

**Affidavit - Inability to appear form and request for issuance of a marriage license**

Check one of the following:  Confidential marriage license (Family Code §502)  
 Public marriage license (Family Code §426)

We, the undersigned, do hereby declare that \_\_\_\_\_  
(Print full legal name of person unable to appear)

is physically unable to appear in person at the County Clerk’s Office to apply for a marriage license due to (check one of the following):

- Hospitalization (must attach proof of hospitalization)
- Incarceration
- Other \_\_\_\_\_  
(Reason proved to the satisfaction of the County Clerk)

and hereby request the marriage license be issued to \_\_\_\_\_  
(Name of person performing ceremony)

who is the officiant who will be solemnizing the marriage for the following:

\_\_\_\_\_  
(Print full legal name of first person) (Date of birth: mm/dd/yyyy)

\_\_\_\_\_  
(Print full legal name of second person) (Date of birth: mm/dd/yyyy)

*We certify under penalty of perjury under the laws of the State of California that the foregoing information is true and correct:*

▶ \_\_\_\_\_ Date: \_\_\_\_\_  
(Signature of first person)

▶ \_\_\_\_\_ Date: \_\_\_\_\_  
(Signature of second person)

▶ \_\_\_\_\_ Date: \_\_\_\_\_  
(Signature of person solemnizing marriage)

The person solemnizing the marriage must **physically** present this completed affidavit to the County Clerk at the time the marriage license is issued. Family Code Sections 426(a); 502(a)

The signature(s) of the person(s) who is/are physically unable to appear in person at the County Clerk’s Office **must be authenticated by a Notary Public or a Court** prior to the County Clerk issuing the marriage license. Family Code §426(c); 502(c)

Government Code §8224(a) prohibits the notary public who has authenticated the signature(s) of the person(s) who is/are unable to physically appear in person at the County Clerk’s Office from also being the person solemnizing the marriage.

Couples applying for a Confidential Marriage License must already be living together as spouses. Family Code §500