

CAUSE NO. _____

_____ § IN THE DISTRICT COURT
_____ §
_____ § 410TH JUDICIAL DISTRICT
_____ §
_____ § MONTGOMERY COUNTY, TEXAS

AFFIDAVIT FOR PROVE-UP OF AGREED DIVORCE

_____ appeared in person before me today and stated under oath:

My name is _____. I am above the age of eighteen years, and I am fully competent to make this affidavit. The facts stated in this affidavit are within my personal knowledge and are true and correct.

I am presently married to _____.

I have been a domiciliary of Texas for the preceding six-month period and a resident of this county for the preceding ninety-day period.

We were married on [date] _____, and we ceased to live together as husband and wife on or about [date] _____.

Our marriage has become insupportable because of a discord or conflict of personalities that destroys the legitimate ends of the marriage relationship.

There is no reasonable expectation of reconciliation.

There were [number] _____ children born during this marriage.

Those children are: [list names and ages]

No children were adopted. The wife is not expecting a child at this time.

There were no court-ordered conservatorships, guardianships, or other court-ordered relationships affecting these children before this divorce proceeding.

The children do not own any property.

My spouse and I are presenting a proposed final parenting plan to the court that is contained in our proposed final decree of divorce.

I think that the proposed parenting plan is in the best interest of the children, and I ask the court to approve that proposed parenting plan.

My spouse and I have entered into an agreement concerning the division of our property and debts.

I think that the agreement is fair and equitable to both my spouse and me.

I have submitted an agreed decree of divorce, which bears the signatures of my spouse and me. This is the document that contains the agreements entered into between my spouse and me.

(If applicable) I am asking the court to change my name back to _____, which was a previous legal name of mine. I am not asking for this name change to avoid creditors or to avoid criminal prosecution.

I am asking the court to grant a divorce and approve all the agreements we have entered into, and to sign the proposed Agreed Decree of Divorce filed with this court on _____.

_____ [Signature of affiant]

_____ [Print name of affiant]

SIGNED under oath before me on [date] _____.

_____ Notary