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**AFFIDAVIT UNDER CALIFORNIA PROBATE CODE SECTION §13101**

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The undersigned state(s) as follows: \_\_\_\_\_ (name of decedent) died on \_\_\_\_\_ (date), in the City of \_\_\_\_\_, County of \_\_\_\_\_, State of \_\_\_\_\_ and:

1. At least forty days have elapsed since the death of the decedent, as shown by the attached certified copy of decedent's death certificate. (Attach a copy of the death certificate.)

2. Check one of the following, as appropriate:

☐ No proceeding is now being or has been conducted in California for administration of the decedent's estate.

☐ The decedent's personal representative has consented in writing to the payment, transfer, or delivery to the affiant of the property described in this affidavit.

3. The current gross fair market value of the decedent's real and personal property in California, excluding the property described in the California Probate Code Section 13050, does not exceed \$150,000.

4. Check one of the following, as appropriate:

☐ An Inventory and Appraisal of the real property in the decedent's estate is attached (*Probate Form DE-160, DE-161*), or

☐ There is no real property in the estate.

5. The following is a description of the property that is to be paid, transferred or delivered to the undersigned under the provisions of California Probate Code section 13100:

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(If more information, please attach additional sheets if necessary.)

6. The successor(s) of the decedent, as defined in Probate Code Section 13006, is/are:

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7. Check one of the following, as appropriate:

☐ The undersigned is/are successor(s) of the decedent to the decedent's interest in the described property, or

☐ The undersigned is/are authorized under California Probate Code Section 13051 to act on behalf of the successor(s) of the decedent with respect to the decedent's interest in the described property.

8. No other person has a superior right to the interest of the decedent in the described property.

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9. The undersigned requests that the described property be paid, delivered or transferred to the undersigned.

I/we declare under penalty of perjury under the laws of the State of California that the foregoing is true and correct.

<u>Date</u>	<u>Printed name</u>	<u>Signature</u>
_____	_____	_____
_____	_____	_____
_____	_____	_____
_____	_____	_____
_____	_____	_____
_____	_____	_____
_____	_____	_____

(Attach an additional sheet if necessary.)

**ACKNOWLEDGMENT**

A notary public or other officer completing this certificate verifies only the identity of the individual who signed the document to which this certificate is attached, and not the truthfulness, accuracy, or validity of that document.

STATE OF CALIFORNIA )  
COUNTY OF CONTRA COSTA )

On \_\_\_\_\_ (Date),

before me, \_\_\_\_\_ (Name and Title of Officer),

personally appeared, \_\_\_\_\_,  
who proved to me on the basis of satisfactory evidence to be the person(s) whose name(s) is/are subscribed to the within instrument and acknowledged to me that he/she/they executed the same in his/her/their authorized capacity(ies), and that by his/her/their signature(s) on the instrument the person(s), or the entity upon behalf of which the person(s) acted, executed the instrument.

I certify under PENALTY OF PERJURY under the laws of the State of California that the foregoing paragraph is true and correct.

WITNESS MY HAND AND OFFICIAL SEAL

\_\_\_\_\_  
Signature of Notary Public

