

## **Title Vesting**

Common ways to hold title to real property

|            | SOLE<br>OWNERSHIP   | JOINT<br>TENANCY  | COMMUNITY<br>PROPERTY   | TENANCY<br>IN COMMON   | PARTNERSHIP/<br>LLC   |
|------------|---|---|---|--|---|
| PARTIES    | Individual<br>home buyer  | Any number of persons   | Married persons<br>or registered<br>domestic<br>partners  | Any number of persons  | Related or<br>unrelated<br>parties  |
| DIVISION   | Individual holds<br>all interest in<br>the property               | Ownership<br>interests must<br>be equal                               | Ownership<br>interests are<br>equal   | Ownership can<br>be divided into<br>any number of<br>interests, equal<br>or unequal              | Partnership/LLC<br>holds title  |
| CONVEYANCE | Owner has sole right to use and dispose of property               | All owners must agree on use and disposition of property              | Both owners<br>must agree<br>on use and<br>disposition<br>of property,<br>the interests<br>cannot be sold<br>separately | Individual co-owners do not need the consent of others to use or dispose of individual interests | Partnership/LLC<br>sets parameters<br>for use and<br>disposition of<br>property                     |
| DEATH      | Property passes<br>to heir(s) or<br>devisee(s)<br>through probate | Property passes<br>to survivor(s)<br>without going<br>through probate | Half interest retained by the survivor and half to heir(s) or devisee(s) through probate                                | Individual's<br>interest passes<br>to heir(s) or<br>devisee(s)<br>through probate                | Interest of the individual passes to heir(s) or devisee(s) which would become partner(s)/members(s) |

Remember there are many different ways in which owners can hold title. Don't hesitate to call your title officer to discuss the best option for your circumstance.



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