

AFFIDAVIT OF COMMON LAW NAME CHANGE

Marshall v. MARSHALL, A MINOR, 93 So. 2d 822 - Miss: Supreme Court 1957 provides:

We fully realize and appreciate the fact that at common law any person of mature years can voluntarily change his name **without the necessity of a statute** such as we have in Mississippi, provided the change is not for a fraudulent purpose and does not interfere with the rights of others. That rule is recognized in the same section of C.J.S. from which we have quoted above and a full and interesting discussion thereof is found in the case of Smith v. U.S. Casualty Co., 197 N.Y. 420, 90 N.E. 947, 26 L.R.A. (N.S.) 1167, 18 Ann. Cas. 701.

Smith v. U.S. Casualty Co., 197 N.Y. 420, 90 N.E. 947, 26 L.R.A. (N.S.) 1167, 18 Ann. Cas. 701 provides:

The elementary writers are uniform in laying down the rule that at common law a man may change his name at will.

STATE OF Mississippi

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

Sworn to and subscribed before me this _____ day of _____, 20_____.

State of Mississippi

County of:

Notary Public: _____

SEAL

My Commission Expires: _____