

## Affidavit of Heirship Form Instructions

Complete the form in full and attach a COPY (or copies) of the following documents:

1. If decedent left a will, attach a certified copy thereof.
2. If executor or administrator has been appointed for the estate of decedent, attach a copy of the certificate of appointment from the Court which made the appointment.
3. 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.
4. The completed, properly executed Affidavit should be recorded in the County where the property described on page 1 of the Affidavit is located.
5. If necessary, you may attach the land description on a separate page.

**Important Note:** This form should be signed or witnessed by an uninterested third party (not a family member).

*This form is not intended as a substitute for the probate of a decedent's estate.*

# AFFIDAVIT OF HEIRSHIP

Before me, the undersigned authority, on this day personally appeared \_\_\_\_\_,  
a resident of \_\_\_\_\_ who, after being duly sworn by me, deposes and  
said: I was well and truly acquainted with \_\_\_\_\_ having known the decedent for a period of  
\_\_\_\_\_ years. The decedent died ON \_\_\_\_\_ a resident of \_\_\_\_\_ County,  
State of \_\_\_\_\_.

**With reference to the following land: (If more space is needed, a separate page may be attached.)**

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1. Did decedent leave a will? **YES / NO** (If so, attach a certified copy thereof)
2. Where was the will first admitted to probate? Give name of court, as well as name of 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? **YES / NO** If so, give date, name of court and county.  
\_\_\_\_\_  
\_\_\_\_\_
4. Is administration pending the estate of decedent? **YES / NO** If so, in what court, county and state? \_\_\_\_\_
5. Has an executor or administrator been appointed for the estate of the decedent?  
**YES / NO** If so, give his/her name and address.  
\_\_\_\_\_  
\_\_\_\_\_
6. What is the status of the administration? (Answer this question regardless of whether or not decedent left a will.) \_\_\_\_\_
7. Has a Federal Estate Tax Return been made? **YES / NO** If so, attach a copy of the Estate Tax Closing Letter together with copies of canceled checks or receipts showing that all taxes listed thereon have been paid. If not, what was the total value of the entire estate? \$ \_\_\_\_\_

8. Were you acquainted with the decedent's business affairs? **YES / NO** Did decedent leave any debts or obligations unpaid? **YES / NO** all such debts or obligations been paid? **YES / NO** If not, how much remains unpaid? \_\_\_\_\_ What is the reason these debts have not been paid? \_\_\_\_\_

**INFORMATION CONCERNING HEIRS OF DECEDENT**

9. Did decedent leave wife or husband surviving? **YES / NO** If so, give name and address:

\_\_\_\_\_ Give the date of such marriage. \_\_\_\_\_

10. Had decedent been previously married? **YES / NO** If so, to whom? \_\_\_\_\_

Give the date of such marriage. \_\_\_\_\_ How and when did such marriage terminate?

\_\_\_\_\_ If deceased, give the date of death. \_\_\_\_\_

11. Give the following information concerning all children born to decedent:

NAME	ADDRESS	NAME OF OTHER PARENT	DATE OF BIRTH	DATE OF DEATH

12. All those children shown as deceased were unmarried and left no children, except \_\_\_\_\_

\_\_\_\_\_

\_\_\_\_\_

**(Attach separate Affidavit of Heirship for each deceased child of decedent.)**

13. Did decedent leave any adopted child or issue thereof? **YES / NO** If so, give the names, ages and addresses.

NAME	AGE	ADDRESS



15. When did deceased acquire his/her interest in the land described in the caption hereof? (please give date interest acquired) \_\_\_\_\_

16. How did deceased acquire such interest? (By deed, devise, inheritance or give.) \_\_\_\_\_  
\_\_\_\_\_

17. Was said land occupied by the decedent as a homestead at the time of his/her death? **YES / NO**

18. If so, is it still being occupied by the decedent's surviving spouse and/or children as a homestead?  
**YES / NO**

19. Did decedent leave any minor children? **YES / NO** If so, are they living on the land? **YES / NO**

**AFFIDAVIT**

STATE OF \_\_\_\_\_

COUNTY OF \_\_\_\_\_

**ADDRESS**

**SIGNATURE**

\_\_\_\_\_  
\_\_\_\_\_

\_\_\_\_\_  
\_\_\_\_\_

SUBSCRIBED AND SWORN to before me this \_\_\_\_\_ day of \_\_\_\_\_, \_\_\_\_\_.

\_\_\_\_\_  
Notary Public

My Commission Expires:

\_\_\_\_\_