

# AFFIDAVIT OF HEIRSHIP

\_\_\_\_\_  
(Decedent)

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

COUNTY/PARISH OF \_\_\_\_\_

\_\_\_\_\_, who resides at

\_\_\_\_\_,  
hereinafter referred to as "Affiant," being of lawful age and being first duly sworn, upon oath deposes and says:

That Affiant was personally acquainted with \_\_\_\_\_, the above named Decedent, during his/her lifetime, having known him/her for approximately \_\_\_\_ years, and that Affiant bears the following relationship to said Decedent, to wit: \_\_\_\_\_. Said Decedent departed this life at \_\_\_\_\_ (hospital/facility) in \_\_\_\_\_ County/Parish, State of \_\_\_\_\_, on or about \_\_\_\_\_, being \_\_\_\_ years old at the date of death.

Affiant further states that Affiant was well acquainted with the family and near relatives of said Decedent, and that the following statements and the answers to the following questions are based upon personal knowledge of Affiant and are true and correct.

1. **Did the Decedent leave a will?** \_\_\_\_\_
  - **If so, has the will been admitted to probate?** \_\_\_\_\_
  - **In what County/Parish and State?** \_\_\_\_\_
  - **When?** \_\_\_\_\_

2. **Has an administrator or executor been appointed for the estate of the Decedent?**

- **If so, give the county/parish and state in which said administration or probate proceedings are pending:**

- **Give name and address of administrator or executor:**

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

3. **On the blank lines below, give the names of all spouses of the Decedent, together with other information called for:**

Name of Spouse	Date of Marriage	Address, or if not living, date of death	If divorced, date of divorce

4. When was the property of this affidavit acquired by Decedent, and from whom was it acquired?

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5. Was the property acquired by the Decedent by gift, devise, inheritance or purchase?

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6. On the blank lines below, give the names and places of residence for all children of Decedent who were living at the time of Decedent's death, together with other information called for:

Name of Child	Date of Birth	Address, or if not living, date of death	Name of Spouse	Spouse's Address, or if not living, date of death

7. Give the names of any deceased children of Decedent, together with other information called for:

Name of Child	Date of Birth	Date of Death	Surviving Spouse	If not living, date of death


8. Did the Decedent have any legally adopted children or stepchildren taken into his/her home?

\_\_\_\_\_

9. If so, write their names, ages and addresses in the blank lines below and indicate as to each whether adopted or stepchild:

Name	Age	Address	Adopted or Stepchild

**IF DECEDENT LEFT SURVIVING CHILDREN, QUESTIONS 10 AND 11 NEED NOT BE ANSWERED**

10. Give below the names and addresses (together with other information called for) of the surviving father, mother, brothers and sisters of Decedent:

Name	Relationship	Age	Address, or if not living, Date of death


**11. Give below the names and addresses (together with other information called for) of the surviving children of any deceased brother or sister of the Decedent:**

Name	Date of Birth	Address, or if not living, date of death	Names of father and mother

**12. Did the Decedent leave any unpaid debts? \_\_\_\_\_**

**If so, give, as nearly as possible the amount of such debts and whether they have since been paid:**

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**13. State (so far as known to Affiant) whether any inheritance tax is due on the estate of Decedent or whether any inheritance tax thereon has been paid:**

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**14. Decedent owned mineral interest(s) in:**

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Further Affiant saith not.

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**Affiant**

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

COUNTY/PARISH OF \_\_\_\_\_

Signed and sworn to before me, a Notary Public, this \_\_\_\_\_ day of \_\_\_\_\_,

20\_\_\_\_ by \_\_\_\_\_.

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Notary Public, State of \_\_\_\_\_

**ACKNOWLEDGEMENT**

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

COUNTY/PARISH OF \_\_\_\_\_

The foregoing instrument was acknowledged before me, a Notary Public, this \_\_\_\_\_ day of \_\_\_\_\_, 20\_\_\_\_ by \_\_\_\_\_.

\_\_\_\_\_  
Notary Public, State of \_\_\_\_\_

**NOTE: TEXAS AND NEW MEXICO LAW REQUIRE THIS AFFIDAVIT TO BE FROM A DISINTERESTED PERSON.**

**IF ANY HEIRS OF THE DECEDENT HAVE DIED SINCE HIS OR HER DEATH, A SEPARATE PROOF OF HEIRSHIP WILL BE REQUIRED FOR EACH HEIR.**