

**AFFIDAVIT OF COMMON LAW MARRIAGE
2016-17**

Please complete this form using only black or blue pen

Student Name (please print)

700 _____
Student ID Number

Social Security Number

Spouse Name (please print)

Social Security Number

The concept of common law marriage is recognized by some states. Typically, the necessary elements are cohabitation, declaration of marriage, and representation of yourselves as husband and wife to a third party.

Couples claiming common law marriage should be aware that there is no such thing as a common law divorce. A common law spouse may be entitled to distribution of property, support, and/or maintenance.

We, the undersigned, attest to the following facts:

- On _____, we agreed to live as husband and wife and have cohabited since that time.
Date (mm/dd/yyyy)
- We profess to be husband and wife, and we hold ourselves out to the community as being married.
- We are eighteen years of age or older.
- 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.
- We understand that this agreement can be terminated only through death or legal divorce proceedings.

Signature: _____
Common Law Wife

Date

Signature: _____
Common Law Husband

Date

Sworn to before me this _____ day of, _____,

Notary Public

Commission Expiration Date

Notary Public's Address: _____

Supporting documentation:

If you were common law married in 2015 or before, attach a copy of your 2014 federal income tax return(s) as evidence that you represented yourselves as husband and wife to a third party (in this case the Internal Revenue Service).

If you were common law married in 2016, attach to this affidavit two (2) types of proof of representation of yourselves as husband and wife to a third party. This can include proof of jointly owned property such as bank accounts, auto registration and insurance, or a mortgage. A copy of a health insurance policy that recognizes your marital status or a letter from someone other than a family member who can verify that you have held yourselves out to the community as married are also acceptable.