

## INSTRUCTIONS FOR PREPARATION FOR INVENTORY AND APPRAISEMENT

### 1. GENERAL INSTRUCTIONS

Accurate information concerning property and debts is very important in divorce cases. Please fill out the attached form as completely as you can, drawing on any source of information to which you have access. Do not enlist your spouse's help unless I specifically permit it. **DO NOT LET ANYONE SEE THIS DOCUMENT.** This PREPARATION FOR YOUR INVENTORY AND APPRAISEMENT IS A CONFIDENTIAL MATTER BETWEEN YOU AND YOUR ATTORNEY. Be cautious: you and your spouse are now legal adversaries, and you should verify all information on your own. Especially when it comes to questions of present value of property, you should make your own independent estimate.

The attached form provides for only a few items under each type of property. If you need to provide additional information, photocopy an extra page or use a separate piece of paper and numbers the information as it is numbered on the inventory. If you do not know the answer to an item, do not leave it blank; write "I do not know."

This task will not be easy. Do not expect to complete the form in one sitting. Be assured, however, that your effort is necessary and worthwhile.

### 2. PROPERTY DIVISION

In addition to factual data, I need to know your desires about division of the property. Please indicate your desires in the left margin of the form by placing a "W" by the items you want to go to the wife and an "H" next to the items you want to go to the husband.

### 3. DEFINITIONS

#### 1. Separate Property

Property acquired by a spouse before marriage and property a spouse acquired individually by gift or inheritance during marriage are considered to be the separate property of that spouse. If you or your spouse have any property you think is separate property, complete the sections marked "Separate Estate of Husband" and "Separate Estate of Wife."

2. Community Property

All property that is not separate property is community property.

3. Fair Market Value

A generally accepted definition of fair market value is the price at which the asset would change hands between a willing seller, under no compulsion to sell, and a willing buyer, under no compulsion to buy, with both parties having reasonable knowledge of the relevant facts. Use this value, state the actual value of the asset to you considering its present condition.

4. **COPIES OF DOCUMENTS TO BE RETURNED**

If an asset has a statement of account, return a copy of the current statement of account with this Preparation for Inventory and Appraisal. If an asset has a title document (deed, deed of trust, certificate of title to motor vehicle), return a copy with this Preparation for Inventory and Appraisal.

If an asset has any documents that can clearly identify it, return a copy with this Preparation for Inventory and Appraisal.

Here is a checklist of copies of items you should return with this Preparation for Inventory and Appraisal:

1. Financial institution statements;
2. Bank statements;
3. Keogh statements;
4. IRA statements;
5. SEP statements;
6. Certificate of deposit statements;
7. Company retirement benefits statements of account;
8. Life insurance policies and premium notices;
9. Broker statements;
10. Deeds
11. Deeds of trust;

12. Mortgage company payments coupon books (usually one is enough);
13. Certificate of title to motor vehicles;
14. Stocks;
15. Last statement from each creditor;
16. Any other documents that may lead to the discovery of assets or liabilities.

5. **FULL DISCLOSURE**

Finally, we will rely on this Preparation for Inventory and Appraisalment in this case. If you omit any asset, the court could set it aside to your spouse now or a later date. If you omit a liability, you may be solely responsible for it. By your signature below, you verify to me that these are all the assets and liabilities of community and separate property of which you have knowledge.

**VERIFICATION**

"I have read these instructions and I state that all the community-property and separate-property assets and liabilities are fully disclosed on the attached Preparation for Inventory and Appraisalment of \_\_\_\_\_."

NAME: \_\_\_\_\_

DATE: \_\_\_\_\_

**INVENTORY AND APPRAISEMENT OF**

\_\_\_\_\_, files this inventory and appraisalment of all assets and liabilities, community and separate estates, as follows:

COMMUNITY ESTATE OF THE PARTIES

1. **REAL PROPERTY** (include any property in which the parties own the mineral estate, separate and apart from the surface such as oil and gas leases; also include any property purchased by contract for deed, such as Texas Veterans Land Board property and property purchased in recreational developments)

Street address: \_\_\_\_\_

County of location: \_\_\_\_\_

Description of improvements, if any: \_\_\_\_\_

Legal description: \_\_\_\_\_

Current fair market value: \$ \_\_\_\_\_ as of \_\_\_\_\_, 20\_\_

Exact name of mortgage company: \_\_\_\_\_

Current balance of first mortgage: \$ \_\_\_\_\_ as of \_\_\_\_\_, 20\_\_

IF PROPERTY HAS A SECOND MORTGAGE OR OTHER LIENS, GIVE SIMILAR INFORMATION AS FOR FIRST MORTGAGE

Current net equity in property: \$ \_\_\_\_\_

2. **CASH AND ACCOUNTS WITH FINANCIAL INSTITUTIONS**

(include cash, travelers checks, money orders and accounts with commercial banks, savings and loan associations, credit unions, and brokerage houses and exclude any form of retirement account)

2.1 Exact name of financial institution: \_\_\_\_\_

Account number: \_\_\_\_\_

Exact name on account: \_\_\_\_\_

Type of account (checking, savings, money market, certificate of deposit):

Exact name(s) on withdrawal cards: \_\_\_\_\_

Current account balance: (as of \_\_\_\_\_, 20\_\_) \$ \_\_\_\_\_

3. **ACCOUNTS RECEIVABLE** (personal receivables, including any expected federal or state income tax refund - do not include receivables connected with a business)

3.1 Name of debtor: \_\_\_\_\_

Debtor's relationship to you: \_\_\_\_\_

Purpose of loan: \_\_\_\_\_

Is debt evidenced in writing? Yes \_\_\_\_\_ No \_\_\_\_\_

Is debt reasonably expected to be paid?

Yes \_\_\_\_\_ No \_\_\_\_\_

Current loan balance: (as of \_\_\_\_\_, 20\_\_) \$ \_\_\_\_\_

4. **RETIREMENT ACCOUNTS (KEOGH, IRA, SEP, ETC.)**

4.1 Exact name of financial institution: \_\_\_\_\_

Exact account name: \_\_\_\_\_

Account number: \_\_\_\_\_

Account balance as of date of marriage: \_\_\_\_\_

Payee of survivor benefits: \_\_\_\_\_

Current community account balance: (as of \_\_\_\_\_, 20\_\_)  
\$ \_\_\_\_\_

5. **COMPANY RETIREMENT BENEFITS** (include pension, profit-sharing, thrift, 401(k), and ESOP plans)

5.1 Name and address of plan administrator: \_\_\_\_\_  
Employer: \_\_\_\_\_

Starting date of creditable service: \_\_\_\_\_

Payee of survivor benefits: \_\_\_\_\_

Description of benefits: \_\_\_\_\_

Value of community interest in plan: \$ \_\_\_\_\_ as of \_\_\_\_\_,  
20\_\_

Method of computation of amount in plan: \_\_\_\_\_

Is there a loan or offset against the plan?

Yes \_\_\_\_\_ No \_\_\_\_\_

If yes, explain: \_\_\_\_\_  
\_\_\_\_\_

Current balance: as of \_\_\_\_\_, 20\_\_

6. **MILITARY AND GOVERNMENT RETIREMENT BENEFITS** (e.g., military retirement, civil service retirement, railroad retirement, state retirement, and local retirement)

6.1 Exact name of plan: \_\_\_\_\_

Employee: \_\_\_\_\_

Employer: \_\_\_\_\_

Starting date of creditable service: \_\_\_\_\_

Payee of survivor benefits: \_\_\_\_\_

Description of benefits: \_\_\_\_\_

Value of community interest in plan: \$ \_\_\_\_\_  
(as of \_\_\_\_\_, 20\_\_)

Method of computation of amount in plan:

7. **OTHER DEFERRED COMPENSATION BENEFITS** (e.g., workers' compensation, disability benefits, renewal commissions, covenants not to compete, bonuses and other "special payments," employee stock options, and other forms of executive compensation)

7.1 Husband—description of assets: \_\_\_\_\_

Value: \$ \_\_\_\_\_

7.2 Wife—description of assets: \_\_\_\_\_

Value: \$ \_\_\_\_\_

8. **LIFE INSURANCE AND ANNUITIES**

8.1 Exact insurance company name: \_\_\_\_\_  
Policy number: \_\_\_\_\_  
Name of insured: \_\_\_\_\_  
Name of owner: \_\_\_\_\_  
Type of insurance (term/whole/universal): \_\_\_\_\_  
Amount of premiums: \$ \_\_\_\_\_ (monthly/quarterly/semiannually)  
Date of issue: \_\_\_\_\_  
Face amount: \_\_\_\_\_  
Cash surrender value on date of marriage: \_\_\_\_\_  
Current cash surrender value: \$ \_\_\_\_\_  
Beneficiary: \_\_\_\_\_  
Is there a loan against this policy? Yes \_\_\_\_\_ No \_\_\_\_\_  
If yes, explain: \_\_\_\_\_  
\_\_\_\_\_

9. **PUBLICLY TRADED STOCKS, BONDS, AND OTHER SECURITIES** (exclude securities held in brokerage accounts and/or retirement accounts)

9.1 Security name: \_\_\_\_\_  
Number of shares: \_\_\_\_\_  
Type of security (stock—common, preferred, bond, or other security):  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
Certificate numbers: \_\_\_\_\_  
In possession of: \_\_\_\_\_

Current market value: (as of \_\_\_\_\_, 20\_\_) \$ \_\_\_\_\_

Pledged as collateral? Yes \_\_\_\_\_ No \_\_\_\_\_

If yes, explain: \_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

10. **CLOSELY HELD BUSINESS INTERESTS** (include sole proprietorships, professional practices, partnerships, joint ventures, and other nonpublicly traded corporate business entities, etc.)

10.1 Exact name of business: \_\_\_\_\_

Address: \_\_\_\_\_

Type of business organization: \_\_\_\_\_

Percentage of ownership: \_\_\_\_\_

Estimated value: (as of \_\_\_\_\_, 20\_\_) \$ \_\_\_\_\_

11. **MOTOR VEHICLES, BOATS, AIRPLANES, CYCLES, ETC.** (exclude company-owned vehicles)

11.1 Year: \_\_\_\_\_

Model: \_\_\_\_\_

Name on certificate of title: \_\_\_\_\_

In possession of: \_\_\_\_\_

Vehicle identification number: \_\_\_\_\_

Does vehicle have loan against it?

Yes \_\_\_\_\_ No \_\_\_\_\_

If yes, state: \_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_



Exact name of creditor: \_\_\_\_\_

Current balance: \$ \_\_\_\_\_ as of \_\_\_\_\_, 20\_\_

Current net equity in vehicle: \$ \_\_\_\_\_

12. **HOUSEHOLD FURNITURE, FURNISHINGS, AND FIXTURES**

12.1 In possession of husband (attach separate sheet by room):

Value: \$ \_\_\_\_\_

12.2 In possession of wife (attach separate sheet by room):

Value: \$ \_\_\_\_\_

13. **MISCELLANEOUS SPORTING GOODS AND FIREARMS**

13.1 In possession of husband: \_\_\_\_\_

Value: \$ \_\_\_\_\_

13.2 In possession of wife: \_\_\_\_\_

Value: \$ \_\_\_\_\_

14. **ANTIQUES, ARTWORK, AND COLLECTIONS** (include any works of art, such as paintings, tapestry, rugs, and coin or stamp collections)

14.1 In possession of husband: \_\_\_\_\_

Description: \_\_\_\_\_

Value: \$ \_\_\_\_\_

14.2 In possession of wife: \_\_\_\_\_

Description: \_\_\_\_\_

Value: \$ \_\_\_\_\_

15. **ELECTRONICS AND COMPUTERS**

15.1 In possession of husband: \_\_\_\_\_

Description: \_\_\_\_\_

Value: \$ \_\_\_\_\_

15.2 In possession of wife: \_\_\_\_\_

Description: \_\_\_\_\_

Value: \$ \_\_\_\_\_

16. **CLOTHING, JEWELRY, AND ITEMS OF PERSONAL ADORNMENT** (list major items and state market value)

16.1 Husband (attach list if necessary): Value: \$ \_\_\_\_\_

16.2 Wife (attach list if necessary): Value: \$ \_\_\_\_\_

17. **LIVESTOCK** (include cattle, horses, etc.)

17.1 In possession of husband: \_\_\_\_\_

Description: \_\_\_\_\_

Value: \$ \_\_\_\_\_

17.2 In possession of wife: \_\_\_\_\_

Description: \_\_\_\_\_

Value: \$ \_\_\_\_\_

18. **CLUB MEMBERSHIPS**

18.1 Exact name of club: \_\_\_\_\_

Current value: \$ \_\_\_\_\_ (as of \_\_\_\_\_, 20\_\_)

Method of valuation: \_\_\_\_\_

20. **FREQUENT FLYER MILEAGE ACCOUNTS**

20.1 Exact name of airline: \_\_\_\_\_

Current number of miles: \_\_\_\_\_ as of \_\_\_\_\_, 20\_\_

Value (if any): \$ \_\_\_\_\_

20. **MISCELLANEOUS ASSETS** (intellectual property, licenses, crops, cemetery lots, gold or silver coins not part of a collection, tax overpayments, loss carry-forward deductions)

20.1 In possession of husband: \_\_\_\_\_

Description: \_\_\_\_\_

Value: \$ \_\_\_\_\_

21. **COMMUNITY CLAIM FOR REIMBURSEMENT AGAINST HUSBAND'S OR WIFE'S SEPARATE ESTATE**

21.1 Reimbursement claim against husband's separate estate:

\_\_\_\_\_

Description: \_\_\_\_\_

\_\_\_\_\_

Amount claimed: \$ \_\_\_\_\_

21.2 Reimbursement claim against wife's separate estate:

\_\_\_\_\_

Description: \_\_\_\_\_

\_\_\_\_\_

Amount claimed: \$ \_\_\_\_\_

22. **CONTINGENT ASSETS AND CLAIMS** (e.g., lawsuits against someone)

22.1 Nature of claim: \_\_\_\_\_

Amount of claim: \$ \_\_\_\_\_

Legal representative: \_\_\_\_\_

Address: \_\_\_\_\_

Cause number: \_\_\_\_\_

Court where case is pending: \_\_\_\_\_

Name of opposing attorney: \_\_\_\_\_

Address: \_\_\_\_\_

23. **COMMUNITY LIABILITIES**

**ATTORNEY'S FEES IN THIS CASE**

23.1 Husband: \$\_\_\_\_\_ (as of \_\_\_\_\_, 20\_\_)

23.2 Wife: \$\_\_\_\_\_ (as of \_\_\_\_\_, 20\_\_)

**OTHER PROFESSIONAL FEES IN THIS CASE**

23.3 Husband: \$\_\_\_\_\_ (as of \_\_\_\_\_, 20\_\_)

23.4 Wife: \$\_\_\_\_\_ (as of \_\_\_\_\_, 20\_\_)

**CREDIT CARDS AND CHARGE ACCOUNTS**

23.5 Exact name of creditor: \_\_\_\_\_

Account number: \_\_\_\_\_

Exact name on account: \_\_\_\_\_

Current balance: \$\_\_\_\_\_ (as of \_\_\_\_\_, 20\_\_)

**FEDERAL, STATE, AND LOCAL TAX LIABILITY**

23.6 Amount owed in any previous tax year: \$\_\_\_\_\_  
(describe liability, such as federal income tax, property taxes, etc.)

Amount you owe for current year, 20\_\_ : \$ \_\_\_\_\_

**OTHER LIABILITIES NOT PREVIOUSLY LISTED IN THIS INVENTORY**

23.7 Exact name of creditor: \_\_\_\_\_

Account number: \_\_\_\_\_

Is loan evidenced in writing? Yes \_\_\_\_\_ No \_\_\_\_\_

Current balance: (as of \_\_\_\_\_, 20\_\_) \$ \_\_\_\_\_

Security, if any: \_\_\_\_\_

24. **REIMBURSEMENT CLAIMS BY HUSBAND'S SEPARATE ESTATE OR WIFE'S SEPARATE ESTATE AGAINST COMMUNITY ESTATE**

24.1 Reimbursement claim by husband's separate estate against community estate: \_\_\_\_\_

Value: \$ \_\_\_\_\_

24.2 Reimbursement claim by wife's separate estate against community estate: \_\_\_\_\_

Value: \$ \_\_\_\_\_

25. **CONTINGENT LIABILITIES** (e.g., lawsuit against either party, guaranty either party may have signed)

25.1 Name of creditor: \_\_\_\_\_

Name of person primarily liable: \_\_\_\_\_

Amount of contingent liability: \$ \_\_\_\_\_

Nature of contingency: \_\_\_\_\_

**TRUST, ESTATE, AND CUSTODIAL ASSETS**

(include formal and informal trusts)

26. **ASSETS HELD BY OR FOR EITHER PARTY AS A FIDUCIARY OR A BENEFICIARY**

26.1 Asset held by either party as a fiduciary: \_\_\_\_\_

Description of asset: \_\_\_\_\_

Exact name of account: \_\_\_\_\_

Name and title of fiduciary (e.g., executor): \_\_\_\_\_

Name of owner of beneficial interest: \_\_\_\_\_

Estimated value of asset: \$ \_\_\_\_\_

26.2 Asset held by either party as a beneficiary: \_\_\_\_\_

Description of asset: \_\_\_\_\_

Exact name of account: \_\_\_\_\_

Name and title of fiduciary (e.g., executor): \_\_\_\_\_

Name of owner of beneficial interest: \_\_\_\_\_

Estimated value of asset: \$ \_\_\_\_\_

26.3 Custodial account under the Texas Uniform Gifts to Minors Act

Name of financial institution: \_\_\_\_\_

Exact name of account: \_\_\_\_\_

Account number: \_\_\_\_\_

Amount on deposit: \$ \_\_\_\_\_

Name of minor for whom funds were deposited: \_\_\_\_\_

Social Security number of minor: \_\_\_\_\_

**SEPARATE ESTATES OF THE PARTIES**

**27. SEPARATE ESTATE OF HUSBAND**

FOR EACH ASSET OR LIABILITY ASSERTED TO BE SEPARATE PROPERTY, USE DESCRIPTIONS AND INSTRUCTIONS IN THE CATEGORIES LISTED IN THE PRECEDING PART ENTITLED "COMMUNITY ESTATE OF THE PARTIES." BE SURE TO INCLUDE REIMBURSEMENT CLAIMS. GIVE THE INFORMATION REQUESTED IN THOSE CATEGORIES AND ADD THE FOLLOWING INFORMATION FOR EACH ASSET OR LIABILITY.

27.1 Description of asset: \_\_\_\_\_

Date property acquired: \_\_\_\_\_

How acquired (e.g., by gift, by devise, by descent, or owned before marriage): \_\_\_\_\_

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

27.2 Description of liability: \_\_\_\_\_

Date of liability: \_\_\_\_\_

How liability acquired: \_\_\_\_\_

27.3 Husband's reimbursement claim against community estate:

Value: \$ \_\_\_\_\_

27.4 Husband's reimbursement claim against wife's separate estate:

Value: \$ \_\_\_\_\_

27.5 Community reimbursement claim against husband's separate estate:

Value: \$ \_\_\_\_\_

27.6 Wife's reimbursement claim against husband's separate estate:

Value: \$ \_\_\_\_\_

**28. SEPARATE ESTATE OF WIFE**

FOR EACH ASSET OR LIABILITY ASSERTED TO BE SEPARATE PROPERTY, USE DESCRIPTIONS AND INSTRUCTIONS IN THE CATEGORIES LISTED IN THE PRECEDING PART ENTITLED "COMMUNITY ESTATE OF THE PARTIES." BE SURE TO INCLUDE REIMBURSEMENT CLAIMS. GIVE THE INFORMATION REQUESTED IN THOSE CATEGORIES AND ADD THE FOLLOWING INFORMATION FOR EACH ASSET OR LIABILITY.

27.1 Description of asset: \_\_\_\_\_

Date property acquired: \_\_\_\_\_

How acquired (e.g., by gift, by devise, by descent, or owned before marriage:) \_\_\_\_\_  
\_\_\_\_\_

27.2 Description of liability: \_\_\_\_\_

Date of liability: \_\_\_\_\_

How liability acquired: \_\_\_\_\_

27.3 Wife's reimbursement claim against community estate:

Value: \$ \_\_\_\_\_

27.4 Wife's reimbursement claim against Husband's separate estate:

Value: \$ \_\_\_\_\_

27.5 Community reimbursement claim against wife's separate estate:

Value: \$ \_\_\_\_\_

27.6 Husband's reimbursement claim against wife's separate estate:

Value: \$ \_\_\_\_\_