

This is the 1st affidavit of _____ in this case and was made on _____, 2011 No. ___ will be assigned when filed _____

SAMPLE AFFIDAVIT

___City___Registry

IN THE SUPREME COURT OF BRITISH COLUMBIA

BETWEEN: **Your Name**

PETITIONER

AND: **Father's Name**

RESPONDENT

AFFIDAVIT OF **Your Name**

I, **Your Name**, of **Address** , in the City of _____, in the Province of (or State) _____, ___your occupation_____, AFFIRM THAT:

1. I am the Petitioner in this matter and as such have personal knowledge of the matters herein referred to by me except where indicated to be on information and belief and where so stated I verily believe them to be true.

Background

2. **Example:** I am 42 years of age, mother of 3 children daughter 12 years of age, son, 10 years of age and a daughter 7 years of age. My husband and I were married July 20, 1991. We have been separated for 2 years, since March 2010. Since our separation we have no child support nor spousal support order in place.

3. I am currently living off of my savings and require support for the children and my living expenses. Attached hereto and marked as '**Exhibit A**' is a *true copy of my Statement of Finances*.

4. ___**Husband's full name**___ and I currently share custody and care of the children. He is employed at ___**name of company**___ as a ___**position title**___. His salary is estimated at roughly \$105,000/year net. Attached and hereto marked as '**Exhibit B**' is *information of salaries of similar position and company*.

(Above is an example of what you can do if you do not have his income information. State your circumstances of child care arrangement as above. If there is a child custody agreement in

place, add it as an exhibit. If you have your husband's actual T4 or Income tax returns, Notice of Assessments then include those as your exhibit as well.)

5. I am currently employed at _____ in the position of _____. My current monthly salary is \$_____. Attached and hereto marked as 'Exhibit C' is my income tax return for 2010.

(If you are not employed you might write: I am currently a stay at home mother and have been during my ___year marriage. I am currently upgrading my skills in preparation to re-enter the work place. Attach educational receipts as evidence. Or if you are newly separated you might be simply caring for the children as you always have and that is acceptable.)

Order Sought

19. I am seeking an child support order based on the Federal Child support guidelines and my ___husband's name___ income, for \$_____/month beginning ___d/m/y___ ending ___d/m/y (your youngest child is 18)___.

20. I am seeking Spousal Support in the amount of \$_____/month based on my need and his income and ability to pay. I am requesting Spousal support payments begin immediately ___y/m/d and continue for duration of __years, based on the length of our ___year marriage.

(the longer the marriage, the longer the duration of spousal support awarded. Please seek legal advice for the spousal support request to ensure it is in line with laws in your state, province or country.)

21. I swear this affidavit for TWO reasons:

1. That ___Husband's name___ begin payment of child support to ___your name___ starting ___d/m/y and continuing to ___d/m/y___.

2. That ___husband's name___ begin paying spousal support to ___your name___ beginning ___d/m/y through to ___d/m/y___ in the amount of \$_____/month.

(Below is all done at the courthouse registrar when notarized)

AFFIRMED BEFORE ME)

at the City of _____, in the Province)

of _____, on _____, 2011)

_____)

A Commissioner for Taking Affidavits)

in the Province of _____)

_____)

print name or affix stamp of commissioner

Your Signature

File no. _____

City of _____ Registry

IN THE SUPREME COURT OF _____ **PROVINCE/STATE** _____

BETWEEN: **YOUR NAME**

PETITIONER

AND: **HUSBAND'S NAME**

RESPONDENT

AFFIDAVIT OF _____ **YOUR NAME** _____

(this is the back page which gets attached with the print on the 'outside'. If you turn the whole document over this will be visible)