

RECORDING REQUESTED BY

Order No.
APN No.

WHEN RECORDED MAIL TO

Name
Street
Address
City
State
Zip

SPACE ABOVE THIS LINE FOR RECORDER'S USE

AFFIDAVIT

Surviving Spouse Succeeding to Title to Community Property (Section 13540 Probate Code of the State of California)

_____, of legal age, being first duly sworn, deposes and says: that _____, the decedent mentioned in the attached certified copy of Certificate of Death, is the same person as _____ named as one of the parties in that certain _____ dated _____ executed by _____ to _____ as community property, recorded as Instrument No. _____ on _____, in Book _____, Page _____, of Official Records of _____ County, California, covering the following described property situated in the County of _____, State of California:

See Exhibit A attached hereto and made a part hereof

That he/she was married to _____ at the time of the death of the decedent.

That the above-described property has been at all times since acquisition considered the community property of him/her and decedent. More than forty (40) days have passed since the death of the above named decedent, and no notice has been recorded pursuant to Section 13541 of the Probate Code.

That, with respect to the above-described property, there has not been nor will there be an election filed pursuant to Probate Code Sections 13502 or 13503 in any probate proceedings in any court of competent jurisdiction.

That the above-described property has not passed to someone other than the affiant under the decedent's will or by intestate succession. That the property has not been disposed of in trust under the decedent's will. That the decedent's will does not limit the affiant to a qualified ownership.

That this Affidavit is made for the protection and benefit of the surviving spouse, his/her successors, assigns and personal representatives and all other parties hereafter dealing with or who may acquire an Interest in the above-described property.

Dated _____

A notary public or other officer completing this certificate verifies only the identity of the individual who signed the document to which this certificate is attached, and not the truthfulness, accuracy, or validity of that document.

State of _____

County of _____

Subscribed and sworn to (or affirmed) before me on this ____ day of _____, _____, by _____, proved to me on the basis of satisfactory evidence to be the person(s) who appeared before me.

Signature _____

Name _____

(Typed or Printed)

(This area for official notarial seal)