

# Marriage Affidavit

**AFFIDAVIT OF** \_\_\_\_\_

Full Name of Affiant

\_\_\_\_\_, hereinafter referred to as Affiant, being duly sworn on oath, states that:  
Full Name of Affiant

1. Affiant's legal spouse is: \_\_\_\_\_, hereinafter referred to as Spouse.  
Full Name of Affiant's Spouse

2. Affiant and Spouse were legally married on \_\_\_\_\_.  
MM/DD/YYYY

3. The marriage between Affiant and Spouse is governed by a valid and current marital property agreement or prenuptial agreement.

4. Affiant has or will have an interest in the following licensee(s), permit(s), or application(s) which is or will be doing business in the (choose all that apply)  Retail  Distribution  Production tier of alcohol beverages, all of which are listed below.

Legal Entity Name(s)	Business Trade or DBA Name	Business Address	FEIN

5. Spouse has or will have an interest in an alcohol beverage license(s), permit(s), or application(s) which is or will be doing business in the (choose all that apply)  Retail  Distribution  Production tier of alcohol beverages, all of which are listed below.

Legal Entity Name(s)	Business Trade or DBA Name	Business Address	FEIN

6. Pursuant to sec. 125.20(6)(c)4., Wis. Stats., Affiant swears to a complete lack of involvement in the day-to-day operations of, and lack of control over, the business(es) identified in 5.

7. The foregoing is true and correct to the best of my knowledge.

Affiant Signature			Date	
Last Name	First Name		M.I.	
Address	City	State	Zip Code	
Email		Phone		

**To Be Completed By Notary Public Only**

State of Wisconsin, County of	(seal)
Subscribed and sworn to before me on this date by the above-named Affiant	
Signature of notary public	
My Commission Expires on	

# Form AB-103 Instructions

## Marriage Affidavit

### When should I use AB-103?

- Both you and your spouse have, or have applied for, an interest in different tiers of Wisconsin's alcohol beverage industry (production, distribution, or retail) that would otherwise be prohibited if not for sec. [125.20\(6\)\(c\)](#) Wis. Stats.

**Note:** You and your spouse must complete separate Form AB-103, *Marriage Affidavits*.

### Specific Instructions

#### *Affiant:*

- The individual who makes and swears to the affidavit under an oath administered by a notary public is known as an affiant. The affiant swears to the truthfulness and correctness of the information alleged in the affidavit.
- Enter your full name in the box and in the first line of the form.

#### *Affidavit Paragraphs:*

- Line 1: Enter the full name of your spouse in the box.
- Line 2: Enter the date when you and your spouse were married.
- Line 4: Check the box(es) that correspond(s) with the Wisconsin alcohol beverage tier(s) of which you are a part.

Enter the Legal Entity Name, trade or DBA Name, Business Address, and FEIN of all of your alcohol beverage businesses. Attach additional sheets if necessary.

- Line 5: Check the box(es) that correspond(s) with the Wisconsin alcohol beverage tier(s) of which your spouse is a part.

Enter the Legal Entity Name, trade or DBA Name, Business Address, and FEIN of all of your spouse's alcohol beverage businesses. Attach additional sheets if necessary.

Read the affidavit in its entirety and ensure that you understand all paragraphs of the document. You must find the contents of the affidavit to be truthful, complete, and correct prior to bringing the affidavit before a notary public.

**Note:** DO NOT sign the affidavit until you are present before a notary public and have received instruction to do so.

### Notarization

A notary public must do all of the following:

1. Require that the affiant making the statement be in the notary's presence, either in-person or via an approved communication technology provider;
2. Confirm the affiant's identity;
3. Determine that the affiant was competent or capable of executing the record;
4. Determine that the affiant signed the document knowingly and voluntarily;
5. Require the affiant to specifically confirm that they swear, or affirm under penalty of perjury, that the statements in the document to be notarized are true; and
6. Witness the affiant signing the document.

Additional information on notaries public may be obtained through the Wisconsin Department of Financial Institutions at <https://dfi.wi.gov>.

### Completion and Submission of AB-103

- Submit a copy of the completed AB-103 to the Wisconsin Division of Alcohol Beverages if you are applying for or currently hold an alcohol beverage production or wholesal permit.
- Submit a copy of the completed AB-103 to the municipality if you are applying for or currently hold a retail alcohol beverage license.
- Provide a copy of the marital property agreement or prenuptial agreement to the Wisconsin Division of Alcohol Beverages or municipal clerk prior to issuance of the license(s) or permit(s) described under lines 4 and 5.
- Maintain a copy of the completed AB-103 for your personal records.

## Assistance

This form is designed by the Department of Revenue for use by municipal governments. Reach out to your municipal clerk for assistance with the following:

- Submission of this application and associated forms

If you have questions about cigarette, tobacco product, and electronic vaping device laws and regulations, you may contact the Department of Revenue using the contact information below.

Website: [DOR Alcohol Beverage \(wi.gov\)](http://DORAlcoholBeverage.wi.gov)

Write: [DORAlcohol@wisconsin.gov](mailto:DORAlcohol@wisconsin.gov)

Call: (608) 264-4573