

Tax Map No. _____

To Be Recorded in the Land Records of the Powhatan County Circuit Court Clerk's Office

FAMILY DIVISION AFFIDAVIT

Powhatan County, Virginia

We, the undersigned **Grantor** and **Grantee**, request authorization to divide that certain parcel of land recorded in the Powhatan County Circuit Court Land Records in Deed Book _____, Page Number _____ and/or Instrument Number _____, commonly known as Powhatan County Tax Map number _____, as a *Family Division* as specified in **Section 68-125** of the Powhatan County Subdivision Ordinance.

We swear and affirm the division complies with all applicable requirements of the Subdivision and Zoning Ordinances and is not intended to circumvent those regulations.

Purpose of the Family Division

The undersigned Grantor and Grantee understand that the intent of the Family Division is to allow for a one-time conveyance of land to a member of the immediate family of the property owner for homesteading purposes.

A member of the immediate family is defined as any person who is a natural or legally defined child, spouse, grandchild, grandparent, sibling, or parent of the property owner.

Ownership and Holding Period Requirements

A. Grantee Lot (New Family Lot):

The Grantee swears that they have not previously been the recipient of a family division lot from any parcel of land in Powhatan County. The Grantee agrees that the lot will not be sold or transferred to a person who is not an immediate family member of the owner for a period of **eight (8) years** from the date this Affidavit and the family division plat are recorded. During this period:

The lot shall not be sold or conveyed except in cases of **involuntary transfer**, including but not limited to foreclosure, death, judicial sale, condemnation, or bankruptcy, or due to a verified **hardship**, as determined by the Planning Director in accordance with the Subdivision Ordinance.

B. Grantor Lot (Residual Lot):

The Grantor swears that they have not previously conveyed land to the Grantee in Powhatan County using the family division provisions, and that they have owned the property to be divided for a minimum of **two (2) years**.

Additionally, the Grantor acknowledges that the lot will not be sold or transferred to a person who is not an immediate family member of the owner for a period of **two (2) years** from the date this affidavit and the family division plat are recorded.

Grantee Oath:

Grantee Name(s) (New Lot Recipient): _____

Relationship to Grantor: _____

I/We, _____, the undersigned **Grantee(s) (New Lot Recipient)**, swear that the above statements are true and agree to abide by all conditions of the Family Division as stated herein and as set forth in the Powhatan County Code as of the date of this Affidavit.

GRANTEE SIGNATURE(S):

(Print and Sign)

Grantor Oath

Grantor Name(s) (Residual Parcel Owner): _____

Relationship to Grantee: _____

I/We, _____, the undersigned **Grantor(s) (Residue Property Owner)**, swear that the above statements are true and agree to abide by all conditions of the Family Division as stated herein and as set forth in the Powhatan County Code as of the date of this Affidavit.

GRANTOR(S):

(Print and Sign)

COMMONWEALTH OF VIRGINIA

CITY/COUNTY , to wit:

Sworn and subscribed to before me, a Notary Public, this _____ day of _____ 20____ ,

by _____.

Notary Public

Commission expires

Plats Officer & Date Approved _____