SUPREME COURT OF DELAWARE

E. NORMAN VEASEY
CHIEF JUSTICE

DELAWARE STATE OFFICE BUILDING
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P.O. BOX 1997
WILMINGTON, DELAWARE 19899

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ADMINISTRATIVE DIRECTIVE NO. 108
THIRD AMENDMENT

This 11th day of April, 2003:

IT APPEARS THAT:

(1) On February 2, 1996, the Governor of the State of Delaware approved legislation that empowers the judges of Delaware's constitutional and statutory courts to solemnize marriages. S.B. 249, 138th Gen. Assembly, 2d Sess. (1996) (amending 13 *Del. C.* § 106).

(2) Title 13, Chapter 1 of the *Delaware Code* sets forth certain requirements to be followed by officials performing marriage ceremonies in this State.

(a) Before performing a marriage ceremony, an official (the "officiant") must be provided with a valid marriage license. 13 *Del. C.* § 107(b). The complete marriage license ("Marriage Form")

consists of a three-page form. *See* Marriage Form attached as Appendix A. The Marriage Form has three identical pages identified as Bride and Groom copy, State file copy, and Officiant's copy ("File Copies"). The Marriage Form will have been partly completed by the Clerk of the Peace, with the remaining portions to be completed by the officiant.

(b) Immediately following the marriage ceremony, the officiant must complete and deliver to the newlyweds the File Copy identified as "Bride and Groom" of the Marriage Form, which evidences the marriage and the date and place thereof. 13 *Del. C.* § 115(b).

(c) Within 4 days following the ceremony, the officiant must certify the fact of marriage by returning completed copy to the Clerk of the Peace in the county where the license was issued:

New Castle:	Clerk of the Peace 87 Read's Way New Castle, DE 19720
Kent:	Clerk of the Peace Kent County Administration Building 414 Federal Street Dover, DE 19901

Sussex: Clerk of the Peace
Sussex County Courthouse
P.O. Box 29
Georgetown, DE 19947

(e) The officiant must retain completed Officiant's File Copy for his or her records for not less than one year after the ceremony. 13 *Del. C.* § 114.

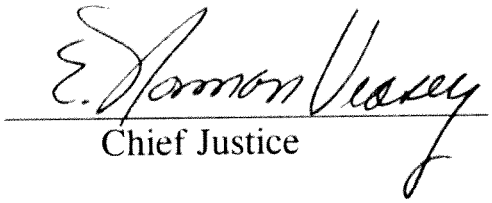
(3) To comply with the record-keeping requirements set forth in 13 *Del. C.* § 114, it is desirable to maintain a central file record and docket of marriage ceremonies performed by judges pursuant to the new legislation.

NOW, THEREFORE, IT IS DIRECTED, with the unanimous concurrence of the members of the Supreme Court (Del. Const. art. IV, § 13) that:

A. A central file record and docket of marriages performed by judges of this State shall be maintained by the Administrative Office of the Courts, and shall include the following information: (i) date of marriage; (ii) name of judge performing ceremony; (iii) names of persons married; (iv) residence(s) of persons married; (v) marriage license number.

B. Within thirty days of the event, each judge shall file with the Administrative Office of the Courts a report of any marriage ceremonies

performed by that judge, which shall include the original Officiant's File Copy of the Marriage Form for each marriage ceremony performed.



Chief Justice

cc: The Honorable Ruth Ann Minner
The Honorable Joseph T. Walsh
The Honorable Randy J. Holland
The Honorable Carolyn Berger
The Honorable Myron T. Steele
Members of the Judicial Conference
The Honorable M. Jane Brady
The Honorable Lawrence M. Sullivan
Mr. Dennis B. Jones
Court Administrators
Clerk of the Supreme Court
Counsel to the Governor

APPENDIX A

STATE FILE NUMBER

State of Delaware

Office of Vital Statistics, Delaware Health and Social Services

Marriage License and Certificate of Marriage

Valid only in the State of Delaware

Number NCC-04890-2001

GROOM	BRIDE
Name test test	Name testtt testtt
Address 111 new st	Address 111 new st
Wilmington, DE 19701	Wilmington, DE 19701
County New Castle Birthplace Delaware	County New Castle Birthplace Delaware
Date of Birth/Age 10/10/1980 (21) years	Date of Birth/Age 10/10/1978 (23) years
Names and Addresses of Father and Mother:	Names and Addresses of Father and Mother:
Father's Name	Father's Name
Residence Birthplace	Residence Birthplace
Mother's Maiden Name	Mother's Maiden Name
Residence Birthplace	Residence Birthplace

SIGNATURES OF APPLICANTS

test test

testtt testtt

I hereby certify that on the _____ day of _____ , _____ at _____ o'clock _____ the aforementioned persons
day month year time am/pm
were by me united in marriage at _____ County of _____ , in accordance with the Laws of the
CITY, TOWN
State of Delaware.

Officiator's Name _____
Please print or type
Address _____
City, State, Zip _____ _____
Signature of Officiator
County _____ Title _____ Phone Number: _____

Witness _____ Please print or type _____ Date of Birth	Witness _____ Please print or type _____ Date of Birth
Residence _____	Residence _____
STREET ADDRESS, CITY, TOWN, STATE, ZIP	STREET ADDRESS, CITY, TOWN, STATE, ZIP
Signature _____	Signature _____

Each party did further depose and say that, to the best of his/her knowledge and belief, he/she is not statutorily prohibited from entering into the bond of marriage in accordance with the laws of the State of Delaware. Thus, I have demanded and examined such papers as are required by law, and I am satisfied that they are properly executed. Therefore, I know of no legal impediment to the proposed marriage of the above applicants.

Time of Application 11/28/2001 at 09:40 o'clock AM
Shall not marry before 11/29/2001 at 09:40 o'clock AM
Expiration 12/28/2001 at 09:40 o'clock AM

Kenneth W. Boulden Jr.

Hon. Kenneth W. Boulden, Jr., Clerk of the Peace

Expires 12/28/2001

This copy to be retained by BRIDE and GROOM

State of Delaware

STATE FILE NUMBER

Office of Vital Statistics, Delaware Health and Social Services

Marriage License and Certificate of Marriage

Valid only in the State of Delaware

Number NCC-04890-2001

GROOM	BRIDE
Name test test	Name testtt testtt
Address 111 new st	Address 111 new st
Wilmington, DE 19701	Wilmington, DE 19701
County New Castle Birthplace Delaware	County New Castle Birthplace Delaware
Date of Birth/Age 10/10/1980 (21) years	Date of Birth/Age 10/10/1978 (23) years
Names and Addresses of Father and Mother:	Names and Addresses of Father and Mother:
Father's Name	Father's Name
Residence Birthplace	Residence Birthplace
Mother's Maiden Name	Mother's Maiden Name
Residence Birthplace	Residence Birthplace

SIGNATURES OF APPLICANTS

test test

testtt testtt

I hereby certify that on the _____ day of _____ month, _____ year at _____ time o'clock _____ am/pm the aforementioned persons were by me united in marriage at _____ CITY, TOWN County of _____, in accordance with the Laws of the State of Delaware.

Officiator's Name _____ Please print or type

Address _____

City, State, Zip _____

County _____ Title _____

Signature of Officiator

Phone Number: _____

Witness	Witness
Please print or type / Date of Birth	Please print or type / Date of Birth
Residence	Residence
STREET ADDRESS, CITY, TOWN, STATE, ZIP	STREET ADDRESS, CITY, TOWN, STATE, ZIP
Signature	Signature

Each party did further depose and say that, to the best of his/her knowledge and belief, he/she is not statutorily prohibited from entering into the bond of marriage in accordance with the laws of the State of Delaware. Thus, I have demanded and examined such papers as are required by law, and I am satisfied that they are properly executed. Therefore, I know of no legal impediment to the proposed marriage of the above applicants.

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Shall not marry before	11/29/2001	at	09:40	o'clock	AM
Expiration	12/28/2001	at	09:40	o'clock	AM

Hon. Kenneth W. Boulden, Jr., Clerk of the Peace

Please return this entire copy (DO NOT SEPARATE AT PERFORATION) to: *Expires 12/28/2001*

Clerk of the Peace, c/o 87 Reads Way, New Castle, Delaware 19720

STATE FILE NUMBER

State of Delaware

Office of Vital Statistics, Delaware Health and Social Services

Marriage License and Certificate of Marriage

Valid only in the State of Delaware

Number NCC-04890-2001

GROOM	BRIDE
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County New Castle Birthplace Delaware	County New Castle Birthplace Delaware
Date of Birth/Age 10/10/1980 (21) years	Date of Birth/Age 10/10/1978 (23) years
Names and Addresses of Father and Mother:	Names and Addresses of Father and Mother:
Father's Name	Father's Name
Residence Birthplace	Residence Birthplace
Mother's Maiden Name	Mother's Maiden Name
Residence Birthplace	Residence Birthplace

SIGNATURES OF APPLICANTS

test test

testtt testtt

I hereby certify that on the _____ (day) day of _____ (month), _____ (year) at _____ (time) o'clock _____ (am/pm) the aforementioned persons were by me united in marriage at _____ (CITY, TOWN) County of _____, in accordance with the Laws of the State of Delaware.

Officiator's Name _____ (Please print or type)

Address _____

City, State, Zip _____

County _____ Title _____

WEDDING LOCATION _____

Signature of Officiator _____

Phone Number: _____

Witness	Witness
Please print or type / Date of Birth	Please print or type / Date of Birth
Residence	Residence
STREET ADDRESS, CITY, TOWN, STATE, ZIP	STREET ADDRESS, CITY, TOWN, STATE, ZIP
Signature	Signature

Each party did further depose and say that, to the best of his/her knowledge and belief, he/she is not statutorily prohibited from entering into the bond of marriage in accordance with the laws of the State of Delaware. Thus, I have demanded and examined such papers as are required by law, and I am satisfied that they are properly executed. Therefore, I know of no legal impediment to the proposed marriage of the above applicants.

Time of Application 11/28/2001 at 09:40 o'clock AM

Shall not marry before 11/29/2001 at 09:40 o'clock AM

Expiration 12/28/2001 at 09:40 o'clock AM

Hon. Kenneth W. Boulden, Jr., Clerk of the Peace

Expires 12/28/2001

Officiator's Copy