

The International Acceptance and Validity of Holy Matrimony



In the year of our LORD Two Thousand and Seven
The Ides of March, 1998, Edited 2007

Published by
His Church at Summer Lake
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Is Holy Matrimony Valid?

When two people marry, they agree to enter a state of matrimony as Husband and Wife. A question arises as they enter this new status. What is the *Lex Fori*¹ of the agreement? Where do we find a remedy for the agreement they have entered into? What is the forum of that union?

One of the earliest forms of law recorded was the *Ana Ittishu*, or Family laws, of the Sumerians. It was a series of precepts that the local society looked to for guidance in deciding issues of conflict. It was not unlike “common words and phrases” which express fundamental concepts and precepts of law. The people were the *fountainhead of justice* through their voluntary community courts common to their society.

Codification arrived later when some men came to believe that they should be *the fountainhead of justice* rather than the people. Throughout history the law would move from the hands of the people to a ruling elite and back again. These elite were benefactors, who often exercised authority and enacted laws. They were often oppressive; this led to despotism and tyranny, which in turn would awaken the people to their original rights.

Are men to be guided by God in their hearts and minds, or by their own prejudice? God made men free to choose, and neither man nor his institutions of power and control can guarantee justice without virtue. People must constantly be vigilant to maintain any free society. They must be as concerned about their neighbor’s right of choice as they are about their own. We may only be as free as we are willing to let others be free.

“I often wonder whether we do not rest our hopes too much upon constitutions, upon laws and courts. These are false hopes, believe me; these are false hopes. Liberty lies in the hearts of men and women; when it dies there, no Constitution, no law, no court can save it.”²

God, the Creator of mankind, wishes us to be free. Freedom is good for the soul. From the Exodus to Pentecost, men have sought ways to live together in freedom, remaining unyoked except by their God-given conscience, as well as their personal love for justice and mercy. Over the centuries, men have recorded numerous accepted methods, systems, and practices to be used in their individual pursuit of a free state under God.

Matrimony under Canon law is an ancient and unique, but binding relationship. Although the Church may be called on to facilitate such an alliance, the bond of the union is dependent upon the authority of God and the free consent of the two people who enter into matrimony. Their agreement is a contract, and as with all contracts, they must include a remedy for resolution of the terms of the agreement. By tradition, this includes two independent witnesses and the Church.

Canon law was an attempt to write down the precepts of the will of God. In Canon law, every man and his possessions belongs to the Family, and the governments they elect are “representative in nature and titular in office”. Under Canon law, the power of choice remains in the hands of the Family unit, with society, through a common community, standing ready to supply arbitration and remedy under the guidance of the Church.

By Canon Law, “A marriage is brought into being by the lawfully manifested consent of persons who are legally capable. This consent cannot be supplied by any human power. Matrimonial consent is an act of will by which a man and a woman, by an irrevocable covenant, mutually give and accept one another for the purpose of establishing a marriage.”³

Canon law is not merely the common opinion of the people, but, by definition, must be in common with the opinion of God. In Canon Law, the couple marry each other under the authority of God, but also by the witness and acceptance of the congregation⁴ of the People and the permission of the families from which they sprang. Resolution of disputes with mercy and justice is not a prerogative, but a duty. We are told to love and protect each other’s rights as much as we love our own.

Common law, which comes to America from Anglo-Saxon England, is mentioned in both the Constitution for the United States and the Judiciary Act of 1789, while “civil law” is not. There is a “civil nature at common law” which rests with every citizen’s right and freedom to choose. “The powers not delegated to the United States by the

1 The legal forum.

2 Spirit of Liberty 189, Judge Learned Hand.

3 Can. 1057 §1, §2

4 Can. 1120 ...can draw up its own rite of marriage, in keeping with those usages of place and people which accord with the christian spirit;...

Constitution, nor prohibited by it to the States, are reserved to the States respectively, or to the people.”⁵ The States must also receive any delegated power from the People, where all rights began. Justice and mercy are dependent upon the people’s good conscience and diligent practice of virtue. At common law, the people, as a sacred duty, must decide both fact and law.

Holy Matrimony should not be confused with common law marriage. The latter is specifically a union that is not solemnized and is undertaken without the consent of the people. The civil nature of the union of Holy Matrimony is provided by the civilian community, who bear witness, without objection, to the union. While they are not a party to the union, they have an interest in it. The union of Man and Woman is the foundation of all society, and when that union fails, all society suffers.

“**Marriage** , as distinguished from the agreement to marry and from the act of becoming married, is the civil status of one man and one woman united in law for the discharge to each other and the community of duties legally incumbent on those whose association is founded on the distinction of sex.”⁶

Secondly, marriage may be a civil status. *Civil* is a word used in “contradistinction to military, ecclesiastical, natural, or foreign; thus, we speak of a civil station, as opposed to ...an ecclesiastical station”⁷

“Marriage is often referred to as a civil contract, but the emphasis in such a reference is not on the word ‘contract’, but upon the word ‘civil’ as distinguished from ecclesiastical; since there is religious freedom in this country, a religious ceremony, and rules of ecclesiastical organizations with regard to marriage, have no legal significance.”⁸

It is important that we understand that the power of legislatures to make law is granted and limited by the source of that power, which is the people. Governments are endowed by their creator, the people, with rights and privileges. The source of all law begins in the hands of the people who were endowed by their creator with certain rights.

“Marriage is a personal fundamental right retained by the people under the Ninth Amendment and protected by due process First Amendment rights to privacy and association and by the Fourteenth Amendment from infringement by the states.”⁹

The people may surrender that personal fundamental right to the State, or they may maintain it by protecting it with voluntary and due diligence.

A “Marriage license:” is “A license or permission granted by public authority to persons who intend to intermarry,... By statute it is made an essential prerequisite to the lawful solemnization of the marriage.”¹⁰ But “Marriage is a civil contract to which there are three parties - the husband, the wife and the state.”¹¹

Civil law is a more centralized and authoritarian legal system, distinct from Common and Canon law. The Civil law, as a legal system, is based on Roman law, especially the Corpus Juris Civilis of Emperor Justinian. “‘Civil Law,’ ‘Roman Law,’ and ‘Roman Civil Law’ are convertible phrases, meaning the same system of jurisprudence.”¹²

It is believed by many that “The civil law reduces the unwilling freed man to his original slavery; but the laws of the Angles judge once manumitted as ever after free.”¹³

A civil marriage may not be the same as a marriage validly solemnized under Common and Canon law. Any civil law that attempts to invalidate Holy Matrimony, a religious rite, is void in a society where there is religious freedom. The Church is equally dependent upon the personal, moral, and religious convictions and beliefs of the people in the fulfillment of its role of servant to the people.

"One social factor should be considered in this context. In a number of countries it is necessary to marry in a

5 X Amendment to the Constitution of the United States, Bill of Rights.

6 Black’s 3rd Ed. p. 1163.

7 Civil - Bouvier's Law Dictionary, Revised 6th Ed (1856)

8 Clark’s Summary of American Law. Chapt I §2. The marriage status or relationship. pp. 140.

9 “Family Law” Marriage; Annulment; Separation, by H. C. Dillon, Oregon State Bar. 5. (§2.5) Presumption of Validity of Marriage:n In re Estate of Megginson, 21 Or 387, 394–395, 28 P 388 (1891)

10 Black’s 5th Ed.

11 Van Koten v. Van Koten. 154 N.E. 146.

12 Black’s 3rd p 332

13 Libertinum ingratum leges civiles in pristinalm servitutem redigulnt; sed leges angiae semel manumissum semper liberum judicant. Co. Litt.137.

secular, civil form of marriage; a marriage celebrated according to religious rites will be invalid (and, in certain instances, when contracted before the civil ceremony, will involve the parties or the clergyman in the commission of a criminal offense). Reference to the personal law of the parties as an alternative to the *lex loci celebrationis* may save the validity of such a religious marriage."¹⁴

This is an important point to consider, particularly when their personal religious convictions and faith forbid becoming yoked with an exercising authority that does contrary to well-established doctrines and law.

In the following example, we see Holy Matrimony as being opposed to a civil contract before the *Lex Fori* of a civil registrar.

"The *codex iuris canonici* speaks with a certain scorn of the civil marriage as '*matrimonium civile ut aiunt*', and sincere adherents of the Roman or the Eastern church must regard a civil contract concluded before a civil registrar, usually in a business-like fashion, as an act of irreverence to the Holy Sacrament."¹⁵

In countries where statutory civil law is not the only choice, there are numerous options to unite Man and Women. Statutory civil law may require a civil license, but other forms are often equal to, if not superior to, the civil license by statute.

Civil law is defined by statute, and therefore a "civil marriage" under that law is often defined as a three party "civil contract,"¹⁶ which cannot be modified by the parties and includes the imposition of privileges and duties imposed by the State. To enter into that civil contract, permission and procedures compelled by statute may be imposed by the State as a party to the contract.

Although Holy Matrimony, as Husband and Wife, is a valid contract by virtue of the mutual consent of the parties, the solemn exchange of vows and property, the permission of the parents or family, and the witness by formal acceptance of the people, the corporate State is not a party to the contract. In fact, the State is *barred* from impairing that contract.¹⁷

"Though mutual assent is necessary to enter into a marriage, the marriage itself is a status or relationship rather than a contract, the rights and obligations of the parties thereto being fixed by the law instead of by the parties themselves. Hence marriages are not within the provision of the United States Constitution forbidding a state to impair the obligation of contracts."¹⁸ But is the State the only---or even the primary---source of law?

A "civil marriage", defined in statute, is a personal relationship subject to the state's power to interfere with rights previously vested in that natural union of a Man and a Woman.¹⁹ According to the ancient and holy testaments, the original Husband and Wife were united as one body, and no man or State had the power to divide the sanctity of that union.²⁰

"Every person is a man, but not every man a person."²¹ "Man is a term of nature; person, of the civil law."²² "The

14 The Law Commission Report on the Private International Law Aspects of Capacity to Marry and Choice of Law,(LRC 19–1985).

15 Ibidem

16 Family law. Marriage; Annulment; Separation. "Marriage is a "civil contract." ORS 106.010. It is founded on the agreement of the parties and does not require religious solemnization for its validity. Unlike an ordinary contract, a civil contract cannot be modified by the parties. The parties may choose to enter into the contract, but marriage includes the imposition of certain rights and duties imposed on the parties by the state. *Maynard v. Hill*, 125 US 190, 211, 8 S Ct 723, 31 L Ed 654 (1888).

There are three parties to the contract: man, woman, and the state. (1990 ed & 1997 supp) Helen C. Dillon.

17 No State shall enter into any Treaty, Alliance, or Confederation; grant Letters of Marque and Reprisal; coin Money; emit Bills of Credit; make any Thing but gold and silver Coin a Tender in Payment of Debts; pass any Bill of Attainder, ex post facto Law, or Law impairing the Obligation of Contracts, or grant any Title of Nobility. Section 10, Clause 1:

18 Clark's Summary of American Law. Chapt I §2. The marriage status or relationship. pp. 140.

19 Family law. Marriage; Annulment; Separation. 2. (§2.2) Status Marriage is not a property interest of the parties; it is a personal relationship subject to the state's power to fix the conditions under which it may be created or terminated. *Buchholz v. Buchholz*, 248 NW2d 21, 23 (Neb 1976) (wife had no vested property right in her marriage but, even if she did, state has inherent "police power" to interfere with that right). (1990 ed & 1997 supp) Helen C. Dillon.

20 "What therefore God hath joined together, let not man put asunder." Mr 10:9

21 *Omnis persona est homo, sed non vicissim.*

22 *Homo vocabulum est; persona juris civilitis.* Calvinus, *Lex.*

union of a man and a woman is of the law of nature."²³ The Husband is to love, honor and cherish his Wife as a protector in a sacred union Sir William Blackstone wrote:

"By marriage, the husband and wife are one person in law: that is, the very being or legal existence of the woman is suspended during marriage, or at least is incorporated and consolidated into that of the husband; under whose wing, protection, and cover, she performs everything; and is therefore called in our law-french a fem-covert; and her condition during her marriage is called her coverture." Commentaries, Vol. 1, Chap XV.

Civil marriage is an offer of status under the wing, protection, and cover of the State. When the State becomes a party to the marriage by application and civil contract, the natural union of Husband and Wife is subverted by the presence of an unequal power within that union. This three-party union may be perceived as an adulterous one, not bound in love, but by the power of the State. A change in the status of what was originally only a natural domestic relationship, causes a change in status of the parties.

"At common law a married woman's contract is absolutely null and void ab initio ... It is settled by the decisions in this state that married women have no power, except such as is affirmatively given by statute, to bind themselves personally by contract."²⁴

If a woman was free from the natural bonds, protection, and cover of Family and Husband she may go under the coverture of the civil State. The State would have the former right of the Husband, who in turn would become little more than a cohort. Her children would not belong to the corpus (or body) of the Family, but to the corporation of the State, which could then claim *Parentis Loci*. The purpose and procedure of the civil marriage license is to bind the husband and wife and their children under the authority of the State, which the State deems to be proper.

In statutory civil marriages there are three parties, the third being the State. In Holy Matrimony there are also three parties, the third being God, the Father. In a statutory marriage under civil authority, the State is the ruling judge²⁵ of the marriage by mutual assent. In Holy Matrimony, solemnized by the rites of the Church, before witnesses and the congregations of the people, the Man and the Woman are fully married in the eyes of God and the people by mutual agreement.

The family union remains free within their greater Family and community. The recording institution of that union, the Church, remains a servant. There is a remedy for disputes through the congregation of the people and the religious community. The agreement is sealed and recorded through the solemnization by the witnesses and the Church.

"Marriage is defined to be a covenant between a man and a woman, in which they mutually promise cohabitation and a continual care to promote the comfort and happiness of each other. It is an institution of God, and a very honorable state. The Saviour honored it by his presence, and at such a solemnity wrought his first miracle: Buck Theo. Dictionary, 261, *Lonas v. The State*, 50 Tenn. 287, 308.

Ceremonies of marriage, as a religious ritual in a well organized Church and congregational bodies, are a valid solemnization with, or without, State sanctions. They are lawfully married. Their obligation and mutual promise are not diminished. No man or agency may treat a marriage as void because they have no statutory or state-issued civil license without doing an injustice, and impairing the obligations of that union. In fact, the state has long recognized the religious right of marriage as valid.

"It is well established that the failure to procure a marriage license does not have the effect of rendering the marriage void. The requirement of the license preliminary to marriage is wholly of statutory origin ... When a marriage has been proven there is a presumption in favor of its continuance." *Browning v. Browning*, 224 Md. 399 (1960)

A married couple must be presumed married unless evidence that they are not married can be produced. The regulatory purpose of a state marriage license requirement cannot be enforced by "the radical process of rendering void and immoral a matrimonial union otherwise validly contracted and solemnized."²⁶

In many states it has been ruled that:

"failure to procure a license does not invalidate a ceremonial marriage... In affirming the marriage as valid, the Court

23 *Conjunctio mariti et femina est de jure naturæ.*

24 *Saunders v. Powell*, 67 S.W. 402, 403 (1933).

25 There Are gods Many <http://www.hisholychurch.net/pdffiles/godsmany.PDF>

26 *Feehley v. Feehley*, 99 A. at 665.

relied on the common law principle that a marriage without a license is universally held to be valid in the absence of an express declaration by the Legislature that such a marriage is void. *Hollopeter*, 52 Wash. at 45; see *Weatherall v. Weatherall*, 63 Wash. 526, 529, 115 P. 1078 (1911) (absence of license or failure to properly file a license would not invalidate a marriage otherwise valid.)”

“The rule stated in *Hollopeter* remains the rule today. In the eyes of the common law, marriage is a civil contract. As Blackstone put it, the law treats marriage ‘as it does all other contracts: allowing it to be good and valid in all cases, where the parties at the time of making it were, in the first place, willing to contract; secondly, able to contract; and, lastly, actually did contract, in the proper forms and solemnities required by law.’ *Picarella v. Picarella*, 20 Md. App. 499, 316 A.2d 826, 832, n.10 (1974), quoting 1 William Blackstone Commentaries, Book I, ch 15, section 433. Lewis’s Ed.”

The same court went on to say, “We are aware of no authority for declaring a marriage to be valid for some purposes but not for others.” If a marriage is valid for one purpose it must be valid for all purposes. This principle is not limited to States of the United States, but reaches into other national jurisdictions.

“It may be argued that our law should adopt an approach which would tend to uphold as *valid marriages* unions entered into by persons with a genuine matrimonial commitment. Too zealous an adherence to ‘black-letter’ private international law rules at the expense of a sound regard to the human realities of the situation would be socially damaging and potentially unjust. The *favor matrimonii* principle reflects the policy that marriages ‘should be held to be valid unless there is some good reason to the contrary.’”²⁷

What the Church is doing is creating or establishing documents that could be validated "using the chain authentication method". We may establish a record that "Matrimony ought to be free"²⁸ and is essentially a religious act. For the state to say that they only recognize state marriages and not ecclesiastical marriages is to violate religious freedom. Any prenuptial agreement with the State Courts for remedy or protection, “draws subjection”.²⁹

"If a ceremonial marriage is in fact established by evidence or admission it is presumed to be regular and valid, then the burden of showing that it was an invalid marriage rests on the party asserting its invalidity." *Overton v. Overton*, 260 N.C. 139, 143

In Holy Matrimony, in accordance with the Rites of the Church, there *is* a license to marry. The Family gives recorded permission (“license”) for a member of a family to marry. Without both the families granting permission, the marriage, in one sense, could be considered “illegal” from the point of view of the long recognized Family laws of the people.

By that recorded permission, the Church, the parties, and witnesses formerly recognize the natural order of this relationship and document all aspects of this Holy union under God. Each Family agrees or grants permission that would otherwise be illegitimate within the coverture of the Family. The individuals marry in agreement, the people bear witness, and the Church keeps a record of all; and as a body, offers a *Lex Fori* remedy as well as coverture in, but not of, the world.

This is not done simply by witnessed documents and testimony, but by an admission to the existence of both the particular congregation, as well as the network of congregations of the Church. Without that network, the marriage has no true coverture or remedy beyond the parties, and they may appear to become a “limping marriage”, e.g. one with no remedy.

There should be a valid and verifiable network of congregations as a Church, so as to provide remedy for internal and external disputes concerning the marriage. The servant Church can supply this connection of the kingdom of God through documenting relationships, intent, and providing remedy for arbitrating disputes. Like the property lines, you mark the boundaries.

What if Husband and Wife are incapacitated or die? Who would care for or raise the children? Who will step in and protect the integrity of the Family? It is the responsibility of every Family to clearly define and protect the nature of the Family through the voluntary *Lex Fori* in which they participate. It is customary to call upon the congregation

27 Private International Law: Choice of Law Rules in Marriage, para. 2.35, clause (e) (1985), Choice of Law and Proceedings for nullity of Marriage, Chapter 1, Section 4. The *favor matrimonii* principle

28 *Matrimonia debent esse libera*. Halkers, Max. 86; 2 Kent, Comm. 102.

29“Protection draws to it subjection; subjection protection” *Protectio trahit subjectionem, subjectio protectionem*. Coke, Littl. 65.

of the people and the servant Church to authenticate their true matrimonial desire and status.

The extent of law within the corporate State is derived from the consent of its members, as persons. In the past, the power to decide fact and law rested in the hands of heads of families in the form of free juries of their peers. In other governments, the power rests almost entirely with the leaders of the State, who pass laws and appoint partisan administrative judges, who exercise authority.³⁰

The shift between these two extremes is often determined by a series of ongoing applications, participation, and consent between the State and the people. The more responsible and diligent the people in the exercise of rights and duties to each other, the more free they will be.

In *Reynolds v. U.S.*, an interesting opinion is expressed:

“Laws are made for the government of actions, and while they cannot interfere with mere religious beliefs and opinions, they may with practices. . . . Can a man excuse his practices to the contrary because of his religious belief? To permit this would be to make the professed doctrines of religious belief superior to the law of the land, and in effect to permit every citizen to become a law unto himself. Government could exist only in name under such Circumstances.”

Yet, we see that in the definition of Republic it states, “A state or nation in which the supreme power rests in all the citizens... A state or nation with a president as its titular head; distinguished from monarchy.” Titular is defined as, “existing in title or name only” while a monarch is “a single or sole ruler of a state... a person or a thing that suppresses others of the same kind.” The professed religious belief of every citizen within the basic parameters of the Ten Commandments has been the foundational law of many nations with titular leaders for centuries.³¹ Godly governments of virtuous people should exist in name only when it comes to natural right.

The extensive history of marriage tracks back to the common law of England, where it required some religious ceremony.³² “Civil marriages were not authorized to be performed by the Court Clerks until later in the Twentieth Century (1964); judges were not authorized to perform weddings in Maryland until the 21st Century (2002).”³³ But now, many states are usurping this fundamental right of the People (and duty of the Church) by attempting to fine clergy who perform the sacred rite of Holy Matrimony.

Such usurpation may not be tolerated without surrendering those rights retained by the people in Articles I,³⁴ IX³⁵ and X. Holy Matrimony is a civil marriage by the witness and acceptance, without objection, of the civilian population of a place. Those participants are merely exercising rights retained by the people.

Using Oregon Revised Statutes (ORS) only as an example, section 106.010 defines by statute its offered form of Marriage as civil contract. If the state is a party to a contract it has every right--and even an obligation---to define the terms of that contract by statute. If no one is allowed to marry unless they enter into a three party civil contract with the State, then the people are truly subjects, and no longer free.

If there is religious freedom in this country, a marriage remains valid according to ORS 106.150. While there is a requirement in some states to apply for a license in order to enter into a civil contract of marriage with the State, there can be no obligation to enter into such contract in order to become married.

Is there a distinction between being married at a place in Oregon or another State and being married under the State of Oregon? Is a truly solemnized Church marriage valid in the eyes of the State? Can the makers of statutes only make rules concerning validating statutory civil licensed marriages? Should a true “government, of the people,

30 Matthew 20:25-26, Mark 10:42-43, Luke 22:25-29.

31 Judges 17:6 In those days [there was] no king in Israel, [but] every man did [that which was] right in his own eyes.

32 “The Act of 1777, chap.12, concerning marriages...plainly indicated the understanding of the Legislature to be that no marriage was to be thereafter good and valid, unless celebrated by some religious rites and ceremony. It expressly provided that the rites of marriage should not be celebrated by any person within this State, unless by some ordained minister...”
Denison v. Denison, 35 Md. 361 (1872).

33 Circuit Court of Maryland for the Baltimore City, Amicus Submission of First and Franklin St. Presbyterian Church

34 Amendment I: Congress shall make no law respecting an establishment of religion, or prohibiting the free exercise thereof; or abridging the freedom of speech, or of the press; or the right of the people peaceably to assemble, and to petition the Government for a redress of grievances.

35 Amendment IX. The enumeration in the Constitution, of certain rights, shall not be construed to deny or disparage others retained by the people.

by the people and for the people”³⁶ be the source of law in the land?

According to Section 1. ORS 106.120 (1)(d) of the State:

(1)Marriages may be solemnized by: (d) A clergyperson of any religious congregation or organization who is authorized by the congregation or organization to solemnize marriages.

The state only makes rules about the state solemnization of their contract and license. But in 106.150 no particular form is required.

106.150 Form of solemnization; witnesses; solemnization before congregation. (1) In the solemnization of a marriage no particular form is required except that the parties thereto shall assent or declare in the presence of the clergyperson, county clerk, or judicial officer solemnizing the marriage and in the presence of at least two witnesses, that they take each other to be husband and wife.

(2) All marriages, to which there are no legal impediments, solemnized before or in any religious organization or congregation according to the established ritual or form commonly practiced therein, are valid. In such case, the person presiding or officiating in such religious organization or congregation shall make and deliver to the county clerk who issued the marriage license the certificate described in ORS 106.170. [Amended by 1979 c.724 §5; 2001 c.501 §2]

How are we to understand this statute?

If the couple has not applied for a civil marriage license with The State of Oregon, the clergyperson may have nothing to deliver to the county clerk. If they have not chosen to enter into a three-party contract with the civil authority, their marriage as a natural domestic relationship is not invalidated. The Lex Fori is simply with the Church and the congregation or society of their choice.

“ORS 106.130 Validity of marriage solemnized by unauthorized person. A marriage solemnized before any person professing to be a judicial officer of this state, a county clerk, or a clergyperson of a religious congregation or organization therein is not void, nor shall the validity thereof be in any way affected, on account of any want of power or authority in such person, if such person was acting at the time in the office or the capacity of a person authorized to solemnize marriage and if such marriage is consummated with the belief on the part of the persons so married, or either of them, that they have been lawfully joined in marriage. [Amended by 1979 c.724 §4; 2001 c.501 §5]”

While all society should have an interest in every marriage, no society should have a controlling interest. Holy Matrimony is “consummated with the belief on the part of the persons so married”, verified and accepted by the good people of the place and the authenticated record of the Church. There is remedy for those who live by faith, hope, and charitable forgiveness in the perfect law of liberty, which is love. The community in congregation and the Church in service seek to protect the integrity of that marriage as if it were their own. Holy Matrimony is an institution of the Law of Nature and Nature 's God reserved to the people by God if they will be diligent to retain that blessed gift from God the Father.

36 “This Bible is for the Government of the People, by the People, and for the People.” John Wycliffe introduction to the Bible in 1382.

Official Marriage License and Authorized Certificate

By this license the Bridegroom and Bride are hereby granted permission to enter into the bonds of Marriage and the Rites of Matrimony as Husband and Wife to be Solemnized before Witnesses and certified by an official Minister of Records covered by the duties and jurisdiction of Canon Law.

Bridegroom and Husband to be				Bride and Wife to be			
Names Including Family Names							
Signature							
From Assembly Authority							
Day Born	Day	Month	Year	Day	Month	Year	
Permission and or Advantage is hereby granted by respective Elder, Parents or Guardians or other Advocates to this Union.							
Father...Elder Guardian, Advocate							
Signature or Referenc Documents							
Day signed	Day	Month	Year	Day	Month	Year	
Mother... Guardian, Advocate							
Signature or Referencing Documents							
Day signed	Day	Month	Year	Day	Month	Year	
Marriage Solemnization and Authentication for Official use only.				Witnessed according to established Laws and Rites.			
Location of Ceremony				Witness Signature	Day. Month, Year		
Day of Solemnization	Day	Month	Year	Printed name, from, etc..			
Minister.	Printed name, from, etc..			Contact info			
Signature			Day. Month, Year	Witness Signature	Day. Month, Year		
Contact info				Printed name, from, etc..			
				Contact info			
<i>Wherefore they are no more twain, but one flesh. What therefore God hath joined together, let not man put asunder. Matthew 19:6. Canon Law</i>							
Seals of Authentication:				Other authenticating agencies or seals:			

Instructions for the Marriage License and Certificate

This **Official Marriage License** is a sanctioned form and is offered in good faith and service to all those who wish to engage in the act of marriage and in the Rites of Matrimony as instituted by law.

The first part of this form should be filled out by those intending to marry and consenting to be married in accordance to the Rites of Marriage and a lawful Matrimonial Union as Husband and Wife.³⁷

The second part of this form is to be filled out by *concerned* parties of this Union granting mutual consent including but not limited to the surviving parents, guardian or other family members, or their proxy as an advocate [other ancestral members or associates, etc.]. Full Names should be filled in [printed], with the parties or an advocate signature. Other documents may be submitted in support of this permission in support concerning the lawful nature of this union.

[If the parties are not available or present at the time of the contractual union other supporting documents, copies should be filed with Records Ministry].

By this *license* the Bridegroom and Bride are hereby granted permission to enter into the bonds of Marriage and the Rites of Matrimony as Husband and Wife to be Solemnized before Witnesses and certified by an Official Minister of the Records Ministry according to the consent of the parties and under the authority of Natural and Canon Law.

The Marriage and Ceremony is both a legal contract by natural consent and a sacrosanct solemnization of that mutual and binding compact [Pacta Servanda Sunt]. The Domestic Relationship is legally binding based on the inherent and unalienable right to contract and the right of choice of binding remedy prior to agreement.

The marriage is brought into being by the lawfully manifested agreement of individuals who have obtained consent, are able to compact and openly solemnize that agreement, by which a man and a woman establish between themselves a partnership for their whole life, and which by the nature of Husband and Wife are ordered to the well-being of each other and to the procreation and upbringing of their children.³⁸

The Third Part of this form is the **Official Marriage Certification**. This form may be used to bear witness to their Union by the Authority of this Government and its Auxiliaries, established in Law. This document and certification includes spaces for contact, location, witnesses and seals to the ceremonial exchange of vows.

Items to be obtained and recorded by an Official Minister of the Ministry of Records:

- 1) Location and Day of solemnization are required;
- 2) The signatures of two witnesses to the ceremony and the day confirmed are required for the completion of this form, including any available contact information;
- 3) A minister in attendance must sign as witness to this lawfully binding agreement to marry between two consenting adults of the opposite sex as Husband and Wife by the higher authority and further to the testimony of witnesses of this lawful ritual and ceremony;
- 4) Upon receipt of this certificate the Ministry of Records shall seal the document as a witness and official authentication to all other governments, principalities and jurisdictions of the Free and Sacred Union of the participating parties under the Rites of Matrimony and the rules governing this Lawful Jurisdiction.

This License and Certificate and *true and actual copies* under the seal shall be kept on file by the ministry of Records and by the married couple. They shall be used and received as an official witness to all nations of the Solemnization and Authenticity of their Union.

Actual written marriage contracts between the parties should also be on file with the Church for mutual protection and assurance. Primary Remedy for this union, covenant and contract is by mutual arbitration before the Authority of this Government and its Auxiliaries in accordance with the dictates of written compact and the laws and traditions of the Sovereign authority, the Polity and Canon Law.

³⁷ Note: The Assembly represents the civil authority of the marriage in congregation.

³⁸ Canon 1055.1 Marriage is a covenant by which a man and a woman establish between themselves a partnership of their whole life, and which of its own very nature is ordered to the well-being of the spouses and to the procreation and upbringing of children. Canon 1057.1 1057.2, 1058. Matthew 19:6.

Biblical references on Matrimony

- Ge 2:18 And the LORD God said, [It is] not good that the man should be alone; I will make him an help meet for him.
- Ge 3:20 Adam .. Eve..Ge 4:1 Adam knew Eve .. and she conceived... Ge 6:18 ... thou shalt come ... and thy sons, and thy wife, and thy sons' wives with thee.
- Jud 14:2 And he .. told his father and his mother, ... get her for me to wife.
- Mt 19:5 ..., For this cause shall a man leave father and mother, and shall cleave to his wife: and they twain shall be one flesh?
- Mt 19:9 shall put away his wife, except [it be] for fornication, and shall marry another, committeth adultery: and whoso marrieth her which is put away doth commit adultery.
- Mr 10:7 For this cause shall a man leave his father and mother, and cleave to his wife;
- Mr 10:11 put away his wife, and marry another, committeth adultery against her.
- Lu 16:18 Whosoever putteth away his wife, and marrieth another, committeth adultery: and whosoever marrieth her that is put away from [her] husband committeth adultery.
- 1Co 7:2 ... let every man have his own wife, and let every woman have her own husband.
- 1Co 7:3 Let the husband render unto the wife due benevolence: and likewise also the wife unto the husband. 1Co 7:14 For the unbelieving ... is sanctified ... now are they holy. 1Co 7:39 The wife is bound by the law as long as her husband liveth; ...
- Eph 5:22 33 Wives, submit yourselves unto your own husbands, as unto the Lord. ... even as Christ is the head of the church....: So ought men to love their wives as their own bodies. ... For this cause shall a man leave his father and mother, and shall be joined unto his wife, and they two shall be one flesh. Nevertheless let every one of you in particular so love his wife even as himself; and the wife [see] that she reverence [her] husband.
- 1Peter 3:7 Likewise, ye husbands, dwell with your *wives* according to knowledge, giving honour unto the wife, as unto the gentler vessel, and as being heirs together of the grace of life; that your prayers be not hindered.
- Romans 13:10 Love worketh no ill to his neighbour: therefore love [is] the fulfilling of the law.
- 1 John 4:7 Beloved, let us love one another: for love is of God; and every one that loveth is born of God, and knoweth God.
- 1 John 4:12 No man hath seen God at any time. If we love one another, God dwelleth in us, and his love is perfected in us.
- 1Ti 3:2 ... be ... husband of one wife, vigilant, sober, of good behaviour, given to hospitality, apt to teach;
- 1Ti 5:14 I will therefore that the younger women marry, bear children, guide the house, give none occasion to the adversary to speak reproachfully.

Solemnization of Matrimony

Dearly beloved,

We are gathered here today in the sight of God and in the face of this company, to bear witness to the solemn vows of Holy Matrimony.

The joining of two souls in Holy Wedlock is not to be entered into unadvisedly or lightly; but reverently, discreetly, soberly, and with respect of God. This Man, _____ [The Groom], this Woman, _____ [The Bride] do come to be joined in this holy estate. If any one can show just cause, why they may not lawfully be joined together, let him now speak, or for ever hold his peace.

Do you, _____ [The Groom], come to this union freely and soberly, desiring to take the responsibilities of Husband and Father? _____

Do you, _____ [The Bride], come to this union freely and soberly, desiring to take the responsibilities of Wife and Mother? _____

Who gives this Woman to be married to this Man? _____

Please join hands.

Do you, _____ [first name Groom], promise to love, honor, comfort and cherish

_____ [first name Bride], for better or for worse, for richer or for poorer, in sickness and in health, and forsaking all others, will you remain only unto her for as long as you both shall live? _____

Do you, _____ [first name Bride], promise to love, honor, comfort and obey

_____ [first name Groom] for better or for worse, for richer or for poorer, in sickness and in health, and forsaking all others, will you remain only unto him for as long as you both shall live? _____

The RINGS

Repeat after me

I, _____ [first name Groom], with the giving of this ring and before these witness do solemnly wed you _____ [first name Bride].

I, _____ [first name Bride], with the giving of this ring and before these witness do solemnly wed you _____ [first name Groom].

As these two souls have, this day, consented together in solemn vows holy wedlock, before God and this good company, and have solemnly pledged your lives, to each other before witnesses as man and woman;

I now pronounce you Husband and Wife, In the Name of the Father, and the Son, and the Holy Spirit.

It is my good pleasure and duty do present to this gathering and to all the world _____ [Groom], and _____ [Bride], as Husband and Wife.

For this cause shall a man leave his father and mother, and cleave to his wife; And they twain shall be one flesh: so then they are no more twain, but one flesh. What therefore God hath joined together, let not man put asunder. Mark 10:7-9

AFFIDAVIT and TESTAMENT to a TRUE and LAWFUL MARRIAGE

In the State or Province of _____;
In the County or District of _____;
By and With the consent and acceptance of the Congregation of His Church at _____;
By the authority of God, and His Holy Church of the Kingdom of God;

On the ____ day of the month of _____, two thousand and _____, In the sight of God, before the ministry of the Church, and a body of witnesses, and in accordance with the Rites of Holy Matrimony, and the Natural Law Laws and customs of this place, and in the presence of all those congregated as witnesses and remedy to the bona fide and Natural union, I did witness the exchange of solemn vows of marriage between:

Now
Husband and Wife

I was born at _____ in the year of _____

I have lived in the State of _____ for _____ years.

I have known the Husband since _____

I have known the Wife since _____

I do solemnly believe and attest that they are lawfully bound as Husband and Wife,

Additional information and comments:

Witness: _____
Printed Name

_____, _____
Address City, State, Postal Code

Phone

Date Signed

[signature of Notary]

[Notary Seal:]

[printed name of Notary]

NOTARY PUBLIC My commission expires: _____, 20__.

Application for Ministerial Proxy

Purpose of Form: When a Minister of His Church may not be present to conduct services of the Church a proxy may be appointed to prepare, file and administer the documents on behalf of an Official Minister of His Church.

Information included here in is solemnly attested to in good conscience before witnesses. and with seals of the Church.

Left column: Print names of Groom and Bride the day they were born and the location where they were born.

Right column: Applicant 's information and his signature. AND Witness to his signature [Notary below].

Bridegroom and Husband to be			
Names [Maiden]			
Day Born	Day	Month	Year
Birth place			
Bride and Wife to be			
Names [Maiden]			
Day Born	Day	Month	Year
Birth place			
Est Time of Ceremony	Month(s)	Year	
Location of Ceremony			
Official Church Seal only:			
Official use only:			

Applicant to Perform ceremonial duties as Proxy		
Name [Print]		
Address, City		
State, country, Mail code		
Phone or other contact info		
Present Church affiliation, credentials, references [plus attached]		
Signature of Applicant:		
Day	Month	Year
Printed name of Witness for signature or Applicant.		
Address, City		
State, country, Mail code		
Witness Signature		
Day	Month	Year

[Notary Seal:]

[signature of Notary]

[printed name of Notary]

NOTARY PUBLIC My commission expires: _____, 20 ____.

Instructions for Application for Ministerial Proxy

Purpose of Form: When a Minister of His Church may not be present to conduct the ceremony and services of the Church a proxy minister may be appointed to prepare, file and administer the documents on behalf of an Official Minister of His Church.

This minister may act *ex officio* as a commissioned minister in the making of these records by completing the application and receiving recognition by an ordained minister of His Church.

Authority of Form: This form is established by the witnesses and their acceptance and completion of the duties and function of the ministers of the Church established by Christ in accordance with the institution of God, Holy Matrimony or Wedlock, which is the union of one Man and one Woman under God before witnesses for the purpose of and in accordance with the needs of the Families of God and a free society of Mankind under our Divine Creator. Official Minister of His Church shall establish all things before two or more witnesses.

Left column:

Applicant to Perform ceremonial duties as Proxy should fill in appropriate information. Print names of Groom and Bride the day they were born and the location where they were born. Print the estimated period in which the ceremony will take place [60 or less] by including the month from to and year.

Right column:

Applicant's contact information and his signature and date. Plus any other credentials offered or required.

Witness's contact information and his signature and date.

A Minister of HC or Notary Public must witness these signatures on the form.

“Official Church Seal only” and “Official use only” boxes are to be used by His Holy Church at the time the document is filed with the Church. Certified copies will be made from this original.

If the “Applicant to Perform ceremonial duties as Proxy” is known to a Minister of His Church only that HC Minister's signature as witness is needed to identify the signature of the applicant upon the document.

The bottom of the page is reserved for the use of a Notary Public if such witness is desired to be used instead of or in addition to the two witnesses or witness of a Minister of His Church.

This document and other documents provided by the Church are part of a chain of authentication established by the law of Nature and Nature's God, who is the creator of heaven and earth and the Father of mankind. They are based on the common traditions of men and their governments to establish events, boundaries and authority. As a written record they stand as witness to the purpose and autonomy of the Family as God intended. It is not the documents of the Church but the Spirit and Character of the Father in Heaven and His obedient Son and His Brethren that manifests the existence of the Church. It is not those who claim to be the Church by words written or spoken but those who do the will of the Father in Heaven that are the Brethren of the Church. The same is true of Holy Matrimony which is established in the hearts and minds of those who marry under the authority of God. The “world” does not always see spiritual things and it may be required to mark the corner posts of our proper rights so that the world does not infringe, unknowingly, upon those private and God given inalienable and sacred rights. The Church provides the service of these documents for the benefit and protection of all mankind under the authority of Jesus Christ and God the Father of us all.

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