

STATE OF MINNESOTA

AFFIDAVIT OF TRUSTEE  
(Inter Vivos Trust)  
MINN. STAT. § 501.1044

COUNTY OF \_\_\_\_\_

\_\_\_\_\_, being first duly sworn on oath states,  
or affirms under penalties of perjury, that:

1. Affiant is the trustee (one of the trustees) named in certain Certificate of Trust (or trust instrument):

to which this Affidavit is attached

*(check one box)*

recorded \_\_\_\_\_ (month/day/year) \_\_\_\_\_ as Document Number \_\_\_\_\_

(or in Book \_\_\_\_\_ of \_\_\_\_\_ Page \_\_\_\_\_) in the Office of the

County Recorder  Registrar of Titles of \_\_\_\_\_ County, Minnesota,

*check the applicable boxes)*

executed by Affiant or another trustee or the settlor of the trust described in the Certificate of Trust (or set forth in the trust instrument), which relates to real property in \_\_\_\_\_ County, Minnesota legally described as follows:

*(If more space is needed, continue on attachment)*

2. The name(s) and address(s) of the trustee(s) empowered by the trust instrument to act at the time of the execution of this Affidavit are as follows:

3. The trustee(s) who have executed that certain instrument relating to the real property described above between \_\_\_\_\_, as trustee(s),

and \_\_\_\_\_  
dated \_\_\_\_\_ (month/day/year) \_\_\_\_\_, (a) are empowered by the trust instrument to sell, convey, pledge, mortgage, lease, or transfer title to any interest in real property held in trust; and (b) are the requisite number of trustees required by the trust

instrument to execute and deliver such an instrument.

4.  The trust has not terminated and the trust instrument has not been revoked.  
 The trust has terminated (or the trust instrument has been revoked). The execution and delivery of the instrument described in paragraph 3 has been made pursuant to the provisions of the trust.
5. There has been no amendment to the trust that limits the power of trustee(s) to execute and deliver the instrument described in paragraph 3.
6.  The trust is not supervised by any court.  
 The trust is supervised by the \_\_\_\_\_ Court of \_\_\_\_\_ County, \_\_\_\_\_. All necessary approval has been obtained from the court for the trustee(s) to execute and deliver the instrument described in paragraph 3.
7. Affiant does not have actual knowledge of any facts indicating the trust is invalid.

Affiant

\_\_\_\_\_  
*(signature)*

Signed and sworn to (or affirmed) before me on \_\_\_\_\_, by \_\_\_\_\_  
*(month/day/year)*

\_\_\_\_\_  
*(insert name of Affiant making statement)*

(Stamp)

\_\_\_\_\_  
*(signature of notarial officer)*

Title (and Rank): \_\_\_\_\_

My commission expires: \_\_\_\_\_

*(month/day/year)*

**THIS INSTRUMENT WAS DRAFTED BY:**

*(insert name and address)*