

AFFIDAVIT OF COMMON LAW MARRIAGE

NOTICE – YOUR SIGNATURE ON THIS DOCUMENT MAY BE CONSIDERED PROOF OF A COMMON LAW MARRIAGE. A COMMON LAW MARRIAGE CARRIES THE SAME RIGHTS AND RESPONSIBILITIES AS A SOLEMNIZED MARRIAGE. IF YOU HAVE ANY QUESTIONS ABOUT THE EFFECT OF THIS DOCUMENT, YOU SHOULD CONTACT AN ATTORNEY.

We, the undersigned, being of lawful age, attest to the following facts:

1. We have lived together continuously as spouses from _____ to the present time. During this period, we have professed to be spouses and we have held ourselves out to the community as being married.
2. That we are 18 years of age or older, or if between the ages of 16 and 18, have obtained appropriate parental guardian consent. We (do/do not) use the same last name and the children (if any) born in this marriage will use the last name of _____.
3. There is no legal impediment to our marriage, including, but not limited to a prior marriage of either party that has not been legally terminated by death or divorce.
4. The following children have been born to us and we hereby acknowledge such children to be our lawful children: (List full names and birthdates):

NAME OF SPOUSE 1

NAME OF SPOUSE 2

Printed name

Printed name

Signature

Signature

Date _____

Date _____

SUBSCRIBED AND SWORN BEFORE ME THIS _____ DAY OF _____, 20__

(NOTARY SEAL)

Signature of Notary

Printed Name of Notary

My commission expires

Residing at

Complete this form, sign it before a notary and have the form recorded at your COUNTY CLERK & RECORDER'S office. There is a fee for filing and for receiving certified copies.