

CONSENT OF NON-OWNING SPOUSE

I, _____ non-owning spouse of _____, consent to the above/attached disposition. 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 disposition in favour of Tangerine Bank to the extent necessary to give effect to this Mortgage in favour of Tangerine Bank.

Signature of Non-Ownning Spouse: _____

CERTIFICATE OF ACKNOWLEDGMENT

I, _____, Barrister and Solicitor/Notary Public, certify that I have examined _____, non-owning spouse of _____, the owning spouse, in the above/attached Mortgage in favour of Tangerine Bank separate and apart from the owning spouse. The non-owning spouse acknowledged to me that he or she:

- (a) signed the consent to the disposition of his or her own free will and consent and without and 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 my employer, partner or clerk, prepared the attached Mortgage in favour of Tangerine Bank and that I am not, nor is my employer, partner or clerk, otherwise interested in the transaction involved.

DATED at _____, Saskatchewan, this _____ day of _____, 20_____.

A NOTARY PUBLIC in and for the
Province of Saskatchewan.
Being a Solicitor. OR
My appointment expires: _____

(Note: This form may be executed by a Judge of the District Court, Local Registrar of the Court of Queen's Bench, Registrar of Land Titles, or their respective Deputies, or a Solicitor, a Justice of the Peace or a Notary Public.)

CONSENT OF OCCUPANT OR OTHER INTERESTED PARTY

I/We, _____, of the _____ of _____, in the Province of Saskatchewan having an interest in the land described in the attached disposition dated the _____ day of _____, _____ DO HEREBY AGREE that all my rights, interests and estate which are, or may be, affected by the attached disposition shall be fully bound by all the terms and conditions thereof both now and henceforth.

DATED at _____, Saskatchewan, this _____ day of _____, 20_____.

SIGNED, SEALED AND DELIVERED

In the presence of:

Witness: _____

THE HOMESTEADS ACT, 1989 – AFFIDAVIT

I, _____, of _____, in the Province of Saskatchewan, MAKE OATH AND SAY THAT:

1. I am a/the mortgagor (lessor, transferor, or as the case may be).

2. My spouse and I (or the transferor, lessor, mortgagor, or as the case may be and his or her spouse) have not occupied the land described in this disposition as our (or their) homestead at any time during our (or their) spousal relationship.

- or -

2. I have (or the transferor, lessor, mortgagor, or as the case may be has) no spouse.

- or -

2. My spouse (or the transferor, lessor, mortgagor, or as the case may be) is a registered owner of the land that is the subject matter of this disposition and a co-signator of this disposition.

- or -

2. My spouse and I (or the transferor, lessor, mortgagor, or as the case may be 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 disposition.

- or -

2. An order has been made by the Court of Queen's Bench pursuant to The Family Property Act declaring that my spouse (or the spouse of the transferor, lessor, mortgagor or as the case may be) has no homestead rights in the land that is the subject matter of this disposition and (the order has not been appealed and the time for appealing has expired) or all appeals from the order have been disposed of or discontinued.

- or -

2. My spouse (or the spouse or the transferor or mortgagor or as the case may be) is the transferee (or lessee, mortgagee, or as the case may be) named in this disposition.

SWORN BEFORE ME at the City of

_____, in the Province
of Saskatchewan, this _____
day of _____, 20_____.

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)
)
)

A COMMISSIONER FOR OATHS in
and for the Province of Saskatchewan

Being a Solicitor. OR

My commission expires: _____

THE HOMESTEADS ACT, 1989 – AFFIDAVIT

I, _____, of _____, in the Province of Saskatchewan, MAKE OATH AND SAY THAT:

1. I am a/the transferor (lessor, mortgagor, or as the case may be).

2. My spouse and I (or the transferor, lessor, mortgagor, or as the case may be and his or her spouse) have not occupied the land described in this disposition as our (or their) homestead at any time during our (or their) spousal relationship.

- or -

2. I have (or the transferor, lessor, mortgagor, or as the case may be has) no spouse.

- or -

2. My spouse (or the transferor, lessor, mortgagor, or as the case may be) is a registered owner of the land that is the subject matter of this disposition and a co-signator of this disposition.

- or -

2. My spouse and I (or the transferor, lessor, mortgagor, or as the case may be 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 disposition.

- or -

2. An order has been made by the Court of Queen’s Bench pursuant to The Family Property Act declaring that my spouse (or the spouse of the transferor, lessor, mortgagor or as the case may be) has no homestead rights in the land that is the subject matter of this disposition and (the order has not been appealed and the time for appealing has expired) or all appeals from the order have been disposed of or discontinued.

- or -

2. My spouse (or the spouse or the transferor or mortgagor or as the case may be) is the transferee (or lessee, mortgagee, or as the case may be) named in this disposition.

SWORN BEFORE ME at the City of

_____, in the Province

of Saskatchewan, this _____

day of _____, 20_____.

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)
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)
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)

A COMMISSIONER FOR OATHS in
and for the Province of Saskatchewan

Being a Solicitor. OR

My commission expires: _____

AFFIDAVIT OF EXECUTION

CANADA)
PROVINCE OF SASKATCHEWAN)
TO WIT:)

I, _____, of the _____, in the Province of
Saskatchewan, _____ MAKE OATH AND SAY:
(occupation)

- 1. That I was personally present and did see _____ named in the within instrument, who is (are) personally known to me to be the person(s) named therein, duly sign and execute the same for the purpose named therein.
- 2. That the same was executed at the _____ of _____, in the Province of Saskatchewan and that I am the subscribing witness thereto.
- 3. That I know the said _____ and he/she is (they are each) in my belief of the full age of eighteen years.

SWORN BEFORE ME at the City of

_____, in the Province)
of Saskatchewan, this _____)
day of _____, 20____.)
)
)

A COMMISSIONER FOR OATHS in
and for the Province of Saskatchewan
Being a Solicitor. OR
My commission expires: _____