

## Information and Instructions for Minor Guardianship Packet

A minor guardianship is a legal proceeding where physical and legal custody of a minor or minors may be given by the Court to someone who is not their biological parent. A guardian holds sole legal and physical custody of the children. A child's parents do not have legal or physical custody when a guardian is appointed.

This packet has all the forms you need for the usual minor guardianship case. Not every case is the same, so you might not need to use every form in this packet. This packet can be used for multiple children if they are siblings or half siblings.

The people who want to be guardians (proposed guardians) should fill this packet out. The person or people who file this packet are also called petitioners.

This instruction sheet has two sections:

1. A summary of what must happen before you can be a guardian
2. A detailed description of each form in this packet

### Before a Guardian can be Appointed

There are three parts to a minor guardianship case before a guardian can be appointed.

#### **Part 1:**

Start by filling out these forms:

- Petition for Minor Guardianship (Form 1)
- Notice of Petition for Minor Guardianship (Form 2)

If one of the minors is 14 or older, also fill out:

- Notice to Minor Respondent of Petition for Minor Guardianship (Form 3)

Write the minors' names in the top left corner of all the rest of the forms in the packet.

Any parents who agree to you being guardian can fill out a consent form. The parent's signature on the consent form must be witnessed by a notary or court clerk. You won't be required to serve a parent who fills out a consent form.

Come to the Court to file when forms 1, 2, and 3 (if needed) are filled out. There is a \$124 filing fee. The filing fee can be waived or deferred with the Court's Fee Waiver or Deferral form if you are experiencing financial hardship.

## Part 2:

Service is the legal process of letting someone know that you have filed legal documents with the Court. It is your responsibility to serve every person who needs to know of your petition for minor guardianship.

These are the people who you are required to serve, if applicable in your situation:

- Parents or people who claim to be parents who haven't filled out a consent form
- Any minors listed in the petition who are 14 or older
- Anyone the minors have lived with in the past 60 days
- Anyone the minors are currently living with
- Any attorney representing any of the minors
- Any attorney-in-fact and any nominated or appointed fiduciary for the minors
- A minor's Indian custodian and tribe
- DHS and/or OHA if the minor is receiving government assistance from either
- **If** the biological parents have died, the people most closely related to the children, and anyone nominated in a will to care for them

There are two standard ways of doing service: personally and by mail.

Personal service is when the documents are handed directly to the person being served by an adult who is not connected to the case. A Sheriff process server can perform personal service for a fee.

Mailed service is when the documents are mailed to the last known address of the person being served.

A minor 14 or older and all parents MUST be given personal service. Anyone else can be given mailed service.

An adult being served must receive the following documents:

- Notice of Petition for Minor Guardianship (Form 2)
- Petition for Minor Guardianship (Form 1)
- Objection (Form 6)
- Request for Notice (Form 7)

A minor 14 or older being served must receive the following documents:

- Notice to Minor Respondent of Petition for Minor Guardianship (Form 3)
- Minor Respondent's Acceptance of Service (Form 4)
- Petition for Minor Guardianship (Form 1)
- Objection (Form 6)

### **Part 3:**

Fill out the last 3 forms:

- Proof of Personal Service (Form 8) (This form should be filled out by the person served the parents and/or minors)
- Proof of Mailed Service (Form 9)
- Limited Judgment Establishing Guardianship (Form 10)

Everyone who has been served has time to object. They have 21 days if they were given personal service and 24 days if they were given mailed service. For more information on the time to object, read ORS 125.065 and ORCP 10.

Bring or mail forms 8 and 9 to the Court as soon as personal and mailed service is complete.

Bring or mail form 10 to the Court if the objection periods end without any objections.

If anyone files an objection, the Court will schedule a hearing to address the objection. The Court will mail you the information about your hearing if it schedules one.

A Judge will review your case and make a decision about this guardianship when the Court has all the forms it needs.

If you are appointed guardian, the Court will let you know by mailing you some documents that describe your duties as guardian.

#### Forms in this Packet

#### **Form 1:** Petition for Minor Guardianship

This document provides important information to the Court to start this minor guardianship case. You must fill out all 20 sections on this form. Below are instructions for each section of the petition:

1. List the minors you want to be guardian for. If there are more than 3, check the "Additional page" box and either list the additional minors on the back of the first page of the petition or on a blank piece of paper.
2. List the person or people the minors live with, that address, and which county it is in. You cannot use this packet to file for minor guardianship if the minors are not currently present in Oregon.
3. You are telling the Court this is a true statement by signing and filing this form.

4. Write your name and address. If you are asking the Court to appoint two guardians, also write the name and address of the second person. The people listed here are called proposed guardians. Both people listed here must sign the petition, so you are also both petitioners.
5. Explain your relationship to the minors.
6. If any of the statements apply, check " has" **and** explain. Otherwise, check " has not".
7. Mark "do" if you want to place any of the minors on this petition in a mental health care facility or residential facility.
8. Examples: DHS or OHA employees.
9. List the children's parents and their last known mailing address.
10. If Parent 1 or Parent 2 has died, mark the box, and write 1 and/or 2 in the blank.
11. If any of the minors do not have a legal father, mark the box, and list the minors who do not have a legal father.
12. Describe how the children are not receiving the care they need from each person that has legal custody of them. Be as specific and concise as you can.
13. List the information for every court case concerning the custody of the minors that you are aware of.
14. List every person the minors have lived with in the past 60 days, even if you have already listed them somewhere else on this form.
15. List every person you are aware of who has access to the minors or claims to have the right to access the minors.
16. If any of the minors are members of a Native American tribe or eligible to be members of a Native American tribe, then the tribe must be given service. Service must be mailed by registered mail with return receipt. Proof of mailing via registered mail and a copy of the returned receipt must be filed. You can use **Form 8** to do this.
17. List every person the minor(s) have lived with in the past five years and a mailing address for that person. Dates can be approximate. If you need more space, mark the box "Continued on back".
18. List all financial assets, property, and sources of income you are aware of. These can be social security, child support, food stamps, and more.
19. If any of the minors have someone giving them medical care, check the "has" box and list the medical professional's information.

20. If any of the statements apply, check “ has” and list the person’s information. Otherwise, check “ has not”. A fiduciary is someone responsible to act with someone else’s best interest in mind, they are most commonly a guardian, conservator, trustee, or power-of-attorney.

At the end of the form, there are two locations for signatures and contact information. If you are asking the court to appoint two guardians, both must sign and provide their information. If you are asking the court to only appoint one guardian, only use the ‘petitioner’ section.

### **Form 2:** Notice of Petition for Minor Guardianship

This form must be included with service to every person who needs to be served (except a minor 14 or older – **Form 3** is specifically for them and has slightly different information).

The two blanks need to be filled in with the proposed guardians’ names, and their relationship with the minors.

### **Form 3:** Notice to Minor Respondent of Petition for Minor Guardianship

You only need to use this form for service to a minor 14 or older. It should be filled out with the same information as **Form 2**.

This form is only for service to a minor respondent 14 or older.

### **Form 4:** Minor Respondent’s Acceptance of Service

This form must be filled out by every minor age 14 or older when they are personally served. It lets the Court know that the minor has received service. The minor’s signature must be witnessed by a notary or a court clerk.

This form is only for service to a minor respondent 14 or older.

### **Form 5:** Consent to Minor Guardianship

You don’t need to have someone served if they fill out and file a consent form. Any adult that needs to be served can fill out a consent form if they agree to you being guardian. Contact the Probate Department if you need a consent form for someone who isn’t a parent.

You only need to write in the minors’ names and the case number.

### **Form 6:** Objection to Petition for Minor Guardianship

An objection form needs to be part of all service packets. You only need to write the minors’ names in the top left and the case number in the top right.

### **Form 7:** Request for Notice

Anyone can file this form and pay the filing fee. The Request for Notice form lets the petitioners and Court know that they want copies of all filings and notice of all hearings.

A minor 14 or older and the petitioners receive that information automatically.

You only need to write the minors' names in the top left and the case number in the top right.

### **Form 8:** Proof of Mailed Service

This is how you prove to the court know that you have served everyone who needs to be served by mail. If you need an additional form with more space to write information for people you have served, contact the Probate Department.

Mark the box and perform service if the minors are on the Oregon Health Plan or have been involved with a DHS case in the past.

### **Form 9:** Proof of Personal Service

Only adults who are not connected to this case can do personal service for you. The person who did personal service must fill out this form.

You may pay a fee for the sheriffs or a process server to do personal service for you.

### **Form 10:** Limited Judgment Establishing Guardianship for Minors

This is the document that a Judge signs to create a guardianship.

The first blank on the first page and the first two blanks on the second page should be filled in with the names of the proposed guardians.

A proceeding is contested if someone has filed an objection. If someone has filed an objection, mark "was" and the appropriate box.

Fill your information in the bottom.

IN THE CIRCUIT COURT OF THE STATE OF OREGON  
FOR THE COUNTY OF MULTNOMAH  
1200 SW FIRST AVENUE, PORTLAND OR 97204  
Probate Department

**In the Matter of the Minor Guardianship of**

Case No. \_\_\_\_\_

**Petition for Minor Guardianship**

Minors

I, \_\_\_\_\_, the Petitioner am asking for the appointment of guardians with plenary authority for the minors described below. The following statements are true:

1. The minors' names, ages and birth years are:

Child 1:	Child 2:	Child 3:
_____	_____	_____
Age and Birth Year:	Age and Birth Year:	Age and Birth Year:
_____	_____	_____

Additional page attached with information for more minors

2. The minors' currently live with \_\_\_\_\_ at the address: \_\_\_\_\_

This address is in \_\_\_\_\_ County, Oregon. The minors are currently physically present in the State of Oregon.

3. No other court in Oregon has acquired jurisdiction of this matter. No guardian has been appointed for these minors. I understand I must inform the court if I find out about another custody proceeding concerning any of the minors on this petition filed anywhere in Oregon, in another state, or in another country.

4. The proposed guardians are competent, qualified, and willing to serve as guardian. All proposed guardians are 18 or older. Their names and mailing addresses are:

Guardian 1:	Guardian 2:
_____	_____
Address:	Address:
_____	_____
_____	_____

5. The proposed guardians' relationship to the minors is: \_\_\_\_\_

\_\_\_\_\_

6. The proposed guardians  have  have not:

- Been convicted of a crime
- Filed for or received protection under bankruptcy laws
- Failed to do a fiduciary duty and caused a loss that they were found responsible for
- 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 guardians  do  do not intend on placing any of the minors in a mental health treatment facility or other residential facility.

8. The proposed guardian or guardians  are  are not an agency or employees of an agency that provides services to the minors.

9. The name and address for the parents of the minors are:

Parent 1:

Address:

\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

Parent 2:

Address:

\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

10.  Parent \_\_\_\_\_ is deceased.

11.  The listed minors have no legal father.

minors: \_\_\_\_\_

12. The minors need a guardian because: \_\_\_\_\_

\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

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



**13.** There have been the following court proceedings concerning the custody of these minors:

State	County	Case Number	Type of Case

I am not aware of any other open or closed court case for the custody of the minors listed here.

**14.** These are the people the minors have lived with in the past 60 days: \_\_\_\_\_

\_\_\_\_\_

**15.** The following people have physical custody, claim to have custody rights, or claim to have visitation rights: \_\_\_\_\_

\_\_\_\_\_

**16.** The minors  are  are not:

- Members of a Native American tribe
- Eligible to be members of \_\_\_\_\_ Native American tribe and biological children of a member of that tribe.

**17.** In the past 5 years, the minors have lived in the following locations with the following people:

Date (mm/yy)		Minors lived with:	Their mailing address is:	County:
From:	To:			

Page attached with additional information

**18.** I believe the minors have the following sources of income and hold the following assets:

\_\_\_\_\_

\_\_\_\_\_

The proposed guardians seek the authority to manage the estates of the minors.

19. The minors  have  do not have a doctor or other person giving them medical care.

If the minors do have a doctor, please complete the information below:

Role: \_\_\_\_\_

Name: \_\_\_\_\_

Address: \_\_\_\_\_

20. There  has  has not been any person:

- Made a fiduciary for the minors by a court of any state
- Made a trustee for a trust which the minors receive money from
- Appointed as a health care representative
- Making decisions for the minors with a Power of Attorney

If any of the above have occurred, list the information for the relevant person below:

Role: \_\_\_\_\_

Name: \_\_\_\_\_

Address: \_\_\_\_\_

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

Petitioner

Date: \_\_\_\_\_ Signature: \_\_\_\_\_

Printed Name: \_\_\_\_\_

Address: \_\_\_\_\_

Phone: \_\_\_\_\_ Email: \_\_\_\_\_

Co-petitioner (if any)

Date: \_\_\_\_\_ Signature: \_\_\_\_\_

Printed Name: \_\_\_\_\_

Address: \_\_\_\_\_

Phone: \_\_\_\_\_ Email: \_\_\_\_\_

IN THE CIRCUIT COURT OF THE STATE OF OREGON  
FOR THE COUNTY OF MULTNOMAH  
1200 SW FIRST AVENUE, PORTLAND OR 97204  
Probate Department

**In the Matter of the Minor Guardianship of**

\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

Case No. \_\_\_\_\_

**Notice of Petition for Minor Guardianship**

Minors

**Notice:** A petition (request) to appoint guardians for the minors listed above has been filed with the Court. The proposed guardians are \_\_\_\_\_ and their relationship to the minors listed is \_\_\_\_\_.

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

- 24 days from the date of mailing if this notice was mailed (ORS 125.065 and ORCP 10)
- 21 days from the date of service if this notice was served personally (ORS 125.065)

If you wish to receive copies of future filings in this case but do not want to object at this time, you may use the included Request for Notice form (**Form 6**, included in the attached documents). There is a \$281 filing fee, which can be waived or deferred with the Court’s Fee Waiver or Deferral packet. If you choose to do this, file the request for notice with the Court and mail a photocopy to the petitioners.

Unless you take these steps, you will receive no further copies of the filings in the case.

Objections may be presented orally at, mailed to, or delivered to:

Multnomah County Circuit Court  
Probate Department  
1200 SW First Avenue  
Portland, OR 97204

Date: \_\_\_\_\_ Signature: \_\_\_\_\_

Printed Name: \_\_\_\_\_

Relationship to Minor(s): \_\_\_\_\_

Address: \_\_\_\_\_

Phone: \_\_\_\_\_ Email: \_\_\_\_\_

IN THE CIRCUIT COURT OF THE STATE OF OREGON  
FOR THE COUNTY OF MULTNOMAH  
1200 SW FIRST AVENUE, PORTLAND OR 97204  
Probate Department

**In the Matter of the Minor Guardianship of**

\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

Case No. \_\_\_\_\_

**Notice to Minor Respondent of  
Petition for Minor Guardianship**

Minors

A petition (request) to appoint guardians for you has been filed with the Court. The proposed guardians are \_\_\_\_\_ and their relationship to you listed is \_\_\_\_\_.

If you want to object, you will not be required to pay any fee. Fill out and file the included objection form **within 21 days** of when you were given this notice. (ORS 125.065)

If a guardian is appointed for you, they will have the right to decide where you live, and what medical treatments you receive (with some exceptions). They will be responsible for providing for your care and, unless a conservator is appointed, your property. Your financial resources may be used to pay court-approved expenses for this guardianship proceeding.

The Court may appoint a guardian without any hearing or additional notice if you do not object.

You have following rights in this guardianship case:

- The right to be represented by an attorney
- The right to file a written 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 fiduciary be limited by the court
- The right to request at any time the removal of the fiduciary or a modification of the protective order

There are free or low-cost legal services available locally. For example, you may call Legal Aid Services of Oregon at 503-224-4086.

Objections may be presented orally at, mailed to, or delivered to:

Multnomah County Circuit Court  
Probate Department  
1200 SW 1st Avenue  
Portland, OR 97204

Date: \_\_\_\_\_ Signature: \_\_\_\_\_

Printed Name: \_\_\_\_\_

Relationship to Minor(s): \_\_\_\_\_

Address: \_\_\_\_\_

Phone: \_\_\_\_\_ Email: \_\_\_\_\_

IN THE CIRCUIT COURT OF THE STATE OF OREGON  
FOR THE COUNTY OF MULTNOMAH  
1200 SW FIRST AVENUE, PORTLAND OR 97204  
Probate Department

**In the Matter of the Minor Guardianship of**

\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

Case No. \_\_\_\_\_

**Minor Respondent's Acceptance of Service**

Minors

I, \_\_\_\_\_, understand \_\_\_\_\_ 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 21 days from today to object to \_\_\_\_\_ being my guardian. (ORS 125.065)

Date: \_\_\_\_\_ Signature: \_\_\_\_\_

Printed Name: \_\_\_\_\_

Subscribed and sworn before me on \_\_\_\_\_ in the State of \_\_\_\_\_,  
\_\_\_\_\_ County.

\_\_\_\_\_  
Notary Public for Oregon/Court Clerk

My Commission Expires: \_\_\_\_\_

IN THE CIRCUIT COURT OF THE STATE OF OREGON  
FOR THE COUNTY OF MULTNOMAH  
1200 SW FIRST AVENUE, PORTLAND OR 97204  
Probate Department

**In the Matter of the Minor Guardianship of**

\_\_\_\_\_  
\_\_\_\_\_

Case No. \_\_\_\_\_

**Consent to Minor Guardianship**

Minors

I, \_\_\_\_\_, state that I am a parent of the minors I have listed below. I consent (agree) to the request to appoint \_\_\_\_\_ as guardians for the minors I have listed below:

Minor 1: \_\_\_\_\_

Minor 2: \_\_\_\_\_

Minor 3: \_\_\_\_\_

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

Date: \_\_\_\_\_ Signature: \_\_\_\_\_

Printed Name: \_\_\_\_\_

Subscribed and sworn before me on \_\_\_\_\_ in the State of \_\_\_\_\_,  
\_\_\_\_\_ County.

\_\_\_\_\_  
Notary Public for Oregon/Court Clerk

My Commission Expires: \_\_\_\_\_

IN THE CIRCUIT COURT OF THE STATE OF OREGON  
FOR THE COUNTY OF MULTNOMAH  
1200 SW FIRST AVENUE, PORTLAND OR 97204  
Probate Department

**In the Matter of the Minor Guardianship of**

Case No. \_\_\_\_\_

**Objection to Petition for  
Minor Guardianship**

\_\_\_\_\_   
 \_\_\_\_\_   
 \_\_\_\_\_   
 Minors

I, \_\_\_\_\_, object to the petition for guardianship of the  
minors listed above. My relationship to the minors is \_\_\_\_\_

I object to the petition for guardianship because: \_\_\_\_\_

\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

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

Date: \_\_\_\_\_ Signature: \_\_\_\_\_

Printed Name: \_\_\_\_\_

Address: \_\_\_\_\_

Phone: \_\_\_\_\_ Email: \_\_\_\_\_

**Note:** A minor listed on this case will pay no filing fee. All others must pay a **\$124 filing fee** to object. The fee can be waived or deferred with the Court’s Fee Waiver or Deferral form.

Mail or deliver this objection to: Multnomah County Circuit Court  
Probate Department  
1200 SW First Avenue  
Portland, OR 97204

IN THE CIRCUIT COURT OF THE STATE OF OREGON  
FOR THE COUNTY OF MULTNOMAH  
1200 SW FIRST AVENUE, PORTLAND OR 97204  
Probate Department

**In the Matter of the Minor Guardianship of**

Case No. \_\_\_\_\_

**Request for Notice**

Minors \_\_\_\_\_

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. My relationship to the minors is \_\_\_\_\_.

**Note:** A minor 14 years or older is entitled to copies of all filings and to receive notice of any hearing scheduled in this case. They do not need to file this request for notice.

All others will be required to pay the \$281 filing fee. This fee can be waived or deferred with the Court's Fee Waiver or Deferral form.

Date: \_\_\_\_\_ Signature: \_\_\_\_\_

Printed Name: \_\_\_\_\_

Address: \_\_\_\_\_

Phone: \_\_\_\_\_ Email: \_\_\_\_\_

Mail or deliver this request for notice to the petitioner and to:

Multnomah County Circuit Court  
Probate Department  
1200 SW First Avenue  
Portland, OR 97204



IN THE CIRCUIT COURT OF THE STATE OF OREGON  
FOR THE COUNTY OF MULTNOMAH  
1200 SW FIRST AVENUE, PORTLAND OR 97204  
Probate Department

**In the Matter of the Minor Guardianship of**

Case No. \_\_\_\_\_

**Proof of Mailed Service**

Minors \_\_\_\_\_

I have served the people or agencies listed below by mailing the listed documents with first class mail to their last known address.

Documents served:

- Notice of Petition for Minor Guardianship
- Petition for Minor Guardianship
- Blank Objection form
- Blank Request for Notice form

Parties served:

Oregon Health Authority (for Oregon Health Plan)  
500 Summer Street NE E-20, Salem, OR 97031

Mailed on date: \_\_\_\_\_ At time: \_\_\_\_\_

Department of Human Services (DHS)

Address: \_\_\_\_\_

Mailed on date: \_\_\_\_\_ At time: \_\_\_\_\_

Name/Agency: \_\_\_\_\_

Relationship to Minors: \_\_\_\_\_

Address: \_\_\_\_\_

Mailed on date: \_\_\_\_\_ At time: \_\_\_\_\_

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

Date: \_\_\_\_\_ Signature: \_\_\_\_\_

Printed Name: \_\_\_\_\_

Address: \_\_\_\_\_

Phone: \_\_\_\_\_ Email: \_\_\_\_\_

IN THE CIRCUIT COURT OF THE STATE OF OREGON  
FOR THE COUNTY OF MULTNOMAH  
1200 SW FIRST AVENUE, PORTLAND OR 97204  
Probate Department

**In the Matter of the Minor Guardianship of**

Case No. \_\_\_\_\_

**Proof of Personal Service**

Minors

I have personally served the people identified below by delivering the listed documents to them.

Documents Served to an Adult:

- Notice of Petition for Minor Guardianship
- Petition for Minor Guardianship
- Blank Objection form
- Blank Request for Notice form

Documents Served to a Minor:

- Notice to Minor Respondent of Petition for Minor Guardianship
- Petition for Minor Guardianship
- Minor Respondent’s Acceptance of Service
- Blank Objection form

Parties served:

Name: \_\_\_\_\_

Relationship to Minors: \_\_\_\_\_

Address: \_\_\_\_\_

Served on date: \_\_\_\_\_ At time: \_\_\_\_\_

Name: \_\_\_\_\_

Relationship to Minors: \_\_\_\_\_

Address: \_\_\_\_\_

Served on date: \_\_\_\_\_ At time: \_\_\_\_\_

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

Date: \_\_\_\_\_ Signature: \_\_\_\_\_

Printed Name: \_\_\_\_\_

Address: \_\_\_\_\_

IN THE CIRCUIT COURT OF THE STATE OF OREGON  
FOR THE COUNTY OF MULTNOMAH  
1200 SW FIRST AVENUE, PORTLAND OR 97204  
Probate Department

**In the Matter of the Minor Guardianship of**

Case No. \_\_\_\_\_

**Limited Judgment Establishing Minor  
Guardianship**

\_\_\_\_\_   
 \_\_\_\_\_   
 \_\_\_\_\_   
 Minors

This matter came before the Court pursuant to the petition for the appointment of \_\_\_\_\_   
 \_\_\_\_\_ as legal guardian(s) for the above-named minor(s).

The Court has examined the records and files and determined by clear and convincing evidence 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 125.060 have been given to the persons entitled to them;
3. The respondent(s) listed above is/are minor(s);
4. The appointment of a guardian is necessary as a means of providing continuing care and supervision of the minor(s);
5. The proceeding  was  was not contested and:
  - The objection(s) were resolved in a contested hearing on \_\_\_\_\_
  - The objection(s) were resolved in some other way: \_\_\_\_\_
6. The proposed guardian(s) is/are qualified, suitable, and willing to act as guardian for the minor(s) listed above and;
7. No less restrictive alternative would adequately provide for the care and supervision of the minor(s) listed above.

The court advises the proposed guardian(s) of the following powers and duties of a guardian under ORS 125.315, limitations under ORS 125.320 and requirements under ORS 125.325:

A guardian of a minor has the powers and responsibilities of a parent who has legal custody of a child(ren), except that the guardian has no obligation to support the child(ren) beyond the support that can be provided from the estate of the child(ren), and the guardian is not liable for the torts of the child(ren).

Whenever appropriate, a guardian will arrange for the education of the child(ren).

A guardian may consent, refuse consent, or withdraw consent to health care for the child(ren).

Guardians are required to file a report with the court each year between the date this judgment was signed and the date 30 days after. Guardians must promptly inform the court of any change of address.

NOW, THEREFORE, IT IS HEREBY ADJUDGED as follows:

1. \_\_\_\_\_ is/are appointed legal Guardian(s) for the above-named minor(s) effective immediately without a hearing and without requirement of a surety bond.
2. The Guardian(s) shall have all 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:

\_\_\_\_\_.

\_\_\_\_\_

Certificate of Readiness:

Service is not required because this is an uncontested probate matter.

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

Date: \_\_\_\_\_ Signature: \_\_\_\_\_

Printed Name: \_\_\_\_\_

Address: \_\_\_\_\_

Phone: \_\_\_\_\_ Email: \_\_\_\_\_