

IN THE PROBATE COURT FOR UNICOI COUNTY, TENNESSEE

IN THE ESTATE OF

DECEASED

PROBATE CASE NO. _____

AFFIDAVIT AS TO SMALL ESTATE

(T.C.A. §30-4-101, et. seq.)

Your affiant, _____, would
respectfully show unto the Court as follows:

A. That the deceased, _____, age _____, died on
the ____ day of _____, 20____, and was a resident
of Unicoi County, Tennessee, at the date of death. The Decedent's address at date
of death was: _____.

B. CHECK APPROPRIATE PROVISION:

_____ The decedent left no will.

_____ The decedent left a will and the will is attached to this Affidavit as an
Exhibit. *(This instrument is filed as an Exhibit to a Small Estate Affidavit.
It has not been proven and has not been recorded.)*

C. The decedent left the following unpaid debts at his/her death and the name and
address of each creditor and the amount due.

<u>Creditor</u>	<u>Address</u>	<u>Amount</u>
_____	_____	_____
_____	_____	_____
_____	_____	_____
_____	_____	_____

(if other debts, attach separate sheet)

Total Debts of Estate \$ _____

D. The decedent died owning the following property which does not exceed \$50,000:
(List all personal property which includes cash, bank accounts, notes receivable, automobiles, stocks and bonds and life insurance payable to the estate, mechanical equipment household furnishings, etc.)
(Do not list jointly owned property.)

<u>Item of Personal Property</u>	<u>Value</u>	<u>Location & Possession</u>

(if other personal property, attached separate sheet)

Total Personal Estate \$ _____

_____ Bond must be posted. The total value of property subject to the Small Estate Procedure for which bond must be posted is \$ _____.

Bond is excused for the following reason:

_____ Each person who is a beneficiary of the decedent's estate is an adult and each has consented to waive the affiant's bond as evidence by each beneficiaries signed, acknowledged Agreement to Waive bond attached as an Exhibit.

_____ Affiant is the sole beneficiary of the Decedent's estate

_____ Affiant has custody of the minor child who is the sole heir of the estate.

***NOTE:** *The amount of the bond shall be made for the total value of the estate as shown in D above, provided; however, that bond may be waived by the Judge of the Probate Court if all heirs at law request in writing that the bond be waived for the affiant. Since the will is not being proved and therefore is not admitted to Probate, a waiver requested by the will cannot be granted.*

E. The name, age, address, and relationship of each heir at law or beneficiary entitled to receive any of the Decedent's property, including Affiant, are as follows:

<u>Name</u>	<u>Address</u>	<u>Relationship</u>	<u>Age</u>

Your Affiant is aware of the duties imposed by law on him/her and is willing to collect and preserve all assets of the estate, pay all creditors and distribute the remainder in accordance with the terms of the will or according to the laws of descent and distribution of the State of Tennessee and will file a tax return and pay tax on decedent's property, as required by Chapter 8, Title 67, Tennessee Code Annotated. The Affiant declares under the penalty of perjury, that the foregoing affidavit are/not false or misleading, true, correct, and complete.

This the _____ day of _____, 20_____.

Affiant (sign)

Address

Telephone number

STATE OF _____
COUNTY OF _____

The Affiant, _____ personally appeared before me, _____, Notary Public, Affiant signed document in my presence.

AFFIANT (sign)

Sworn to and subscribed before me this _____ day of _____, 20_____.

NOTARY PUBLIC

SEAL

IN THE PROBATE COURT FOR UNICOI COUNTY, TENNESSEE

IN THE ESTATE OF

DECEASED **PROBATE CASE NO.** _____

WAIVER OF BOND
FOR SMALL ESTATE AFFIDAVIT

I, _____, heir/beneficiary of the above referenced Estate, do hereby waive my appointment as the Personal Representative/Affiant of the Estate and consent to the appointment of _____ as Personal Representative/Affiant of the Estate, and I further state to the Court that this appointment shall be WITHOUT SURETY BOND.

This _____ day of _____, 20____.

Signature: _____

Address

STATE OF _____

COUNTY OF _____

Sworn to and subscribed before me this _____ day of _____, 20____.

Notary Public/Clerk/Deputy Clerk

Commission Expires: _____