

Prenuptial Agreement — State of South Dakota

State of South Dakota

Spouse 1: _____

Spouse 2: _____

Property Rule: Merge Assets

Alimony Waiver: No

PARTIES & INTENTION TO MARRY

This Prenuptial Agreement ("Agreement") is made and entered into prior to marriage, by and between _____ ("Spouse 1"), having an address at _____, and _____ ("Spouse 2"), having an address at _____. The parties contemplate marriage and desire to define their respective rights and obligations regarding separate and marital property.

PROPERTY DIVISION & EARNINGS

SEPARATE PROPERTY: Separate property is strictly limited to the assets explicitly listed on the attached schedules. All other assets owned prior to marriage shall merge and be classified as joint marital property.

EARNINGS ACQUIRED DURING MARRIAGE: All earnings, salary, and income acquired by either spouse during the marriage from personal work, services, or investments shall be considered joint marital property (community property) and divided equally in the event of divorce.

SPOUSAL SUPPORT & ALIMONY TERMS

SPOUSAL SUPPORT: The right to receive spousal support or maintenance remains subject to determination by a court of competent jurisdiction under the laws of the State of South Dakota in the event of divorce.

FINANCIAL ASSET & DEBT DISCLOSURE

FINANCIAL DISCLOSURE: The parties have elected to sign this Agreement without attaching detailed financial disclosure schedules. **WARNING:** Declining to disclose financial assets and debts may render this prenuptial agreement invalid and unenforceable under the laws of the State of South Dakota.

EXECUTION & STATE LEGAL STANDARDS

EXECUTION & COMPLIANCE: This Agreement is signed in writing and must be executed voluntarily by both prospective spouses before the day of marriage.

GOVERNING LAW & INTEGRATION

GOVERNING LAW: This Agreement shall be governed by, and construed in accordance with, the laws of the State of South Dakota. Any disputes arising under this Agreement shall be resolved in the courts of South Dakota.

This Agreement constitutes the entire marital agreement between the parties and overrides all prior oral or written representations.

STATE-REQUIRED PROVISIONS

SOUTH DAKOTA UNIFORM PREMARITAL AGREEMENT ACT (S.D. CODIFIED LAWS §§ 25-2-16 TO 25-2-25): THE PARTIES CERTIFY THAT THIS AGREEMENT WAS ENTERED INTO VOLUNTARILY AND WITH ADEQUATE FINANCIAL DISCLOSURE.

SIGNATURES

Signature

Spouse 1: _____

Date: _____

Signature

Spouse 2: _____

Date: _____

NOTARY ACKNOWLEDGMENT

STATE OF SOUTH DAKOTA **COUNTY OF** _____

On this ____ day of _____, 20____, before me, the undersigned notary public, personally appeared the Principal/Testator, known to me (or satisfactorily proven) to be the person whose name is subscribed to the within instrument, and acknowledged that they executed the same for the purposes therein contained.

Notary Public Signature

My Commission Expires: _____

[Place Seal Here]