

# AFFIDAVIT OF COMMON LAW NAME CHANGE

**Colorado Revised Statutes § 2-4-211 states:**

The common law of England so far as the same is applicable and of a general nature...shall be considered as of full force until repealed by legislative authority.

**IN RE APPLICATION OF KNIGHT 537 P.2d 1085 (1975) Colorado Court of Appeals, Div. III. states:**

"At common law, a person could adopt another name **at will**. Statutes setting forth procedures to be followed in changing a name *merely provide an **additional method** for making the change*. See 57 Am.Jur.2d Name §§ 10 and 11."

**In re Marriage of Nguyen, 684 P. 2d 258 - Colo: Court of Appeals, 2nd Div. 1984 states:**

The procedure for change of name set forth under §§ 13-15-101, et seq., C.R.S.1973, **is in addition to, not in exclusion of**, the common law method for change of name.

**Hamman v. County Court, Jefferson County, 753 P. 2d 743 - Colo: Supreme Court 1988 states:**

The court noted that the name change procedure found in section 13-15-101 "is in addition to, not in exclusion of, the common law method for change of name." Id. at 260.

STATE OF COLORADO

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

Subscribed and affirmed before me in the county of \_\_\_\_\_, State of Colorado, this \_\_\_\_\_ day of \_\_\_\_\_, 20\_\_.

\_\_\_\_\_  
(Notary's official signature)

\_\_\_\_\_  
(Commission Expiration)

Notary  
Seal