

**THE STATE OF NEW HAMPSHIRE
JUDICIAL BRANCH**

<http://www.courts.state.nh.us>

Court Name: _____

Case Name: Guardianship of _____

Case Number: _____
(if known)

PETITION FOR GUARDIANSHIP OF MINOR

The petitioner states the following:

1. Petition is made for guardianship over the minor's:
 Person and Estate Person Only Estate Only

2. Petitioner name _____ Relationship to minor _____
Mailing address _____ Telephone _____

Petitioner name _____ Relationship to minor _____
Mailing address _____ Telephone _____

3. Attorney Name _____ Telephone _____
Mailing Address _____ Bar ID# _____

4. The minor is: under OR over the age of fourteen. (Attach copy of birth certificate.)
Minor's legal name _____ Date of birth _____
Mailing address _____ Telephone _____
Alternate names _____
Alternate addresses _____

5. Name of minor's birth or adoptive parents. If both parents are deceased, attach a list of the names and addresses of the minor's grandparents, adult siblings, aunts and uncles. (Attach copy of death certificate of deceased parent(s), if applicable.)
Father name _____ Date of birth _____
Mailing address _____ Telephone _____
Residence address (if different from above) _____

Mother name _____ Date of birth _____
Mailing address _____ Telephone _____
Residence address (if different from above) _____

6. List the names and addresses of any persons having the principal care and custody of the minor during the 60 days preceding the filing of this petition.
Name _____ Relationship to minor _____
Address _____ Telephone _____

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7. Proposed guardian name _____ Date of birth _____

Relationship to minor _____ Occupation _____

Mailing address _____ Telephone _____

Proposed guardian name _____ Date of birth _____

Relationship to minor _____ Occupation _____

Mailing address _____ Telephone _____

8. List names and addresses of any person(s) nominated as guardian(s) of the person and/or the estate of the minor in the will of a deceased parent.

Name _____ Relationship to minor _____

Address _____ Telephone _____

9. List names and addresses of any adults, other than the proposed guardian, who will be living in the same home as the minor. Those persons must provide the court with a completed Criminal Record Release Authorization form and a DHHS Record Release Authorization form.

10. Are there any pending adoption, juvenile, domestic violence, marriage dissolution, domestic relations, paternity, legitimation, custody or other proceedings affecting minor or parents of this minor? Yes No If yes, attach a separate sheet identifying and explaining each.

11. Is an adoption of the minor by the proposed guardian(s) contemplated? Yes No

12. Is the minor entitled to receive local, state or federal benefits and/or entitlements? Yes No

13. Is there an existing child support order for this child? Yes No
If yes, is support collected by the Division of Child Support Services? Yes No
If no, are you seeking a child support order as part of this guardianship? Yes No

14. Is there an existing court visitation order for this child? Yes No
If yes, attach a copy of that order to this petition.

15. Is there any reason that this child should not visit with his/her parents? Yes No
If yes, state clearly and specifically any reason(s). Attach pages if needed.

16. Is this guardianship being sought by the Department of Health and Human Services as part of a permanency plan pursuant to the Adoption and Safe Families Act of 1997? Yes No

17. Is the child an American Indian child as defined by the Indian Child Welfare Act?
 Yes No If yes, the name and address of the tribe are:

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Is the tribe recognized by the federal government as eligible for federal services or certain Alaskan native corporations as defined in 43 U.S.C. §1602(c)? Yes No

18. Is this petition filed in conjunction with a settlement of minor's action, per RSA 464-A:42? Yes No If yes, attach a copy of the petition or proposed petition seeking approval and all supplemental documentation to be filed with the Superior or District Court.

19. If applying for guardianship over the minor's estate, provide the probable value and general character of the estate below:

	DESCRIPTION	
Real Estate	_____	\$ _____
Personal Property	_____	\$ _____
Income (include local, state and federal benefits)	_____	\$ _____
Debts	_____	\$ _____

20. The petitioner requests that the following impartial appraiser be named to take an inventory and appraise the estate of the minor. (Appraiser is required only if minor has an estate.)
Appraiser name _____ Occupation _____
Appraiser address _____

21. State specific facts which are claimed to demonstrate that the appointment of a guardian is in the best interests of the minor. (Attach additional pages as needed. Make each allegation a separate paragraph and number each paragraph.)

REQUEST FOR TEMPORARY ORDERS and/or PERMANENT ORDERS
The petitioner(s) request(s) that the following relief be granted in the best interests of the minor, after a hearing on the merits. (State clearly, and number separately, your requests to the court.)

22. FOR EX PARTE RELIEF ONLY. State additional facts or attach an affidavit (statement under oath) alleging facts involving the circumstances of the minor which establish that unless the ex parte relief is granted, the minor will, or is likely to, suffer immediate or irreparable harm or injury.

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REQUEST FOR *EX PARTE* ORDERS

The petitioner(s) request(s) that the following *ex parte* (emergency) relief be granted. (State clearly, and number separately, your requests to the court.)

Date

Petitioner Signature

Date

Petitioner Signature

State of _____, County of _____

This instrument was acknowledged before me on _____ by _____

My Commission Expires _____

Affix Seal, if any

Signature of Notarial Officer / Title

FOR COURT USE ONLY. The following consents, if required, will be obtained by the judge at the time of the hearing.

We hereby voluntarily and knowingly give consent to the appointment of _____
_____ as guardian(s).

Date

Parent Signature

Date

Parent Signature

Date

Minor Signature

Date

Guardian Signature

Date

Guardian Signature

ORDER

Upon consideration of this petition, it is decreed that the petition be granted and letters of guardianship be issued. Prior to the issuance of said letters, the guardian is ordered to file with the court, within _____ days of this order, a fiduciary bond in the amount of \$ _____,

without sureties with personal sureties with corporate sureties.

Date

Judge