

## AFFIDAVIT OF COMMON LAW NAME CHANGE

**In the Matter of Mees, 465 NW 2d 172 - ND: Supreme Court 1991 provides:**

In Petition of Dengler, supra, we said that our name-change statute is **not exclusive** but instead supplements the common law. Id. At common law, one has a general right to change one's name, absent a fraudulent purpose: "There is nothing in the common law requiring a showing of a compelling need to justify a change of name and any such requirement is inconsistent with the common-law principle that names may be changed in the absence of a fraudulent purpose." 57 Am.Jur.2d Name § 17 at 665.

STATE OF North Dakota

ss.}

COUNTY OF \_\_\_\_\_

\_\_\_\_\_, previously known as \_\_\_\_\_, affirms the following:

1. I am currently \_\_\_ years of age, I was born on the \_\_\_ day of \_\_\_\_\_, \_\_\_\_\_
2. My birth records and other legal documents have the name(s) of:  
\_\_\_\_\_
3. I have since changed my name to \_\_\_\_\_ **at will** under the Common law.
4. I have not changed my name for any fraudulent purpose or to avoid criminal prosecution.
5. I am making this Affidavit in order to aid appropriate agencies in correcting or adjusting my records.

\_\_\_\_\_  
Current Signature in new name

\_\_\_\_\_  
Previous signature in old name

State of North Dakota

County of \_\_\_\_\_

Signed and sworn to (or affirmed) before me on \_\_\_\_\_ (date) by  
\_\_\_\_\_ (Name(s) of Individual(s) making statement).

\_\_\_\_\_  
(Signature of Notarial Officer)

(Stamp)

My commission expires: \_\_\_\_\_