

YANKTON SIOUX TRIBAL COURT)
YANKTON SIOUX RESERVATION)
WAGNER, SOUTH DAKOTA)

IN PROBATE COURT

IN THE MATTER OF THE INTEREST OF:)

CV # _____

_____ Dob(_____)

_____ Dob(_____)

_____ Dob(_____)

_____ Dob(_____)

_____ Dob(_____)

_____ Dob(_____)

Minor child(ren) _____)

_____)

_____)

_____)

Petitioner _____)

PETITION FOR ADOPTION

OF MINOR CHILD

COMES NOW the Petitioner and hereby swears that the following information is true and accurate to the best of his/her knowledge under penalty of perjury:

THE PETITIONER HEREBY STATES AND ALLEGES AS FOLLOWS:

1. THAT the Court has jurisdiction in this matter under the following facts (mark all that apply):

_____ That the minor Indian child resides within the original exterior boundaries of the Yankton Sioux Tribal Reservation or upon Tribal Trust land of the Yankton Sioux Tribe.

_____ That the prospective adoptive Indian parent resides within the original exterior boundaries of the Yankton Sioux Tribal Reservation or upon Tribal Trust land of the Yankton Sioux Tribe.

_____ That the minor Indian child is a member of the Yankton Sioux Tribe who has maintained sufficient minimum contacts with the Tribe (describe the contacts):

_____ That the prospective adoptive Indian parent is a member of the Yankton Sioux Tribe who has maintained sufficient minimum contacts with the Tribe (describe the contacts:

2. THAT the Petitioner(s) is/are _____ who resides at

_____, ssn# _____, Dob _____, race _____.

Which [] is, [] is not within the exterior boundaries of the Yankton Sioux Tribal Reservation in South Dakota.

3. THAT the Petitioner is / is not married.

4. THAT the minor child(ren) reside(s) at the following address

_____,
with the following person _____, and has been so for
_____ (must be more than six months at the time of hearing).

Which [] is, [] is not within the exterior boundaries of the Yankton Sioux Tribal Reservation in South Dakota.

5. THAT the minor child(ren):

Name: _____

Address: _____

_____, ssn# _____, Dob _____, race _____.

Name: _____

Address: _____

_____, ssn# _____, Dob _____, race _____.

Name: _____

Address: _____

_____, ssn# _____, Dob _____, race _____.

Name: _____

Address: _____

_____, ssn# _____, Dob _____, race _____.

Name: _____

Address: _____

_____, ssn# _____, Dob _____, race _____.

6. THAT the parents of the minor child are as follows (failure to complete this section may result in a denial of Petition):

MOTHER: (name) _____,

Mailing address: _____,

Telephone #: _____,

FATHER: (name) _____,

Mailing address: _____,

Telephone #: _____,

FATHER: (name) _____, (if applicable)

Mailing address: _____,

Telephone #: _____,

7. THAT the Petitioner(s) are/are not native. If the Petitioners are non-Native an attached statement from Yankton Sioux Tribal ICWA Department that all other placement or adoptive options have been exhausted and no member of the Tribe is willing to step forth to care for or adopt the minor child(ren).
8. THAT the Petitioner(s) are / are not more than 10 years older than each minor child. If not the Petitioners are not 10 years older than the minor children, describe good cause why the adoption should be granted:

9. THAT consent has been provided by (check all that apply):

_____ Minor child(ren) if twelve years of age or older

_____ Spouse of the Petitioner (if applicable)

_____ Biological mother; or

_____ The mother is deceased (at certificate of death)

_____ The mother's parental rights have been terminated (attach copy of Termination Order)

_____ The mother has been adjudged mentally incompetent (attach copy of Order of Declaration of Incompetence)

_____ The mother has abandoned the minor child for more than one year (abandonment shall mean no contact at all). Petitioner must be prepared to present evidence of abandonment.

_____ Biological father; or

_____ The father is deceased (at certificate of death)

_____ The father's parental rights have been terminated (attach copy of Termination Order)

_____ The father has been adjudged mentally incompetent (attach copy of Order of Declaration of Incompetence)

_____ The father has abandoned the minor child for more than one year (abandonment shall mean no contact at all). Petitioner must be prepared to present evidence of abandonment.

_____ The father was not married to the mother at the time of the child's Birth: and (check all that are appropriate)

_____ has not been identified by the mother

_____ the father has not acknowledged paternity by:

Publically acknowledging the child as his own,

receiving the child into his family and treating the child as his own; OR

causing his name to be affixed to the birth certificate; OR

Commencing a judicial proceeding to
establish paternity.

10. THAT the circumstances which necessitate the adoption are as follows:

11. THAT the following is a full description, including value, of all property owned or possessed by the minor child"

Property (description)	Value (approximate)
<hr/>	\$ <hr/>
<hr/>	\$ <hr/>
<hr/>	\$ <hr/>
<hr/>	\$ <hr/>
<hr/>	\$ <hr/>
<hr/>	\$ <hr/>
<hr/>	\$ <hr/>

WHEREFORE THE PETITIONER PRAYS:

1. THAT the Court schedule a hearing in this matter.
2. THAT the Court refer this matter to the Yankton Sioux Tribal ICWA Office for investigation and report into the desirability of adoption in this matter.
3. THAT the Court Order a separate Order of Adoption for each above named minor child.
4. THAT the Petitioner does / does not pray that the names of the minor child (ren) be changed to:

5. THAT the Court Order that the Bureau of Vital Statistics Order new Birth Certificates
be issued.

Petitioner

SUBSCRIBED AND SWORN TO before me this _____ day of
_____, 201____.

NOTARY PUBLIC

(seal)

My commission expires

Co-Petitioner (if any)

SUBSCRIBED AND SWORN TO before me this _____ day of
_____, 201____.

NOTARY PUBLIC

(seal)

My commission expires