

APPLICATION FOR MARRIAGE LICENSE
AFFIDAVIT OF ABSENT APPLICANT

The **AFFIDAVIT OF ABSENT APPLICANT** IS TO BE USED TO APPLY FOR A Marriage License when one party is unable to appear in the County Clerk's Office. Please read the following instructions carefully before completing the Affidavit. Print or type all information that is requested on the attached Affidavit. The absentee party must return the completed Affidavit and Statement to the party they wish to marry. **Both parties desiring to marry must be in full compliance with the information that follows, or the application will be denied.** At least one party desiring to marry must appear before the County Clerk.

- (1). The County Clerk may not issue a marriage license for which both applicants are absent unless the person applying on behalf of each absent applicant provides to the clerk and affidavit of the applicant declaring that the applicant is:
 - (a). on active duty as a member of the armed forces of the United States, or the state military forces; or
 - (b). confined in a correctional facility, as defined by Section 1.07, Penal Code.
- (2). The party who will not be able to appear in the County Clerk's Office must complete and sign this form in the presence of a Notary Public, County Clerk or office in the U.S. Military who has the authority to take acknowledgments. A title and name must be printed or typed below this signature. **All blanks on the form must be completed by the absent applicant.**
- (3). The names of both parties must be printed exactly as they appear on the identification that will be used to obtain the Marriage License. The absentee person must complete **ALL** of the information and answer all questions requested on the Affidavit.
- (4). The absent applicant may appoint any adult, **of the same sex, except the other applicant** to act as proxy for the purpose of participating in the ceremony (if required). The person to act as proxy must be named in line #8 on the Affidavit and **must appear in person** with the other party and present his/her identification.
- (5). Applicant and proxy must then appear in any County Clerk's Office in the State of Texas at least 72 hours, but not more than 30 days prior to the ceremony. The 72 hour waiting period **doe not apply** to active duty military and a copy of the Military ID **must** be submitted with the Affidavit. The applicant **must** present an acceptable form of identification for both parties such as: valid driver's license, Military ID, valid ID issued from Department of Public Safety, or valid passport. Applicant **must** also provide proof of Social Security for both parties.
- (6). If either party has been divorced within the last 30 days, please contact the County Clerk's Office for more information.
- (7). If either party is under the age of 18 years, please contact the County Clerk's Office for more information.

~~(8). This marriage must be planned for the 72 hour waiting period, please contact the County Clerk's Office for more information.~~

AFFIDAVIT OF ABSENT APPLICANT EXPIRES 30 DAYS FROM THE DATE OF SIGNING.



THE STATE OF _____ COUNTY OF _____

AFFIDAVIT OF ABSENT APPLICANT FOR MARRIAGE LICENSE

The form and content of this affidavit is prescribed by section 2.007 of the Texas Family Code.

Name of Absent Applicant (First, Middle, Last, Suffix)		Maiden Surname (If applicable)
Address (Street, city, state, zip)		
Date of Birth	Place of Birth (including city, county and state)	
Social Security Number	Citizenship	

I have not been divorced within the last 30 days. TRUE FALSE

I am not presently married. TRUE FALSE

I am currently married to the other applicant. TRUE FALSE

I am not presently delinquent in the payment of court ordered child support.
 TRUE FALSE

The other applicant is not presently married TRUE FALSE

I am not related to the other applicant as: TRUE FALSE

- an ancestor or descendant, by blood or adoption;
- a brother or sister, of the whole or half blood or by adoption;
- a parent's brother or sister, of the whole or half blood or by adoption;
- a son or daughter of a brother or sister, of the whole or half blood or by adoption;
- a current or former stepchild or stepparent; or
- a son or daughter of a parent's brother or sister, of the whole or half blood or by adoption;

I desire to marry:

Name of Other Applicant (First, Middle, Last, Suffix)		
Maiden Surname (If applicable)	Age	Approximate date on which the marriage is to occur
Address (Street, city, state, zip)		

The Reason I am unable to appear personally before the county clerk for the issuance of the license:

THE FOLLOWING SECTION CAN ONLY BE COMPLETED BY MEMBERS OF THE ARMED FORCES OF THE UNITED STATES STATIONED IN ANOTHER COUNTRY IN SUPPORT OF COMBAT OR ANOTHER MILITARY OPERATION WHO ARE UNABLE TO ATTEND THE CEREMONY:

Name of adult person, other than the other applicant, to act as proxy for the purpose of participating in the ceremony:
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I SOLEMNLY SWEAR (OR AFFIRM) THAT THE INFORMATION I HAVE GIVEN IN THIS DECLARATION IS TRUE AND CORRECT. I AM AWARE THAT MAKING A FALSE STATEMENT ON THIS DOCUMENT IS PUNISHABLE TO UP TO 2 TO 10 YEARS IN PRISON AND UP TO A \$10,000 FINE [HSC §195.003]

Your Signature: _____

Date: _____

Signature of Notary		(Seal)
Printed Name and Title:		
Subscribed and sworn before me on:	Expiration date of Commission:	