

AFFIDAVIT OF HEIRSHIP

INFORMATION CONCERNING _____, DECEDENT.

We, _____ (Affiants) being of lawful age, being first duly sworn, upon oath depose and say:

That we were personally well acquainted with the above named Decedent during his/her lifetime, having known him/her for _____ years, and that we bear the following relationship to said decedent, to-wit: _____.

1. Said Decedent departed this life at _____ in _____ County, State of _____, on or about _____ day, being _____ years old at the date of his/her death.
2. Said Decedent owned, at the time of his/her death, certain land or minerals situated in _____ County, State of _____.
3. The land described above **was / was not** (circle one) occupied as the homestead of the deceased.
4. The land described above **is / is not** (circle one) now occupied as the homestead of deceased's surviving **husband / wife** (circle one).
5. The land described above **is / is not** (circle one) community property.

Affiants further state that Affiants were well acquainted with the family and near relatives of Decedent, and the following statements and the answers to the following questions are based upon the personal knowledge of Affiants and are true and correct:

1. Did Decedent leave a Will? _____ (If so, attach a certified copy thereof.)
2. Where was Will first admitted to probate? (Give name of court, and also of the city, county, and state in which court is located.)

3. Has Will been probated or admitted to record in the state where the above described land is situated? _____ If so, give date, name of court and county:

4. Is administration pending on the estate of Decedent? _____ If so, in what court, county and state? _____
5. Has an executor or administrator been appointed for the estate of Decedent? _____
If so, give his/her name and address:

NOTE: If Decedent left a Will, but said Will was NOT probated, the laws of Intestate Descent and Distribution will apply, and NOT the terms of the Will.

6. What is the present condition of the administration? (Answer this question regardless of whether or not Decedent left a Will.)

Has administration been completed? _____ If so, has final order or decree of distribution been rendered by the Court? _____

7. Were you acquainted with Decedent's business affairs? _____ Did Decedent leave any debts or obligations unpaid? _____

Have such debts or obligations been paid? _____ If not, how much remains unpaid? _____ What is the reason these debts have not been paid?

INFORMATION CONCERNING HEIRS OF DECEDENT

8. Did Decedent leave a surviving wife or husband? _____ If so, give name and address

Date of marriage _____ If not living, give date of death _____

9. If Decedent was married more than once, give name or names of former spouse or spouses, and state whether any such former spouse is dead or divorced, together with the date of death or divorce:

10. Give the following information concerning all children born to Decedent, or legally adopted children of Decedent, who were **living** at the time of Decedent's death:

Name	Address	Date of Birth

11. Give below the names of any **deceased** children of Decedent:

Name	Date of Birth and Date of Death	Surviving Spouse	Surviving Spouse Address

12. Give below the names of the living children of any deceased son or daughter (those listed above in #11) of Decedent:

Name	Date of Birth	Name of Mother or Father from #11	Address

IF DECEDENT LEFT SURVIVING SPOUSE OR CHILDREN, THEN ITEM #13 BELOW MAY BE DISREGARDED (PROCEED TO ITEM #14)

13. If Decedent left no surviving spouse or children, give the following information in the following order:

- 1) List parents, if living. If parents not living,
- 2) List all brothers and sisters;
- 3) If any brother or sister died before Decedent, also list his or her children.
- 4) If no parent, brother or sister died before Decedent, list following if any surviving: grandparents, nephews and nieces; uncles and aunts; cousins; if none of the foregoing survived, list nearest of kin surviving:

Name	Address	Date of Birth	Date of Death / Relationship to Decedent

Attach additional paper if needed to complete section above.

Signature of First Affiant

SUBSCRIBED AND SWORN to before me this ____ day of _____, 20____.

Notary Public, State of _____

Signature of Second Affiant

SUBSCRIBED AND SWORN to before me this ____ day of _____, 20____.

Notary Public, State of _____

IMPORTANT

ATTACH THE FOLLOWING PAPERS:

1. IF ANY HEIRS OF DECEDENT HAVE DIED since his/her death, secure separate proof of heirship as to each.
2. If Decedent left a Will, attach a certified copy thereof.
3. If executor or administrator has been appointed for estate of Decedent, attach a certificate of appointment from the Court which made the appointment (example: Letters Testamentary).
4. If administration on Decedent's estate has been completed and final order or decree of distribution has been rendered, attach certified copy of such order or decree.

NOTE: This form may be signed by persons not an heir to the deceased. This form must be notarized and recorded in county records where lands are located and a recorded copy furnished to the company so requesting it.