

**Marital Settlement and Separation Agreement**

This is an Agreement by and between \_\_\_\_\_ (hereinafter referred to as “Wife”) and \_\_\_\_\_ (hereinafter referred to as “Husband”).

**WITNESSETH:**

**WHEREAS**, The parties were married in a civil/religious ceremony on [date];

**WHEREAS**, The parties acknowledge that their marriage has become insupportable because of discord or conflict of personalities such that there is no reasonable expectation for reconciliation. For this reason, the parties intend and desire to settle their mutual rights and responsibilities, as set forth below;

**WHEREAS**, the parties intend for this document to constitute their Separation and Marital Settlement Agreement, and for the terms set forth herein to be binding upon a court in any action for dissolution or separation, as provided for under Chapter 750, Section 502, of the Illinois Statutes,

**WHEREAS** , there are/are no [select] minor children of the marriage;

**WHEREAS**, the parties desire to settle between themselves all rights and obligations arising out of their marital relationship; and

**WHEREAS**, the parties are residents of the State of Illinois, with the Wife residing at \_\_\_\_\_ , and the Husband residing at \_\_\_\_\_ .

**NOW THEREFORE**, in consideration of the mutual covenants hereinafter contained, the parties agree as follows:

1. SEPARATION

The parties agree that they shall live separate and apart and each shall be free from interference, molestation, authority and control, direct or indirect, by the other, as fully as if sole and unmarried, and each may reside at such place or places as he or she may select.

2. CUSTODY OF CHILDREN [delete sections 2 - 6 if there are no minor children of the marriage]