

Affidavit of Successor

The "Affidavit of Successor" may be used if the decedent left no will and the estate was not probated. Living heirs have certain rights according to Washington State laws of Descent and Distribution. One heir may claim and distribute to other heirs with their written approval. Please note this affidavit is only to be used for personal property. The transfer of real estate or real property is not allowed.

The undersigned, being first duly sworn, on oath deposes and says:

1. That the name and address of the undersigned successor is as follows:
 - a. Decedent Name: _____
 Successor Name: _____
 - b. Address: _____
 - c. City: _____ State: _____ Zip: _____
2. The undersigned claimant is a "successor" as defined in Revised Code of Washington (RCW) 11.62.005.
3. The decedent was, at the time of their death, a resident of the state of Washington.
4. The value of the entire estate of the decedent subject to probate, wherever located, (not including any surviving spouse's community property interest in any assets which are subject to probate in the decedent's estate), less liens and encumbrances, does not exceed \$100,000.
5. Forty days have elapsed since the death of the decedent.
6. No application or petition for the appointment of a personal representative is pending or has been granted in any jurisdiction.
7. All debts of the decedent including funeral and burial expenses have been paid or provided for.
8. The undersigned successor claims the following personal property, which property is subject to probate:

<i>Description of Property</i>	<i>Amount</i>

9. The undersigned successor has given written notice, either by personal service or by mail, identifying his or her claim, and describing the property claimed, to all other successors of the decedent, and that at least ten days have elapsed since the service or mail of such notice.
10. The undersigned successor is: (One box **MUST** be checked and the back of this form (page 2) must be completed or the form will be rejected)
 - Personally entitled to full payment or delivery of the property described above as the sole heir or,
 - Accepting full payment or delivery of the property described above on behalf of all successors with notarized written authority **included** with this form or,
 - An heir entitled to a portion of the property described above and claiming only that portion.

Dated this _____ day of _____, _____(yr.)

Subscribed and sworn (or affirmed) to by:

(Successor Signature)

_____ (Successor) before me this

_____ day of _____, _____(yr.)

(Seal)

(Notary Signature)

Notary in and for the State of _____

My commission expires _____

Residing at _____

Deceased Name: _____

What is the relationship to the deceased:

- Spouse (date of marriage _____) Parent Niece/Nephew
 Child Granddaughter/son Other _____

Did the deceased leave a will?

- Yes - skip to question 1
 No - answer questions 2 through 5

1. If the decedent left a will, was it probated?

- Yes - Do not use this form, send the following items:
1. Copy of the will
2. Addresses for all heirs
 No - Complete this form and send a copy of the will.

2. Was the deceased married when they passed away?

- Yes, spouse's name _____
Are they living?
 Yes
 No - If no, provide date of death _____
 No

3. How many children did the deceased have? List the names of the children (if deceased, include date of death)

_____	_____
_____	_____
_____	_____

4. Are the parents of the deceased living?

- Yes - If yes, provide their names

No

5. How many brothers and sisters did the deceased have? List their full names (if deceased, include date of death)

_____	_____
_____	_____
_____	_____

If you are claiming as a remote relative, you must provide a complete family tree showing your relationship to the deceased. The family tree should include names and dates of death for all relatives of the deceased.

For tax assistance visit ucp.dor.wa.gov or call 1-800-435-2429. To inquire about the availability of this document in an alternate format for the visually impaired, please call (360) 705-6715. Teletype (TTY) users may call 1-800-451-7985.