

PRO SE FORMS – NAME CHANGE

Section 40-8-1. Change of name; petition and order.

Any resident of this state over the age of fourteen years may, upon petition to the district court of the district in which the petitioner resides and upon filing the notice required with proof of publication, if no sufficient cause is shown to the contrary, have his name changed or established by order of the court. The parent or guardian of any resident of this state under the age of fourteen years may, upon petition to the district court of the district in which the petitioner resides and upon filing the notice required with proof of publication, if no sufficient cause is shown to the contrary, have the name of his child or ward changed or established by order of the court. When residents under the age of fourteen years petition the district court for a name change, the required notice shall include notice to both legal parents. The order shall be entered at length upon the record of the court, and a copy of the order, duly certified, shall be filed in the office of the county clerk of the county in which the person resides. The county clerk shall record the same in a record book to be kept by him for that purpose.

THIS PACKET CONTAINS:

1. **Petition for Change of Name**
2. **Notice of Change of Name** *This form must be published at least once each week for two consecutive weeks in some newspaper printed in the county.*
3. **Section 40-80-2 Notice of petition; exception**
4. **Final Order Changing Name**



PLEASE READ

- **REMEMBER - As a self-represented litigant you are responsible for your case.** The District Court Clerk's Office will not provide any information as to how you should proceed with your case nor can they fill in any blanks on forms on your behalf.
- **You must fill out the paperwork correctly, request and attend hearings, file all necessary documents, keep track of deadlines, etc.**
- **Type or print your forms.**
- **Make sure the pleadings are signed.**
- **File the forms with the court.**
- **Required number of copies:** An original and at least one (1) copy of each form must be filed.
- **Pay the filing fee:** \$132 - cash, cashier's check or money order, unless free process is approved.

STATE OF NEW MEXICO
COUNTY OF _____
SIXTH JUDICIAL DISTRICT

IN THE MATTER OF A PETITION
FOR CHANGE OF NAME OF

_____. No. D-____-_____

PETITION FOR CHANGE OF NAME

COMES NOW the Petitioner, _____, pursuant to Section 40-8-1
NMSA 1978, and states as follows:

1. Petitioner is a resident of _____ County.
2. Petitioner is a person over the age of fourteen years.
3. Petitioner requests a change of name to _____
for the following reasons:

WHEREFORE, Petitioner prays this Court for its order granting a change of name as
requested.

PETITIONER
Print Name: _____
Address: _____
City/State/Zip _____
Telephone No.: _____

VERIFICATION

I have read this Petition for Change of Name and it is true to the best of my knowledge
and belief.

Petitioner

SUBSCRIBED AND SWORN TO before me this _____ day of _____,
_____.

Notary Public

My Commission Expires: _____

STATE OF NEW MEXICO
COUNTY OF _____
SIXTH JUDICIAL DISTRICT

IN THE MATTER OF A PETITION
FOR CHANGE OF NAME OF

_____. No. D-____-_____

NOTICE OF CHANGE OF NAME

STATE OF NEW MEXICO TO: ALL INTERESTED PARTIES

TAKE NOTICE that in accordance with the provisions of §§ 40-8-1 through 40-8-3
NMSA 1978, the Petitioner _____ will apply to the Honorable _____,
District Judge of the Sixth Judicial District at the _____ County Courthouse,
_____, New Mexico at _____ a.m./p.m. on the ____ day of _____,
20____, for a Court ORDER FOR CHANGE OF NAME from _____
to _____.

(SEAL)

District Court Clerk

By: _____
Deputy Clerk

Submitted by:

Petitioner, Pro Se

ARTICLE 8 Change of Name

40-8-2. Notice of petition; exception.

40-8-2. Notice of petition; exception.

A. Before making application to the court for changing or establishing a name as provided in Section 40-8-1 NMSA 1978, the applicant shall cause a notice thereof, stating the nature of the application, the time and place, when and where the application will be made, to be published in the county where the application is to be made and where the applicant resides; the notice to be published at least once each week for two consecutive weeks in some newspaper printed in the county. If there is no newspaper published in the county where the applicant resides, then the notice shall be published in a newspaper printed in the county nearest to the residence of the person and having a circulation in the county where the person resides.

B. If the court finds that publication of an applicant's name change will jeopardize the applicant's personal safety, the court shall not require publication. The court shall order all records regarding the application to be sealed. The records shall only be opened by court order based upon a showing of good cause or at the applicant's request.

History: Laws 1889, ch. 3, § 2; C.L. 1897, § 2911; Code 1915, § 3808; C.S. 1929, § 92-102; 1941 Comp., § 25-502; 1953 Comp., § 22-5-2; 2001, ch. 125, § 1.

STATE OF NEW MEXICO
COUNTY OF _____
STATE OF NEW MEXICO

IN THE MATTER OF THE PETITION
FOR CHANGE OF NAME OF

_____ No. D-____ - _____

FINAL ORDER CHANGING NAME

THIS MATTER having come before the Court on the Petition of _____
_____ to change his/her name to _____,

and the Court having considered said Petition and being otherwise advised in the premises, finds
as follows:

1. This Court has jurisdiction over the subject matter and the party hereto.
2. Petitioner, _____, who is over the age of fourteen (14) years, is a resident of the City of _____, County of _____, State of New Mexico.
3. Petitioner, _____, desires to change his/her name from _____ to _____.
4. It appears that notice of said Petition has been published in the manner and for the time provided by law.
5. No person has objected to the change of name as requested herein.
6. The Court finds no reason why the Petition should not be granted.

IT IS THEREFORE ORDERED, ADJUDGED AND DECREED as follows:

A. The Court adopts paragraphs numbered 1 through 6 above as findings of this Court.

B. Said Petition should be, and the same is hereby, granted;

C. Petitioner's name of _____ is hereby
changed to _____.

DISTRICT COURT JUDGE

Date: _____

Registrar
New Mexico Health Department
Vital Records
P. O. Box 25767
Albuquerque, NM 87125

Dear Sir/Madam:

I have recently changed my name and would like to amend my birth certificate. My former name was _____ and I was born in _____ County on the _____ day of _____, _____.

I have enclosed the following documents:

- (1) A certified copy of the Order changing my name;
- (2) A check of money order for \$20.00;
- (3) My completed Birth Record Search Application obtained from the New Mexico Bureau of Vital Records (www.vitalrecordsnm.org);
- (4) My old birth certificate; and
- (5) A photocopy of my I.D.

Sincerely,

(Your new name)

(Address)

(City, State, Zip Code)

(Telephone)