

**CLAIM FOR REASSESSMENT EXCLUSION FOR  
TRANSFER OF BARE LEGAL TITLE OR  
DECLARATION OF SECURITY INTEREST**  
Section 62 (c) (1) of the Revenue and Taxation Code

**Dan Goodwin, MAI**  
**Assessor of Ventura County**  
800 S. Victoria Avenue  
Ventura, CA 93009-1270

Assessor's Parcel Number(s): \_\_\_\_\_  
Recorded Document Number: \_\_\_\_\_  
Recorded Document Date: \_\_\_\_\_

Revenue and Taxation Code Section 62(c)(1) provides that a change in ownership shall not include, "The creation, assignment, termination, or reconveyance of a security interest..." This code section pertains to those situations in which a person's name is added or removed from the title of real property when that person did not have an actual ownership interest in the property.

It is a rebuttable presumption under Civil Code Section 1105 that a conveyance is what it is purported to be: a transfer of property. The burden is on the property owner to produce evidence if it is felt that only a security interest has been transferred. The completion of the following questionnaire should provide the facts supporting your contention. This statement pertains to the parcel number and recorded document number shown above.

*(Please sign and date at the bottom of this form on the reverse form.)*

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1. Property location, if different from the mailing address: \_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_
  2. Who made the down payment on the property? \_\_\_\_\_
  3. If any portion of the down payment included a trade of personal property or other real estate:  
Who owned the traded property prior to trade? \_\_\_\_\_  
Describe what was traded: \_\_\_\_\_  
Nothing traded: \_\_\_\_\_
  4. Who makes the mortgage payments on the:  
1st loan: \_\_\_\_\_  
2nd loan: \_\_\_\_\_  
3rd loan: \_\_\_\_\_
  5. Who has paid for the following since the property was purchased?  
Property Fire Insurance Premiums: \_\_\_\_\_  
Property Repairs: \_\_\_\_\_  
Property Improvements (such as new major appliances, etc.): \_\_\_\_\_
  6. On whose income tax return is the deduction taken for interest and taxes? \_\_\_\_\_  
List years deduction taken \_\_\_\_\_

7. Who is living on the property? \_\_\_\_\_  
Show dates of occupancy if other than one of the owners: \_\_\_\_\_  
\_\_\_\_\_

8. If other than one of the owners, who is named landlord under the lease?  
\_\_\_\_\_  
Who gets the rental payments? \_\_\_\_\_  
Who claims the depreciation of the property on their income tax return? \_\_\_\_\_  
\_\_\_\_\_

9. Please state any other facts to support your position. Use additional sheets of paper as necessary. \_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

10. Describe documentation you possess in support of each response in this declaration. For example, if there was a written agreement between you and the other persons involved concerning their ownership interests, provide a copy. Use additional sheets as necessary. \_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

11. What was your intent in recording the subject document?  
\_\_\_\_\_

12. Submit copies (not originals) of documentation for the two responses you feel best support your contention that this transaction is only a transfer of security interest or bare legal title. The Assessor may require **all** statements to be documented.

Remarks: \_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

I certify (or declare) under penalty of perjury under the laws of the State of California that the foregoing and all information hereon, including any accompanying statements or documents, is true, correct and complete to the best of my knowledge and belief.

\_\_\_\_\_  
Signature of Legal Entity Agent/Representative

\_\_\_\_\_  
Date

\_\_\_\_\_  
Daytime Phone