

<p><b>SUPERIOR COURT OF CALIFORNIA, COUNTY OF SANTA CLARA</b></p> <p>STREET ADDRESS: MAILING ADDRESS: CITY AND ZIP CODE: BRANCH NAME:</p>	<p><i>FOR COURT USE ONLY</i></p>
<p style="text-align: center;"><b>PEOPLE OF THE STATE OF CALIFORNIA</b></p> <p style="text-align: center;">vs.</p> <p>DEFENDANT:</p>	
<p style="text-align: center;"><b>AFFIDAVIT/UNDERTAKING FOR JUSTIFICATION OF BAIL AND ACKNOWLEDGEMENT</b></p> <p style="text-align: center;">(PURSUANT TO 1278, 1279, 1280, 1280A, 1280.1 PENAL CODE)</p>	<p>CASE NUMBER:</p> <p><b>BOOK:            PAGE:            LINE:</b></p>

An order having been made on the \_\_\_\_\_ day of \_\_\_\_\_, 20\_\_\_\_\_,  
 by \_\_\_\_\_, Judge/Commissioner of the Superior Court of California, County of Santa Clara,  
 that defendant having been charged with a violation of \_\_\_\_\_  
(Code Section(s))  
 upon which he/she has been admitted to a bail in the sum of \$ \_\_\_\_\_,  
(Surety's Name)  
 \_\_\_\_\_ residing at \_\_\_\_\_,  
 and \_\_\_\_\_, residing at \_\_\_\_\_,  
(Surety's Name)

hereby undertake that the above named defendant will appear and answer to the above mentioned charges in whatever court he/she may be prosecuted and will at all times be amenable to the orders and process of the Court.  
 I/We, the above named surety/sureties, declare as follows:

1. I/We are residents of the State of California.
2. I/We own real property located at \_\_\_\_\_,  
 City of \_\_\_\_\_, County of \_\_\_\_\_,  
 which has a present market value of \$ \_\_\_\_\_,  
 description of which is attached to this declaration as "Exhibit A".
3. I/We owe \$ \_\_\_\_\_ on this date; therefore, my/our equity in said real property is at least twice the amount of the bail set in this matter.
4. The home located on the property is not a mobile home.
5. The following liens/encumbrances/homesteads in the amounts stated, and no others, exist on the property: \_\_\_\_\_  
 \_\_\_\_\_
6. This property is  is not  now posted as security for any other property bond. (If the property serves as security on another property bond, list amount of posting, the county in which it was posted, dated, recorded, and the name of the principle for whom each bond was executed.)  
 \_\_\_\_\_  
 \_\_\_\_\_

PLAINTIFF: <b>PEOPLE OF THE STATE OF CALIFORNIA</b>	CASE NUMBER:
DEFENDANT:	

7. This property is  is not  now homesteaded. If homesteaded, I/we agree that said homestead be conveyed to the County of Santa Clara, State of California, and that said will be encumbered by the affidavit given herewith. A homestead in the amount of \$ \_\_\_\_\_ is recorded with the Recorder in the County of \_\_\_\_\_ Book \_\_\_\_\_ Page \_\_\_\_\_.

I/We understand that by pledging the above mentioned real property as security for said bail and upon recording of this affidavit, a lien will be placed against said property. In the event that the person for whom this bond is posted fails to make any court appearance, my/our property may be sold in order to pay the amount of bail.

I/We declare under penalty of perjury that the foregoing, including any attachments, is true and correct.

Executed on \_\_\_\_\_ at \_\_\_\_\_, California.

X \_\_\_\_\_ (Surety)                      X \_\_\_\_\_ (Surety)

**(If applicable)**

I have read all of the above to the surety/sureties herein in \_\_\_\_\_ (Language) and the same have indicated that they fully understand the contents of this document.

Dated: \_\_\_\_\_

**INTERPRETER  
SUPERIOR COURT OF CALIFORNIA  
COUNTY OF SANTA CLARA**

**A notary public or other officer completing this certificate verifies only the identity of the individual who signed the document to which this certificate is attached, and not the truthfulness, accuracy, or validity of that document.**

On \_\_\_\_\_, before me, \_\_\_\_\_  
(Date) (Name and Title of Judicial Officer)

personally appeared \_\_\_\_\_,  
(Surety/Sureties)

who proved to me on the basis of satisfactory evidence to be the person(s) whose name(s) is/are subscribed to the within instrument and acknowledged to me that he/she/they executed the same in his/her/their authorized capacity(ies), and that by his/her/their signature(s) on the instrument the person(s), or the entity upon behalf of which the person(s) acted, executed this instrument.

I certify under PENALTY OF PERJURY under the laws of the State of California that the foregoing paragraph is true and correct.

**WITNESS MY HAND AND OFFICIAL SEAL**

\_\_\_\_\_  
**JUDICIAL OFFICER  
SUPERIOR COURT OF CALIFORNIA  
COUNTY OF SANTA CLARA**  
(Stamp or print the Judicial Officer's name below signature)