MULTNOMAH COUNTY CIRCUIT COURT
GUARDIANSHIP OF A MINOR

INSTRUCTIONS

Obtaining guardianship of a minor involves several steps:

1- Pay the fee and file legal papers

2 - Make sure all persons entitled to notice of your request receive that notice

3 - Wait for 21 days after notice is received to see if any objections are filed to your request

4 - *If no objections are received:* Submit to the Court the Guardianship Judgment or
If objections are received: Contact the objector to set a date for mediation, and a hearing. You must call the Court to schedule the hearing date, leaving enough time to complete mediation. Mediation is a required confidential session with a trained counselor intended to help the parties discuss their disagreement. If mediation does not resolve the disagreement, you will need to appear at the hearing.

5 - If appointed guardian, you must register for the Oregon Fiduciary 101 class within 15 days of your Appointment date. The class must be completed within 60 days of appointment. There is a fee for the class.

6 - Contact information for Multnomah County Probate Department: phone: 503-988-3022, option 4; address: 1021 SW 4th Avenue, Room 224, Portland, OR 97204 (between Salmon & Main Streets).

A. <u>Filing</u>

You must pay a court fee to file a Petition for Guardianship of a Minor. That fee is $111. You will pay it at the cashier's window in Room 224/Probate on the second floor of the courthouse. If you cannot afford the filing fee, you can ask for paperwork that asks the Court to defer (delay) or waive (cancel) your court fees. Fee deferral/waiver forms must be taken to Room 210. But if you are asking the court to give you guardianship of a child and cannot afford this fee, the court may have questions about whether you can afford to serve as guardian.

When you sign the Petition, you are stating under oath that the contents are true and that you are aware that there is a penalty for perjury (lying under oath).

B. <u>Notice to Other Persons</u>

Oregon Revised Statutes (ORS 125.060) requires you to provide written notice of your request to the following persons:

- parents;
- the minor child (if the minor child is 14 years of age or older);
- the person or persons who have had the principal care and custody of the minor for the last 60 days before the petition is filed;
- any person living with the minor who has an interest in the affairs or welfare of the minor;
- the person or persons most closely related to the minor (if the parents are deceased);
- any person named in the will or other written document prepared by the parents (if the parents are deceased);
- the Department of Human Services if the minor is receiving public assistance;
- Oregon Health Authority if the minor is receiving monies for medical assistance, and
- Any attorney representing the child for any reason on any matter.

The notice of filing must be <u>personally served</u> on (1) any child who has reached the age of 14 years and (2) the parents of the minor child.

This personal service is required, unless the parents sign consents and the minor (14 or older) signs the acceptance of service. If the any of the parents or the minor do not sign, they must be personally served. You cannot do this service. The Sheriff will serve legal papers for a fee or a qualified third person can do the service and file the required proof with the court. The other persons entitled to notice can receive their notice by mail to their last-known address. Proof of the mailed service must be filed in court as well. Several papers, not just the "Notice," must be served. *See Section E below for very imiportant information.*

C. <u>Forms</u>

This packet contains the following forms:

FORM A: Petition for Appointment of Guardian
FORM B: Notice
FORM C: Notice to Respondent (Minor 14 years or older)
FORM D: Acceptance of Service by Minor over 14 years of age
FORM E: Consent by Mother to Guardianship
FORM F: Consent by Father to Guardianship
FORM G: Proof of Personal Service
FORM H: Proof of Mailed Service
FORM I: Objection to Petition for Guardianship
FORM J: Request for Notice
FORM K: Limited Judgment Appointing Permanent Guardianship

Fill out the forms completely. Be sure to write clearly and to spell all names correctly.

D. <u>Overview</u>

Once you have reviewed these instructions, and the child is under 14 years of age, think about whether you will be able to obtain the consent of the parents or if the written Notice needs to be sent.

If you obtain the consents, you need to file these documents with the Court, along with the filing fee:

- Petition (**FORM A**)
- Consents (**FORMS E and F**)
- Limited Judgment (**FORM K**)

If you are unable to obtain consents, or the minor is 14 years or older; you will be required to send Notice. You will need to file, along with the filing fee:

- Petition (**FORM A**)

Once the time for objections has passed without objections being filed, you must file:

- The proposed Limited Judgment (**FORM K**)
- Proofs of Service (**FORMS G -- and H if needed**).
- Copies of the Notices that were served (**FORMS B and C**).

The file is then sent to the Judge for the Limited Judgment to be signed. The Clerk will send the Petitioner (the person who is requesting the Guardianship) a copy of the signed Limited Judgment along with a Letter of Guardianship. The Letter of Guardianship is prepared by the Court and is not in your packet.

If an Objection *is* filed, the matter must be set for mediation under Multnomah County Supplemental Local Rules 9.016 and 12.045. (In cases involving domestic violence between the parties or other very serious issues, the Court may decide to waive the mediation requirement). If mediation does not result in an agreement, the Court will then set a hearing by sending a *Notice of Hearing* containing the date, time, and place of the hearing. Your failure to appear at the hearing may result in your Petition being denied. If the Judge decides to order the Guardianship, the court will send the Petitioner the paperwork the Petitioner will need to serve as Guardian.

The guardianship will continue until the minor reaches 18 years of age unless the Court ends it earlier for a good reason. Terminating the guardianship requires legal paperwork. Sometimes it can require a court hearing.

E. <u>More about Giving Notice to Other Persons</u>

This packet contains two forms of Notice (**FORMS B and C**) One copy of the Form B Notice must be served on each parent or party(ies) entitled to Notice. Form C notice must be personally served on the minor child if 14 years or older. Parties must receive the following when served:

- a copy of the *Notice* (**FORM B or C**),
- a copy of the *Petition for Appointment of Guardian* (**FORM A**),
- a blank *Acceptance of Service by Minor* (age 14 or older, **FORM D**)
- a blank *Consent* (**FORM E** for the Mother**,** or **F** (for the Father)
- a blank *Objection to Petion for Guardianship* (**FORM I**),
- a blank *Request for Notice* (for parties other than the minor; **FORM J**).

And an exact duplicate of the *Notice* that was served must be returned to the Court with the *Proof of Service* (**FORM G or H**)

IT IS YOUR RESPONSIBILITY TO MAKE SURE ALL COPIES ARE MADE AND ATTACHED TO THE NOTICE(S). The documents may be served by the Sheriff, Process Server, or any person who is at least 18 years old, not your employee, and lives in the state where service is made. If the documents are served by a Process Server or other person, the server must complete the *Proof of Personal Service* (**FORM G**) and file this, along with the *Notice* and copy of the *Petition for Guardianship*, with the Multnomah County Circuit Court.

Form A

IN THE CIRCUIT COURT OF THE STATE OF OREGON
FOR THE COUNTY OF MULTNOMAH

Probate Department

In the Matter of the Guardianship of

Case No. _____

PETITION FOR APPOINTMENT OF GUARDIAN OF MINOR
(ORS 21.145)

_____,
A Minor.

_____,
A Minor.

I am the Petitioner, the person asking for appointment of a guardian. My name is: _____

_____. I believe the minor child described below
Name of Petitioner
needs a guardian. The following statements are true:

1.

The name, address, and age of the minor is:
Name: _____
Contact Address: _____
City/State/Zip: _____
Age and Year of Birth: _____

2.

This minor is a resident of _____ County, Oregon, and is also physically present in the State of Oregon.

3.

The proposed guardian is a Multnomah County resident and is competent and qualified to serve as guardian. The proposed guardian's name and address is:
Name: _____
Contact Address: _____
City/State/Zip: _____
Age and Year of Birth: _____

4.

The proposed guardian ☐ has ☐ has not been convicted of a crime. *If the proposed guardian has been convicted of a crime, explain:* _____
_____

5.

The proposed guardian is the minor's _____. (*Explain the relationship)*

6.

The minor is currently living with _____, who is the minor's

_____.(_*Explain the relationship)*. The minor has been living here

for _____ (*how long).* Before that, the minor lived with _____,

who is the minor's _____. (*Explain the relationship)*

7.

A guardianship is necessary for the following reasons: _____

_____

_____

_____

_____

8.

The name and address of the minor's natural parent(s) are:

	Mother ☐ deceased	Father ☐ deceased
Name:		
Contact Address:		
City/State/Zip:		

9.

☐ The Mother's written consent is attached hereto, and is a part of my petition..
☐ The Father's written consent is attached hereto, and is a part of my petition..

10.

I understand that I must inform the court if I find out about another custody proceeding concerning this minor filed anywhere in Oregon or in another state or country.

11.

I ☐ have ☐ have not been involved in any other court proceedings concerning custody of this minor. *If you have been involved in any other court proceedings about this minor, fill out the information below*.

County	State	Case #	Type of Case

12.

I ☐ know ☐ do not know of any person other than _____ who has physical custody of the minor or claims to have custody or visitation rights with the minor.

(List any other person you know who has or claims rights to this minor: _____.

13.

Required information about the minor's homes and caretakers for the last 5 years is:

Dates From/To	County& State where Minor(s) lived	Name of Parent or other Caretaker during that time	Current Address or Contact Address of that Parent or Caretaker

.

14.

No other court in Oregon has acquired jurisdiction of this matter. No guardian has already been appointed for the minor.

15.

I believe the amount of the minor's assets are:

$ in Savings Account	$ in Trust Fund County	$ from Real Property	$ from another source *(& name source)*

I am asking for appointment of the guardian named above

I hereby declare that the above statements are true to the best of my knowledge and belief. I understand that these statements are made for use as evidence in court and are subject to penalty for perjury.

	x	x
	Petitioner's Signature	*Co-Petitioner's signature (if any)*
Printed Name		
Date Signed:		
Address/Contact Address		
City/State/Zip		
Phone # or Contact #		

Form B

IN THE CIRCUIT COURT OF THE STATE OF OREGON
FOR THE COUNTY OF MULTNOMAH

Probate Department

In the Matter of the Guardianship of

Case No. _____

NOTICE OF PETITION TO APPOINT GUARDIAN of MINOR
(ORS 125.065, ORS 125.070)

_____,
A Minor.

_____,
A Minor.

NOTICE IS HEREBY GIVEN that on _____ 20_____, the Petitioner, _____ *(name of Petitioner)* filed a petition for appointment of _____ *(name of proposed Guardian)* as GUARDIAN of the minor child(ren) listed above. A copy of that petition accompanies this notice. The Petitioner is the child's _____ . *Explain the relationship* . The Petitioner's address and telephone number are listed below.

Any OBJECTION to the proposed GUARDIANSHIP must be filed in the above court on or before this date: **21 days** after you are served with this notice, **OR,**_____, 20_____; **whichever comes later**. An objection and/or request for notice form is attached. A filing fee of $111 applies. In limited situations, the Court may defer (postpone) or waive (cancel) the fee. Written objection may be made by mailing or delivering the objection to: Multnomah County Circuit Court, Room 224, 1021 SW Fourth Avenue, Portland, OR 97204. A copy must also be sent to the Petitioner.

FAILURE TO FILE AN OBJECTION MAY RESULT IN APPOINTMENT OF A GUARDIAN FOR THE MINOR WITHOUT FURTHER HEARING. Hearings are not scheduled unless a timely objection is filed.

Notice of future filiings: If you wish to receive copies of future filings in this case, you must inform the Court and the person(s) named as petitioner(s) in this notice. You must inform the Court by filing a request for notice and paying the $111 fee unless you also filed an objection. The request for notice must be in writing, must clearly indicate that you wish to receive future filings in the proceedings, and must contain your name, address, and telephone number and the case number listed in the caption above. You must also mailing a copy of the request to the petitioner(s) at the address listed below. Unless you take these steps, you will receive no further copies of filings in this case.

Further information about objections: If you have objections to the petition for guardianship, the Court strongly advises that you use the enclosed written objection form and mail it to the Court. Oral objections are allowed only in response to the initial petition, but are not the recommended procedure. Oral objections are not allowed in response to a subsequent motion in the case. ORS 125.175(2). If necessary, oral objections to the petition may be made by personally appearing at the Probate Department, Room 224 of the Multnomah County Courthouse, during public service hours. The $111 filing fee applies here.

Dated this _____ day of _____, 20____

_____
Signature of Petitioner

	Petitioner(s)	Proposed Guardian
Printed Name		
Address (or contact address)		
City/State/Zip		
Telephone Number		

Form C

IN THE CIRCUIT COURT OF THE STATE OF OREGON
FOR THE COUNTY OF MULTNOMAH

Probate Department

In the Matter of the Guardianship of

Case No. _____

NOTICE TO RESPONDENT OF PETITION TO APPOINT GUARDIAN of MINOR
(Minor 14 years or older; ORS 125.065, 070)

_____,
A Minor.

_____,
A Minor.

NOTICE IS HEREBY GIVEN that on _____ 20_____, the Petitioner, _____ *(name of Petitioner)* filed a petition for appointment of _____ *(name of proposed Guardian)* as GUARDIAN of the minor child(ren) listed above. A copy of that petition accompanies this notice. The Petitioner is the child's _____ . *(Explain the relationship)* . The Petitioner's address and telephone number are listed below.

Any OBJECTION to the proposed GUARDIANSHIP must be filed in the above court on or before this date: **21 days** after you are served with this notice, **OR,** _____, 20_____; **whichever comes later**. An objection and/or request for notice form is attached. A filing fee of $111 applies. In limited situations, the Court may defer (postpone) or waive (cancel) the fee. Written objection may be made by mailing or delivering the objection to: Multnomah County Circuit Court, Room 224, 1021 SW Fourth Avenue, Portland, OR 97204. A copy must also be sent to the Petitioner.

FAILURE TO FILE AN OBJECTION MAY RESULT IN APPOINTMENT OF A GUARDIAN FOR THE MINOR WITHOUT FURTHER HEARING. Hearings are not scheduled unless a timely objection is filed.

If the court appoints a guardian for you, the guardian will have the right to decide where you live, what medical treatment you receive (subject to certain exceptions), will be responsible for providing for your care and maintenance, and, unless a conservator is appointed, will be responsible for taking care of your property.

Your financial resources may be used to pay court-approved expenditures for the guardianship proceeding.

In addition to the right to file an objection to the guardianship petition, you have the following rights in the case that determines whether a guardian is appointed for you or not:

(1) The right to hire an attorney to represent you and have records released to that attorney;
(2) The right to be informed of free or low-cost legal and other relevant services available in this area. Examples of organizations that may provide free legal services to you are as follows: Legal Aid Services of Oregon, 700 SW Taylor, Suite 300, Portland, OR 97205. Legal Aid Telephone Number: (503)-224-4086.
(3) The right to have access to your personal records;
(4) The right to request a hearing;
(5) The right to present evidence and cross-examine witnesses at any hearing;

(6) The right to request at any time that the power of the guardian be limited by the court;
(7) The right to request at any time the removal of the guardian or a modification of the guardianship order.

Further information about objections: If you have objections to the petition for guardianship, the Court strongly advises that you use the enclosed written objection form and mail it to the Court. Oral objections are allowed only in response to the initial petition, but are not the recommended procedure. Oral objections are not allowed in response to a subsequent motion in the case. ORS 125.175(2). If necessary, oral objections to the petition may be made by personally appearing at the Probate Department, Room 224 of the Multnomah County Courthouse, during public service hours. The $111 filing fee applies here.

Dated this _____ day of _____, 20_____.

_____
Signature of Petitioner

	Petitioner(s)	Proposed Guardian
Printed Name		
Address (or contact address)		
City/State/Zip		
Telephone Number		

Form D

IN THE CIRCUIT COURT OF THE STATE OF OREGON
FOR THE COUNTY OF MULTNOMAH

Probate Department

In the Matter of the Guardianship of

Case No. _____

ACCEPTANCE OF SERVICE BY MINOR (AGE 14 OR OLDER)
(ORS 125.065, ORS 125.070)

_____,
A Minor.

_____,
A Minor.

STATE OF OREGON)
) ss.
County of _____)

I, _____, state that I am the minor named above. I have received notice of petitioin to appoint a guardian for me, with a copy of the petition.

I understand that I have 21 days from today's date to object to the appointment of the proposed guardian.

DATED this _____ day of _____, 20_____.

_____
Minor's Signature

_____

SUBSCRIBED and SWORN to before me this _____ day of _____ 20 _____.

_____
Notary Public of Oregon/Court Clerk
My Commission Expires: _____

Form E

IN THE CIRCUIT COURT OF THE STATE OF OREGON
FOR THE COUNTY OF MULTNOMAH

Probate Department

In the Matter of the Guardianship of

Case No. _____

CONSENT TO GUARDIANSHIP OF MINOR (MOTHER'S)
(ORS 125.065, ORS 125.070)

_____,
A Minor.

_____,
A Minor.

STATE OF OREGON)
) ss.
County of _____)

I, _____, state that I am the legal **Mother** of the minor named above.
(Mother's name)
I consent to (agree with) the request that _____ be
(proposed guardian's name)
appointed guardian of this child. This child is _____ years old and was born in _____ .
(year)

I waive (give up) my right to **notice** of the time and date of hearings that involve the appointment of this person as my child's guardian. I also waive (give up) my right to **participate** in any hearings about this person's request to be my child's guardian.

DATED this _____ day of _____, 20_____

_____
Mother's Signature

_____
Print Name of Mother

SUBSCRIBED and SWORN to before me this ____ day of_____, 20___

_____
Notary Public for Oregon/Court Clerk
My Commission Expires: _____

Form F

IN THE CIRCUIT COURT OF THE STATE OF OREGON
FOR THE COUNTY OF MULTNOMAH

Probate Department

In the Matter of the Guardianship of

Case No. _____

CONSENT TO GUARDIANSHIP OF MINOR (FATHER'S)
(ORS 125.065, ORS 125.070)

_____,
A Minor.

_____,
A Minor.

STATE OF OREGON)
) ss.
County of _____)

I, _____, state that I am the legal **Father** of the minor named above.
(Father's name)
I consent to (agree with) the request that _____ be
(proposed guardian's name)
appointed guardian of this child. This child is _____ years old and was born in _____ .
(year)

I waive (give up) my right to **notice** of the time and date of hearings that involve the appointment of this person as my child's guardian. I also waive (give up) my right to **participate** in any hearings about this person's request to be my child's guardian.

DATED this _____ day of _____, 20_____

_____
Father's Signature

_____
Print Name of Father

SUBSCRIBED and SWORN to before me this ____ day of_____, 20_____

_____
Notary Public for Oregon/Court Clerk
My Commission Expires: _____

Form G

IN THE CIRCUIT COURT OF THE STATE OF OREGON
FOR THE COUNTY OF MULTNOMAH

Probate Department

In the Matter of the Guardianship of

_____
A Minor

_____,
A Minor.

Case No. _____

PROOF OF PERSONAL SERVICE
Of Notice of Petition to Appoint Guardian
Of Minor
(ORS 125.065)

I, _____, declare I am a resident of the County of _____, State of _____. I am a competent person 18 years of age or older and not a party to this case or an attorney in this case. I certify that the person(s) served is/are the identical one(s) that I have named below.

I served true copies of the following documents:

- "Notice of Petition to Appoint Guardian for a Minor" (labeled Form B)
- "Petition for Appointment of Guardian for Minor" (labeld Form A)
- "Objection to Petition for Guardianship" (labeled Form I) and
- " Request for Notice" (labeled Form J).

by **delivering them in person** to*:* *The Server must fill out all sections for each person served*

☐ **Mother**	(Name _____)
At the following address in _____ County::	
Street	
City/State/ZIP	
On _____ *(date)* at _____ a.m./p.m.(*time*).	

☐ **Father**	(Name _____)
At the following address in _____ County::	
Street	
City/State/ZIP	
On _____ *(date)* at _____ a.m./p.m.(*time*).	

☐ **Child**	(Name _____)
At the following address in _____ County::	
Street	
City/State/ZIP	
On _____ *(date)* at _____ a.m./p.m.(*time*).	

I hereby declare that the above statements are true to the best of my knowledge and belief. I understand that they are made for use as evidence in court and are subject to penalty for perjury.

Dated: _____

_____
Signature

Street: _____
City/State/Zip: _____

Print Name: _____
Phone Number: _____

Form H

IN THE CIRCUIT COURT OF THE STATE OF OREGON
FOR THE COUNTY OF MULTNOMAH

Probate Department

In the Matter of the Guardianship of

Case No. _____

PROOF OF MAILED SERVICE
Of Notice of Petition to Appoint Guardian Of Minor
(ORS 125.065)

_____,
A Minor.

_____,
A Minor.

I, _____, Petitioner in this matter, certify that the person(s) served by mail is/are the identical one(s) that I have named below.

I served true copies of the following documents:

- "Notice of Petition to Appoint Guardian for a Minor" (labeled Form B)
- "Petition for Appointment of Guardian for Minor" (labeld Form A)
- "Objection to Petition for Guardianship" (labeled Form I) and
- " Request for Notice" (labeled Form J)

by mailing them by first-class mail to the last-known addresses of the following persons or agencies, as listed below*:*

The Server must fill out all sections for each person served

☐ Person Served	(Name _____)
At the following address in _____ County::	
Street	
City/State/ZIP	
On _____ *(date)* at	

☐ Person Served	(Name _____)
At the following address in _____ County::	
Street	
City/State/ZIP	
On _____ *(date)* at _____ a.m./p.m.(*time*).	

☐ Person Served	(Name _____)
At the following address in _____ County::	
Street	
City/State/ZIP	
On _____ *(date)* at _____ a.m./p.m.(*time*).	

☐	**OREGON HEALTH AUTHORITY**
At the following address:	
Street	**500 Summer St. NE E-20**
City/State/ZIP	**Salem, OR 97301**
On _____ *(date)* at _____ a.m./p.m.(*time*).	

☐	**DEPARTMENT OF HUMAN SERVICES (DHS)**
At the following address in _____ County::	
Street	
City/State/ZIP	
On _____ *(date)* at _____ a.m./p.m.(*time*).	

I hereby declare that the above statements are true to the best of my knowledge and belief. I understand that they are made for use as evidence in court and are subject to penalty for perjury.

Dated: _____

_____
Signature
Print Name: _____

Street: _____

City/State/Zip: _____

Phone Number: _____

Form I

IN THE CIRCUIT COURT OF THE STATE OF OREGON
FOR THE COUNTY OF MULTNOMAH

Probate Department

In the Matter of the Guardianship of

_____,
A Minor.

_____,
A Minor.

Case No. _____

OBJECTION TO PETITION FOR GUARDIANSHIP OF MINOR

(ORS 125.065)

My name is: _____. My relationship with the minor in this case is: _____.

I object to the petition for guardianship for the following reasons:_____

_____

_____

_____

_____

_____

_____

_____

Note: A minor child (over 14 years of age) or a respondent who files an objection to guardianship incurs no filing fee. Others pay a filing fee for Objection unless deferred (postponed) or waived (canceled) by the court..

Dated this _____ day of _____, 20 ____.

Submitted by:

Signature: _____

Print Name _____

Street _____

City/State/Zip _____

Phone Number (or contact phone number) _____

Mail this with the appropriate fee to:	MULTNOMAH COUNTY CIRCUIT COURT 1021 SW FOURTH AVENUE, ROOM 224 PORTLAND, OR 97204

Form J

IN THE CIRCUIT COURT OF THE STATE OF OREGON
FOR THE COUNTY OF MULTNOMAH

Probate Department

In the Matter of the Guardianship of

Case No. _____

REQUEST FOR NOTICE

_____,
A Minor.

(ORS 125.065)

_____,
A Minor.

My name is: _____. My relationship with the minor in this case is:
_____.

I am asking to receive copies of all future filings in this proceeding and to receive notice of any hearing scheduled in this case. I have mailed a copy of this request to the Petitioner in this proceeding. I am not the minor this case involves and I have submitted the applicable fee to the Court or I have a court order saying I don't have to pay a fee now.

Note: A minor child 14 years of age or older is entitled to notice of any hearing and to be served with documents by Petitioner, without the need for filing a "Request for Notice." All others who file a Request for
Notice shall pay the required $111 filing fee or obtain a court order addresses the fee issue.

Signature: _____

Print Name _____

Street _____

City/State/Zip _____

Phone Number (or contact phone number) _____

Mail this with the appropriate fee to:	MULTNOMAH COUNTY CIRCUIT COURT 1021 SW FOURTH AVENUE, ROOM 224 PORTLAND, OR 97204

Form K

IN THE CIRCUIT COURT OF THE STATE OF OREGON
IN AND FOR THE COUNTY OF MULTNOMAH

In the Matter of the Guardianship of	)	Case No. _____
	)	
	)	
_____	)	
Minor Child	)	**LIMITED JUDGMENT ESTABLISHING**
	)	**GUARDIANSHIP of a MINOR**
_____	)	**ORS 125.305**
Minor Child	)	

On _____ , _____ this matter came before the court to appoint a legal guardian for the above named child(ren).

It appears to the court from the records and files herein that:

1. Venue is properly in this court of Multnomah County and no other court in this state has acquired jurisdiction in this matter.
2. Notices as required by ORS 125 have been given to the persons entitled thereto.
3. Notice of this proceeding has been given to the parties and the time for filing objections has expired and no objections have been filed.
4. The minor child/ren is/are in need of supervision.
5. The appointment of a guardian is necessary as a means of providing continuing care and supervision of the child/ren.
6. _____ is a qualified and suitable person to be granted guardianship of the above-named child(ren).
7. The mother/father have voluntarily consented to the appointment of a guardian for the minor child(ren) and consent to the appointment of _____ to be the guardian of said minor child(ren).

The court advises the proposed legal guardians(s) of the following powers and obligations of a guardian under ORS 125.315:

A legal guardian has the same powers and obligations as the parent of the child(ren). A guardian has the responsibility to see that the basic education, social and other needs of the child(ren) are met. A guardian may authorize medical and other professional care, treatment or advice that the children may need. A guardian may consent to the marriage of the child(ren) or the enlistment of the child(ren) in the Armed Forces. A guardian is authorized to pursue any legal claims on behalf of the child(ren) including any claim for support from a parent, however, a conservatorship will be required if the guardian is to receive assets for the child/ren. The guardian shall not enter into any settlements on behalf of the minor(s) without the specific approval of this Court.

A guardian is authorized to receive minor amounts of money on behalf of the child(ren) and to hold the money and apply the monies for the benefit of the child(ren). A guardian may not use the child(ren)'s money to pay himself/herself for services provided to the child(ren) except for actual expenses incurred in providing food, shelter, education, etc.

A legal guardian is required to file an annual report with the court within 30 days after each anniversary date of the Court's appointment of the guardianship. A guardian must promptly inform the court of any change of address. If problems arise regarding a guardian's ability or willingness to continue to serve in the role of legal guardian, it is the guardian's responsibility to request a hearing before the court.

The child shall remain in the custody of the legal guardian and shall not be returned to the parents or placed with any person without the express approval of the court.

NOW, THEREFORE, IT IS HEREBY ORDERED AND ADJUDGED; THAT:

1. _____ is appointed legal guardian(s) for the above named child/ren effective immediately without a hearing and without requirement of a surety bond.
2. The guardian/s shall have all of the statutory powers and duties of a guardian pursuant to ORS 125.
3. Physical custody of the minor(s) is hereby awarded to the Guardian/s.
4. Legal custody of the minor(s) is hereby awarded to the Guardian/s.
5. Letters of guardianship shall be issued to _____ .

DATED _____ , 20

Circuit Court Judge

Personal Information of Person Appointed Guardian:

:

_____
Name of Guardian/s

_____
Address of Guardian/s

_____

_____

.

_____
Telephone No.