

PROPERTY DECLARATION

FL-160

GENERAL INFORMATION

You will use this form to address community, quasi-community property assets and debts and separate property. Community property is any property, assets and debts that were acquired during the marriage. Separate property is property, assets and debts that were acquired prior to the marriage. (You must use separate forms for each.)

Community Property generally is everything that spouses or domestic partners own together. It includes everything you bought or got while you were married or in a domestic partnership — including debt — that is not a gift or inheritance.

Community property also includes all the earnings that either spouse or partner (or both of you) earned during the marriage and everything bought with those earnings. You can usually tell if property belongs to the community by looking at the source of the money that was used to buy it. If the purchase money was earned during the marriage, the property belongs to the community.

Separate Property is anything you have that you owned before you were married or before you registered your domestic partnership. Inheritances and gifts to 1 spouse or domestic partner, even during the marriage or domestic partnership, are also separate property. Rents, profits, or other money you earn from your separate property is also separate property. And property you buy with separate property is also separate property.

Separate property is also anything that you acquire after the date of separation, including money you earn. This is 1 of the reasons why the date of separation is so important. It can determine whether certain property or debt is community or separate property.

FILING AND SERVING INSTRUCTIONS

You must complete the Property Declaration, form FL-160. Keep a copy and have someone, other than yourself, serve a copy of the completed Property Declaration(s) on the other party in your case. Once served, have server complete a Proof of Service which will be filed by the Court.

**SUPERIOR COURT OF CALIFORNIA
COUNTY OF SUTTER**

**FAMILY LAW FACILITATOR
FAMILY LAW INFORMATION CENTER**


530-822-3305

PARTY WITHOUT ATTORNEY OR ATTORNEY STATE BAR NO.: NAME: YOUR NAME FIRM NAME: STREET ADDRESS: YOUR STREET ADDRESS CITY: YOUR CITY, STATE, and ZIP CODE STATE: ZIP CODE: TELEPHONE NO.: TELEPHONE # FAX NO.: E-MAIL ADDRESS: ATTORNEY FOR (name):	
SUPERIOR COURT OF CALIFORNIA, COUNTY OF COUNTY NAME STREET ADDRESS: MAILING ADDRESS: COURT'S PHYSICAL ADDRESS CITY AND ZIP CODE: COURT'S CITY, STATE, and ZIP CODE BRANCH NAME:	
PETITIONER: FILL OUT EXACTLY AS THIS INFORMATION APPEARS ON YOUR OTHER DOCUMENTS. RESPONDENT: OTHER PARENT/PARTY:	
<input checked="" type="checkbox"/> PETITIONER'S <input type="checkbox"/> RESPONDENT'S <input type="checkbox"/> COMMUNITY AND QUASI-COMMUNITY PROPERTY DECLARATION <input type="checkbox"/> SEPARATE PROPERTY DECLARATION	CASE NUMBER: COURT CASE NUMBER

CHECK THE BOX FOR THE TYPE OF PROPERTY. IF YOU HAVE BOTH KINDS OF PROPERTY, YOU MUST DO TWO FL-160 FORMS.

See *Instructions* on page 4 for information about completing this form. For additional space, use *Continuation of Property Declaration* (form FL-161).

A	B	C	D	E	F	
ITEM NO.	DATE ACQUIRED	GROSS FAIR MARKET VALUE	AMOUNT OF DEBT	NET FAIR MARKET VALUE	PROPOSAL FOR DIVISION Award or Confirm to: PETITIONER RESPONDENT	
1. REAL ESTATE LIST EACH ADDRESS	IN THIS COLUMN, GIVE THE DATE YOU GOT THE ITEM YOU ARE LISTING	IN THIS COLUMN, GIVE THE CURRENT VALUE OF EACH ITEM LISTED	IN THIS COLUMN, GIVE THE AMOUNT STILL OWED ON EACH SPECIFIC ITEM	IN THIS COLUMN, SUBTRACT THE DEBT OWED FROM THE CURRENT VALUE	IN THESE COLUMNS, LIST THE DOLLAR AMOUNT THAT THE PETITIONER AND/OR RESPONDENT WILL GET FOR EACH ITEM LISTED.	
2. HOUSEHOLD FURNITURE, FURNISHINGS, APPLIANCES DESCRIBE THE SPECIFIC PIECES/ ITEMS YOU NEED DISTRIBUTED						
3. JEWELRY, ANTIQUES, ART, COIN COLLECTIONS, etc.						
4. VEHICLES, BOATS, TRAILERS LIST THE YEAR, MAKE, MODEL, VIN #, ETC.						
5. SAVINGS ACCOUNTS LIST THE BANK NAME AND ACCOUNT #.						
6. CHECKING ACCOUNTS LIST THE BANK NAME AND ACCOUNT #.						

USE THIS FORM ONLY IF YOU HAVE COMMUNITY OR SEPARATE PROPERTY THAT YOU WOULD LIKE THE COURT TO DIVIDE

A		B	C	-	D	=	E	F	
ITEM NO.	BRIEF DESCRIPTION	DATE ACQUIRED	GROSS FAIR MARKET VALUE		AMOUNT OF DEBT		NET FAIR MARKET VALUE	PROPOSAL FOR DIVISION Award or Confirm to: PETITIONER RESPONDENT	
7.	CREDIT UNION, OTHER DEPOSITORY ACCOUNTS		\$		\$		\$	\$	\$
THIS IS PAGE 2 OF THE PROPERTY DECLARATION. CONTINUE LISTING THE ITEMS AND APPROPRIATE MONEY AMOUNTS.									
8.	CASH								
9.	TAX REFUND								
10.	LIFE INSURANCE WITH CASH SURRENDER OR LOAN VALUE								
11.	STOCKS, BONDS, SECURED NOTES, MUTUAL FUNDS								
12.	RETIREMENT AND PENSIONS								
LIST THE ACCOUNT NAME OR TYPE AND ACCOUNT #.									
13.	PROFIT-SHARING, IRAS, DEFERRED COMPENSATION, ANNUITIES								
14.	ACCOUNTS RECEIVABLE, UNSECURED NOTES								
15.	PARTNERSHIP, OTHER BUSINESS INTERESTS								
16.	OTHER ASSETS								
TOTAL THE AMOUNTS FOR EACH COLUMN IN #18.									
17.	ASSETS FROM CONTINUATION SHEET								
18.	TOTAL ASSETS								

A	B	C	D		
ITEM NO.	DEBTS— SHOW TO WHOM OWED	DATE INCURRED	TOTAL OWING	PROPOSAL FOR DIVISION Award or Confirm to:	
				PETITIONER	RESPONDENT
19.	STUDENT LOANS		\$	\$	\$
	LIST THE DEBTS YOU NEED DISTRIBUTED IN THE APPROPRIATE AREA	GIVE THE DATE YOU INCURRED THE DEBT	GIVE THE AMOUNT STILL OWED ON EACH DEBT	IN THESE COLUMNS, LIST THE DOLLAR AMOUNT OF THE DEBTS THAT THE PETITIONER AND/OR RESPONDENT WILL TAKE	
20.	TAXES				
21.	SUPPORT ARREARAGES				
22.	LOANS—UNSECURED				
23.	CREDIT CARDS				
24.	OTHER DEBTS				
25.	OTHER DEBTS FROM CONTINUATION SHEET	TOTAL THE AMOUNTS FOR EACH COLUMN IN #26.			
26.	TOTAL DEBTS				

A Continuation of Property Declaration (form FL-161) is attached and incorporated by reference.

I declare under penalty of perjury under the laws of the State of California that, to the best of my knowledge, the foregoing is a true and correct listing of assets and obligations and the amounts shown are correct.

Date: **DATE**

PRINT YOUR NAME

(TYPE OR PRINT NAME)



SIGN YOUR NAME

SIGNATURE

INFORMATION AND INSTRUCTIONS FOR COMPLETING FORM FL-160

Property Declaration (form FL-160) is a multipurpose form, which may be filed with the court as an attachment to a *Petition* or *Response* or served on the other party to comply with disclosure requirements in place of a *Schedule of Assets and Debts* (form FL-142). Courts may also require a party to file a *Property Declaration* as an attachment to a *Request to Enter Default* (form FL-165) or *Judgment* (form FL-180).

When filing a *Property Declaration* with the court, do not include private financial documents listed below.

Identify the type of declaration completed

1. Check "Community and Quasi-Community Property Declaration" on page 1 to use *Property Declaration* (form FL-160) to provide a combined list of community and quasi-community property assets and debts. Quasi-community property is property you own outside of California that would be community property if it were located in California.
2. Do not combine a separate property declaration with a community and quasi-community property declaration. Check "Separate Property Declaration" on page 1 when using *Property Declaration* to provide a list of separate property assets and debts.

Description of the Property Declaration chart

Pages 1 and 2

1. Column A is used to provide a brief description of each item of separate or community or quasi-community property.
2. Column B is used to list the date the item was acquired.
3. Column C is used to list the item's gross fair market value (an estimate of the amount of money you could get if you sold the item to another person through an advertisement).
4. Column D is used to list the amount owed on the item.
5. Column E is used to indicate the net fair market value of each item. The net fair market value is calculated by subtracting the dollar amount in column D from the amount in column C ("C minus D").
6. Column F is used to show a proposal on how to divide (or confirm) the item described in column A.

Page 3

1. Column A is used to provide a brief description of each separate or community or quasi-community property debt.
2. Column B is used to list the date the debt was acquired.
3. Column C is used to list the total amount of money owed on the debt.
4. Column D is used to show a proposal on how to divide (or confirm) the item of debt described in column A.

When using this form only as an attachment to a *Petition* or *Response*

1. Attach a *Separate Property Declaration* (form FL-160) to respond to item 9. Only columns A and F on pages 1 and 2 and columns A and D on page 3 are required.
2. Attach a *Community or Quasi-Community Declaration* (form FL-160) to respond to item 10, and complete column A on all pages.

When serving this form on the other party as an attachment to *Declaration of Disclosure* (form FL-140)

1. Complete columns A through E on pages 1 and 2, and columns A through C on page 3.
2. Copies of the following documents must be attached and served on the other party:
 - (a) *For real estate* (item 1): deeds with legal descriptions and the latest lender's statement.
 - (b) *For vehicles, boats, trailers* (item 4): the title documents.
 - (c) *For all bank accounts* (item 5, 6, 7): the latest statement.
 - (d) *For life insurance policies with cash surrender or loan value* (item 10): the latest declaration page.
 - (e) *For stocks, bonds, secured notes, mutual funds* (item 11): the certificate or latest statement.
 - (f) *For retirement and pensions* (item 12): the latest summary plan document and latest benefit statement.
 - (g) *For profit-sharing, IRAs, deferred compensation, and annuities* (item 13): the latest statement.
 - (h) *For each account receivable and unsecured note* (item 14): documentation of the account receivable or note.
 - (i) *For partnerships and other business interests* (item 15): the most current K-1 and Schedule C.
 - (j) *For other assets* (item 16): the most current statement, title document, or declaration.
 - (k) *For support arrearages* (item 21): orders and statements.
 - (l) *For credit cards and other debts* (items 23 and 24): the latest statement.
3. Do not file copies of the above private financial documents with the court.

When filing this form with the court as an attachment to *Request to Enter Default* (FL-165) or *Judgment* (FL-180)

Complete all columns on the form.

For more information about forms required to process and obtain a judgment in dissolution, legal separation, and nullity cases, see <http://www.courts.ca.gov/8218.htm>.