

INSTRUCTIONS FOR MINOR GUARDIANSHIP PACKET

READ ALL THE INSTRUCTIONS BEFORE BEGINNING THE FORMS

Talk to a lawyer if you do not understand your duties or any part of these instructions.
The forms in this packet will be filed with the court and have legal consequences.

If you fill out the forms incorrectly or untruthfully, the court may tell you to provide more information, correct your filing, or get a lawyer.

These instructions are not a complete statement of the law. You must follow all Oregon laws, even the ones not fully explained here. Chapter 125 of the Oregon Revised Statutes controls minor guardianship cases. You may find more information at oregonlawhelp.org.

Contact the Oregon State Bar Lawyer Referral Service if you need help finding a lawyer or have questions about the Bar's Modest Means Program.

Oregon State Bar Lawyer Referral Service - www.oregonstatebar.org
Phone: 503.684.3763 or toll-free in Oregon at 800.452.7636

Before You Start

Make sure you know about any other existing or pending court cases involving this minor, in Oregon or any other state. Other court cases may impact your request to appoint a guardian. Look up Oregon case records at www.courts.oregon.gov/services/online/Pages/records-calendars.aspx or call your local court for help.

Parties

- **Petitioner** - You are the Petitioner (the person requesting appointment of a guardian). You may ask to be the guardian. You may also ask for a different person to be the guardian.
- **Guardian** - The person appointed by the court to support and protect the minor. The guardian has many duties and responsibilities including filing an annual report with the court. Until they are appointed, they are the **Proposed Guardian**.
- **Respondent** - The minor needs a guardian is the Respondent. Once a guardian is appointed, the minor is called the **Protected Person** or **Protected Minor**.
- **Objector** - Someone who disagrees with the guardianship. An objector may want someone else to be the guardian, or they might not want the child to have a guardian at all. If an Objector files an objection, the court will set a hearing to resolve the disagreement.
- **Court Visitor** - Some courts need a Court Visitor on the case before appointing a guardian. The Court Visitor interviews the parties and files a report with the court about the minor and their circumstances.

Process

- There are four steps required before the court can appoint a guardian for a minor:
 1. Fill out and file the *Petition*.
 2. Fill out and provide the *Notice*.
 3. Fill out and file the *Proof of Notice*.
 4. Fill out and file the *Proposed Judgment*.
- Anyone can object or disagree with the request to appoint a guardian. If anyone files an objection to the petition during the time allowed, the court will set a hearing. The parties must attend the hearing. The judge will listen to arguments about why they should or should not grant the guardianship.

If you are asking the court to appoint someone other than yourself as the guardian, that person must fill out and file an **Acceptance of Appointment** form. The court will not sign the judgment if this form is not completed and turned in.

- After a guardian is appointed, the court gives **Letters of Guardianship** to the guardian. The Letters are the proof the guardian uses to show they have legal authority to protect and support the minor.
 - Some courts have other requirements for guardians after they are appointed. Ask the court's probate department if they require guardian training.
- The guardian must file a **Minor Guardian Report** with the court every year. The report tells the court about the minor, the choices the guardian has made, and other details to show that the guardianship is working the right way.

Important Reminders

- You must pay a filing fee to start a guardianship case. The current filing fee can be found at www.courts.oregon.gov/Pages/fees.aspx. You can file a fee waiver or deferral form if you believe you qualify as low-income. Fee waiver or deferral forms can be found online at www.courts.oregon.gov/forms/Pages/fee-waiver.aspx.
- Court staff cannot give you legal advice. They cannot tell you what to put in the forms. They may be able to answer questions about court procedure. If you have questions about what information you need to put in the forms, you should talk to a lawyer.
- Oregon laws are found in the Oregon Revised Statutes (ORS) here: www.oregonlegislature.gov/bills_laws/Pages/ORS.aspx. Where you see "ORS" and a number, the first 3 numbers are the chapter, and the last 3 numbers are the section. For example, ORS 125.055 means chapter 125 and section 055, which is the section listing

the requirements of guardianship petitions. Other laws and rules apply to court filings generally and to guardianships specifically.

Be truthful, clear, and specific when completing your forms. This section has a brief explanation of each of the forms. You may not need all the forms in this packet.

STEP 1: Fill Out And File The Petition

Complete all sections of the *Petition*. You may ask to appoint yourself or someone else as guardian. In sections 1, 2, and 3 provide contact information about the parties.

In sections 5 and 6 of the *Petition* provide information about whether the proposed guardian is eligible. Checking “has” in either section does not automatically mean the person cannot be appointed, but not answering or leaving out this information might. If none of the circumstances apply, check “has not.”

In section 7 provide information about the relationship between the proposed guardian and the minor.

In sections 8 through 16 provide information about where the minor has been living, why guardianship is needed, and who will be entitled to notice of the petition. It is best to give clear and complete reasons for why the guardianship is needed. You can attach extra pages if you need more space to explain.

The minor’s legal parents must be personally served (see STEP 2 below). Information about other custody cases involving the minor must be included, even if those cases were in other states. If the minor or either parent has tribal affiliations, list that information in Section 13.

In Section 19 list any property belonging to the minor. Estimate the value of the property or income if you do not know the exact value.. List any government benefits the child is receiving, or any benefits a parent is receiving on behalf of the child.. Do not list clothing, toys, or household possessions.

When you finish filling out the *petition*, sign, date, and include your contact information at the end. By signing the petition, you are saying all the information in it is true to the best of your knowledge.

Your completed petition and filing fee or fee waiver and deferral form can now be submitted to the court and will be assigned a case number. You will need the case number and copies of the petition for the next steps. Everyone entitled to notice must receive a copy of the petition as part of providing legal notice.

If you are asking for someone else to be guardian, they must also sign the petition or fill out the ***Acceptance of Appointment***.

STEP 2: Fill Out And Provide Notice

Once the *Petition* is filed with the court, you must tell (“serve”) certain people that you are asking for the guardianship.. After you give notice, the person receiving notice is given time to respond or object to the petition. You must prove that they got the correct notice and that each person has had enough time to respond.

Fill out all sections of the notice forms and include the address of the court where you filed the petition. Make a copy of each completed notice to file with your proof of notice.

Serve the completed notices as follows: Person being served (if applicable)	Type of service:	
	Personal	Mailed
Parents who have not consented	✓	
Minor age 14+	✓	
Adults the minor currently live with		✓
Adults the minor have lived with in the past 60 days		✓
<u>Only if the biological parents have died</u> : the minors closest living relatives and anyone nominated in a will to care for the minors		✓
OHA and/or DHS if the minor is on OHP or are receiving SNAP		✓
If the minor are foreign citizens: the consulate for the minor’s country of citizenship		✓
An attorney representing the minor		✓
An attorney-in-fact (power of attorney) and any nominated or appointed fiduciary for the minor		✓
If the minor is native American or have native American parents: Contact the probate dept. for additional information. There may be special service requirements for family, tribal representatives, and Bureau of Indian Affairs representatives.	There are special rules for personal and mailed service.	

Notice to Minor

If the minor is age 14 or older, you must have another person provide notice to them using the ***Notice to Minor Respondent of Petition to Appoint Guardian*** form. A copy of the filed *Petition* must be included. If the minor is under 14, you do not need to give them notice.

A minor receiving notice must be *personally served*. This means that someone *other than* you must hand deliver the following documents to the minor:

- *Notice to Minor Respondent of Petition to Appoint Guardian*
- A copy of the filed *Petition*
- An *Objection* form with the case information and court address filled out

A minor cannot consent to the *Petition*, but they can accept service. If the minor completes the ***Minor Respondent's Acceptance of Service*** form, it can be filed with the court. The minor is not required to complete the *Acceptance of Service* form.

Notice of Petition for Minor Guardianship

Everyone else entitled to notice must receive the following documents:

- *Notice of Petition to Appoint Guardian of a Minor.*
- A copy of the filed *Petition*.
- An *Objection* form with the case information and court address filled out
- A *Request for Notice of Minor Guardianship* form with the case information and court address filled out.

If the minor or parent is part of a Native American tribe, you must use different notice documents for notice. Contact with your court's Probate Department for more information.

The minor's natural parents must be *personally served* by someone *other than you*. Adoptive parents and alleged genetic parents must also be personal served.

The parties listed below can receive notice by mail. If any of the following parties are part of your case, mail the notice documents listed above to them.

- If none of the parents are living, the person or persons most closely related to the minor.
- The person or persons who cared for the minor during the 60 days before the petition was filed (*See Section 15 of the petition*).
- Any person nominated to care for the minor in a will or other written instrument (ORS 125.060(2)(g)).
- Any person who claims they have legal custody of the minor.
- Any adult living with the minor who is interested in their welfare.
- Any person nominated or acting as a fiduciary, trustee, or power of attorney for the minor.
- Oregon Department of Human Services, if the minor receives benefits like food stamps.
- Oregon Health Authority, if the minor receives benefits like Oregon Health Plan.
- The tribe of affiliation, if the minor or natural parents are affiliated with a tribe. Speak with your court's Probate Department or a lawyer for more information.
- Other agencies or people, depending on special circumstances (*See ORS 125.060*).

Any party that is not the minor can complete the ***Consent to Minor Guardianship*** form to waive their right to file an objection. If everybody entitled to service fills out a consent form, skip to step 4.

STEP 3: Fill Out And File Proof of Notice

After the right notices have been personally served or mailed, the person who completed notice needs to fill out the ***Proof of Personal Service*** or ***Proof of Mailing*** forms. Each person who mailed notice or personally served notice must fill out their own proof form.

Not all sections of the proof forms will be used in all cases. Unused sections can be left blank. File completed *Proof of Notice* documents with a copy of each notice provided with the court.

STEP 4: Fill Out And File The Proposed Judgment

Persons entitled to notice have at least 21 days to object to the *Petition*. For personal service, the time to object begins from the day they are handed the notice documents. For mailing, the time to object starts from the date the notice documents are put in the mail. If an objection to the petition is filed, the court will set a hearing and send notice of the date and time to you and any objector. All objections must be resolved before the court appoints a guardian.

Fill out the ***Limited Judgment Appointing Guardian of a Minor***. The *Limited Judgment* can be filed with the court after the last 21-day notice period has expired. If there is nobody who needs to be served, the *Judgment* can be filed right away.

The information you fill out in the judgment should be the same as what you requested in the *Petition*. You may not need to fill out every part of the proposed judgment. Sections that do not apply to what you are asking for can be left blank. File your completed *proposed judgment* with the court.

After Appointment

After the court appoints a guardian, the court will issue *Letters of Guardianship* in the name of the appointed guardian. These Letters are certified by the court and are used as proof that the guardian is legally appointed.

Once appointed, the guardian must provide the *Notice of Appointment* to a minor if the minor is 14 or older.

At least once per year the guardian must file an ***Annual Guardian's Report for Minor Protected Persons*** to let the court and interested parties know of changes and updates in the guardianship. The form for the report is available at www.courts.oregon.gov/forms/Pages/guardian-conservatorship.aspx. It must be filed within 30 days of the anniversary of the guardian's appointment.

Each court may have other requirements or rules for guardians. Check with the Probate Department for specific information.

IN THE CIRCUIT COURT OF THE STATE OF OREGON
FOR THE COUNTY OF _____
Probate Department

In the Matter of the Guardianship of:

Case No: _____

**PETITION FOR APPOINTMENT
OF GUARDIAN OF A MINOR**

A Minor

Filing fee at ORS 21.175(1)

I am the Petitioner, the person asking for appointment of a guardian.

My name is: _____. My co-petitioner's name is
(if applicable): _____. I believe the minor child described
below needs a guardian. The statements I make in this petition 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(s) is a resident of _____ County,
Oregon, and is competent and qualified to serve as guardian. The proposed guardian's
name and address is:

Guardian:

Name: _____

Address: _____

City/State/Zip: _____

Age and Year of Birth: _____

Co-Guardian:

Name: _____

Address: _____

City/State/Zip: _____

Age and Year of Birth: _____

4. The proposed guardian(s) ☐ is ☐ is not an agency or employee of an agency that
provides services to the minor.

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

6. The proposed guardian(s) ☐ has ☐ has not:

- ☐ Filed or received protection under bankruptcy laws.
- ☐ Failed to perform a fiduciary duty resulting in loss for which they were found responsible.
- ☐ Been removed as a fiduciary in Oregon.
- ☐ Had a professional license canceled or revoked.

If any of the above have happened, please explain: _____

7. The proposed guardian(s)' relationship to the minor is _____

(Example: Aunt, Uncle, Grandparent)

8. The minor is currently living with _____
who is the minor's _____

(Relationship to minor).

The minor has been living there for _____ *(How long).*

Before that, the minor lived with _____, who
is the minor's _____

(Relationship to minor).

9. A guardianship is necessary for the following reasons: _____

No less restrictive alternative would allow the minor to receive the care they need.

10. The names and addresses of the minor's natural parents are:

	Parent 1 ☐ Deceased	Parent 2 ☐ Deceased
Name		
Address		
City/State/Zip		

11. ☐ Written consent is included with this petition for ☐ Parent 1 ☐ Parent 2

12. I understand that I must inform the court if I know of any cases involving the minor filed anywhere in Oregon or in another state or country.

13. I ☐ am ☐ am not aware of other existing or pending court proceedings concerning this minor in Oregon or any other state. Cases that may involve this minor are:

County	State	Case Number	Type of Case

14. I understand that the Indian Child Welfare Act (25 USC 1901-1963) applies to guardianship proceedings in Oregon. I am aware of the following tribal affiliations for the minor and/or the minor's natural parents:

Minor tribal affiliations: _____

Parent 1 tribal affiliations: _____

Parent 2 tribal affiliations: _____

or

☐ To the best of my knowledge, I do not know of any tribal affiliation for the minor and/or the minor's natural parents.

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

List any other persons who has rights or claims to have rights to the custody or care of the minor: _____

16. Required information about the minor's homes and caregivers for the last 5 years:

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

17. The proposed guardian(s) ☐ intends ☐ does not intend on placing the minor in a mental health treatment facility or other residential facility.

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

19. I believe the nature and value of the minor's assets and income are:

Type of property/income	Value of property/source of income

☐ Additional list of property attached as Exhibit 1

I am asking for appointment of the guardian(s) 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.

Petitioner:

Date

Signature

Email

Name (*printed*)

Address

City, State, ZIP

Phone

Co-Petitioner:

Date

Signature

Email

Name (*printed*)

Address

City, State, ZIP

Phone

IN THE CIRCUIT COURT OF THE STATE OF OREGON
FOR THE COUNTY OF _____
Probate Department

In the Matter of the Guardianship of:

Case No: _____

A Minor

**NOTICE OF PETITION TO
APPOINT GUARDIAN OF A
MINOR**

Filing fee at ORS 21.175

Notice

A petition (request) to appoint a guardian for the minor named above has been filed with the court. The proposed guardian is: _____ and their relationship to the minor is: _____.

A copy of the petition is included with this notice. Any objections to this petition must be filed within:

- ☐ 24 days from the mailing date the petitioner sent the notice, if you received this notice in the mail.
- ☐ 21 days from the date you received the notice, if this notice was personally served on you.

If you want to object to the petition for appointment of a guardian, you must file an objection with the court. Objections may be presented in-person, mailed to, or electronically filed with:

_____. Circuit Court at:

(Court Address)

If you wish to receive copies of future filings in this case but do not want to object at this time, you may file a *Request for Notice* form. Unless you object or file a request for notice, you will receive no further copies of the filings in the case.

If you file an objection or request for notice you must mail a copy of your objection or request to the petitioner.

There is a filing fee to object or request future notice. If you are low-income, you may request fee deferral or waiver from the court.

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.

Date

Signature

Email

Name (*printed*)

Address

City, State, ZIP

Phone

Relationship to minor

IN THE CIRCUIT COURT OF THE STATE OF OREGON
FOR THE COUNTY OF _____
Probate Department

In the Matter of the Guardianship of:

Case No: _____

A Minor

**NOTICE TO MINOR
RESPONDENT OF PETITION TO
APPOINT GUARDIAN**

Notice

A petition (request) to appoint a guardian for you has been filed with the court.

The person asking to be your guardian is: _____
and their relationship to you is: _____

A copy of the petition has been included with this notice. If you do not want them to be your guardian, fill out the *Objection* form included with this notice and mail it to the Court, file it electronically, or appear at the courthouse to object in person. You can object at any time your case is open and you will not be required to pay any fee. The court may appoint a guardian without any hearing or additional notice to you if you do not object.

A legal guardian has the right to decide where you live and what medical care you get. They will be responsible for making sure you are cared for. Unless a conservator is appointed, they will manage your money, property and any public benefits. Your money may be used to pay court-approved expenses for this guardianship proceeding.

You have the following rights in this guardianship case:

- The right to be represented by an attorney. If you request an attorney, the court can appoint you one, even if you cannot pay for one.
- The right to file a written, electronic, or oral objection.
- The right to request a hearing.
- The right to present evidence and cross-examine witnesses at any hearing.
- The right to request, at any time, that the power of the guardian be limited by the court.
- The right to request, at any time, the removal of the guardian or a modification of the guardianship.

There are free or low-cost legal services available locally. Call Legal Aid Services of Oregon at 503-224-4086.

Objections may be presented in-person, mailed to, or electronically filed with:

_____ Circuit Court at:

(Court Address)

Date

Signature

Email

Name (*printed*)

Address

City, State, ZIP

Phone

Relationship to minor

IN THE CIRCUIT COURT OF THE STATE OF OREGON
FOR THE COUNTY OF _____
Probate Department

In the Matter of the Guardianship of:

Case No: _____

A Minor

**OBJECTION TO PETITION TO
APPOINT GUARDIAN OF A
MINOR**

Filing Fee at ORS 21.175

➤ I need an interpreter: ☐ Spanish ☐ ASL ☐ Other: _____

I, _____, object to the petition for guardianship of the minor listed above.

☐ I am the minor. I understand I may object at any time and will not be required to pay any fee.

☐ I am not the minor, my relationship to the minor is _____
I understand there may be a filing fee to object and that I may request deferral or waiver of the filing fee if I am unable to pay it.

I object to the petition for guardianship because: _____

I understand I must mail or deliver this objection to the court.

I understand I must mail or personally serve a copy of this objection on the petitioner (or their lawyer if represented) and any other party to the case.

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.

Date

Signature

Email

Name (printed)

Address

City, State, ZIP

Phone

IN THE CIRCUIT COURT OF THE STATE OF OREGON
FOR THE COUNTY OF _____
Probate Department

In the Matter of the Guardianship of:

Case No: _____

**MINOR RESPONDENT'S
ACCEPTANCE OF SERVICE**

A Minor

I understand (*name of proposed guardian*) _____ is
asking the Court to be my guardian.

I am 14 years old or older.

I have received notice of the petition to appoint a guardian for me, with a copy of the
petition.

I understand I have the right to object to the petition.

Date

Signature

Name (*printed*)

IN THE CIRCUIT COURT OF THE STATE OF OREGON
FOR THE COUNTY OF _____
Probate Department

In the Matter of the Guardianship of:

Case No: _____

A Minor

**REQUEST FOR NOTICE OF
MINOR GUARDIANSHIP**

Filing Fee at ORS 21.175

I ask to receive copies of all future filings in this case and notice of any hearing scheduled in this case. I have mailed a copy of this request to the petitioner and/or guardian before filing it with the court. My relationship to the minor is: _____

I understand that a filing fee is required to submit this request, and that the fee may be waived or deferred if I am unable to pay it.

Date

Signature

Email

Name (*printed*)

Address

City, State, ZIP

Phone

Certificate of Mailing

I certify that on (*date*): _____ I placed a true and complete copy of this *Request* in the United States mail to (*Petitioner name*): _____ at (*address*): _____

Date

Signature

Name (*typed or printed*)

IN THE CIRCUIT COURT OF THE STATE OF OREGON
FOR THE COUNTY OF _____
Probate Department

In the Matter of the Guardianship of:

Case No: _____

**CONSENT TO MINOR
GUARDIANSHIP**

A Minor

I, _____, state that I am:

- ☐ A parent of the minor for whom guardianship is requested.
☐ A person entitled to notice of the petition seeking guardianship of the minor.

I consent (agree) to the request to appoint _____
as guardian for the minor.

I have received a copy of the petition. I waive my right to object to the petition for appointment of a guardian. I waive my right to participate in any hearing set prior to the appointment of this person as guardian.

This consent does not waive my right to receive notice of filings submitted after appointment of the guardian or my right to appear in the case if I object to those filings.

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.

Date

Signature

Email

Name (*printed*)

Address

City, State, ZIP

Phone

IN THE CIRCUIT COURT OF THE STATE OF OREGON
FOR THE COUNTY OF _____
Probate Department

In the Matter of the Guardianship of:

Case No: _____

**PROOF OF PERSONAL
SERVICE**

A Minor.

I have personally served the people identified below by delivering the listed documents to them.
I am not a party to the case, nor a person interested in the outcome of the petition.

☐ The minor is 14 years old or older. I personally served them on this date: _____
at this time: _____ at this address: _____

I personally served the following documents:

- ☐ Petition for Minor Guardianship
- ☐ Notice to Minor of Petition to Appoint Guardian of a Minor
- ☐ Blank Objection form
- ☐ Minor Respondent's Acceptance of Service
- ☐ Other: _____

☐ I personally served the minor's parent named _____ on this
date: _____ at this time: _____ at this address: _____

I personally served the following documents:

- ☐ Petition for Minor Guardianship
- ☐ Notice of Petition to Appoint Guardian of a Minor
- ☐ Blank Objection form
- ☐ Blank Request for Notice form
- ☐ Other: _____

☐ I personally served the minor's parent named _____ on this
date: _____ at this time: _____ at this address: _____

I personally served the following documents:

- ☐ Petition for Minor Guardianship
- ☐ Notice of Petition to Appoint Guardian of a Minor
- ☐ Blank Objection form
- ☐ Blank Request for Notice form
- ☐ Other: _____

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.

Date

Signature

Email

Name (*printed*)

Address

City, State, ZIP

Phone

IN THE CIRCUIT COURT OF THE STATE OF OREGON
FOR THE COUNTY OF _____
Probate Department

In the Matter of the Guardianship of: _____

Case No: _____

PROOF OF MAILING NOTICE

A Minor

I have served the persons and/or agencies listed below (as required by ORS 125.060(2)) by mailing true copies of the following documents to their last known address:

- ☐ Petition for Minor Guardianship
- ☐ Notice of Petition to Appoint Guardian of a Minor
- ☐ Blank Objection form
- ☐ Blank Request for Notice form
- ☐ Other: _____

Parties served:

- ☐ Oregon Department of Human Services (ODHS)
 - ☐ Emailed to DHSGuardian.Conservator@odhsoha.oregon.gov on: _____
 - ☐ Mailed to Legal Affairs Unit, 500 Summer Street NE, E62, Salem OR 97301 on: _____

- ☐ Oregon Health Authority (OHA)
 - ☐ Emailed to DHSGuardian.Conservator@odhsoha.oregon.gov on: _____
 - ☐ Mailed to Legal Affairs Unit, 500 Summer Street NE, E62, Salem OR 97301 on: _____

- ☐ Name/Agency: _____
Address: _____
Mailed on: _____ Relationship to minor: _____

- ☐ Name/Agency: _____
Address: _____
Mailed on: _____ Relationship to minor: _____

- ☐ Name/Agency: _____
Address: _____
Mailed on: _____ Relationship to minor: _____

- ☐ Name/Agency: _____
Address: _____
Mailed on: _____ Relationship to minor: _____

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.

Date

Signature

Email

Name (*printed*)

Address

City, State, ZIP

Phone

IN THE CIRCUIT COURT OF THE STATE OF OREGON
FOR THE COUNTY OF _____
Probate Department

In the Matter of the Guardianship of:

Case No: _____

A Minor

**ACCEPTANCE OF
APPOINTMENT AS GUARDIAN**

I am nominated to serve as Guardian in this case.

If appointed, I will accept appointment and will fulfill the legal duties and obligations of my appointment.

I believe that I am qualified, willing, and able to serve as the guardian for the above-named Minor.

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

Date

Signature

Email

Name (*printed*)

Address

City, State, ZIP

Phone

Relationship to minor

IN THE CIRCUIT COURT OF THE STATE OF OREGON
FOR THE COUNTY OF _____
Probate Department

In the Matter of the Guardianship of:

Case No: _____

A Minor

**LIMITED JUDGMENT
APPOINTING GUARDIAN OF A
MINOR**

This matter came before the Court pursuant to the petition for the appointment of
(name) _____ as legal
guardian of the minor listed above. The court has examined the records and files and
determined by clear and convincing evidence that:

1. Venue is properly in this Court and no other court in this state has acquired jurisdiction;
 2. Notices required by ORS 125.060 have been given to the persons entitled to them;
 3. The respondent listed above is a minor;
 4. The appointment of a guardian is necessary to provide continuing care and protection of the minor and no less restrictive alternative would adequately provide the same care and protection;
 5. The proceeding ☐ was not contested or ☐ was contested and:
☐ The objections were resolved in a contested hearing on: _____
☐ The objections were resolved by: _____
- and
6. The proposed guardian is qualified, suitable, and willing to serve as guardian for the minor listed above

NOW THEREFORE, IT IS HEREBY ORDERED AND ADJUDGED that:

1. _____ is appointed legal guardian for the above-named minor.
2. The guardian has all the statutory powers and duties of a guardian under ORS Chapter 125.
3. Legal and physical custody of the minor is awarded to the guardian subject to the limitation that the guardian does not cause or permit the minor to reside outside of the State of Oregon without further order of this Court per ORS 125.315.

4. Letters of Guardianship in the name of the appointed guardian will be issued as soon as practicable.

Court Signature:

Certificate of Readiness

This proposed judgment is ready for judicial signature because service is not required pursuant to subsection (3)(b) of Uniform Trial Court Rule 5.100.

Submitted by: ☐ petitioner ☐ respondent ☐ other: _____	
_____ Signature	_____ Print Name

I understand that I am subject to penalty for perjury for giving false information to the court. I believe all factual information in this Judgment is true. I understand that this Judgment is enforceable by the court.

_____ Date	_____ Signature
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_____ Email	_____ Name (<i>printed</i>)
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_____ Address	_____ City, State, ZIP	_____ Phone
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Relationship to minor