

PROBATE COURT OF _____ COUNTY, ALABAMA

IN THE MATTER OF *

THE ADOPTION PETITION OF *

* Case Number _____

*

CONSENT OR RELINQUISHMENT OF MINOR FOR ADOPTION

(Ala. Code §26-10E-11 and 13 (1975))

KNOW ALL MEN BY THESE PRESENTS, that I, _____, born on _____ having been first duly placed under oath, do hereby voluntarily and unequivocally state, agree and consent to the following:

1. That I, the _____ (*relationship to the minor*) of

(a) _____, (*include all names known by*) a minor; born on _____; **or**

(b) an unborn child whose expected date of birth is _____; do hereby:

(c) consent to the adoption of the said minor only by (*list all legal names*) _____; **or**

(d) relinquish the said minor for the purpose of adoption to _____ in order that said minor may have all the privileges which may be accorded to _____ by the laws of Alabama upon _____ legal adoption.

2. I am or am not of American Indian Heritage.

3. I am executing this document voluntarily and unequivocally thereby *consenting to the adoption of* *relinquishing said minor*;

4. I understand that by signing this document and the subsequent court order to ratify the consent, I will forfeit all rights and obligations to said minor and that I understand the *consent to the adoption relinquishment* and execute it freely and voluntarily;
5. I understand that the *consent to the adoption relinquishment* may be irrevocable, and I should not execute it if I need or desire psychological or legal advice, guidance or counseling;
6. I have received or been offered a copy of this document along with the Notice of Withdrawal;
7. I know the identity or I waive the right to know the identity of each petitioner(s) who petitions to adopt the said minor child;
8. *I waive further notice of the adoption proceedings by the execution of this relinquishment to the named agency or I waive further notice of the adoption proceedings by the execution of this consent, unless there is a contest or appeal of the adoption proceedings;*
9. I have been advised and understand that notice of withdrawal of *consent relinquishment* must be mailed to and/or filed with the Probate Court of _____ County at the following address: _____ (*mailing address*) or _____ (*physical address*) and a copy to the Petitioner(s)' attorney/ Licensed Child Placing Agency/Petitioner(s) _____ (*mailing address*) or _____ (*physical address*)
10. I have been advised and understand that such withdrawal of *consent to the adoption relinquishment* must be mailed to and/or filed with the Probate Court of _____ County, Alabama within five (5) business days after the birth of said minor or the execution of this document whichever comes last.

11. I understand that after the five (5) business days but before the entry of the final judgment of adoption, the express *consent relinquishment* may be withdrawn if the Court determined, it was obtained by fraud, duress, mistake, or undue influence on the part of, or on behalf of the petitioner(s).
12. I understand that the adoption may not be collaterally attacked after entry of the final judgment of adoption, except as authorized by *Ala. Code §26-10E-14 (1975)*. After one year from the date of entry of the final judgment of adoption and after all appeals, if any, an express *consent relinquishment* may not be challenged on any ground except in cases of fraud or cases in which the adoptee has been kidnapped.
13. I do hereby request that the Judge of Probate make all such orders and decrees as may be necessary or proper to legally effectuate said adoption; and
14. I do **or** do not consent to the disclosure of identifying information to said child after (s)he reaches the age of 19 years as such information relates to me.

Given under my hand at ___ o'clock, the ___ day of _____, 20__ at _____.

(Address of Place of Execution)

(Affiant's Signature)

STATE OF _____

COUNTY OF _____

I, the undersigned authority, in and for said County and State, hereby certify that _____, whose name is signed to the foregoing and who is known to me, who acknowledged before me on this day, that the statements contained herein are true and correct

and (s)he executed the same voluntarily on the day the same bears date.

Given under my hand this the __ day of _____, 20__ .

(AFFIX NOTARY SEAL)

Notary Public
My Commission expires: _____

NOTICE OF WITHDRAWAL

(Once executed this document must be delivered to the Probate Court of _____ County, AL.)

I, _____, on this _____ day of _____ 20__ at _____ a.m. p.m. in the presence of the two adult witnesses whose signatures and addresses are subscribed below or in the presence of a notary public whose signature is subscribed below, hereby withdraw the adoption *consent* *relinquishment* previously signed by me.

(Affiant's Signature)

(Witness)

(Address)

(Witness)

(Address)

or

STATE OF _____

COUNTY OF _____

I, the undersigned authority, in and for said County and State, hereby certify that _____, whose name(s) is/are signed to the foregoing and who is/are known to me, who acknowledged before me on this day, that the statements contained herein are true and correct and (s)he executed the same voluntarily on the day the same bears date.

Given under my hand this the __ day of _____, 20__.

(AFFIX NOTARY SEAL)

Notary Public
My Commission expires: _____

The address of the Probate Court of _____ County is : _____