

Consent of Non-Ownning Spouse

The Homesteads Act, section 6, Form A.

I, _____, non-ownning spouse of _____, consent to the 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 attached disposition, in favour of Manulife Bank of Canada, to the extent necessary to give effect to the attached mortgage.

Name:

Certificate of Acknowledgment under *The Homesteads Act*

Section 7(3), Form B.

I, _____, a _____ (*notary public or practising solicitor*), do hereby certify that I have examined _____, non-ownning spouse of _____, the owning spouse, in the attached mortgage, separate and apart from the owning spouse. The non-ownning spouse acknowledged to me that he/she signed the consent to the disposition of his/her own free will and consent and without any compulsion on the part of the owning spouse, and understands his/her rights in the homestead.

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

Dated at _____, in the _____ of _____, this day of _____, 20__.

Practising solicitor for Saskatchewan
If signed outside the province, the commissioner must be a notary public, who must complete what follows and impress official seal.
A Notary Public in and for _____ My
Commission expires on _____.

Affidavit of Mortgagor under *The Homesteads Act*

Section 8(1), Form D.

I, _____, of the _____ of _____
in the _____, make oath and say:

1. I am the mortgagor (one of the mortgagors) named in the within mortgage.
2.
 - My spouse is a registered owner of the land that is the subject matter of this disposition and a co-signator of this disposition.
 - My spouse and I have not occupied the land described in this disposition as our homestead at any time during our spousal relationship.
 - I have no spouse.
 - My spouse and I have entered into an interspousal agreement pursuant to *The Family Property Act* in which my spouse has specifically released all of his/her homestead rights in the land that is the subject matter of this disposition.
 - An order has been made by the Court of Queen’s Bench for Saskatchewan pursuant to *The Family Property Act* declaring that my spouse 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 appeal has discontinued.

Sworn before me, at the _____)
 _____ in the _____)
 _____, this _____)
 day of _____, 20____.)
 _____)
 A Commissioner for Oaths for the Province of)
 Saskatchewan)
*If signed outside the province, the commissioner)
 must be a notary public, who must complete what)
 follows and impress official seal.)*
 A Notary Public in and for _____)
 _____)
 My Commission expires on _____)
 _____)

Name:

Affidavit of Witness

I, _____, of the _____ of _____
in the _____, make oath and say:

1. I was present and did see _____ and _____, named in the within document, who is/are personally known to me to be the person(s) named therein, duly sign, seal and execute the same for the purposes named therein.
2. The said instrument was executed at _____ in the _____, and I am the subscribing witness thereto.
3. I know the said _____ and _____ and he/she is (they are) in my belief eighteen years of age or more.

Sworn before me, at the _____)
 _____ in the _____)
 _____, this _____)
 day of _____, 20____.)
 _____)
 A Commissioner for Oaths for the Province of)
 Saskatchewan)
*If signed outside the province, the commissioner)
 must be a notary public, who must complete what)
 follows and impress official seal.)*
 A Notary Public in and for _____)
 _____)
 My Commission expires on _____)
 _____.

Name: