

CALIFORNIA SEPARATION AGREEMENT AND MUTUAL RELEASE

Location: _____

Date: _____

PARTIES

This Separation Agreement and Mutual Release (the "Agreement") is entered into by and between:

1. [NAME OF SPOUSE 1], residing at: _____
2. [NAME OF SPOUSE 2], residing at: _____

RECITALS

WHEREAS, the parties were lawfully married and are presently living separate and apart, and desire to settle between themselves all rights and obligations arising from their marital relationship; and WHEREAS, the parties intend for this Agreement to be a full and final settlement of all claims, including property, support, debts, and any other issues arising from their marital relationship;

AGREEMENT

1. SEPARATION

The parties agree they are living separate and apart and shall continue to live separate and apart.

2. PROPERTY DIVISION

The parties agree that all community property has been divided to their mutual satisfaction as follows: Each party shall retain ownership of their respective separate property and any community property allocated herein. Any property not specifically addressed shall be considered the separate property of the party currently in possession.

3. SPOUSAL SUPPORT

Neither party shall pay spousal support or maintenance to the other, except as expressly stated herein or ordered by a court of competent jurisdiction. This provision is intended to waive any right to spousal support now and in the future.

4. DEBTS AND LIABILITIES

Each party shall be responsible for their own separate debts incurred before and after separation. Community debts identified and divided by the parties shall be paid as agreed. Neither party shall be responsible for the other's separate debts.

5. RELEASE OF CLAIMS

Each party hereby releases, acquits, and forever discharges the other from any and all claims, demands, rights, and causes of action, whether known or unknown, arising out of or related to the marital relationship, except as specifically set forth in this Agreement.

6. TAXES

The parties shall cooperate in preparing and filing all tax returns and shall indemnify and hold each other harmless from any tax liabilities or penalties arising from actions taken pursuant to this Agreement.

7. GOVERNING LAW

This Agreement shall be governed by the laws of the State of California without regard to its conflict of law provisions.

8. ENTIRE AGREEMENT

This Agreement contains the entire understanding between the parties and supersedes any prior agreements or understandings, whether written or oral.

9. AMENDMENTS

This Agreement may only be amended or modified by a written agreement signed by both parties.

10. SEVERABILITY

If any provision of this Agreement is held to be invalid or unenforceable, the remaining provisions shall remain in full force and effect.

11. VOLUNTARY EXECUTION

Each party acknowledges that they have read this Agreement, understand its terms, have had the opportunity to seek legal counsel, and are entering into this Agreement voluntarily and without duress.

12. NO ADMISSION OF FAULT

This Agreement shall not be construed as an admission of fault or liability by either party.

13. CUSTODY AND PARENTING (IF APPLICABLE)

If the parties have minor children, custody and parenting time arrangements shall be set forth in a separate parenting plan or court order.

14. ATTORNEY'S FEES

Each party shall bear their own attorney's fees and costs incurred in connection with the negotiation and execution of this Agreement.

15. REPRESENTATIONS AND WARRANTIES

Each party represents and warrants that they have full legal capacity and authority to enter into this Agreement and that all information provided to the other party is true and complete.

16. EXECUTION IN COUNTERPARTS

This Agreement may be executed in counterparts, each of which shall be deemed an original, but all of which together shall constitute one and the same instrument.

17. EFFECTIVE DATE

This Agreement shall become effective upon execution by both parties.

SIGNED BY SPOUSE 1

SIGNED BY SPOUSE 2

Signature: _____

Signature: _____

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