RECORDING REQUESTED BY AND

WHEN RECORDED MAIL TO:

APN: _____

TRA: _____

SPACE ABOVE THIS LINE FOR RECORDER'S USE

AFFIDAVIT – DEATH OF SPOUSE

STATE OF CALIFORNIA   }
COUNTY OF _____}

_____, being first duly sworn, deposes and says:

That he/she was validly married to _____ immediately prior to the latter named party's death, and that the affiant in conjunction with the decedent held title as "husband and wife" or as "husband and wife as community property" to the following described property:

That the affiant and the above-named decedent were married on _____ and affiant is the widow/widower of decedent; and

That _____ died on _____ as evidenced by a certified copy of the Certificate of Death attached hereto and

That the affiant has carefully examined all of the decedent's personal possessions, letters, papers, effects and belongings, and is certain that either

1) no will was executed or otherwise declared by the decedents based not only on affiant's failure to discover a will, but because affiant was never informed of decedent having executed or declared a will, and affiant is certain that he/she would have been consulted, or would at least have had knowledge of that fact if a testamentary disposition were attempted, or

2) if a will is present that it is the last complete will (with codicils and/or other amendments) and that this will devised the subject property to the affiant; and

That the above-described property has been at all times since acquisition considered the community property of decedent and affiant and that any and all contributions to said property from whatever source were also considered by decedent and affiant to be community in nature; and

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; and

That this affidavit is made for the protection and benefit of the Grantee or Grantees of the subject property, in conjunction with the successors, assigns and personal representatives of the Grantee or Grantees and all other parties hereafter dealing with or who may acquire an interest in the property herein described; and

That affiant will testify, declare, depose, or certify before any tribunal, officer, or person, in any case now pending or which may hereafter be instituted, to the truth of the particular facts hereinabove set forth.

Dated _____   Signature _____

State of California   }
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 _____

(SEAL)