

PETITION FOR APPOINTMENT OF GUARDIANS

STATE OF SOUTH DAKOTA:

IN CIRCUIT COURT

SS:

COUNTY OF _____

_____ JUDICIAL CIRCUIT

IN THE MATTER OF THE GUARDIANSHIP
OF

_____,
Minor Child.

File No: _____

**PETITION FOR APPOINTMENT OF
GUARDIANS**

(ENTER TEXT) and (ENTER TEXT), Petitioners¹ in the above-entitled matter, represent as follows:

1. The Petitioners' names are (ENTER TEXT) and (ENTER TEXT). Petitioners' post office address and place of residence are (ADDRESS), (CITY), SD (ZIP CODE). The relationship to the minor child is that of (ENTER TEXT).

2. The minor child's name is (ENTER TEXT) (DOB: [ENTER DATE OF BIRTH]). The minor child's post office address and place of residence are (ADDRESS), (CITY), SD (ZIP CODE). The minor child has resided with the Petitioners since approximately (ENTER DATE) when the minor child was placed with Petitioners by the South Dakota Department of Social Services.

¹ Pursuant to SDCL 29A-5-305, the petitioner may be the proposed guardian, the minor child, or the Department of Social Services; however, best practice is that the petitioner should be the proposed guardian

3. The names and post office addresses of parents, and brother(s) and sister(s) of the minor child or, if none, the minor child's nearest known relatives who would be entitled to success by intestate succession of the estate of the minor child is as follows:

Name	Address	Age	Relationship
_____	_____	_____	_____
_____	_____	_____	_____
_____	_____	_____	_____
_____	_____	_____	_____

4. The name, place of residence or location, and post office address of the individuals or facility that are responsible for or have assumed responsibility for the care or custody of the minor child are:

Name	Address	Age	Relationship
_____	_____	_____	_____
_____	_____	_____	_____
_____	_____	_____	_____
_____	_____	_____	_____

5. The Guardianship is requested pursuant to SDCL 29A-5 et. al. because the minor child (age [ENTER AGE]) is a vulnerable child unable to protect himself from unsafe situations and the Petitioners believe it would be in the best interests of the minor child to have the Petitioners named as the minor child's Guardians, as the natural mother and natural father are unable to care for the minor child and the minor child has been in the exclusive care of the Petitioner's since (ENTER DATE) with no support from the natural mother and natural father. The Petitioners would be appropriate caretakers for the minor child and would serve in the minor child's best interests.

6. The names, post office addresses, age, occupation, and relationship to the minor child of the proposed Guardians are:

Name	Address	Age	Relationship	Occupation
_____	_____	_____	_____	_____
_____	_____	_____	_____	_____
_____	_____	_____	_____	_____
_____	_____	_____	_____	_____

7. The minor child has no guardian currently acting in this state or elsewhere.

WHEREFORE, Petitioners pray for the following:

1. That the Court issue an Order setting the time and place for hearing of this Petition; and
2. That the Court issue an Order, pursuant to SDCL 29A-5-201, appointing them as Guardians of the minor child without bond and annual accounting.

Dated this (DAY) day of (MONTH), (YEAR).

PETITIONER:

(NAME)
(STREET ADDRESS)
(CITY), SD (ZIP CODE)
(PHONE)
(EMAIL)

State of South Dakota:

ss:

County of (ENTER COUNTY NAME):

On this the (DAY) day of (MONTH), (YEAR), before me, the undersigned officer, personally appeared, (ENTER TEXT) , known to me or satisfactorily proven to be the person whose name is subscribed to the within instrument and acknowledged that she executed the same for the purposes therein contained.

In witness whereof, I hereunto set my hand and official seal.

Notary Public, State of South
Dakota
(SEAL)

My Commission Expires: (ENTER
DATE)

Dated this (DAY) day of (MONTH), (YEAR).

PETITIONER:

(NAME)
(STREET ADDRESS)
(CITY), SD (ZIP CODE)
(PHONE)