

FAMILY SUBDIVISION AFFIDAVIT

COMMONWEALTH OF VIRGINIA

County of York, to-wit:

(I/We) _____ (am/are) the owner(s) of a parcel of land
(Print or Type)
identified on the tax records of York County as Parcel No. _____, acquired by
(deed/will/inheritance), record evidence of which appears in (Deed/Will) Book _____, page
_____, and do hereby request the division of this parcel under the provisions of Section 20.5-
34 of the York County Subdivision Ordinance, as shown on a plat prepared by
_____ and dated _____, a
copy of which is attached.

The parcel(s) created by this division (is/are) for (sale/gift) to the following immediate
family members (offspring or parent of the owner):

<u>Name</u>	<u>Age</u>	<u>Relationship</u>
_____	_____	_____
_____	_____	_____
_____	_____	_____
_____	_____	_____
_____	_____	_____

Others who are the children or parents of the owners, or any of them, who could receive a parcel of
this land by a future division under Section 20.5-34 of the Subdivision Ordinance are:

<u>Name</u>	<u>Age</u>	<u>Relationship</u>
_____	_____	_____
_____	_____	_____
_____	_____	_____
_____	_____	_____
_____	_____	_____

The purpose of this division is not to circumvent the Subdivision Ordinance of York County.

Each parcel created by the proposed division, including the remaining property from which
the lot(s) is/are subdivided, meets all the minimum width, yard and area requirements of applicable
County ordinances to the best of (my/our) knowledge.

Each resultant parcel which does not abut an existing publicly maintained street is now, or will by the terms of the deed(s) creating the division, be served by a private driveway or road which is in a permanent easement of right of way of not less than twenty (20) feet in width, appurtenant to each such parcel and connecting each such parcel with an existing publicly maintained street or highway. Record evidence of any such presently existing right of way is recorded in _____ Book _____, page _____.

(I/We) understand that:

(1) Any easement of right of way, whether now existing or created by this division, is not a public street or highway and will not be maintained by the Commonwealth of Virginia or the County of York but is a private means of access and must be maintained, if at all, by (me/us), the owner(s), and/or others by private arrangement.

(2) Any parcel created under the terms of Section 20.5-34 of the Subdivision Ordinance cannot be further subdivided unless such division is in full compliance with the requirements of all applicable ordinances.

(3) The residue of the parcel retained by the owner(s) may be further divided if such division meets the requirements of all applicable ordinances. If the ownership of the residue (parent tract) changes, further divisions must fully comply with all provisions of the Subdivision Ordinance and all other applicable ordinances.

(4) Lots created under the terms of Section 20.5-34 of the Subdivision Ordinance shall be titled in the name of the immediate family member for whom the subdivision is made for a period of no less than three (3) years unless such lots are subject to an involuntary transfer such as foreclosure, death, judicial sale, condemnation or bankruptcy.

(5) There are criminal penalties for violation of the Subdivision Ordinance of York County, and willfully swearing falsely to a fact constitutes the crime of perjury, a felony.

(I/We), the undersigned owner(s), having been first duly sworn, do certify that the facts set forth above are true.

Given under (my/our) hand(s) this _____ day of _____, 20____.

Subscribed and sworn to before me, a Notary Public for the _____ of _____, this _____ day of _____, 20____, in my jurisdiction aforesaid.

My commission expires on the _____ day of _____, 20____.

Notary Public