

California Affidavit Of Collection Of
Estate Assets

In accordance with California Probate Code §§ 13101, 13051 and 13006.

Certified Copy of Decedent's Death Certificate to be attached to this Affidavit/Declaration

If the decedent's personal representative has consented to the payment, transfer, or delivery of the described property to the affiant or declarant, a copy of the consent and of the personal representative's letters shall be attached to the affidavit or declaration. If the particular item of property to be transferred is a debt or other obligation secured by a lien on real property and the instrument creating the lien has been recorded in the office of the county recorder of the county where the real property is located, the affidavit or declaration must satisfy the requirements both Cal. Prob. Code§ 13101. and of Cal. Prob. Code§ 13106.5.

To:

STATE OF CALIFORNIA
COUNTY OF SAN DIEGO

I, _____, the undersigned, first being duly sworn upon oath, state:

1. CHOOSE ONE

___ The affiant or declarant is the successor of the decedent (as defined in Section 13006 of the California Probate Code) to the decedent's interest in the described property.

___ The affiant or declarant is authorized under Section 13051 of the California Probate Code to act on behalf of the successor of the decedent (as defined in Section 13006 of the California Probate Code) with respect to the decedent's interest in the described property.

The name of the successor, if different from the affiant or declarant is:

2. Name of the decedent _____ -

3. Date of death: _____

4. State of decedent's residence at date of death: _____

5. Place of death: _____

6. At least 40 days have elapsed since the death of the decedent, as shown in a certified copy of the decedent's death certificate attached to this affidavit or declaration.

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

8. Check One:

_____ 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 or declarant of the property described in the affidavit or declaration.

9. The current gross fair market value of the decedent's real and personal property in California, excluding the property described in Section 13050 of the California Probate Code does not exceed one hundred fifty thousand dollars (\$150,000).

10. Check One:

_____ The decedent's estate does not include real property located in California.

_____ The decedent's estate includes real property located in California. An appraisal conducted by a Probate Referee that complies with California Probate Code Section 13103 is attached to this Affidavit.

11. The affiant or declarant is entitled by law to payment or delivery of the property and the affiant or declarant requests that the described property be paid, delivered, or transferred to the affiant or declarant.

12. The property is described as follows:

13. The affiant or declarant affirms or declares under penalty of perjury under the laws of the State of California that the foregoing is true and correct.

Signature of Affiant or Declarant making the above statements

Date: _____

Sign: _____

Print: _____

JURAT

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 San Diego

Subscribed and sworn to (or affirmed) before me on _____, 2016, by

_____, proved to me on the basis of satisfactory evidence to be the person who appeared before me.

_____ (Seal)

Walt Pennington
My Commission Expires: January 7, 2017