RECORDING REQUESTED BY

AND WHEN RECORDED MAIL TO:

Name

Street
Address

City &
State
Zip

Title Order No. Escrow No.

Print This Form

SPACE ABOVE THIS LINE FOR RECORDER'S USE

AFFIDAVIT
SURVIVING SPOUSE SUCCEEDING TO TITLE TO COMMUNITY PROPERTY

(California Probate Code § 13540)

Assessor's Parcel Number:_____

_____, 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 on _____, as Instrument No. _____ Book _____, Page _____ of Official Records of _____ County, State of California, covering the following described property situated in the County of _____, State of California.

That he/she was married to the decedent at the time of the death of 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 Probate Code Section 13541.

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: _____

IN WITNESS WHEREOF, the undersigned have executed this document on the date(s) set forth below.

_____

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SURVIVING SPOUSE SUCCEEDING TO TITLE TO COMMUNITY PROPERTY

(California Probate Code § 13540)

(Continued)

APN/Parcel ID(s): _____

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 _____, 20___, by

_____

proved to me on the basis of satisfactory evidence to be the person(s) who appeared before me.

_____

Signature