Correct marital status

Contact

Examiner of Titles

Office: 612-348-3191

Ex.Titles@hennepin.us

Website

[hennepin.us](http://www.hennepin.us/)

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This type of directive corrects the marital status on a certificate of title; Minn Stat § [508.71](https://www.revisor.mn.gov/statutes/cite/508.71), Subd 3

**Do you need a directive?**

* No, if the marital status was correct when the certificate of title was created, but the marital status later changed by court order, divorce decree, or marriage; file the divorce decree or marriage certificate with the registrar of titles instead
* No, if a marital status is incorrect *only* on a mortgage; please email ex.titles@hennepin.us for further instructions
* Yes, if a marital status is incorrect due to a typographical or scrivener’s error in the document that created the certificate of title

**To request a Directive:**

* Send an email to ex.titles@hennepin.us and include with the email:
	+ a draft affidavit by the person whose marital status is shown incorrectly; please modify the following sample affidavit as appropriate
	+ documentary evidence of the correct marital status, such as a divorce decree or marriage certificate, if applicable
* The Examiner will email instructions for e-recording a Directive Request Form with the Registrar of Titles. When the Directive Request Form is received by the Registrar of Titles it will be directed to the examiner’s office. Upon receipt of your request through e-recording, we will issue our directive. The directive will appear on the recording coversheet attached to your e-recorded request.
	+ Do not attach photocopies of driver’s licenses or other government issued identification to your affidavit when recording

There is no fee for issuing an examiner’s directive, but recording fees may apply.

**AFFIDAVIT REGARDING MARITAL STATUS**

**[Please delete bracketed sections that are instructional and those that do not apply to you.]**

|  |  |
| --- | --- |
| State of Minnesota, County of **[…]** |  |

**[Insert name of Affiant]** being first duly sworn on oath says:

1. That I am **[one of]** the registered owner(s) named in certificate of title no. **[…].**

**[Or]** **That I am [shown as] the spouse of […] who is [one of] the registered owner(s) named in certificate of title no. […].**

2.  My marital status is shown incorrectly on the certificate of title as **[…]** and on document no(s). **[list all documents appearing on the certificate of title that show the incorrect marital status, including vesting deeds, mortgages, etc.].**

3.  My marital status on the certificate of title **[and/or in the documents listed in paragraph 2]** was incorrect because **[please explain why the marital status is incorrect and how you think this might have occurred]**, and I accepted **[and/or signed]** the documents with the incorrect marital status because **[please explain how you accepted or signed documents with the wrong marital status]**.

**[Or] I do not know why my marital status was incorrectly shown on the certificate of title [and/or in the documents listed in paragraph 2] and I accepted the documents because [please explain how or why you accepted or signed documents with the wrong marital status].**

4. [**Omit this paragraph if you were not married and have never been married and submit an additional affidavit from an uninterested party with personal knowledge of your single status.]** That my true and correct legal marital status at the time of execution of document no(s). **[…]** was **[…],** as evidenced by the copy of the **[divorce decree, marriage certificate, etc.]** I submitted to the examiner of titles in conjunction with this affidavit. **[please state whether Affiant has changed their marital status again since the date of the evidence.]**

5.  That I make this affidavit in support of a request to correct my marital status on the certificate of title.

|  |  |  |
| --- | --- | --- |
|  |  | Affiant (signature)               **[printed name of Affiant]** |

Signed and sworn to before me on **[month/day/year]**, by **[insert name of Affiant]**.

|  |  |  |
| --- | --- | --- |
| (Stamp) |  |                  (signature of notarial officer)Title (and Rank):                   My commission expires:                    (month/day/year) |