

NEW YORK STATE SUPREME COURT

COUNTY OF *(name of county)*

(Name of Petitioner)
Petitioner

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INDEX NO: *(# issued)*

**ORDER
DECLARATORY RELIEF**

I _____, having reviewed the documents presented before this
J.S.C.

Court, do hereby declare that the records listed in this Declaratory Relief do relate to the
ascendants of petitioner, *(name of Petitioner)*, and that the clerical errors found do
not negate the facts that have been submitted before this court:

- 1) Petitioner's great grandfather is:
(name of GGF), born *(m/d/y)* in *(Comune, Province)*, Italy.
Son of *(name of GGGF)*, and *(name of GGGM)*.
Died: *(m/d/y)* in *(city, state)*, USA.
Petitioner's great grandmother is:
(name of GGM), , born *(m/d/y)* in *(Comune, Province)*, Italy.
Daughter of *(name of GGGF)*, and *(name of GGGM)* .
Died: *(m/d/y)* in *(city, state)*, USA.
They were married on:
(m/d/y) in *(Comune, Province)*, Italy.
(name of GGF) emigrated to *(name of port)* on *(m/d/y)* aboard the ship, *(name of ship)*.
(name of GGM) emigrated to *(name of port)* on *(m/d/y)*, aboard the ship, *(name of ship)*.
- 2) Petitioner's grandfather, son of *(name of GGF)* & *(name of GGM)* is:
(name of GF) born *(date)* in *(city, state)*, USA.
(name of GF) was never issued a Certificate of Birth by the State of
(State name) and was known throughout his life as *(a/ka/ name)*, *(a/k/a name)*
and *(a/k/a name)*.

Died: (m/d/y) in (city, state), USA.
Petitioner's grandmother is:
(name of GM), born (m/d/y) in (city, state), USA.
Daughter of (name of GGF) and (name of GGM).
Died: (m/d/y) in (city, state), USA.
They were married on (m/d/y) in (city, state), USA.

- .3) (name of GF) was married a second time on (date) in (city, state), USA to:
(name of 2nd. Bride), born (date) in (city, state), USA.,
Daughter of (name of bride's father) and (name of bride's mother).
- 4) Petitioner's father, son of (name of GF & GM) is:
(name of F), , born (m/d/y) in (city, state), USA.
Died: (m/d/y) in (city, state), USA.
Petitioner's mother is:
(name of M), , born (m/d/y) in (city, state), USA.
Daughter of (name of GF) and (name of GM).
Died: (m/d/y) in (city, state), USA.
They were married on (m/d/y) in (city, state), USA.
- 5) Petitioner was born on (m/d/y) in (city, state), USA.
Son of (name of F) and (name of M)..
- 6) Petitioner's great-grandfather, (name of GGF), never applied for United States citizenship and complied with the Alien Registration Act (or Smith Act, 18 U.S.C. Section 2385) of 1940, which required all non-citizen adults to register with the government.
- 7) That the following documents containing errors can not be amended by law and that petitioner has made known the facts as they should have been originally recorded:

PETITIONER'S FATHER

Certificate of Birth
NYC Dept. of Health
(date of document)

(name of father)
No. *(certificate number)*

ERROR	FACT
Father's name <i>(as recorded on document)</i>	<i>(as it should appear)</i>
Mother's Marriage name <i>(as recorded on document)</i>	<i>(as it should appear)</i>
Mother's Maiden name <i>(as recorded on document)</i>	<i>(as it should appear)</i>

PETITIONER'S GRANDPARENT'S

Certificate of Birth
NYC Dept. of Health
(date of document)

(name of grandmother)
no. certificate number

ERROR	FACT
Name of child (as recorded on document)	(as it should appear)
Name (as recorded on document)	(as it should appear)
Father's name (as recorded on document)	(as it should appear)
Mother's name (as recorded on document)	(as it should appear)
Mother's maiden name (as recorded on document)	(as it should appear)

Certificate of Baptism
(name of Church)
(date of document)

(name of grandfather)

ERROR	FACT
Name (as recorded on document)	(as it should appear)
Child of (as recorded on document)	(as it should appear)
And child of (as recorded on document)	(as it should appear)

Marriage License
NYC Dept. of Health,
(date of document)

(name of grandparents)
No. (certificate number)

ERROR	FACT
Groom (as recorded on document)	(as it should appear)
Bride (as recorded on document)	(as it should appear)
Groom Age (as recorded on document)	(as it should appear)
Mother's maiden name (as recorded on document)	(as it should appear)
Mother's maiden name (as recorded on document)	(as it should appear)

Social Security Application
Social Security Administration
(date of document)

(name of grandfather)
no. (certificate number)

ERROR	FACT
Worker's full name (as recorded on document)	(as it should appear)
Wife's full maiden name (as recorded on document)	(as it should appear)
Worker's mother's name (as recorded on document)	(as it should appear)

Certificate of Death
NYC Dept. of Health,
(date of document)

(name of grandmother)
No. (certificate number)

ERROR	FACT
Name of deceased (as recorded on document)	(as it should appear)
Maiden name of mother (as recorded on document)	(as it should appear)

Marriage License
NYC Marriage License Bureau,
(date of document)

(name of grandfather & 2nd. Bride)
Registered No. (certificate number)

ERROR	FACT
Full name (as recorded on document)	(as it should appear)
Full name of father (as recorded on document)	(as it should appear)
Full maiden name of mother (as recorded on document)	(as it should appear)
Full names of former wives (as recorded on document)	(as it should appear)

PETITIONER'S GREAT GRANDPARENTS

Ship Manifest *(Name of ship)*
National Archives and Record's Administration
(date of document)

ERROR	FACT
Name in Full <i>(as recorded on document)</i>	<i>(as it should appear)</i>

Certificate of Death *(name of great grandfather)*
NYC Dept. of Health, No. *(certificate number)*
(date of document)

ERROR	FACT
Husband <i>(as recorded on document)</i>	<i>(as it should appear)</i>
Date of Birth <i>(as recorded on document)</i>	<i>(as it should appear)</i>
Name of father <i>(as recorded on document)</i>	<i>(as it should appear)</i>
Name of mother <i>(as recorded on document)</i>	<i>(as it should appear)</i>

Exhibit A4 Certificate of Death *(name of great grandfather)*
NYC Dept. of Health, No. *(certificate number)*
(date of document)

ERROR	FACT
Name of deceased <i>(as recorded on document)</i>	<i>(as it should appear)</i>
Name of father <i>(as recorded on document)</i>	<i>(as it should appear)</i>
Name of mother <i>(as recorded on document)</i>	<i>(as it should appear)</i>

Alien Registration Form
 U.S. Department of Justice
 (date of document)

(name of great grandfather)
 No. (certificate number)

ERROR	FACT
1(a) Name (as recorded on document)	(as it should appear)
3(a) I was born... (as recorded on document)	(as it should appear)
7(b) I came in by.... (as recorded on document)	(as it should appear)
7(e) I first arrived in US... (as recorded on document)	(as it should appear)
13. Children (as recorded on document)	(as it should appear)

- 8) The following United States Census Records (1900, 1910, 1920 1930) and New York State Census Records (1905, 1915, 1925) for the petitioner's great grandparents, (name of GGP), do contain clerical errors and that petitioner has made known the facts as they should have been originally recorded:

Twelfth Census of the United State: 1900 Population

Name: (name of head of household, as listed on document)
 Residence: (address),
 Certified by: National Archives and Records Administration
 Date of Document: (date of document)

ERROR	FACT
Surname (as recorded on document)	(as it should appear)
Birth of head (as recorded on document)	(as it should appear)

Birth of wife <i>(as recorded on document)</i>	<i>(as it should appear)</i>
Age of Wife <i>(as recorded on document)</i>	<i>(as it should appear)</i>
Arrival in US (head) <i>(as recorded on document)</i>	<i>(as it should appear)</i>

State Census, New York County, 1905

Name: *(name of head of household, as listed on document)*
Residence: *(address), New York, USA*
Certified by: County Clerk, New York County
Date of Document: *(date of document)*

ERROR	FACT
Family name <i>(as recorded on document)</i>	<i>(as it should appear)</i>
Years in USA (head) <i>(as recorded on document)</i>	<i>(as it should appear)</i>
Age at last birthday (wife) <i>(as recorded on document)</i>	<i>(as it should appear)</i>
Son <i>(as recorded on document)</i>	<i>(as it should appear)</i>

Thirteenth Census of the United States: 1910 Population

Name: *(name of head of household, as listed on document)*
Residence: *(address), USA*
Certified by: National Archives and Records Administration
Date of Document: *(date of document)*

ERROR	FACT
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Surname <i>(as recorded on document)</i>	<i>(as it should appear)</i>
Head of household <i>(as recorded on document)</i>	<i>(as it should appear)</i>
First immigration (head) <i>(as recorded on document)</i>	<i>(as it should appear)</i>
Wife <i>(as recorded on document)</i>	<i>(as it should appear)</i>
Age of Wife <i>(as recorded on document)</i>	<i>(as it should appear)</i>
Son <i>(as recorded on document)</i>	<i>(as it should appear)</i>
Age of son <i>(as recorded on document)</i>	<i>(as it should appear)</i>

State Census, County of New York, 1915

Name: *(name of head of household, as listed on document)*
Residence: *(address), New York, USA*
Certified by: County Clerk, New York County
Date of Document: *(date of document)*

ERROR	FACT
First name (head) <i>(as recorded on document)</i>	<i>(as it should appear)</i>
Age at last birthday (head) <i>(as recorded on document)</i>	<i>(as it should appear)</i>
Years in U.S.A. (head) <i>(as recorded on document)</i>	<i>(as it should appear)</i>
First name (wife) <i>(as recorded on document)</i>	<i>(as it should appear)</i>
Age at last birthday (wife) <i>(as recorded on document)</i>	<i>(as it should appear)</i>
Years in U.S.A. (wife) <i>(as recorded on document)</i>	<i>(as it should appear)</i>

Fourteenth Census of the United States: 1920 Population

Name: *(name of head of household, as listed on document)*
Residence: *(address), USA*
Certified by: National Archives and Records Administration
Date of Document: *(date of document)*

ERROR	FACT
Surname <i>(as recorded on document)</i>	<i>(as it should appear)</i>
Mother <i>(as recorded on document)</i>	<i>(as it should appear)</i>
Age of Mother <i>(as recorded on document)</i>	<i>(as it should appear)</i>
Immigration (mother) <i>(as recorded on document)</i>	<i>(as it should appear)</i>
Father <i>(as recorded on document)</i>	<i>(as it should appear)</i>
Immigration (father) <i>(as recorded on document)</i>	<i>(as it should appear)</i>
Naturalization (father) <i>(as recorded on document)</i>	<i>(as it should appear)</i>

State Census, New York County, 1925

Name: *(name of head of household, as listed on document)*
Residence: *(address), New York, USA*
Certified by: County Clerk, New York County
Date of Document: *(date of document)*

ERROR	FACT
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Age at last birthday (wife) <i>(as recorded on document)</i>	<i>(as it should appear)</i>
Years in USA (head) <i>(as recorded on document)</i>	<i>(as it should appear)</i>
Years in USA (wife) <i>(as recorded on document)</i>	<i>(as it should appear)</i>

: **Fifteen Census of the United States: 1930 Population**
 Name: *(name of head of household, as listed on document)*
 Residence: *(address), USA*
 Certified by: National Archives and Records Administration
 Date of Document: *(date of document)*

ERROR	FACT
Surname <i>(as recorded on document)</i>	<i>(as it should appear)</i>
Age at last birthday <i>(as recorded on document)</i>	<i>(as it should appear)</i>
Age at first marriage <i>(as recorded on document)</i>	<i>(as it should appear)</i>
Name (wife) <i>(as recorded on document)</i>	<i>(as it should appear)</i>
Year of immigration (wife) <i>(as recorded on document)</i>	<i>(as it should appear)</i>
Age at first marriage (wife) <i>(as recorded on document)</i>	<i>(as it should appear)</i>

Upon reading and filing the Complaint for Declaratory Relief of petitioner, (*name of Petitioner*)
, verified the _____ day of _____, and the parties having been
heard on _____, or no one having appeared in
opposition thereto, it is ordered that the application is granted and declares that upon
review of all documents submitted, it finds the documents listed, consisting of errors that
can not be amended by law and/or administrative rules, do in fact, refer to the direct
ascendants of (*Name of Petitioner*) and the evidence presented support the facts as
listed for each document in the Complaint for Declaratory Relief.

J.S.C.