

SAMPLE PRE-MARITAL AGREEMENT

BE IT KNOWN, this agreement is entered into on the _____ day of _____, 20____, between _____ (hereinafter also referenced as "husband") and _____ (hereinafter also referenced as "wife").

Whereas, the parties contemplate legal marriage under the laws of the State of _____, and it is their mutual desire to enter into this agreement so that they will continue to own and control their own property, and are getting married because of their love for each other but do not desire that their present respective financial interests be changed by their marriage.

Consideration is also given to the fact that _____, husband, is from _____ (City) _____, _____ (State) _____, with considerable properties and holdings, and that _____, wife, has come from _____, Republic of the Philippines, from extreme poverty.

Now, therefore, it is agreed as follows:

1. Any and all property (and debts) which belongs to each of the above parties shall be, and shall forever remain, their personal estate, including all interest, rents, and profits which may accrue from said property, and said property shall remain forever free of claim by the other.
2. The parties shall have at all times the full right and authority, in all respects the same as each would have if not married, to use, sell, enjoy, manage, gift and convey all property which may presently belong to him or her.
3. In the event of a separation or divorce, the parties shall have no right against each other by way of claims for support, alimony, maintenance, compensation or division of property existing of this date.
4. In the event of separation or divorce, marital property acquired after marriage shall nevertheless remain subject to division, either by agreement or judicial determination. In addition, in the event of divorce, husband does agree to provide to _____, wife, the sum of five thousand dollars even (\$5,000.00), which would enable her to return to her home in the Philippines, should she decide to do so. This sum (\$5,000.00) would be due her only upon completion of legal divorce proceedings or comparable agreement, regardless of whether or not she does return to the Philippines and represents the sum total due her upon decree of divorce.
5. This agreement shall be binding and inure to the benefit of the parties, their successors, assigns and personal representatives.

6. I/We do hereby affirm and declare under penalty of perjury under the laws of the Republic of the Philippines, the United States and the State of _____, that the foregoing is true and correct, and that This agreement has been entered into voluntarily, and without any threats, promises, duress and/or coercion of any type, and has been translated to wife in both English and Filipino languages.

This agreement shall be enforced with the laws of the State of _____.

Signed this _____ day of _____, 2001

Husband

Wife

Witnessed:

Witness First Party

Witness Second Party

{ NOTARY SEAL IF NECESSARY IN PHILIPPINES AND/OR YOUR STATE }