



TRANSFER TO SURVIVING CO-OWNER(S)

T-5 Version 2009-11-15

INFORMATION AND INSTRUCTIONS

This form is used to transfer the interest of a deceased co-owner of the brand to the surviving co-owner or co-owner(s).

All brands owned by two or more persons are **co-owned** if

- the brand was registered before December 31, 2008 and the brand owners have not filed a *Joint Ownership Election* form with the Brand Registrar (which was available to brand owners as of September, 2009), or
- the brand was registered after January 1, 2009 and the deceased and the surviving brand owners applied for the brand as co-owners.

This form can only be used if:

- the brand is owned by two or more persons, one of whom is deceased, and
- the surviving co-owner(s) is (are) the sole beneficiary(ies) of the brand under either
 - the deceased's Last Will and Testament, or
 - the *Intestate Succession Act*.

If these conditions do not apply, the brand may be transferred using the *Estate Transfer of Brand from Deceased Owner* form.

To complete this form, please do the following:

1. Enter the requested information in the spaces provided on the form. All available information must be provided in order for the brand to be transferred.
2. If there are more than two co-owners of the brand, please complete the *Additional Surviving Owners* form and attach as many copies of that form as are required.
3. Attach a copy of the Death Certificate or Funeral Director's Statement of Death for the deceased co-owner.
4. If the deceased co-owner left a Will, attach a copy of the Last Will and Testament of the Deceased.
6. If the deceased died without leaving a Will the deceased's interest in the brand must be transferred in accordance with the *Intestate Succession Act*.

The provisions of this *Act* can be summarized as follows:

If a deceased dies leaving	the beneficiary is the deceased's
a spouse* but no children**	spouse
a spouse and children with a net estate not exceeding \$40,000.00	spouse
a spouse and children with net estate exceeding \$40,000.00	spouse and children
no spouse, only children	children (and to the children of any deceased child)
no spouse or children	surviving parent or parents
no spouse, children or parents	brothers and sisters (and the children of any deceased brother or sister)
no spouse, children, parents, brothers or sisters	nephews and nieces
no spouse, children, parents, brothers or sisters, nephews or nieces	the next of kin in equal degrees of relationship to the deceased

* "spouse" included an interdependent partner

** "children" means all lineal descendents, whether born within or outside of marriage, adopted

Note: This form can only be used to transfer the brand to the surviving co-owner if the surviving co-owner(s) is (are) the sole beneficiary(ies) of the estate of the deceased based on the above table. If in doubt please contact the Brand Registrar.

7. Each surviving co-owner must appear before a Commissioner for Oaths (if the form is signed in Alberta) or before a Notary Public (if the form is signed outside Alberta) to sign the *Transfer to Surviving Co-Owner* and to have the Certificate of Verification of Identity of Surviving Co-Owner completed.
8. To verify the co-owner's identity, the Commissioner for Oaths or Notary Public must examine an original piece of valid government issued identification (the identity document). Information and instructions with respect to the Certificate of Verification of Identity are attached. If you do not have one of the listed identity documents please contact LIS.

Once completed, please mail one signed copy of this form, the proof of death and the Last Will and Testament, if there is one, to LIS. Once this form is processed the Brand Registry will be amended to delete the name of the deceased and show that the brand is owned by the surviving co-owner(s). The new Brand Certificate will be mailed to the person shown as surviving co-owner 1.

Our mailing address and contact information for questions is:

Livestock Identification Services Ltd.
#109, 264 Midpark Way SE
Calgary, AB T2X 1J6
www.lis-alberta.com

Telephone: 403-740-4105
Toll Free: 866-740-4105
Fax: 403-740-4124
E-mail: brands@lis-alberta.com



LIVESTOCK
IDENTIFICATION
SERVICES LTD.

Livestock Identification and Commerce Act

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CO-OWNER(S)**

T-5 Version 2009-11-15

For office use only	DECEASED	Client No.	File No:
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For office use only	SURVIVING CO-OWNERS	Client No.	File No:
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DECEASED BRAND OWNER

Name of Deceased _____

Mailing Address _____

Town/City, Prov _____ Postal Code _____

Date of Death _____ Place of Death _____

BRAND being transferred

Brand Design	Location	Type
		<input type="checkbox"/> Cattle <input type="checkbox"/> Horse

SURVIVING CO-OWNERS

	Surviving Co-Owner 1	Surviving Co-Owner 2
Name		
Address		
MD/Town/City		
Province		
Postal Code		
Phone Number		
Fax Number		
E-mail Address		

Are there additional surviving co-owners? No Yes, there are _____ additional owners.

- 5. I (We) request that the Brand Registry be amended to delete the name of the deceased co-owner.
- 6. If there is more than one surviving co-owner, the surviving co-owners acknowledge that we will remain co-owners of the brand.

Note: If the surviving co-owners wish to own the brand jointly, they may submit a *Joint Ownership Election* with the *Transfer to Surviving Co-Owner(s)* or any time after the brand is transferred.

I, _____ MAKE THIS SOLEMN DECLARATION
 CONSCIENTIOUSLY BELIEVING IT TO BE TRUE AND KNOWING THAT IT IS OF THE SAME FORCE
 AND EFFECT AS IT MADE UNDER OATH

DECLARED BEFORE me at _____, _____ this _____ day of _____ 20 _____

 A Commission for Oaths in and for the Province of Alberta
 or a Notary Public in and for the Prov/State of _____

 Print name

 Signature of Surviving Co-Owner 1

Date appointment expires:

 Address

 City/Town – Prov/State – Postal/Zip Code

Phone: _____

I, _____ MAKE THIS SOLEMN DECLARATION
 CONSCIENTIOUSLY BELIEVING IT TO BE TRUE AND KNOWING THAT IT IS OF THE SAME FORCE
 AND EFFECT AS IT MADE UNDER OATH

DECLARED BEFORE me at _____, _____ this _____ day of _____ 20 _____

 A Commission for Oaths in and for the Province of Alberta
 or a Notary Public in and for the Prov/State of _____

 Print name

 Signature of Surviving Co-Owner 2

Date appointment expires:

 Address

 City/Town – Prov/State – Postal/Zip Code

Phone: _____

CERTIFICATE OF VERIFICATION OF IDENTITY OF SURVIVING CO-OWNER 1

I, _____ of the Town/City of _____
in the Province/State of _____, HEREBY CERTIFY THAT:

1. I met _____ on _____, 20__ and
verified his/her identity by examining his/her _____ (identity document)
issued by _____ on _____, 20__
as number _____.
2. The photograph on the identity document was a true likeness of the person named in paragraph 1 and
confirmed that he/she is at least 18 years of age.

SIGNED by me at _____, _____ this _____ day of _____ 20__

A Commission for Oaths in and for the Province of Alberta
or a Notary Public in and for the Prov/State of _____

Address

Print name

City/Town – Prov/State – Postal/Zip Code

Date appointment expires:

Phone:

CERTIFICATE OF VERIFICATION OF IDENTITY OF SURVIVING CO-OWNER 2

I, _____ of the Town/City of _____
in the Province/State of _____, HEREBY CERTIFY THAT:

1. I met _____ on _____, 20__ and
verified his/her identity by examining his/her _____ (identity document)
issued by _____ on _____, 20__
as number _____.
2. The photograph on the identity document was a true likeness of the person named in paragraph 1 and
confirmed that he/she is at least 18 years of age.

SIGNED by me at _____, _____ this _____ day of _____ 20__

A Commission for Oaths in and for the Province of Alberta
or a Notary Public in and for the Prov/State of _____

Address

Print name

City/Town – Prov/State – Postal/Zip Code

Date appointment expires:

Phone:

Collection of Information

This information is being collected for the purposes of brand registry records in accordance with the *Livestock Identification and Commence Act* and the *Freedom of Information and Protection of Privacy Act*. Questions about the collection of this information can be directed to the Privacy Coordinator for the brand registry at LIS at 109, 264 Midpark Way SE Calgary Alberta, T2X 1J6. Phone (403) 509-2088 or (866) 509-2088

Transfer Fee

Payment Method – Transfer Fee - For a brand - \$52.50 (GST included)

Cheque enclosed payable to “Livestock Identification Services Ltd.”

Charge to credit card Mastercard VISA

Card Number: _____ Expiry Date: _____

Name on Card: _____

Signature: _____

Please mail the original Transfer, the relevant supporting documents and cheque, if applicable, to:

Livestock Identification Services Ltd.
#109, 264 Midpark Way S.E.
Calgary, AB, Canada T2X 1J6

If you have any questions, please phone the Brand Registrar at **1-866-740-4105**

PLEASE NOTE: The transferee(s) **does/do not** have the right to use the brand until the Transfer of Brand has been approved and the transferee(s) has/have been issued a Brand Certificate by the Brand Registrar.

INFORMATION AND INSTRUCTIONS FOR COMPLETING THE CERTIFICATE OF VERIFICATION OF IDENTITY

Information

The person registered with the Brand Registry as the owner of the brand has the exclusive right to use the brand for the purposes of denoting ownership of the livestock or a livestock security interest in the livestock, as the case may be, until the registration of the brand is cancelled or transferred.

Identification is required to ensure that documentation affecting the rights of a registered brand owner is completed by the proper person to protect the registered brand owner.

Livestock Identification Services Ltd. (LIS) is subject to the *Freedom of Information and Protection of Privacy Act* and the collection, use, disclosure, retention and destruction of personal information by LIS are done in compliance with this Act.

Acceptable identity documents

Acceptable personal identification documents must

- include a photograph
- be government issued
- be original, not a copy of the document
- indicate a unique identifier
- be valid (current) – not expired.

Acceptable forms of personal identification documents include

- a driver's license
- an identification card
- passport
- citizenship card
- Permanent Resident card
- Certificate of Indian Status card

Note: If a brand owner does not have one of the listed identity documents please contact LIS and an alternate form will be provided.

Instructions to Commissioner for Oaths or Notary Public

To complete the Certificate of Verification of Identity do the following:

- Print your full name, town or city and province or state in the initial paragraph.
- Print the name of the person in paragraph 1 and the date the person appeared before you to complete this form.
- Request the original identity document from the person and compare the information on the identity document to the information on the form and to the person appearing before you.
- If the information and photograph match the information on the form and the person appearing before you, complete paragraph 2 by printing the name of the government entity that issued the identity document, the date the identity document was issued, the number of the identity document, the date it expires and the name of the person appearing before you.
- Print the day, month and year the Certificate is signed.
- Sign your name on the line provided and strike out which of the two capacities does not apply to you.
- Print your name on the line provided
- Print your phone number and full address on the lines provided.