**IN THE CIRCUIT COURT OF {{ upper\_county }} COUNTY, WEST VIRGINIA**

**In Re the Adoption of:**

**{{ minor\_list[i].name.full(middle=“full”) }}**

**Civil Action No.:**

**PETITION FOR ADOPTION**

I/We, {% if cokin\_present %}{{ interviewee.name.full(middle="full") }} and {{ cokin.name.full(middle=“full”) }}, {% else %}{{ interviewee.name.full(middle=“full”) }}, {% endif %}the Petitioner(s), pursuant to West Virginia Code § 48-22-101 *et seq.* , respectfully represents unto the Court as follows:

1. Petitioner {{ interviewee.name.full(middle=“full”) }} resides at {{ interviewee.address.address }}, {{ interviewee.address.city }}, {{ interviewee.address.state }} {{ interviewee.address.zip }}. Petitioner is a citizen of the United States and of the State of West Virginia and is a resident of {{ interviewee.address.county }} County.
2. Petitioner {{ interviewee.name.full(middle=“full”) }} was born on {{ interviewee.birthdate }} and is {{ interviewee.age\_in\_years() }} years old.
3. {%p if cokin\_present %}
4. Petitioner {{ cokin.name.full(middle=“full”) }} resides at {{ cokin.address.address }}, {{ cokin.address.city }}, {{ cokin.address.state }} {{ cokin.address.zip }}. Petitioner is a citizen of the United States and of the State of West Virginia and is a resident of {{ cokin.address.county }} County.
5. Petitioner {{ cokin.name.full(middle=“full”) }} was born on {{ cokin.birthdate }} and is {{ cokin.age\_in\_years() }} years old.
6. {%p endif %}
7. On {{ minor\_list[i].birthdate }}, {{ minor\_list[i].name.full(middle=“full”) }}, was born to {% if minor\_list[i].no\_second\_parent %}{{ minor\_list[i].parent1.name.full(middle=“full”) }}. {% else %}{{ minor\_list[i].parent1.name.full(middle=“full”) }} and {{ minor\_list[i].parent2.name.full(middle=“full”) }}. {% endif %} A copy of the minor’s birth certificate is attached.
8. Petitioner {{ interviewee.name.full(middle=“full”) }} is a {{ minor\_list[i].relationship }} of the minor.
9. Petitioner {{ interviewee.name.full(middle=“full”) }} came into the custody of the minor on {{ minor\_list[i].custody\_date }} by {{ minor\_list[i].custody\_method }}.
10. The minor has lived with Petitioner(s) and has been in the exclusive care, physical custody, and control of the minor continuously since {{ minor\_list[i].custody\_date }}.
11. {%p if minor\_list[i].parent1.deceased %}
12. {{ minor\_list[i].parent1.name.full(middle=“full”) }}, natural parent of {{ minor\_list[i].name.full(middle=“full”) }}, is deceased. {{ minor\_list[i].parent1.name.full(middle=“full”) }} died on {{ minor\_list[i].parent1.dod }} in {{ minor\_list[i].parent1.place\_of\_death }}.
13. {%p elif minor\_list[i].parent1.terminated %}
14. The parental rights of {{ minor\_list[i].parent1.name.full(middle=“full”) }}, natural parent of {{ minor\_list[i].name.full(middle=“full”) }}, were terminated on {{ minor\_list[i].parent1.terminated\_date }} by Order of the Court of {{ minor\_list[i].parent1.place\_of\_termination }}.
15. {%p elif minor\_list[i].parent1.maintain %}
16. {{ minor\_list[i].parent1.name.full(middle=“full”) }}, natural parent of {{ minor\_list[i].name.full(middle=“full”) }}, consents to the adoption by {% if cokin\_present %}{{ interviewee.name.full(middle=“full”) }} and {{ cokin.name.full(middle=“full”) }}, {% else %}{{ interviewee.name.full(middle=“full”) }}, {% endif %}as evidenced by the Consent to Adoption attached to this Petition.
17. {%p elif minor\_list[i].parent1.absent %}
18. The parental rights of {{ minor\_list[i].parent1.name.full(middle=“full”) }}, natural parent of {{ minor\_list[i].name.full(middle=“full”) }}, should be terminated because they abandoned the minor pursuant to WV Code §48-22-306(a)(2) in that they have failed to support the child and they have failed to visit or otherwise communicate with the child for a period of six months immediately preceding the filing of the adoption petition.
19. {%p endif %}
20. {%p if not minor\_list[i].no\_second\_parent %}
21. {%p if minor\_list[i].parent2.deceased %}
22. {{ minor\_list[i].parent2.name.full(middle=“full”) }}, natural parent of {{ minor\_list[i].name.full(middle=“full”) }}, is deceased. {{ minor\_list[i].parent2.name.full(middle=“full”) }} died on {{ minor\_list[i].parent2.dod }} in {{ minor\_list[i].parent2.place\_of\_death }}.
23. {%p elif minor\_list[i].parent2.terminated %}
24. The parental rights of {{ minor\_list[i].parent2.name.full(middle=“full”) }}, natural parent of {{ minor\_list[i].name.full(middle=“full”) }}, were terminated on {{ minor\_list[i].parent2.terminated\_date }} by Order of the Court of {{ minor\_list[i].parent2.place\_of\_termination }}.
25. {%p elif minor\_list[i].parent2.maintain %}
26. {{ minor\_list[i].parent2.name.full(middle=“full”) }}, natural parent of {{ minor\_list[i].name.full(middle=“full”) }}, consents to the adoption by {% if cokin\_present %}{{ interviewee.name.full(middle=“full”) }} and {{ cokin.name.full(middle=“full”) }}, {% else %}{{ interviewee.name.full(middle=“full”) }}, {% endif %}as evidenced by the Consent to Adoption attached to this Petition.
27. {%p elif minor\_list[i].parent2.absent %}
28. The parental rights of {{ minor\_list[i].parent2.name.full(middle=“full”) }}, natural parent of {{ minor\_list[i].name.full(middle=“full”) }}, should be terminated because they abandoned the minor pursuant to WV Code §48-22-306(a)(2) in that they have failed to support the child and they have failed to visit or otherwise communicate with the child for a period of six months immediately preceding the filing of the adoption petition.
29. {%p endif %}
30. {%p elif probable\_identity %}
31. While there is no second parent listed on the birth certificate for {{ minor\_list[i].name.full(middle=”full”) }}, pursuant to WV Code §48-22-114 and WV Code §48-22-502, at the time of conception {{ minor\_list[i].parent1.name.full(middle=”full”) }} was married to or cohabitating with {{ minor\_list[i].parent2.name.full(middle=”full”) }}, born {{ minor\_list[i].parent2.birthdate }}, and last known to be residing at {{ minor\_list[i].parent2.address.address }}, {{ minor\_list[i].parent2.address.city }}, {{ minor\_list[i].parent2.address.state}} {{ minor\_list[i].parent2.address.zip }}. An Affidavit of Unknown Father is attached to this petition.
32. {%p endif %}
33. Petitioner is aware of no other person or persons entitled to parental rights of the minor.
34. The minor is not at present possessed of any property, either real or personal, whatsoever.
35. {%p if interviewee.age\_in\_years() - minor\_list[i].age\_in\_years() >= 15 %}
36. Petitioner is more than fifteen (15) years older than the minor sought to be adopted.
37. {%p endif %}
38. The minor is not an “Indian child” as defined in the Indian Child Welfare Act, 25 U.S.C. §1903
39. Petitioner has paid no adoption fees to a placement agency and has incurred only minimal expenses in this matter.
40. {%p if minor\_list[i].name\_change %}
41. Petitioner desires to adopt the minor as their own and to change the minor’s name to {{ minor\_list[i].new\_first }} {{ minor\_list[i].new\_middle }} {{ minor\_list[i].new\_last }}.
42. {%p else %}
43. Petitioner desires to adopt the minor as their own and to retain the minor’s name as {{ minor\_list[i].name.full(middle=“full”) }}.
44. {%p endif %}
45. Petitioner is financially able to provide for, support, maintain, educate and discipline the minor and is most anxious to adopt, care for and protect them as their own; Petitioner alleges further that they are of good moral character and of respectable standing and reputation in the community in which they reside.
46. Petitioner believes that the best interests of the Child will be promoted and advanced by the adoption of said child.

WHEREFORE, Petitioner prays as follows:

1. That this Petition be ordered filed with the Clerk of this Court and that this matter be set down for inquiry by the Court;
2. That upon hearing held in this matter that the Court will permit the adoption of {{ minor\_list[i].name.full(middle=“full”) }};
3. {%p if minor\_list[i].name\_change %}
4. That the minor’s name be legally changed to {{ minor\_list[i].new\_first }} {{ minor\_list[i].new\_middle }} {{ minor\_list[i].new\_last }};
5. {%p endif %}
6. That your Petitioners be designated as the parents on the Child’s birth certificate, and that the Division of Vital Statistics be directed to accordingly issue new birth certificates for the Child; and
7. That the Petitioners be granted such other and further relief as the Court deems reasonable and just.

{%p if cokin\_present %}

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{{ interviewee.name.full(middle=“full”) }}

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{{ cokin.name.full(middle=“full”) }}

{%p else %}

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

{{ interviewee.name.full(middle=“full”) }}

{%p endif %}

**STATE OF WEST VIRGINIA**

**COUNTY OF {{ upper\_county }}, TO WIT:**

**VERIFICATION**

I, {{ interviewee.name.full(middle=“full”) }}, the Petitioner in the foregoing Petition for Adoption, after being duly sworn, say that the facts and allegations contained in the Petition are true, except insofar as they are therein stated to be upon information and belief, and that insofar as they are therein stated, they are believed to be true.

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

{{ interviewee.name.full(middle=“full”) }}, Petitioner

Taken, sworn to, and subscribed before me this \_\_\_\_\_\_\_\_ day of\_\_\_\_\_\_\_\_\_\_\_\_\_\_20\_\_\_.

My commission expires \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_.

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

Notary Public

{%p if cokin\_present %}

**STATE OF WEST VIRGINIA**

**COUNTY OF {{ upper\_county }}, TO WIT:**

**VERIFICATION**

I, {{ cokin.name.full(middle=“full”) }}, the Petitioner in the foregoing Petition for Adoption, after being duly sworn, say that the facts and allegations contained in the Petition are true, except insofar as they are therein stated to be upon information and belief, and that insofar as they are therein stated, they are believed to be true.

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

{{ cokin.name.full(middle=“full”) }}, Petitioner

Taken, sworn to and subscribed before me this \_\_\_\_\_\_\_\_ day of\_\_\_\_\_\_\_\_\_\_\_\_\_\_20\_\_\_.

My commission expires \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_.

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

Notary Public

{%p endif %}