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How to Complete Your Florida Certification of Trust

Certification of Trust (Section 736.1017, Florida Statutes)

INSTRUCTIONS — KEEP FOR YOUR RECORDS. DO NOT ATTACH THIS PAGE TO YOUR DOCUMENT.

About this form. A **certification of trust** proves that a trust exists and that the trustee has authority to act, **without revealing the private terms** of the trust. This form contains the statements described in section 736.1017.

1. **Identify the trust**
   Enter the trust's name and the date it was signed, the settlor (the person who created it), and each currently acting trustee with an address.
2. **Describe the trustee's powers**
   Summarize the trustee's powers that apply to the transaction, such as selling real estate or opening accounts, or refer to the trust article that grants them.
3. **Revocability and signing authority**
   Check whether the trust is revocable and who may revoke it, and whether co-trustees may sign alone.
4. **Trustee signs in front of a notary**
   Any trustee may sign. Bring a current, government-issued photo ID.

After It's Signed

- Give the certification to the bank, title company, or broker instead of a full copy of your trust. Under Florida law, they may rely on it and generally may not demand the entire trust document.
- Keep the signed original with your trust records. Sign a new certification if trustees or terms change.

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Have questions about this document? To consult with an attorney, contact **Gavrilov & Brooks Law Firm** at **(916) 504-0529** or **www.gavrilovlaw.com**. Main headquarters: 2315 Capitol Avenue, Sacramento, CA 95816.

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CERTIFICATION OF TRUST

(Section 736.1017, Florida Statutes)

The undersigned trustee(s) certify as follows:

1. **Existence and date.** The following trust exists and the trust instrument was executed on the following date:

Name of trust

Date trust instrument was executed

2. **Settlor.** The settlor(s) of the trust:

Name(s) of settlor(s)

3. **Currently acting trustee(s).**

Name of trustee

Address

Name of co-trustee (if any)

Address

4. **Powers of the trustee.** The trustee has the following powers, including those relevant to this transaction:

5. **Revocability.** The trust is (check one):

revocable, and the following person(s) hold the power to revoke it:

Name(s) of person(s) holding power to revoke

irrevocable.

6. **Authority of co-trustees.** If there is more than one trustee (check one):

any one trustee may sign or otherwise authenticate and exercise the powers of the trustee.

the following number of trustees must sign:

Number required (or “all”)

7. **Title.** Title to trust property should be taken in the following name:

For example, “Jane Doe, as Trustee of the Jane Doe Revocable Trust dated January 1, 2020”

8. **No revocation or amendment.** The trust has not been revoked, modified, or amended in any manner that would cause the representations in this certification to be incorrect.

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9. This certification is signed by all of the currently acting trustees, or by the trustee(s) authorized to act. A recipient may rely on it as provided in section 736.1017, Florida Statutes, and need not request the dispositive terms of the trust.

Date

X
Signature of trustee

Printed name

X
Signature of co-trustee (if any)

Printed name

NOTARY ACKNOWLEDGMENT

State of

County of

The foregoing instrument was acknowledged before me by means of

physical presence or

online notarization,

this day of

month

year

by (name of trustee(s))

as (type of authority, e.g. officer, trustee, attorney in fact)

for (name of party on whose behalf the instrument was executed)

Personally Known OR

Produced Identification

Type of identification produced

X
Signature of Notary Public

(Notary seal)

Print, type, or stamp commissioned name of Notary Public

Commission number

Commission expires

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