

# Tax Deferral Affidavit

## Age 65 or Older or Disabled Homeowner

Appraisal District Name

Phone (area code and number)

Appraisal District Address

Appraisal District Website Address

**GENERAL INSTRUCTIONS:** This affidavit is used to obtain a tax deferral on the collection of residence homestead taxes pursuant to Tax Code Section 33.06. Homeowners seeking a deferral or surviving spouses seeking to continue a deferral should complete the appropriate affidavit below.

**FILING INSTRUCTIONS:** This affidavit must be filed with the appraisal district office in the county in which the property is located. Do not file this document with the Texas Comptroller of Public Accounts. A directory with contact information for appraisal district offices may be found on the Comptroller's website.

**PENALTIES AND INTEREST:** A tax lien remains on the property and continues to accrue at an annual 5 percent interest rate during the deferral period. Penalties and interest for delinquent taxes incurred before the date the deferral affidavit is filed are preserved.

**NOTICE:** Your property may still be subject to collection or foreclosure actions arising from other debts or liens including, but not limited to, mortgages or home loans. The services of a competent professional should be sought to obtain assurance or guidance regarding your individual situation.

### SECTION 1: Affidavit by Homeowner

State of Texas

County of \_\_\_\_\_

Before me, the undersigned authority, personally appeared \_\_\_\_\_, who, being by me duly sworn, deposited as follows:  
Name of Affiant

1. My name is \_\_\_\_\_. I am of sound mind, capable of making this affidavit and personally acquainted with the facts stated in this affidavit.  
Name of Affiant

2. I am (check one):

- Age 65 or older
- Disabled (as defined by Tax Code Section 11.13(m))
- Disabled veteran (as qualified under Tax Code Section 11.22)
- Unmarried surviving spouse (as qualified under Tax Code Section 11.22)
- Surviving child (as qualified under Tax Code Section 11.22) younger than 18 years of age and unmarried  
(If the surviving child is a minor, the guardian of the minor shall execute the affidavit on the minor's behalf.)

3. I own and occupy as my residence homestead, the following property:

\_\_\_\_\_  
Street Address or Legal Description of Residence Homestead Property

4. The facts contained in this affidavit are true and correct.

SECTION 1: Affidavit by Homeowner (continued)

5. I hereby exercise my right under Tax Code Section 33.06 to defer collection of a tax on the residence homestead property described above until such time as this property ceases to be my residence homestead. I understand a tax lien remains on the property and interest continues to accrue during the period collection of taxes is deferred under Tax Code Section 33.06

Signed on this \_\_\_\_\_ day of \_\_\_\_\_, \_\_\_\_\_

Signature of Affiant

Date of Birth

SUBSCRIBED AND SWORN TO before me this the

\_\_\_\_\_ day of \_\_\_\_\_, \_\_\_\_\_

Notary Public, State of Texas

My Commission Expires

Notary's Printed Name

If you make a false statement on this affidavit, you could be found guilty of a Class A misdemeanor or a state jail felony under Penal Code Section 37.10.

SECTION 2: Affidavit by Surviving Spouse Continuing Tax Deferral

State of Texas

County of \_\_\_\_\_

Before me, the undersigned authority, personally appeared \_\_\_\_\_, who, being by me duly sworn,
deposed as follows:
Name of Affiant

1. My name is \_\_\_\_\_. I am of sound mind, capable of making this affidavit, and personally acquainted
with the facts stated in this affidavit.
Name of Affiant

2. I am the surviving spouse of \_\_\_\_\_ who died on \_\_\_\_\_.
I was 55 years of age or older at the time of my spouse's death.
Name of Deceased Spouse Date of Death

3. The following property was my residence homestead and the residence homestead of my deceased spouse at the time of my spouse's death:
\_\_\_\_\_
Street Address or Legal Description of Residence Homestead Property

My spouse qualified for and the collection of taxes has been deferred since before my spouse's death under Tax Code Section 33.06. I wish to continue
this deferral.

4. The facts contained in this affidavit are true and correct.

SECTION 2: Affidavit by Surviving Spouse Continuing Tax Deferral (continued)

5. I hereby exercise my right under Tax Code Section 33.06 to continue to defer collection of a tax on the residence homestead property described above until such time as this property ceases to be my residence homestead. I understand a tax lien remains on the property and interest continues to accrue during the period collection of taxes is deferred under Tax Code Section 33.06.

Signed on this \_\_\_\_\_ day of \_\_\_\_\_, \_\_\_\_\_

\_\_\_\_\_  
Signature of Affiant

\_\_\_\_\_  
Date of Birth

**SUBSCRIBED AND SWORN TO** before me this the

\_\_\_\_\_ day of \_\_\_\_\_, \_\_\_\_\_

\_\_\_\_\_  
Notary Public, State of Texas

\_\_\_\_\_  
My Commission Expires

\_\_\_\_\_  
Notary's Printed Name

If you make a false statement on this affidavit, you could be found guilty of a Class A misdemeanor or a state jail felony under Penal Code Section 37.10.