**Affidavit Regarding Conveyance To An Entity**

Date \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_

BEFORE ME, the undersigned authority, on this      day of             , 20      , personally appeared              , hereinafter called “individual”, an adult person who, being first duly sworn, said and deposed that the following statements are true and correct:

I, \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_, individual, currently reside at \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_[*physical address*], and more fully described as follows: [*legal description*].

1. Individual is married to \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_. Or (Individual is not married).
2. Individual conveyed to \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_ as grantee, hereinafter called “Entity”, the property located at [*physical address*], hereinafter called “the Property” and more fully described as follows: [*legal description*].
3. The conveyance deed was executed on \_\_\_\_\_\_ day of \_\_\_\_\_\_\_\_\_\_\_, 20\_\_, and the conveyance deed is titled \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_.
4. The name and address of the Entity Grantee is \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_.
5. The parcel being conveyed is not contiguous to the parcel upon which the individual currently resides.
6. The parcel upon which the individual currently resides is not:
7. located within the limits of a municipality or its extraterritorial jurisdiction or a platted subdivision; or
8. served by police protection, paid or volunteer fire protection, and at least

three of the following services provided by a municipality or under contract to a municipality:

(i)electric;

(ii)natural gas;

(iii)sewer;

(iv)storm sewer; or

(v)water;

1. The individual or individual’s spouse owns a direct or indirect interest in the entity;
2. The individual executed the deed conveying the parcel to the entity;
3. The individual intends to vest title in the entity;
4. There are no written or oral agreements regarding a defeasance of the parcel upon the passage of time or occurrence or non-occurrence of any event;
5. The individual acknowledges that the individual will be estopped from claiming the conveyance to the entity is a sham or pretended sale, including a pretended sale under Section 50(c), Article XVI, Texas Constitution;
6. The individual acknowledges that they will be estopped from claiming they had not abandoned homestead rights, if any, in the parcel by executing the deed;
7. The individual understands that if the parcel is valued for ad valorem tax purposes as qualified open-space land, the entity must reapply in its own name by the applicable filing deadline;
8. The individual has had an opportunity to review the affidavit prior to the affidavit ’s execution; and
9. The individual consulted with an attorney before the affidavit ’s execution.
10. This affidavit is made under penalties of perjury.

\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_

Signature of Individual

Sworn, executed, and subscribed by \_\_\_\_\_\_\_\_\_, individual affiant, before me\_\_\_\_\_\_\_\_\_\_\_\_\_, notary on \_\_\_\_ day of \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_, 2023

                                                                                                                               
                                                                     Notary Public, State of Texas

\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_

Signature of Spouse

Sworn, executed, and subscribed by \_\_\_\_\_\_\_\_\_, spouse of individual, before me \_\_\_\_\_\_\_\_\_\_, notary on \_\_\_\_ day of \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_, 2023

                                                                                                                               
                                                                     Notary Public, State of Texas