

AFFIDAVIT OF TESTIMONY FOR DIVORCE – 324TH DISTRICT COURT

CAUSE NO. _____

1. My name is _____. I am the petitioner in this cause.
2. I have been a resident of the state of Texas for the past 6 months and of Tarrant County for the past 90 days.
3. () Service of citation upon the respondent was not necessary, as a global waiver of citation was signed by the respondent and duly filed in this case.

- OR -

() Service of citation on the respondent was not necessary as a specific waiver of citation as well as a decree was signed by the respondent and duly filed in this case.

- OR -

() The respondent has filed an answer in this case but has agreed to the decree as evidenced by his/her signature on the decree.

- OR -

() Respondent is in default, and I ask the court to take judicial notice of the return of citation on file.

4. The marriage has become insupportable because of discord or conflict of personalities between us which destroys the legitimate ends of the marriage relationship and prevents any reasonable expectations of reconciliation.
5. () There were no children born to or adopted by us during this marriage and none are expected.

- OR -

() A child or children were born to or adopted during this marriage.

- OR -

() A child was born or children were born prior to the marriage, and the husband is the father of the child(ren). The husband has been previously adjudicated in a prior order or is adjudicated in this decree as the father of the child(ren).

6. If there is a child or children, the decree has been reviewed by the Tarrant County Domestic Relations Office, and that office has provided a checklist to the court. My spouse and I agree that the orders regarding the conservatorship, access, and support of the child(ren) are in the best interest of the child(ren).
7. () There was no property accumulated during the marriage other than personal property or effects, which have been divided between us satisfactorily. I respectfully request the court award

the property to the person having possession of such property, or we will amicably divide said property at a later date. We also have agreed to the payments of our debts. I represent to the court that my requests or our agreements represent a fair and equitable division of our property and debts.

- OR -

() We have entered into an agreement in regard to property which is included in the decree. I respectfully request the court approve our agreements incorporated into the decree of divorce to be entered in this cause. We also have agreed to the payments of our debts. I represent to the court that it is a fair and equitable division of our property and debts.

- OR -

() My spouse has defaulted. I have included in this decree my requests as to the division of our property and debt that I represent is fair and equitable to my spouse and I.

IF APPLICABLE

8. () I respectfully request that my name be changed to _____ as prayed for in the original petition for divorce on file in this cause. I am not requesting that change of name to avoid paying creditors or to avoid criminal prosecution. I have not been convicted of nor am I currently charged with any crime above the grade of class C misdemeanor.

() The requested name is my birth name or a name I have legally used in the past.

() The requested name is not my birth name or a name I have legally used in the past. I have attached an appropriate fingerprint card as an exhibit to my proposed decree.

() I have been convicted of or am currently charged with a crime above the grade of class C misdemeanor. I have listed below the offense, the date of offense, the sentence, and the last date I was either released from probation or incarceration and released from parole.

() My spouse is requesting that her name be changed to _____ as prayed for in the original petition for divorce on file in this cause. My spouse is not requesting that change of name to avoid paying creditors or to avoid criminal prosecution. My spouse has not been convicted of nor is she currently charged with any crime above the grade of class C misdemeanor.

() If she has been convicted of a crime above the grade of class C misdemeanor, she has listed the offense, the date of offense, the sentence, and the last date she was either released from probation or incarceration and released from parole.

In the event my spouse is requesting a change of her name, she has also signed this affidavit on the signature line provided below before a notary public.

9. Are either you or your spouse currently involved in any bankruptcy proceedings?
() Yes () No

10. I respectfully request that the court approve my requests/our agreement as to the conservatorship, access, and support of our child(ren); my requests/our agreement for the division of our property and debts; and my request that a divorce be granted.

Date: _____

Signature of party: _____

Print name of party: _____

SUBSCRIBED AND SWORN BEFORE ME, this ____ day of _____, 20__.

NOTARY PUBLIC in and for the
STATE OF TEXAS

TO BE SIGNED BY SPOUSE ONLY IF SHE IS REQUESTING A CHANGE OF NAME

Date: _____

Signature of party: _____

Print name of party: _____

SUBSCRIBED AND SWORN BEFORE ME, this ____ day of _____, 20__.

NOTARY PUBLIC in and for the
STATE OF TEXAS