

## INSTRUCTION FOR NAME CHANGE CAO NC INSTRUCTION 1

To petition (ask) for a name change in Idaho as an adult, you will need the following forms

- NCA 1-1 Unredacted Petition for Name Change
- NCA 1-1 Redacted Petition for Name Change
- NCA 1-2 Notice of Hearing
- General Civil Case Information Sheet
- NCA 8-1 Judgment for Name Change
- NC 1-3 Name Change Letter for Publication

### Step 1. Obtain and Complete the Required Forms

Complete the forms listed above by typing or neatly and legibly printing in **black ink**. Fill in your full current name, address, telephone number, and email address (if you have one) on the lines provided at the left-hand corner of page 1 of each form. Fill in the judicial district and your county in the heading in capital letters (for example, "IN THE DISTRICT COURT OF THE SECOND JUDICIAL DISTRICT IN AND FOR THE COUNTY OF LATAH"). Fill in your full legal name on the line after "In RE" in the caption. Fill out the remainder of each individual form, providing the information requested. If a section of a form does not apply to you, write "none" or "N/A". To complete the Petition, you must fill in the name of the newspaper that your county has designated for publishing the name change hearing notice. Go to this website to find the appropriate newspaper for your county: <http://www.courtselfhelp.idaho.gov/name-changes>. Sign and date the Petition certifying that the information is true and accurate, subject to the penalty of perjury if it is not.

### Step 2. Make Copies and File With the Clerk

Make a copy of your Petition and two copies of your Notice of Hearing. Place the copies underneath each completed form.

Go to the window in the Clerk's Office in the county where you live. Give the Clerk the following:

- Filing fee payable in cash or money order, not by personal check (visit <http://www.courtselfhelp.idaho.gov/filingfees> for current filing fees), or a Motion and Affidavit for Fee Waiver, FW 1-9, and a proposed Order Re: Fee Waiver, FW 1-10.
- The original General Civil Case Information Sheet
- The original plus one copy of the Redacted and Unredacted Petition for Name Change (NCA 1-1)
- The original plus two copies of the Notice of Hearing (Name Change) (NCA 1-2)

Ask the Court Clerk to set your hearing at least six weeks later. The Court Clerk will issue the Notice of Hearing when your filing fee is paid or when a judge approves your fee waiver. Some Court Clerks keep the original Notice of Hearing and give you only the two copies (one for you and one for the newspaper). Other Court Clerks will give you back the original and the copies. The original will have to be in the court file for your hearing. Be sure to keep it safe.

### Step 3. Have the Notice of Hearing published in the newspaper.

Sign the Letter for Publication and send it, along with a copy of the Notice of Hearing, to the designated newspaper for your county. The Notice must be published once a week for (4) four successive weeks. The newspaper will send you the Affidavit of Publication. Take (or mail) the

Affidavit of publication to the Court Clerk at the Courthouse for filing. If you were given the original Notice of Hearing, return it to the Court Clerk with the Affidavit of Publication.

#### **Step 4. Attend the Hearing**

Idaho Code §7-804 requires the Petitioner appear at the hearing. If you have not filed your Affidavit of Publication, do so before the hearing. Bring the original Judgment, plus as many copies of the Judgment as you will need to have certified (for social security, driver's licensing, payroll, etc.). The judge may require that you be examined under oath at the hearing, or the judge may sign the Judgment without testimony if no one appears at the hearing to object.

Sample testimony is: "My name is \_\_\_\_\_. I was born on \_\_\_\_\_. I am not being sued by any creditors. I am not considering filing a bankruptcy. I have never been convicted of a crime (or an explanation of the circumstances). I want to change my name because: \_\_\_\_\_."

After the judge signs the Judgment, you can obtain certified copies from the Court Clerk's office. A certified copy will cost you \$.50 a page plus \$1.00 for the seal, since you provided the copies. If you forgot copies, the charge will be \$1.00 a page plus \$1.00 for the seal.

#### **Minor name change**

If you are petitioning (asking) to have a minor's name changed you follow the same steps described above, but use some different forms: the Redacted and Unredacted version of NCM 1-1 or NCM 1-4 for the petition; NCM 1-2 or NCM 1-5 for the notice of hearing; and NCM 8-1 or NCM 8-2 for the judgment, (the letter of publication to the newspaper is the same for adults and minors). The parent(s) or guardian will be the petitioner in the action. The child/ren's current legal name(s) is (are) used in the "In Re:" section of the documents.

The Petition can be filed by one or both parents. If only one parent signs the petition the other parent must either sign the Parental Consent to Name Change (NCM 2-1), or be served with a copy of all documents at least 30 days before the hearing. An Affidavit of Service must then be filed with the court (NCM 2-2 or NCM 2-3) showing how the other parent was served.

When a guardian is filing the Petition the guardian must provide notice to the child/ren's living parents at least 30 days before the hearing. If both parents are deceased or their addresses are unknown, the guardian must serve the child/ren's living grandparents at least 20 days before the hearing.

**Note:** For more than one child, you will need to use a separate parental consent form NCM 2-1 for each child. You can check with your local Court Assistance Office to find out if you will need to use one of these additional forms to process the child/ren's name change/s.

**CONFIDENTIAL Case Information Sheet**

Fill out this form to start a **General Civil Law** case.

The information you give us is **private**.

Case Number (Clerk fills in case #):

Exempt from Public Disclosure

**DO NOT SERVE THIS DOCUMENT ON OTHER PARTIES**

**Complete this form for each of the parties for whom you are submitting this initial pleading.** It is not necessary to provide information about other parties.

The personal identifiers collected by the Court below are collected for the purpose of ensuring that the Court's party records are accurate and to better differentiate individuals or businesses with common names. It will be used for this purpose alone and will not be disclosed to the public including the parties in the subject lawsuit.

**Information about Party**

Name:     
*First Middle Last*

Legal name of business entity:

Any other names used:

Address:      
*Street City State Zip*

Mailing Address (if different):

Phone numbers: Home  Work  Cell

Email:

Driver's License: State  Number  Date of Birth:

If the accompanying pleading is filed on behalf of more than one party, provide information regarding those additional parties below.

**Information about Party**

Name:     
*First Middle Last*

Legal name of business entity:

Any other names used:

Address:      
*Street City State Zip*

Mailing address (if different):

Phone numbers: Home  Work  Cell

Email:

Driver's License: State  Number  Date of Birth:

**COMPLETE INFORMATION FOR ADDITIONAL PARTIES ON ADDITIONAL PAGE(S) IF NECESSARY**

\_\_\_\_\_  
Full Name of Party Filing Document

\_\_\_\_\_  
Mailing Address (Street or Post Office Box)

\_\_\_\_\_  
City, State and Zip Code

\_\_\_\_\_  
Telephone

\_\_\_\_\_  
Email Address (if any)

IN THE DISTRICT COURT FOR THE \_\_\_\_\_ JUDICIAL DISTRICT  
FOR THE STATE OF IDAHO, IN AND FOR THE COUNTY OF \_\_\_\_\_

IN RE: \_\_\_\_\_  
Legal name of child

Case No. \_\_\_\_\_

UNREDACTED PETITION FOR NAME  
CHANGE (Minor)

Fee Category: \_\_\_\_\_

Filing Fee: \_\_\_\_\_

**Complete Section A, B, or C based on who is filing the petition.**

I certify:

**A. Both Parents are Filing the Petition Together**

1. We are the parents of the above child, and are filing this petition together. Our full legal names and residences are:

Name: \_\_\_\_\_

Address: \_\_\_\_\_

Name: \_\_\_\_\_

Address: \_\_\_\_\_

**B. Only One Parent Is Filing the Petition**

1. I am a parent of the above child, and I am filing this petition without the other parent. My full legal name and residence are listed above.

2.  a. The child's other parent is living; the other parent's name and address are:  
Name: \_\_\_\_\_  
Address: \_\_\_\_\_  
 The address is unknown.
- b. The child's other parent is deceased.

### C. A Guardian Is Filing the Petition

1. I am filing this petition as the guardian of the child. My full legal name and residence are listed above.

#### 2. Child's Parents' Information

- a. The child's  father  mother is living, his/her name and address are:  
Name: \_\_\_\_\_  
Address: \_\_\_\_\_  
 The address is unknown.
- b. The child's  father  mother is living, his/her name and address are:  
Name: \_\_\_\_\_  
Address: \_\_\_\_\_  
 The address is unknown.
- c.  The child's  father  mother is deceased.

#### 3. Child's Grandparent's Information (if applicable)

Only list information about the child's grandparents if one of the following is true:

- I am a guardian, and one or both of the parents' addresses are unknown,  
 I am a guardian, and both of the child's parents are deceased,

The name(s) and address(es) of the child's living grandparents are: \_\_\_\_\_

\_\_\_\_\_  
\_\_\_\_\_.

### D. Child's Information

1. The child was born on (date) \_\_\_\_\_, \_\_\_\_\_, in the city of \_\_\_\_\_, county of \_\_\_\_\_, state of \_\_\_\_\_, and resides at \_\_\_\_\_.

2. The child's name should be changed to \_\_\_\_\_

The reason I want to change the child's name is: \_\_\_\_\_

\_\_\_\_\_

3. The name change is not to avoid creditors or outstanding debts. The child is not required to register as a convicted sexual offender under Chapter 83, Title 18, Idaho Code, or under the provisions of similar laws enacted by another state.

4. I ask that a Deputy Clerk of the Court Issue a Notice of Hearing in this case to be published for four (4) successive weeks in (newspaper name) \_\_\_\_\_

Newspaper, designated by the court as most likely to give notice in: \_\_\_\_\_

County, the County where the child resides (visit <http://www.isc.idaho.gov/Name-Change-Publications> for a list of newspapers by county).

WHEREFORE, I ask that the Judge sign a Judgment changing the child's name as I have asked.

**CERTIFICATION UNDER PENALTY OF PERJURY**

I certify under penalty of perjury pursuant to the law of the State of Idaho that the foregoing is true and correct.

Date: \_\_\_\_\_

\_\_\_\_\_  
Typed/printed name

\_\_\_\_\_  
Signature

\_\_\_\_\_  
Full Name of Party Filing Document

\_\_\_\_\_  
Mailing Address (Street or Post Office Box)

\_\_\_\_\_  
City, State and Zip Code

\_\_\_\_\_  
Telephone

\_\_\_\_\_  
Email Address (if any)

IN THE DISTRICT COURT FOR THE \_\_\_\_\_ JUDICIAL DISTRICT  
FOR THE STATE OF IDAHO, IN AND FOR THE COUNTY OF \_\_\_\_\_

IN RE: \_\_\_\_\_  
Legal name of child

Case No. \_\_\_\_\_

REDACTED PETITION FOR NAME  
CHANGE (Minor)

Fee Category: \_\_\_\_\_

Filing Fee: \_\_\_\_\_

**Complete Section A, B, or C based on who is filing the petition.**

I certify:

**A. Both Parents are Filing the Petition Together**

1. We are the parents of the above child, and are filing this petition together. Our full legal names and residences are:

Name: \_\_\_\_\_

Address: \_\_\_\_\_

Name: \_\_\_\_\_

Address: \_\_\_\_\_

**B. Only One Parent Is Filing the Petition**

1. I am a parent of the above child, and I am filing this petition without the other parent. My full legal name and residence are listed above.

2.  a. The child's other parent is living; the other parent's name and address are:  
 Name: \_\_\_\_\_  
 Address: \_\_\_\_\_  
 The address is unknown.
- b. The child's other parent is deceased.

**C. A Guardian Is Filing the Petition**

1. I am filing this petition as the guardian of the child. My full legal name and residence are listed above.

**2. Child's Parents' Information**

- a. The child's  father  mother is living, his/her name and address are:  
 Name: \_\_\_\_\_  
 Address: \_\_\_\_\_  
 The address is unknown.
- b. The child's  father  mother is living, his/her name and address are:  
 Name: \_\_\_\_\_  
 Address: \_\_\_\_\_  
 The address is unknown.
- c.  The child's  father  mother is deceased.

**3.  Child's Grandparent's Information (if applicable)**

Only list information about the child's grandparents if one of the following is true:

- I am a guardian, and one or both of the parents' addresses are unknown,  
 I am a guardian, and both of the child's parents are deceased,

The name(s) and address(es) of the child's living grandparents are: \_\_\_\_\_  
 \_\_\_\_\_  
 \_\_\_\_\_.

**D. Child's Information**

1. The child was born on (year of birth) XX/XX/\_\_\_\_\_, in the city of \_\_\_\_\_, county of \_\_\_\_\_, state of \_\_\_\_\_, and resides at \_\_\_\_\_.



2. The child's name should be changed to \_\_\_\_\_

The reason I want to change the child's name is: \_\_\_\_\_

\_\_\_\_\_

3. The name change is not to avoid creditors or outstanding debts. The child is not required to register as a convicted sexual offender under Chapter 83, Title 18, Idaho Code, or under the provisions of similar laws enacted by another state.

4. I ask that a Deputy Clerk of the Court Issue a Notice of Hearing in this case to be published for four (4) successive weeks in (newspaper name) \_\_\_\_\_

Newspaper, designated by the court as most likely to give notice in: \_\_\_\_\_

County, the County where the child resides (visit <http://www.isc.idaho.gov/Name-Change-Publications> for a list of newspapers by county).

WHEREFORE, I ask that the Judge sign a Judgment changing the child's name as I have asked.

**CERTIFICATION UNDER PENALTY OF PERJURY**

I certify under penalty of perjury pursuant to the law of the State of Idaho that the foregoing is true and correct.

Date: \_\_\_\_\_

\_\_\_\_\_  
Typed/printed name

\_\_\_\_\_  
Signature

Full Name of Party Filing Document \_\_\_\_\_

Mailing Address (Street or Post Office Box) \_\_\_\_\_

City, State and Zip Code \_\_\_\_\_

Telephone \_\_\_\_\_

Email Address (if any) \_\_\_\_\_

IN THE DISTRICT COURT FOR THE \_\_\_\_\_ JUDICIAL DISTRICT  
FOR THE STATE OF IDAHO, IN AND FOR THE COUNTY OF \_\_\_\_\_

IN RE: \_\_\_\_\_  
Legal name of child

Case No. \_\_\_\_\_

NOTICE OF HEARING ON NAME CHANGE  
(Minor)

A Petition to change the name of \_\_\_\_\_, a minor, now residing  
in the City of \_\_\_\_\_, State of Idaho, has been filed in the District Court in  
\_\_\_\_\_ County, Idaho. The name will change to \_\_\_\_\_.  
The reason for the change in name is: \_\_\_\_\_

A hearing on the petition is scheduled for \_\_\_\_\_ o'clock \_\_\_\_\_ m. on (date) \_\_\_\_\_  
at the \_\_\_\_\_ County Courthouse. Objections may be filed by any person who  
can show the court a good reason against the name change.

Date: \_\_\_\_\_

CLERK OF THE DISTRICT COURT

\_\_\_\_\_  
Typed/printed name

By: \_\_\_\_\_  
Deputy Clerk

\_\_\_\_\_  
Full Name of Party Filing Document

\_\_\_\_\_  
Mailing Address (Street or Post Office Box)

\_\_\_\_\_  
City, State and Zip Code

\_\_\_\_\_  
Telephone

\_\_\_\_\_  
Email Address (if any)

IN THE DISTRICT COURT FOR THE \_\_\_\_\_ JUDICIAL DISTRICT  
FOR THE STATE OF IDAHO, IN AND FOR THE COUNTY OF \_\_\_\_\_

IN RE: \_\_\_\_\_  
Legal name of child

Case No. \_\_\_\_\_

PARENTAL CONSENT TO NAME CHANGE  
(Minor)

1. My full legal name is \_\_\_\_\_.
2. I am the  Father  Mother of: \_\_\_\_\_.
3. I consent to the change of the name of the child as requested in the Petition.
4. I waive my right to be present at a hearing on this matter and request that the Petition be granted.

**CERTIFICATION UNDER PENALTY OF PERJURY**

I certify under penalty of perjury pursuant to the law of the State of Idaho that the foregoing is true and correct.

Date: \_\_\_\_\_

\_\_\_\_\_  
Typed/printed name

\_\_\_\_\_  
Signature

RE: Name Change

Enclosed for publication is a Notice of Hearing for a name change, which must be published once each week for four consecutive weeks. When publication is completed, please send your statement, together with Proof of Publication, to the undersigned.

Thank you for your assistance.

Sincerely,

\_\_\_\_\_  
Signature

Name: \_\_\_\_\_

Address: \_\_\_\_\_

\_\_\_\_\_

\_\_\_\_\_

\_\_\_\_\_  
Full Name of Party Filing Document

\_\_\_\_\_  
Mailing Address (Street or Post Office Box)

\_\_\_\_\_  
City, State and Zip Code

\_\_\_\_\_  
Telephone

\_\_\_\_\_  
Email Address (if any)

IN THE DISTRICT COURT FOR THE \_\_\_\_\_ JUDICIAL DISTRICT  
FOR THE STATE OF IDAHO, IN AND FOR THE COUNTY OF \_\_\_\_\_

IN RE: \_\_\_\_\_  
Legal name of child

Case No. \_\_\_\_\_

AFFIDAVIT OF SERVICE  
(PETITION FOR NAME CHANGE AND  
NOTICE OF HEARING) (Minor)

I, \_\_\_\_\_, certify that:

1. I am a resident of \_\_\_\_\_ County, State of Idaho, over the age of eighteen (18) years, and not a party to the above-entitled action.
2. On the \_\_\_\_\_ day of \_\_\_\_\_, I personally served a copy of the Petition for Name Change (Minor) and Notice of Hearing upon \_\_\_\_\_, in the County of \_\_\_\_\_, State of \_\_\_\_\_ at (address) \_\_\_\_\_, (city) \_\_\_\_\_.

**CERTIFICATION UNDER PENALTY OF PERJURY**

I certify under penalty of perjury pursuant to the law of the State of Idaho that the foregoing is true and correct.

Date: \_\_\_\_\_

\_\_\_\_\_  
Typed/printed name

\_\_\_\_\_  
Signature

\_\_\_\_\_  
Full Name of Party Filing Document

\_\_\_\_\_  
Mailing Address (Street or Post Office Box)

\_\_\_\_\_  
City, State and Zip Code

\_\_\_\_\_  
Telephone

\_\_\_\_\_  
Email Address (if any)

IN THE DISTRICT COURT FOR THE \_\_\_\_\_ JUDICIAL DISTRICT  
FOR THE STATE OF IDAHO, IN AND FOR THE COUNTY OF \_\_\_\_\_

IN RE: \_\_\_\_\_

Case No. \_\_\_\_\_

JUDGMENT FOR NAME CHANGE  
(Minor)

JUDGMENT IS ENTERED AS FOLLOWS:

The name of \_\_\_\_\_, born on  
(date) \_\_\_\_\_, \_\_\_\_\_, is changed to \_\_\_\_\_.

Date: \_\_\_\_\_

\_\_\_\_\_  
JUDGE