

1-4. Always include the court file number, the judicial district, your name and the other parent's name at the beginning of the document.

5. Your name

6. The place where you live

7. The county where you live

8. The date (day, month and year) when you signed the Notice of Application.

9. See the guide for more information on what to include in an affidavit.

Example of an Affidavit

¹ Court File Number 1301-0000

In The Court of Queen's Bench of New Brunswick
Family Division
Judicial District of Fredericton ²

Between:	Mary Smith, ³	Applicant
	- and-	
	John Smith, ⁴	Respondent

I, Mary Ann Smith⁵, of Smalltown⁶, in the County of York⁷, Province of New Brunswick, make oath and say that:

1. I am the applicant named in the Notice of Application dated the ____ day of _____, 20__.⁸
2. The respondent John William Smith resides at 789 Queen Street in the town of Smalltown in the province of New Brunswick. ⁹ I know this address, as that is where I contacted the respondent to discuss matters relating to the children.
3. The respondent John Smith and I were married on June 21, 1995.
4. On that date, June 21, 1995 the respondent and I started living together at 456 Main Street in the town of Smalltown in the province of New Brunswick.
5. The respondent moved out on June 1, 2004 when we separated.
6. The respondent and I have two children, Kimberly Ann Smith and David Scott Smith.
7. Our daughter Kimberly Ann Smith was born on March 15, 2001 and she is now 8 years old.
8. Our son David Scott Smith was born on January 23, 2003 and he is now 6 years old.
9. The children have always lived and still live with me at 456 Main Street in the town of Smalltown in the province of New Brunswick.
10. When we lived together the respondent worked full-time as an accountant at the firm of Smarter & Faster. He worked days, Monday to Friday, from 8 a.m. to 5:30 p.m. As far as I know he still works there.
11. The respondent's yearly income when we separated was \$40,000.
12. After we separated the respondent sent me \$500 in child support in July 2008 and August 2008.
13. I have not received any child support payments since August 2008.
14. The respondent and I have been unable to reach agreement about the terms of our separation.

15. There have been no previous court proceedings with respect to the claim.
16. I work full-time at the FastStop. I work 8 a.m. to 4 p.m. from Monday to Friday every week. The children stay with my mother after school until I finish work.
17. I have always been the primary caregiver of the children. I clothe the children. I feed the children 3 times a day. During the school year, I take Kim to Brownies on Tuesday evenings and I take David to hockey practice twice a week. I take the children to Sunday school weekly.
18. Due to the above, I believe it is in the best interests of the children that they remain in my care and custody.
19. I request that the court make an order that custody of Kimberly Ann Smith, born March 15, 2001, and David Scott Smith, born January 23, 2003, be granted to me, the Applicant. I also request that the Respondent, John Smith pay maintenance for the support of the children of the marriage, Kimberly Ann Smith and David Scott Smith.

I read the Notice of Application when I signed it and I have just reread it. I confirm that all of the information in the Notice of Application is correct.

SWORN before me at _____, in the County of _____, ¹⁰
 in the Province of New Brunswick, this _____ day of _____, 20____.

 Commissioner of Oaths

 Mary Smith ¹²

- 10.** Leave these blanks for the commissioner of oaths to fill in when you sign the affidavit.
- 11.** Leave a blank for your signature
- 12.** Your name, typed or clearly printed.