I have sent/given a copy of this *Statement of Property and Debt and Proposed Separation Agreement* to each of the following parties at the address shown:

Name	Address: U.S. mail/e-mail/fax number

**Petitioner - Sign Below in the Presence of a Notary Public**

Your *Statement of Property and Debt and Proposed Separation Agreement* is required to be verified in the presence of a notary public.

Petitioner, of lawful age, being duly sworn on his or her oath, states that he or she is the Petitioner named above and that the facts stated in this *Statement of Property and Debt and Proposed Separation Agreement* are true according to his or her best knowledge, information and belief.

*(Sign above in the presence of a Notary Public)* *(Print your name above)*

The following information must be completed by a notary public.

STATE OF \_\_\_\_\_ )  
COUNTY OF \_\_\_\_\_ ) SS

On this \_\_\_\_\_ day of \_\_\_\_\_, 20\_\_\_\_\_, before me personally appeared \_\_\_\_\_, to me known to be the person described in and who executed the foregoing instrument and acknowledged that he/she executed the same as his/her free act and deed.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed my official seal in the County and State aforesaid, the day and year first above written.

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\_\_\_\_\_, Notary Public  
County, State of Missouri

My commission expires:

**Respondent - Sign Below in the Presence of a Notary Public**

Your *Statement of Property and Debt and Proposed Separation Agreement* is required to be verified in the presence of a notary public.

Respondent, of lawful age, being duly sworn on his or her oath, states that he or she is the Respondent named above and that the facts stated in this *Statement of Property and Debt and Proposed Separation Agreement* are true according to his or her best knowledge, information and belief.

► (Sign above in the presence of a Notary Public) \_\_\_\_\_ (Print your name above) \_\_\_\_\_

The following information must be completed by a notary public.

STATE OF \_\_\_\_\_ )  
COUNTY OF \_\_\_\_\_ )  
 ) SS

On this \_\_\_\_\_ day of \_\_\_\_\_, 20\_\_\_\_\_, before me personally appeared \_\_\_\_\_, to me known to be the person described in and who executed the foregoing instrument and acknowledged that he/she executed the same as his/her free act and deed.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed my official seal in the County and State aforesaid, the day and year first above written.

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\_\_\_\_\_, Notary Public  
County, State of Missouri

My commission expires: \_\_\_\_\_