

Instrument,

Child in Foster Care)
12/97

FAMILY COURT OF THE STATE OF NEW YORK
COUNTY OF

In the Matter of the Application for
Approval of a Surrender Instrument Concerning

(Docket) (File) No.

Pursuant to Section 383-c of the Social
Services Law.

PETITION FOR
APPROVAL
OF SURRENDER
INSTRUMENT
(CHILD IN FOSTER
CARE)

TO THE FAMILY COURT OF THE COUNTY OF

:

The undersigned Petitioner respectfully alleges that:

1. Petitioner
office and place of business at
, State of New York.

is an authorized agency having its
in the County of

2(a). , is a (fe)male child under the age of eighteen
years, born on at who now resides in the County of
, State of New York.

2(b). The subject child (is)(is not) a Native American child subject to the meaning of the
Indian Child Welfare Act of 1978 (25 U.S.C. §§ 1901-1963).

3.The child is now in the custody of the petitioner and resides at

4.The guardianship of the person and custody of the child have been committed to the
petitioner by a written instrument of surrender, signed by

¹ (_____ , mother and _____ , father of the child).

²(_____ (mother) (father) of the child,
(father) (mother) being deceased).

³(_____ (mother) (father) of the child, (father) (mother) having abandoned the child for a period of six months immediately preceding the filing of this petition.

⁴(_____ mother of such child, who was born out of wedlock and by _____ father of such child whose consent is required pursuant to Section I I I of the Domestic Relations Law)

⁵(_____ , guardian of the person of such child lawfully appointed by (the _____ Court of _____ County, State of _____) (_____)⁶ (both parents of such child being dead (said child being born out of wedlock and the mother of such child being deceased) with the approval of the (_____ Court) (_____)⁷ herewith attached and made a part hereof) _____ in accordance with Section 383-c of the social Services Law; a copy of the instrument of surrender being attached hereto and made a part hereof.

5. The instrument of surrender was executed and acknowledged before _____ and _____ , whose affidavits are attached herewith and made a part hereof.

6. The names and last known addresses of the child’s parents and all persons required to be given notice of this proceeding are:

¹Delete if inapplicable

²Delete if inapplicable

³Delete if inapplicable

⁴Delete if inapplicable

⁵Delete if inapplicable

⁶Insert other appointing officer, if applicable.

⁷Insert other appointing officer, if applicable.

Name

Address

Relationship

and there are no persons other than those set forth above entitled to notice pursuant to Section 384-c of the Social Services law.

7. No previous application has been made for the approval of this instrument of surrender to any court of judge (except).

WHEREFORE, petitioner prays that this court enter an order approving such instrument on such notice to such persons as the Court may in its discretion provide.

Petitioner

Print or type name

Signature of Attorney, if any

Attorney's Name (Print or Type)

Attorney's Address and Telephone #

VERIFICATION IN PROCEEDING
BY AUTHORIZED AGENCY

STATE OF NEW YORK)
)SS.:
COUNTY OF)

,being duly sworn, deposes and says:

That (s)he is _____ and is acquainted with the facts and circumstances of the above-entitled proceeding; that (s)he has read the foregoing petition and knows the contents thereof; that the same is true to (his)(her) own knowledge except as to those matters therein stated to be alleged upon information and belief, and that as to those matters (s)he believes it to be true.

—

Petitioner

Sworn to before me this _____ day of _____, 19 ____ .

(Deputy) Clerk of the Court
Notary Public