

# NOTARIAL DEED OF CESSION OF USUFRUCT

(Example not for official use)

IT IS RECORDED THAT:

1. On this the \_\_\_\_\_ 2019, before me, MARY JACKSON of Cape Town, Province of the Western Cape, a duly [admitted and sworn Notary Public](#) and in the presence of the undersigned witnesses, there appeared

1.1 TOM SMITH in his capacity as the Executor of the Estate of the Late David Jones No. 2000/2019, acting under [letter of Executorship issued](#) to him by the assistant master of the High Court (Western Cape Provincial Division) on the 12 June 2019 ("the grantor") and

1.2 EDNA JONES  
Identity No. 400825 2163 08 2  
UNMARRIED  
("The grantee")

Which Letters of Executorship were exhibited to me.

2. The land described as

Erf 1460 Cape Town  
Province of the Western Cape  
Extent 2000 (Two Thousand) square metres  
("The property")

Is registered under Deed of transfer No T380/1995 in the name of the said late David Jones, who died on 14 April 2016, and who, in terms of the [Last Will and testament](#) dated 30<sup>th</sup> of April 2012. (A certified copy of which has been exhibited to me) he bequeathed the property to his widow, the grantee, subject to a *fideicommissum* in favour of his children, Peter Jones and Mary Ford or the survivor of them, to whom he also bequeathed the residue of his estate.

3. AND WHEREAS in terms of a redistribution agreement entered into between the grantee and the said children on 30<sup>th</sup> April 2018, which redistribution agreement was accepted by the Master of the High Court on 21 November 2018, the grantee is entitled to the life usufruct hereafter described.

4. The grantor accordingly declared to cede to the said

EDNA JONES  
Identity No. 400825 2163 08 2  
UNMARRIED

The personal servitude of life usufruct over the property held aforesaid, subject to the following condition as contained in the Will, namely:

"I direct that all inheritances and benefits accruing to beneficiaries under this Will shall not form part of joint estate of beneficiaries married in community of property."

5. The grantee hereby accepts, insofar as this may be necessary, the benefits of the aforesaid servitude.

SIGNED at CAPE TOWN on the said sate in the presence of the undersigned witnesses:

AS WITNESSES:

1. \_\_\_\_\_

2. \_\_\_\_\_

QUOD ATTESTOR

NOTARY



# Notarial Deed of Cession of Usufruct

*Their tom omry ioclwtotjion o a dea  
Lerons theet of nouorice wented en thesa vze  
fo the desanda o vscacia of he breid.*

*Lavo*

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