

MISSISSIPPI SMALL ESTATE AFFIDAVIT

I/We, _____, _____,
_____, ("Heir(s)" or "Successor(s)"), upon being duly sworn, state upon
my/our oath and personal knowledge the following:

1. _____, ("Decedent"), SS# _____, died on
in _____ County, Mississippi, at the age of _____ years. A copy
of the death certificate of the decedent is attached hereto as Exhibit "A".
2. The decedent's place of residence immediately before his death was
(address), Mississippi,
(Zip), which was the place where the principal part of his or her property was situated.
3. The value of the entire estate of the decedent, wherever located, excluding all
liens and encumbrances thereon, does not exceed Twenty Thousand Dollars
(\$50,000.00)
4. No application or petition for the appointment of a personal representative of
the decedent is pending, nor has a personal representative of the decedent
been appointed in any jurisdiction.
5. The decedent died more than thirty (30) days prior to the execution of this
Small Estate Affidavit.
6. A list of all know assets of the estate of the deceased are as follows:

ASSETS

Asset Description	Asset Value



7. The Names and addresses of all heirs and the facts establishing the relationship to the decedent are as follows:

Name, Address of Heir	Relationship	Status (Adult/Minor/Incapacitated)	Relevant family history facts concerning heirship

6. At the time of death, the decedent was:

- a) Married to _____.
- b) Never Married.
- c) Divorced from _____, on _____.
- d) Predeceased by spouse _____, on _____.

The children born of the marriage to _____ are indicated as such in paragraph _____. The decedent did not have any other children with any other person and did not adopt any children unless listed as adopted child in paragraph _____.

7. There is no known unpaid claimant against the decedent, except as stated in paragraph _____.

8. The decedent left no will and therefore died intestate.

Heir(s) state that the facts contained in this Affidavit are true and correct as therein stated.

Heir

Heir

SWORN TO and SUBSCRIBED BEFORE ME by the above Heir(s), this day of _____, 20____.

Notary's Name Printed:

Notary Public, State of _____

My Commission Expires: _____



Notes:

1. Any person indebted to the decedent or having possession of tangible personal property or an instrument evidencing a debt, obligation, stock, or chose in action belonging to the decedent shall make payment when due of the indebtedness or deliver the tangible personal property or an instrument evidencing a debt, obligation, stock, or chose in action to a person claiming to be the successor of the decedent, as defined herein, upon being presented this affidavit.
2. The successor of a decedent, upon execution of the affidavit, shall be empowered to negotiate, transfer ownership and exercise all other incidents of ownership with respect to the personal property and instruments obtained.
3. Any person paying, delivering, transferring or issuing personal property or the evidence thereof pursuant to the affidavit shall be discharged and released to the same extent as if such person had dealt with a personal representative of the decedent. Such person shall not be required to see to the proper application of the personal property or evidence thereof or to inquire into the truth of any statement in the affidavit. If any person to whom an affidavit is delivered, refuses to pay, deliver, transfer or issue any personal property or evidence thereof to the successor, such property or evidence thereof may be recovered or its payment, delivery, transfer or issuance compelled upon proof of the successor's right in a proceeding brought in chancery court for such purpose by or on behalf of the persons entitled thereto. Any person to whom payment, delivery, transfer or issuance is made shall be answerable and accountable to the personal representative of the estate, if any, or to any other person having a superior right.

Disclaimer

This form is provided without any warranty, express or implied, as to its legal effect and completeness. Please use at your own risk. If you have a serious legal problem, we suggest that you consult an attorney.

