

DEPOSIT OF REAL ESTATE EQUITY

SUPERIOR COURT OF CALIFORNIA, COUNTY OF STANISLAUS

PEOPLE OF THE STATE OF CALIFORNIA)	Case Number : _____
)	
)	APPLICATION FOR REAL
)	PROPERTY EQUITY BOND AND
vs.)	DECLARATION OF PROPERTY
)	OWNER(S)
)	
)	Hearing Date: _____
)	Time: _____
)	Department: _____
_____)	
)	

I/We, _____ and _____ declare as follows:

1. The defendant above named, having been arrested, has had bail set in the amount of \$_____.
2. I/We desire to post a "property bond" consisting of real estate equity pursuant to the provisions of section 1298 of the California Penal Code.
3. I/We own real property located at _____, which has a present market value of \$_____, the legal description of which is attached as: _____.
4. I/We owe \$_____ on the property as of this date, therefore my equity in said real property is at least twice the amount of the bail set in the matter.
5. The following liens in the following amounts and no others exist on the property: _____.

Statements from all persons who have liens and encumbrances against the property verifying how much is presently owed on the property and that all such obligations are current are also attached.

6. I/We have (not) previously qualified such property for a property bail bond within the prior 12 months (in the amount of \$_____, not exonerated).
7. I/We am/are attaching to this declaration an original Preliminary Title Report, a certified appraisal of the property, and copies of financial statements from all persons who have liens against the property, showing how much is presently owed on the property.
8. I/We agree to maintain the insurance on the property and keep all property taxes and obligations listed in paragraph 4 current while the property bond is in force.
9. I/We desire that the court approve my/our application for a "property bail bond" and make this declaration in support of such application. **I/WE UNDERSTAND THAT IN THE EVENT THAT THE PERSON FOR WHOM THIS BOND IS TO BE POSTED FAILS TO MAKE ANY NECESSARY COURT APPEARANCE, THE PROPERTY MAY BE SOLD TO SATISFY THE PAYMENT OF THE AMOUNT OF THE BAIL.**

Signature(s) of Property Owner(s)

10. I/We have attached hereto a promissory note and deed(s) of trust on the property in the amount of the bond, which has been previously recorded in the Office of the County Recorder of the County of _____

_____. I/We understand that I/we must pay in advance for any costs incurred or to be incurred in connection with the property bond application.

Executed at _____, California, on _____.

I/We declare under penalty of perjury under the laws of the State of California that the foregoing is true and correct.

Signature of Property Owner

Signature of Property Owner

(Type Name)

(Type Name)