

SURRENDER OF DISPOSITION

Revised 10/22
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"Surrenderer" (Current Lease Holder)

"Surrenderer" (second Lessee, (if applicable))

I, _____

I, _____

of _____

of _____

telephone number _____

telephone number _____

in consideration of my release from the terms and conditions of the disposition with the Property Number _____, respecting the land described as follows (the "Land"):

- Lot ____ Block ____ Park _____ Subdivision _____
- LSD ____ Quarter ____ Section ____ Township ____ Range ____ West of the ____ Meridian
- Unsurveyed area, location described as _____

do hereby, for myself, successors and assigns, surrender to His Majesty the King in right of Saskatchewan the Land and Improvements demised by the Disposition and the unexpired term of years created by it, together with other associated permits or licences as follows: _____

Effective Date: _____

And I further release, quit claim and reconvey unto His Majesty the King in right of Saskatchewan all my estate, right, title and interest, both at law and in equity in the Land, together with any improvements not removed from the land within six months of the date of this Surrender.

Signed this _____ day of _____, 20____.

Surrenderer

Witness*

Surrenderer

Witness*

Affidavit of Execution - to be completed by each witness

I, _____ of the _____ of _____,

In the Province of _____, make oath and say:

1. That I was personally present and did see _____ named in the above Surrender who is personally known to me to be the person(s) named therein, duly sign and execute the same for the purposes named therein;
2. That the same was executed at the _____ of _____ in the Province of _____ and that I am a subscribing witness thereto; and
3. That I know the said _____ and he/she/each is/are in my belief eighteen years or age or more.

Witness Signature

Sworn before me at _____ in the
Province of _____ this ____ day
of _____, 20 ____.

A Justice of the Peace, Notary
Public or Commissioner for Oaths
In and for the Province of Saskatchewan

My appointment expires _____ (Seal)

Affidavit of Execution - to be completed by each witness

I, _____ of the _____ of _____,

In the Province of _____, make oath and say:

1. That I was personally present and did see _____ named in the above Surrender who is personally known to me to be the person(s) named therein, duly sign and execute the same for the purposes named therein;
2. That the same was executed at the _____ of _____ in the Province of _____ and that I am a subscribing witness thereto; and
3. That I know the said _____ and he/she/each is/are in my belief eighteen years or age or more.

Witness Signature

Sworn before me at _____ in the
Province of _____ this ____ day
of _____, 20 ____.

A Justice of the Peace, Notary
Public or Commissioner for Oaths
In and for the Province of Saskatchewan

My appointment expires _____ (Seal)

Surrender of Disposition

Property Number: _____

Surrenderer: _____

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Form A of the Homesteads Act, 1989 (section 6): Consent of Non-Owning Spouse - to be completed when the land was used by both spouses as the family home at any time during their marriage¹; also see Form B

I, _____, non-owning spouse of _____, consent to the above/attached surrender. I declare that I have signed this consent for the purpose of relinquishing all my homestead rights in the property described in the above/attached surrender in favour of His Majesty the King in Right of Saskatchewan to the extent necessary to give effect to this Surrender.

Signature of Non-Owning Spouse

Form B of the Homesteads Act, 1989 (Section 7(3)): Certificate of Acknowledgment - to be completed by a Judge, Justice of the Peace, Solicitor or Notary Public at the time Form A: Consent of Non-Owning Spouse is completed¹

I, _____, _____ (capacity), certify that I have examined _____, non-owning spouse of _____, the owning spouse in the above/attached surrender, separate and apart from the owning spouse. The non-owning spouse acknowledged to me that he or she:

- a) signed the consent to the surrender of his or her own free will and consent and without any compulsion on the part of the owning spouse; and
- b) understands his or her rights in the homestead.

I further certify that I have not, nor has any employer, partner or clerk, prepared the above/attached surrender and that I am not, nor is my employer, partner or clerk otherwise interested in the transaction involved.

Signature

Form D of the Homesteads Act, 1989 (section 8(1): Affidavit - to be completed when homestead rights are not applicable, eg. not a family home, no spouse, owning spouse signing as a Surrenderer.¹

I, _____, of _____, make oath and say that:

- 1. I am the surrenderer or _____ (state capacity in which person acts on behalf of the owner, eg. agent acting under Power of Attorney)

Circle ALL correct responses:

- 2. My spouse and I (or the surrenderer and his or her spouse) have not occupied the Land described in this Surrender as our (or their) homestead at any time during our (or their) spousal relationship. **~or~**
- 2. I have (or the assignor has) no spouse. **~or~**
- 2. My spouse (or the spouse of the assignor) or is a registered owner of the land that is the subject matter of this Surrender and a co-signature of this Surrender **~or~**
- 2. My spouse and I (or the surrenderer and his or her spouse) have entered into an interspousal agreement pursuant to *The Family Property Act* in which my spouse (or his or her spouse) has specifically released all his or her homestead rights in the land that is the subject matter of this Surrender **~or~**
- 2. An order has been made by the Court of King's Bench pursuant to *The Family Property Act* declaring that my spouse (or the spouse of the surrenderer) has no homestead rights in the land that is the subject matter of this Surrender and (the order has not been appealed and the time for appealing has expired) or (all aspects from the order have been disposed of or discontinued). **~or~**
- 2. My spouse (or the spouse of the surrenderer) is the Surrenderer named in this Surrender.

Sworn before me at _____ in the Province of _____
this ____ day of _____, 20 ____.

A Justice of the Peace, Notary
Public or Commissioner for Oaths
in and for the Province of Saskatchewan

My appointment expires

(Seal)

Surrenderer

Surrenderer