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How to Complete Your Florida Resignation of Trustee

Resignation of Trustee (Section 736.0705, Florida Statutes)

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

About this form. A trustee who no longer wishes to serve may resign. This **resignation of trustee** gives written notice in the manner allowed by section 736.0705 and documents when the resignation takes effect.

1. **Identify the trust**
   Enter the trust name and date, and your name as the resigning trustee.
2. **Set the effective date**
   Unless the trust says otherwise, Florida requires at least 30 days' notice to the qualified beneficiaries, the settlor if living, and all co-trustees. Choose an effective date at least 30 days after notice is given, or attach their written consent.
3. **Sign in front of a notary**
   Bring a current, government-issued photo ID.

After It's Signed

- Deliver copies to the qualified beneficiaries, the settlor if living, every co-trustee, and the successor trustee, and keep proof of delivery.
- Until your resignation takes effect and trust property is delivered to the successor, you still have duties as trustee.
- The successor trustee can sign our Acceptance of Trusteeship form.

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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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RESIGNATION OF TRUSTEE

(Section 736.0705, Florida Statutes)

I, (name of resigning trustee)

resign as trustee of the following trust:

Name of trust

Date of trust instrument

My resignation is effective on the following date:

Effective date

I have given, or am giving, notice of this resignation to (check all that apply):

- the qualified beneficiaries, at least 30 days before the effective date;
- the settlor, who is living;
- all co-trustees;
- all persons entitled to notice, who have consented in writing to this resignation (consents attached).

The successor trustee, if known, is:

Name and address of successor trustee

I will deliver the trust property and records to the successor trustee, and I remain responsible for the trust property until it is delivered, as provided by Florida law.

Date

X

Signature of resigning trustee

Printed name

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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) _____

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

Print, type, or stamp commissioned name of Notary Public _____

Commission number _____ Commission expires _____

(Notary seal)

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